

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, AUGUST 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 Edward H. Thomson, Committeeman Jeffrey W. Foster, Township Administrator Joseph L. Verruni, Township Attorney Mark G. Kitrick and Township Clerk Lorraine Kubacz. Committeeman Clinton C. Hoffman was absent.

Mayor Devlin read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Administrator Verruni announced that there would be one property sewer assessment hearing. Joseph Pizzello, property owner, asked why he was the only person being assessed. Mr. Verruni explained that everyone on Route 34 was assessed, but this owner's notice was sent to the wrong address. This is part of the Devlin Gymnastics sewer project. The owner of Block 831 Lot 36.02 - Route 34 South did not receive proper notice when the original hearing was held. So we had to renotice this one property.

Mr. Verruni explained that this is not the full value of the assessment. This Township Committee and prior committees capped the assessments. This fee can be paid all at once or over a ten year period with a small interest rate. Mr. Pizzello asked how many properties were assessed. Mr. Verruni said this particular project had twelve properties. Mr. Pizzello said that he had no objection to the sewer or the assessment and thanked the Committee.

Administrator Verruni announced that a Proclamation - Naming Wall Township Mascots, Annie and Daisy the cows from Atlantic Farms. Mayor Devlin read the Proclamation. John Tobia from Atlantic Farms stated that he was speaking on behalf of Annie and Daisy and the staff of Atlantic Farms. They have been here for twenty years and have been an intricate part of Wall Township especially with the enjoyment that is brought to the children of Wall. Mr. Tobia said he would like to say that Atlantic Farms has been a bridge between the past and the present. The Committee thanked Mr. Tobia.

Committeeman Thomson made a motion to approve the Vouchers for June 27, 2008 to July 30, 2008 in the amount of \$8,379,146.34. Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

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

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 6-2008** - Amending the Zoning Map - Block 722 Lots 10.01 And 3.02 - Old Mill Road - Schlaflin Property entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUT, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CAPTER 140 ARTICLE XX ENTITLED ZONING MAP AND DISTRICTS" Mrs. Kubacz read the Ordinance according to law. Mayor Devlin declared the Public Hearing open. There being no comments or objections, Committeeman Thomson moved that the public hearing be closed. Committeeman Foster seconded the motion and all members voted yes. Committeeman Thomson 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	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted. Committeeman Thomson 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. 13-2008** - Amending and Supplementing Chapter 222 - Water and Sewer - Tap Fees entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUT, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CAPTER 222 WATER AND SEWER, ARTICLE I WATER, SECTION THREE SUBSECTION B FIXING A TAP FEE FOR LATERAL CONNECTIONS TO MUNICIPAL WATER DISTRIBUTION SYSTEM," Mrs. Kubacz read the Ordinance according to law.

Mayor Devlin declared the Public Hearing open. There being no comments or objections, Committeeman Foster moved that the public hearing be closed. Committeeman Thomson seconded the motion and all members voted yes. Committeeman Foster moved that the Ordinance be adopted as to its second reading and final passage. Committeeman Thomson seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
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 Thomson seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 14-2008** - Licensing of Mobile Home Parks - Snow Removal entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUT, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 153 MOBILE HOMES AND MOBILE HOME PARKS, ARTICLE I LICENSING OF MOBILE HOME PARKS SECTION 22 SNOW REMOVAL" Mrs. Kubacz read the Ordinance according to law. Mayor Devlin declared the Public Hearing open.

George Newberry stated that he is a member of the Rent Stabilization Board and in 2006-2007 the mobile home parks were left stranded in snow storms. The ordinance that deals with this should be reviewed by the Committee because it is over thirty years old. There are other changes that should be made. This should be done to improve the life of the residents in these parks.

There being no further comments or objections, Committeeman Thomson moved that the public hearing be closed. Committeeman Foster seconded the motion and all members voted yes. Committeeman Thomson 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	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted. Committeeman Thomson 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. 15-2008** - Vacation of Myrtle Avenue entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUT, STATE OF NEW JERSEY VACATING A 45' WIDE UNIMPROVED PORTION OF MYRTLE AVENUE SITUATED EAST OF RAMSHORN DRIVE PURSUANT TO JNSA 40:67-19," Mrs. Kubacz read the Ordinance by title only, as required. Committeeman Thomson moved that the ordinance be carried to September 10, 2008, at 7:30 p.m. Committeeman Foster seconded the motion and on roll call members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance carried.

With reference to Introduction of **ORDINANCE NO. 16-2008** - Determining Positions Eligible for Defined Contribution Retirement Program (DCRP) entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUT, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 42 SALARIES AND COMPENSATION," Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Foster moved that the Ordinance be adopted as to first reading. Committeeman Thomson seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Foster moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held September 10, 2008, at 7:30 P.M. Committeeman Thomson seconded the motion and all members voted yes.

With reference to Introduction of **ORDINANCE NO. 17-2008** - Amending and Supplementing Chapter 108 Pertaining to Firearms

entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CAPTER 108 PERTAINING TO FIREARMS " Mrs. Kubacz read the Ordinance by title only, as required by law. Committeeman Thomson moved that the Ordinance be adopted as to first reading. Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being four yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading. Committeeman Thomson moved that the Clerk advertise the Ordinance according to law, the second reading and public hearing to be held September 10, 2008, at 7:30 P.M. Committeeman Foster seconded the motion and all members voted yes.

Consent Agenda

With reference to Items 9 A - EE it 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 comments, a motion was made by Deputy Mayor Clayton and seconded by Committeeman Foster to adopt the following Resolutions, and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Absent
Thomson	Yea
Clayton	Yea
Devlin	Yea

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

#08-722 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE TOWNSHIP CLERK TO ISSUE

SPECIFICATIONS AND ADVERTISE FOR THE SUBMISSION OF SEALED BIDS FOR THE SALE OF CERTAIN EQUIPMENT TO THE TOWNSHIP OF WALL

#08-723 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL ESTABLISHING A SPECIAL PUBLIC BUSINESS MEETING

#08-724 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE DISCUSSION OF MATTERS IN A CLOSED SESSION PURSUANT TO THE STATUTORY ECLUSIONS OF N.J.S.A. 10:4-12

#08-801 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE DISCUSSION OF MATTERS IN A CLOSED SESSION PURSUANT TO THE STATUTORY ECLUSIONS OF N.J.S.A. 10:4-12

#08-803 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL CONFIRMING THE ASSESSMENT REPORT DATED OCTOBER 3, 2006, FIXING THE ASSESMENTS ON CERTAIN PROPERTIES BENEFITTED THEREIN BY REASON OF THE INSTALLATION OF SEWER IMPROVEMENTS IN AND ALONG VARIOUS PROERTIES IN WALL TOWNSHIP AND KNOWN AS ROUTE 34 SOUTHBOUND-DEVLIN GYM SANITARY SEWER EXTENSION

#08-804 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF AN INTERLOCAL SERVICES AGREEMENT FOR THE PROVISION OF WATER SERVICES

#08-805 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF AN ANIMAL CONTROL SERVICES AGREEMENT WITH THE ASSOCIATED HUMANE SOCIETIES, INC.

#08-806 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF MONIES HELD IN ESCROW

#08-807 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL ENDORSEMENTS ON BEHALF OF THE TOWNSHIP FOR APPROVAL OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A SANITARY SEWER EXTENSION APPLICATION FOR MARTELLI OFICE PARK, BLOCK 017.01, LOT 19

#08-808 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR TO EXECUTE ANY AND ALL ENDORSEMENTS ON BEHALF OF THE TOWNSHIP FOR APPROVAL OF PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF A WATER MAIN EXTENSION APPLICATION FOR MARTELLI OFICE PARK, BLOCK 017.01, LOT 19

#08-809 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF AN AMENDED DEVELOPER'S AGREEMENT

#08-810 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE USE OF A SHARED MUNICIPAL FACILITY FOR THE PURPOSE OF STORING ROAD SALT

#08-811 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARING A CONTRACT FOR THE PURCHASE OF A REFUSE PACKER TRUCK

#08-812 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARING THE CONTRACT FOR THE PURCHASE OF A NEW AMBULANCE

#08-813 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARING THE CONTRACT FOR JANITORIAL SERVICES

#08-814 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARING A CONTRACT FOR THE PURCHASE OF A HYDRAULIC JACK

#08-815 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AWARING A CONTRACT FOR THE PURCHASE OF A WHEEL LOADER AND TINK CLAW

#08-816 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE TOWNSHIP CLERK TO ISSUE SPECIFICATIONS AND ADVERTISE FOR THE SUBMISSION OF SEALED BIDS FOR THE PROVISION OF BILLING AND ACCOUNT COLLECTION SERVICES

#08-817 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE TOWNSHIP CLERK TO ISSUE SPECIFICATIONS AND ADVERTISE FOR THE SUBMISSION OF SEALED BIDS FOR THE PURCHASE OF A NEW DUMP TRUCK

#08-818 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL GRANTING DISABLED VETERAN STATUS EXEMPTING ALFRED DELL'ISOLA FROM PROPERTY TAX OBLIGATIONS AND AUTHORIZING A REFUND OF PROPERTY TAXES PAID

#08-819 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL GRANTING DISABLED VETERAN STATUS EXEMPTING JEFFREY ANNICELLI FROM PROPERTY TAX OBLIGATIONS AND AUTHORIZING A REFUND OF PROPERTY TAXES PAID

#08-820 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE CANCELLATION OF TAXES WITH RESPECT TO BLOCK 333 LOT 36 - NARRUMSON ROAD

#08-821 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING A MEMBER TO THE PLANNING BOARD

#08-822 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR THE PROVISION AND ADMINISTRATION OF AN EMPLOYEE ASSISTANCE PROGRAM

#08-823 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#08-824 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING PAYMENT OF 9 VACATION DAYS

#08-825 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

STREET CLOSING - BLOCK PARTY - SEPTEMBER 13, 2008 - WOODCHUCK LANE - 6-11 P.M.

STREET CLOSING - BLOCK PARTY - SEPTEMBER 6, 2008 - OAK ROAD - 12 NOON - 8 P.M.

ONE DAY CATERING PERMIT - THE CABIN RESTAURANT - OAK TREE LODGE - AUGUST 17, 2008 - 12 NOON - 8 P.M.

RAFFLE - LADY KNIGHTS REBOUND CLUB - JANUARY 22, 2009 50/50 - WALL HIGH SCHOOL TO BENEFIT GIRLS' BASKETBALL TEAM

End of Consent Agenda

Comments from Township Committee

Mayor Devlin discussed the affordable housing obligations imposed on the Township by the State. Mayor Devlin stated that it is a notable concept by the State but 667 affordable housing units will have a definite affect on the Township. The Township Committee formed a Mount Laurel Sub Committee to assist in preparing for this burden. The Township Committee determined that more had to be done and the Committee instructed our Attorney to file a law suit and to pursue discussions with similar municipalities. Mayor Devlin asked all residents to sign a petition to help fight the obligations imposed on the Township.

Audience Participation

Robin Cervantes asked if COAH can take into consideration the Township's Open Space when they figure out the number of units required. Mayor Devlin responded that once property is

dedicated as Open Space, we cannot build on it. Committeeman Foster added that we want that subtracted from the tally anyway. Mayor Devlin stated that the numbers came from the State.

Walter Weaver asked about a certain piece of Open Space. Mr. Verruni replied that the State still owns that property and we have a Lease Agreement. The State retains ownership.

Bill Spillane, Shore Mobile Acres, thanked the Committee for passing the Ordinance for snow removal.

Michael Krigstein, Redwood Drive, thanked Roberta Lang from the Planning Board, for her assistance. Without her aid he would not have gotten his subdivision finalized. She was very courteous and helpful. The Committee thanked Mr. Krigstein.

Walter Weaver stated that at the March 12th meeting he asked about the dog park and the Committee said that they would look into the matter. No one was assigned to look into this matter.

Walter Weaver also asked about stenographer's reports from the Planning Board and Board of Adjustment. Mr. Verruni advised that the Township does not pay for anyone to get a copy. The Township would pay extra if they needed a transcript typed. We authorized Mr. Weaver to get a transcript of one meeting because the recording machine malfunctioned. But this is not done on a regular basis. Mr. Weaver stated that the stenographer is paid but the Township is not getting anything for the money.

Committeeman Thomson replied that with any application, the applicant is paying for this. The escrow fees pay for this. Anyone who wants to listen to the tape can do so, free of charge. The \$350 that is paid to the stenographer comes from the escrow fees. Attorney Kitrick added that if Mr. Weaver went to a Court and requested a copy of the transcript, he would also have to pay for it, it is not provided. This fee pays for the stenographer's time at the meetings.

Trish Longo-McCarthy, Edgemere Road, asked if Camp Evans is on the table when it comes to COAH. Mr. Verruni replied no, this is not in the reuse plan. We obtained this property for those things in the reuse plan. We would have to go back to the Army and refile our reuse plan.

There being no further comments, the meeting adjourned at 7:50 p.m.

TOWNSHIP CLERK

MAYOR