

**MINUTES OF THE REGULAR MEETING  
OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF WALL, HELD IN THE  
MEETING ROOM, MUNICIPAL COMPLEX  
WEDNESDAY, JANUARY 24, 2007**

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The meeting was called to order by Mayor Tobia at 7:30 P.M. Present were Mayor John W. Tobia presiding, Deputy Mayor Edward H. Thomson, Committeewoman Mary L. Burne, Committeeman Robert D. Peters, Committeeman John P. Devlin, Township Administrator Joseph L. Verruni, Township Attorney Roger J. McLaughlin and Deputy Clerk Betty Schinestuhl.

Mayor Tobia read the sunshine statement.

Roll-call was taken by Betty Schinestuhl.

Mayor Tobia read the Proclamation honoring Judge Even W. Broadbelt. Mayor Tobia said he has known Judge Broadbelt for many years. He said he has always been a fair Judge.

Judge Broadbelt thanked the Township Committee. He said he is very grateful to this Committee and other members of the Township Committee over the years who have kept him employed for over 25 years. He said this is his home town and he is very, very pleased.

Committeewoman Burne said what is not in that Proclamation is that you are a good baker. This room is going to miss you. It is our loss that you are retiring. She wished him much happiness.

Committeeman Peters said he goes way back with the Judge. He said he replaced Judge Broadbelt on the Community Relations Committee. You will be missed. You have the respect of all the people on this dais. You were highly respected.

Deputy Mayor Thomson said it has been a lot of years. Enjoy yourself.

Committeeman Devlin said he doesn't think the Judge is going to miss the thermostat in this room. He thanked the Judge. He thanked him for swearing him in.

Attorney McLaughlin said when he met Judge Broadbelt he was a rookie lawyer. He said what he remembers most was the fun they had. He said he remembers the days they had lots of night courts. He said being a prosecutor under

Judge Broadbelt was a great learning experience. He said the Judge did a great job. He wished him the best.

Judge Broadbelt thanked the Committee for their kind words. It is not about me it is about Wall Township. This is my hometown. I was pleased that my parents picked Wall Township to come to. He said he went through the Wall Township school system. This is my home. That is why this job was very special to me. Judge Broadbelt introduced his son Jeff. He raised him in Wall Township. He thanked his son. He told the Committee he will still be around.

Deputy Mayor Thomson made a motion to approve the Vouchers for December 2, 2006 thru January 5, 2007, in the amount of \$9,843,058.40. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Burne	Yea
Thomson	Yea
Tobia	Yea

There being five yeas and no nays, the Mayor declared the Vouchers approved.

Committeeman Devlin moved that the Minutes of the Regular Meetings of September and October 2006 be adopted as per copies submitted by the Clerk. Committeeman Peterson seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 2-2007** - Amending Chapter 119 Food Establishments - Exempt Schools entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER 119, "FOOD ESTABLISHMENTS", SECTION 119-2, "FEES", OF THE CODE OF THE TOWNSHIP OF WALL." Ms. Schinestuhl read the Ordinance by title only, as required by law. Committeeman Devlin moved that the Ordinance be adopted as to first reading. Committeeman Peters seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Burne	Yea
Thomson	Yea
Tobia	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Devlin moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held February 14, 2007 at 7:30 P.M. Committeeman Peters seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 3-2007** - Authorizing Sale of Property - Wyckoff Road - Block 917.01, Lot 21 entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW

JERSEY, AUTHORIZING CONVEYANCE OF TITLE TO CERTAIN LANDS OWNED BY THE TOWNSHIP OF WALL PURSUANT TO A PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(B)" Ms. Schinestuhl read the Ordinance by title only, as required by law. Deputy Mayor Thomson moved that the Ordinance be adopted as to first reading. Committeeman Devlin seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Burne	Yea
Thomson	Yea
Tobia	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Deputy Mayor Thomson moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held February 14, 2007 at 7:30 P.M. Committeeman Devlin seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 4-2007** - Pertaining to Mobile Home and Mobile Home Parks entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER 153, "MOBILE HOMES AND MOBILE HOME PARKS", SECTION 153-29, "DETERMINATION OF RENTS", OF THE CODE OF THE TOWNSHIP OF WALL." Ms. Schinestuhl read the Ordinance by title only, as required by law. Committeeman Peters moved that the Ordinance be adopted as to first reading. Deputy Mayor Thomson seconded the motion and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Burne	Yea
Thomson	Yea
Tobia	Yea

There being five yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Peters moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held February 14, 2007 at 7:30 P.M. Deputy Mayor Thomson seconded the motion and all members voted yes.

**Consent Agenda**

With reference to Items 9 A - KK was announced that all matters will be adopted or approved collectively by a single motion and roll-call vote by a majority of the Township Committee. All items on the consent agenda have been made available in advance of the meeting for public inspection and are also available for public inspection in the office of the Township Clerk. There will be no separate discussion of these items. If discussion is desired on any item, it will be considered separately. Mayor Tobia asked if any member of the Township Committee wished to consider any item separately. There being no further comments, a motion was made by Committeeman Thomson and seconded by Committeeman Peters to adopt the following Resolutions, and on roll-call, members voted as follows:

Devlin	Yea
Peters	Yea
Burne	Yea
Thomson	Yea
Tobia	Yea

There being five yeas and no nays, the Mayor declared the following Resolutions adopted:

#07-131 - A RESOLUTION OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, NEW JERSEY, MAKING APPLICATION TO THE LOCAL FINANCE BOARD FOR APPROVAL OF REFUNDING BONDS PURSUANT TO N.J.S.A. 40A:2-51(Ratify)

#07-132 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL ADOPTING TEMPORARY CAPITAL BUDGET (Ratify)

#07-133 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL ADOPTING TEMPORARY APPROPRIATIONS (Ratify)

#07-134 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPROVING CHANGE ORDER NO. 3 - PUBLIC SAFETY BUILDING (Ratify)

#07-135 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - JOE'S PIZZERIA AND RESTAURANT (Ratify)

#07-136 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - SUMO HIBACHI (Ratify)

#07-137 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL ESTABLISHING A SPECIAL PRIVATE EXECUTIVE MEETING (Ratify)

#07-139 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE REDUCTION OF A PERFORMANCE GUARANTEE FOR BLOCK 893, LOT 5 - RAMSHORN DRIVE

#07-140 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE PERTAINING TO BLOCK 257, LOT 1 - BELMAR BOULEVARD

#07-141 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF A CERTAIN MAINTENANCE BOND POSTED FOR BLOCK 88, LOT 2 - LOCATED AT HIGHWAY 35 AND OLD MILL ROAD

#07-142 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL OPPOSING A-3857, WHICH, IF ENACTED, WOULD EXTINGUISH RCAs AS A TOOL TO FACILITATE MUNICIPAL COMPLIANCE WITH MOUNT LAUREL

#07-143 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE SUBMISSION OF A RECYCLING TONNAGE GRANT APPLICATION

#07-144 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RENEWAL OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF WALL - TAQUERIA DOS HERMANOS

#07-145 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING A ONE (1) YEAR RENEWAL OF THE CONTRACT FOR HVAC SYSTEMS REPAIR AND MAINTENANCE SERVICES

#07-146 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDDING A CONTRACT FOR THE PURCHASE OF A COMBINATION SEWER CLEANER AND VACUUM MANHOLE CLEANER - JET VAC, INC.

#07-147 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDDING A CONTRACT FOR BRASS GOODS - WATER WORKS SUPPLY

#07-148 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDDING A CONTRACT FOR THE INSTALLATION OF CERTAIN PLAYGROUND EQUIPMENT WITHIN THE TOWNSHIP OF WALL - WHIRL CONSTRUCTION

#07-149 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, REJECTING ALL BIDS RECEIVED FOR THE PURCHASE OF THREE DUMP TRUCKS AND AUTHORIZING THE RE-ADVERTISEMENT OF BIDS FOR SAME

#07-150 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE TOWNSHIP TAX ASSESSOR TO REPRESENT THE TOWNSHIP IN TAX APPEALS

#07-151 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF AN APPLICATION FOR UTILITY OPENING AND UTILITY OPENING PERMITS FOR BLOCK 151, LOT 10.01 - LONG MEADOW COMMONS

#07-152 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF AN APPLICATION FOR UTILITY OPENING PERMITS FOR LONG MEADOW COMMONS - BLOCK 151, LOT 10.01

#07-153 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#07-154 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN WATER/SEWER REFUNDS

#07-155 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING THE CHIEF OF POLICE - CAPTAIN BERNARD SULLIVAN

#07-156 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

One Day Social Affairs Permit - Allenwood PTG - April 27, 2007 - south Wall Firehouse

One Day Social Affairs Permit - St. Denis PTA - March 2, 2007 - South Wall Firehouse

One Day social Affairs Permit - Monmouth County Police Pipes and Drums - February 2, 2007 - South Wall Firehouse

Raffle - St. Denis PTA - March 2, 2007 - Gas Barbecue Grill - South Wall Firehouse

Raffle - Allenwood PTG - April 27, 2007 - 50/50

Raffle - Allenwood PTG - April 27, 2007 - Chinese Auction

Raffle - Wall High School Booster Association - march 26, 2007 - 50/50

Raffle - Wall Central School, CAPE - March 24, 2007 - 50/50

Raffle - Wall Central School, CAPE - March 24, 2007 - Grand Prize

Raffle - Wall Central School, CAPE - March 24, 2007 - Chinese Auction

Raffle - Old Mill Home & School - March 10, 2007 - 50/50

Renewal of Mobile Home park Licenses:

Bearmore  
Manich  
Shore Acres  
Sea Breeze

**End of Consent Agenda**

**Comments from Township Committee**

None

**Audience Participation**

Bill Myrtetus, 1301 Laurel Avenue, said he had just a few informational things. Item 6, what is being established? Administrator Verruni explained this will exempt the public schools from paying a Board of Health food license fee.

Mr. Myrtetus asked about item 8, what is happening with the Mobile Home Parks? Attorney McLaughlin said it deals with when there is a vacancy. When someone vacates that landlord will provide a certification signed by the tenant that there was no duress or coercion. This will help.

Mr. Myrtetus asked about item G on the Consent Agenda. When will that be? Mayor Tobia said that was last week. It was to interview for Police Chief.

Mr. Myrtetus asked about item Y - Personnel. Mayor Tobia said that pertains to the items below.

Mr. Myrtetus asked about Marcelino Herrera. Is that really July 3, 2006? Committeeman Peters said it is just some housekeeping.

Mr. Myrtetus asked about item KK. Why is the other one not being renewed? Administrator Verruni said there were deficiencies. We don't renew it until they are visited.

Don Herbert, Atlantic Avenue, asked if anything has changed in the County regarding recycling. Mayor Tobia said nothing has been changed. Mr. Herbert asked why is this Township throwing paper into the garbage. Mayor Tobia told Mr. Herbert to contact Public works. Mr. Herbert said he contacted them two months in a row. They are still doing it. Administrator Verruni said he will get him an answer.

Mr. Herbert said Brian's Auto Repair and the Exxon are not supposed to have four sale signs. They have junk cars and

four sale signs. These are violations. Administrator Verruni said he will have Matt Zahorsky check into it. Mayor Tobia said we will have code enforcement go out.

Mr. Herbert asked if they have met with the owner of Allenwood Cemetery. Attorney McLaughlin said his assistant was going to meet with the owner. He said he will find out.

Jeff Foster asked about item #7. He said you are going to sell property. Mayor Tobia said that is south of Belmar Boulevard. It is a small triangular piece. Administrator Verruni said there is a house that had a driveway on a small piece of our property. They are going to purchase it. It is only a few feet.

Mr. Foster asked about item R. Administrator Verruni said the bids came in as two wheel drive. We need four wheel drive.

Administrator Verruni left the meeting.

Pierre Salmon asked if there was any way of expanding the use of the Township website. He would like to see the Board of Education budget and audit. That is very valuable information. He said he thinks that would be a good thing to have on the site. Mayor Tobia said he will look into that. Ms. Elia will take care of it.

Mr. Smith asked about the payment of taxes on line and the fee connected with it. Is it really necessary to charge a fee? He said he wishes the Township would consider not having a fee. He said there would be a great utilization of on-line payments. He said he pays a lot of his bills on-line and does not pay a fee. Mayor Tobia said we will look into that.

Dan Udovic said he wanted to speak to the Committee about fiber optics coming into the Township from Verizon. He said he has a concern. December 18<sup>th</sup> Verizon went system wide. He is concerned about the way they did it. Mayor

Tobia suggested Mr. Udovic call Administrator Verruni and set up a meeting. Committeewoman Burne said aren't those lines all being done in the air, with lines that are already there. She said she has seen them in town and asked questions. She asked them above or underground. The response she received is that they were following the natural lines. They would not be taking down trees.

Mr. Udovic said they have to first run the fiber, then the fiber to the person's home. They will be running in the ground and poles. People that have the old style phone service now, those phones still work. What Verizon is doing is eliminating competition. When someone wants cable TV they have gotten approval to pull out the phone lines and put in fiber. They have not provided for an outage. You will keep your phone for 2 - 8 hours. After 2 - 8 hours you will lose your phone. Verizon does not have to pull out that copper. He said he sent an e-mail to Mayor Tobia and Administrator Verruni and most of the Townships in Monmouth County.

Committeewoman Burne said she wants to thank Mr. Udovic for bringing that to the Committee's attention. I do have a suggestion. We might be able to put something together when we send out our water bills and inform our residents so they are alerted to it. We might want to speak to Verizon and let them know we are aware of it and protect those people who do not have cell phones.

Mr. Udovic left a pamphlet.

Mayor Tobia said Ms. Elia will look into this.

Mr. Udovic said if you find there is merit to this let people in other towns know.

Mr. Devlin said it is a serious issue even for first responders.

There being no further comments, Committeeman Peters made a motion to adjourn. Deputy Mayor Thomson seconded and all members voted yes. The meeting adjourned at 8:15 P.M.

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TOWNSHIP CLERK

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MAYOR