

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
TUESDAY, FEBRUARY 13, 2008**

The meeting was called to order by Mayor Devlin at 7:30 P.M. Present were Mayor John P. Devlin presiding, Deputy Mayor Michael J. Clayton, Committeeman Jeffrey W. Foster, Committeeman Clinton C. Hoffman, Township Administrator Joseph L. Verruni, Township Attorney Mark G. Kitrick and Township Clerk Lorraine Kubacz. Committeeman Thomson was not present.

Mayor Devlin read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Committeeman Foster made a motion to approve the Vouchers for January 12, 2008 thru February 1, 2008 in the amount of \$6,537,555.03. Deputy Mayor Clayton seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

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

A Proclamation Honoring the Glendola Lions Club was read.

A Proclamation In Recognition of ARC Awareness Month was read.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 1-2008** - Towing Fees entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 206, "TOWING AND STORAGE OF MOTOR VEHICLES" OF THE CODE OF THE TOWNSHIP OF WALL". Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Devlin declared the Public Hearing open. There being no comments or objections, Committeeman Hoffman moved that the public hearing be closed. Committeeman Foster seconded the motion and all members voted yes. Committeeman Hoffman moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted. Committeeman Hoffman moved that the Ordinance be advertised according to law. Committeeman Foster seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 2-2008** - Amending Ordinance No. 29-2007 - Personnel Policies entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 33, "PERSONNEL POLICIES" OF THE CODE OF THE TOWNSHIP OF WALL". Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Devlin declared the Public Hearing open. There being no comments or objections, Deputy Mayor Clayton moved that the public hearing be closed. Committeeman Foster seconded the motion and all members voted yes. Deputy Mayor Clayton moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted. Deputy Mayor Clayton moved that the Ordinance be advertised according to law. Committeeman Foster seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 3-2008** - Authorizing the Acquisition of Proposed Lot 1.02 in Block 190 - New Bedford Road (Wheelwright Shop) entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING THE ACQUISITION OF PROPOSED LOT 1.02, IN BLOCK 190 - NEW BEDFORD ROAD". Mrs. Kubacz read the Ordinance by title only as required by law.

Mayor Devlin declared the Public Hearing open. There being no comments or objections, Committeeman Foster moved that the public hearing be closed. Committeeman Hoffman seconded the motion and all members voted yes. Committeeman Foster moved that the Ordinance be adopted as to its second reading and February 13, 2008

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final passage. Committeeman Hoffman seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted. Committeeman Foster moved that the Ordinance be advertised according to law. Committeeman Hoffman seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 4-2008** - Amending and Supplementing Chapter 222 - Water and Sewer - Grease Traps entitled, "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 222, "WATER AND SEWERS" OF THE CODE OF THE TOWNSHIP OF WALL". Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Hoffman moved that the Ordinance be adopted as to first reading. Deputy Mayor Clayton seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Hoffman moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held May 12, 2008 at 7:30 P.M. Deputy Mayor Clayton seconded the motion and all members voted yes.

Consent Agenda

With reference to Items 11 A - Y 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 Devlin asked if any member of the Township Committee wished to consider any other item separately. There being no further comments, a motion was

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made by Committeeman Foster and seconded by Deputy Mayor Clayton to adopt the following Resolutions, and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Absent
Clayton	Yea
Devlin	Yea

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

#08-201 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC AUCTION SALE OF VARIOUS ITEMS (RATIFY)

#08-202 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE DISCUSSION OF MATTERS IN A CLOSED SESSION PURSUANT TO THE STATUTORY EXCLUSIONS OF N.J.S.A. 10:4-12 (RATIFY)

#08-204 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF CERTAIN ESCROWS - OSPREY ENTERPRISES, LLC - BLOCK 206, LOT 15 AND 17

#08-205 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPROVING CHANGE ORDER FINAL - IMPROVEMENTS TO MONMOUTH BOULEVARD, PHASE III AND GLENDOLA ROAD, PHASE II

#08-206 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARDDING A CONTRACT FOR THE PURCHASE OF BITUMINOUS CONCRETE - STAVOLA ASPHALT COMPANY, INC.

#08-207 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE CANCELLATION OF PROPERTY TAXES ON BLOCK 805, LOT 39 FOR THE YEAR 2007 AND REIMBURSING THE PROPERTY OWNER, ELAINE STEVENS, FOR EXCESS TAXES PAID

#08-208 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE CANCELLATION OF TAXES

#08-209 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN WATER/SEWER REFUNDS

#08-210 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

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#08-211 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE LEASE OF TOWNSHIP LANDS NOT NEEDED FOR PUBLIC USE - BLOCK 804, LOT 8.03

#08-212 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING COMMISSIONS TO THE SELF-INSURANCE FUND FOR HEALTH BENEFITS

#08-213 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE APPOINTMENT OF PROFESSIONAL SERVICES FOR THE YEAR 2008

#08-214 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING MEMBERS TO THE COMMUNITY RELATIONS/COMMUNITY ALLIANCE COMMITTEE

#08-215 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING A BROKER OF RECORD WITH RESPECT TO THE TOWNSHIP OF WALL EMPLOYEE HEALTH INSURANCE BENEFIT PROGRAM

#08-216 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

One Day Liquor Permit - Old Mill Home and School Association - South Wall Firehouse - April 25, 2008, 7:00 - 11:00 P.M. - Benefit Old Mill School Children

One Day Liquor Permit - Monmouth County Police Pipes and Drums - South Wall Firehouse - February 29, 2008, 7:00 - 11:00 P.M. - Benefit Pipes and Drums

Raffle - Old Mill Home & School Association - March 8, 2008 - 50/50 - Benefit Old Mill School Children

Raffle - Allaire Village - August 16, 2008 - Plastic Duck Race

Raffle - Allaire Village - August 24, 2008 - 50/50

Raffle - Allaire Village - December 14, 2008 - Quilt

Raffle - Old Mill Home and School Association - April 25, 2008
- 50/50 - Benefit Old Mill School Children

Raffle - Old Mill Home and School Association - April 25, 2008
- Gift Auction

Raffle - Old Mill Home and School Association - April 25, 2008
- Gift Baskets

End of Consent Agenda

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Comments from Township Committee

None

Audience Participation

Bill Spillane, Atlantic Avenue, stated that he has concerns about fire safety in mobile homes. Building codes allow them to be very close. When this was put into affect, it did not have the ramifications it has now. These buildings used to be metal, but now they are made of polymer. This is a fire hazard. Mr. Spillane gave the committee brochures specifically on vinyl siding on mobile homes. Mr. Spillane explained the brochures and advised that he did his own testing of the materials and explained the results. Mr. Spillane stated that he lives in Shore Mobile Acres and the new landlord has changed the mobile homes to a distance of ten feet which is what the township allows.

Mr. Spillane stated that this is creating a fire hazard. Mayor Devlin said that the Committee will look into this. Deputy Mayor Clayton stated that this is regulated by the Uniform Construction Code. Houses can be built within three feet. Mobile homes are regulated by the Department of Community Affairs and the Township cannot change this. Mr. Spillane stated that the Township's building code allows no home to be built closer than fifteen feet. Mr. Spillane is asking for this with the mobile homes. Attorney Kitrick stated that this could be discussed with the Planner.

Tom Oleszkiewicz, Edgemere Road, asked about the money being spent on parks in the Township. Some of this has already been spent on the North and South Wall ball fields.

Mr. Oleszkiewicz stated that he took pictures at the fields during the rain. There is a pond in the field which was still there two hours after the rain stopped. Money has been spent to cut down the trees and for drainage. There is a catch basin which is not finished. Mr. Oleszkiewicz proposed that the other two fields have a grass infield. If the fields are needed in 10-15 years, then they can be put in. The land should be seeded and have walking trails around it. Mr. Verruni said that the Committee would have to discuss this.

Mr. Oleszkiewicz stated that L & L has started grading and putting top soil on the other fields. If the same thing is done on the Edgemere side, it will have the same affect. There is a water problem. Mayor Devlin said he was out there with Committeeman Foster. Our Engineer Matt Zahorsky is present at the meeting tonight to try to explain the drainage.

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Matt Zahorsky stated that there will be localized ponds until this is finished. Once the contractor finalize the grading, there will be no ponding. Mr. Oleszkiewicz asked what the intentions are for the other side of the berm. Mr. Zahorsky replied that there is ponding there today after the rain. The Township will ensure that the other side will be graded to make sure that it continues down along the fence line.

Mayor Devlin stated that the Township will make sure that the Engineer gets more aggressive. Committeeman Foster stated that the fields will be seeded and we will wait two growing seasons. Mr. Zahorsky said no, one field has grass infield with clay on the base line. The other three will be grass outfields. That's in the contract. Committeeman Foster said that anything that is not clay will be seeded and we will wait for two years before anyone uses it.

Mayor Devlin said that the Committee will discuss this as a Committee.

There being no further comments, the meeting adjourned at 8:10 p.m.

LORRAINE KUBACZ, RMC
TOWNSHIP CLERK

JOHN P. DEVLIN
MAYOR