

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, DECEMBER 10, 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, Committeeman Clinton C. Hoffman, Township Administrator Joseph L. Verruni, Township Attorney Mark G. Kitrick and Township Clerk Lorraine Kubacz.

Mayor Devlin read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Mayor Devlin announced that before the meeting starts he wanted to recognize Committeeman Thomson who has worked with him on the Township Committee for six years and who served the municipality for eleven years. Mr. Thomson is an outstanding individual who has put his time in for the township. Mayor Devlin said it was definitely an honor to work with Mr. Thomson. Mayor Devlin read a Proclamation honoring Committeeman Thomson and thanked him for his time on the Committee. Committeeman Hoffman thanked Mr. Thomson for his service. Committeeman Hoffman stated that he and Mr. Thomson have butted heads a few times, but Mr. Thomson is trying to teach him and he appreciated this.

Committeeman Hoffman read a Proclamation for Mayor Devlin and stated that it was a pleasure to work with him. Committeeman Foster also presented Mayor Devlin with a plaque. Mayor Devlin has served with honor and distinction. His tireless efforts have enhanced the residents of Wall Township.

Mayor Devlin stated that serving as Mayor has been an honor and he has accomplished a lot of things during his tenure including creating our own Water Authority, working on the West Belmar Gateway and open space. Mayor Devlin thanked everyone for attending the meeting for him and said he looks forward to the future.

Mayor Devlin announced that Ocean First would be presenting the First Aid and Fire Squads with monetary gifts tonight and introduced Gary Caspian, Vice President of Ocean First. Mr. Caspian stated that this program was started twelve years ago and since that time, they have given away over \$1 million. Mr. Caspian gave \$500 to each organization and stated that Ocean First knows how vital they are. Mr. Caspian thanked all the members present. The Committee thanked Ocean First for their generous gifts.

Committeeman Thomson made a motion to approve the Vouchers for November 15 - November 30, 2008, in the amount of \$8,751,456.51. Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being five 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. 20-2008** - Rezoning Buser Property 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 140 LAND USE AND DEVELOPMENT REGULATIONS." Mrs. Kubacz read the Ordinance by title only as required by law. Mayor Devlin declared the Public Hearing open. There were 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 final passage. Committeeman Hoffman seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being five 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.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 21-2008** - Salary Ordinance entitled, "AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF WALL FOR THE YEAR 2009". 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 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	Yea
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being five 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 Second Reading and Public Hearing of **ORDINANCE NO. 23-2009** - Amending and supplementing chapter 65 - Dog Licensing 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 65 ANIMALS, ARTICLE I, REGULATION OF PETS SECTION 5 LICENSE FEES." 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 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	Yea
Thomson	Yea
Clayton	Yea
Devlin	Yea

There being five 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 Second Reading and Public Hearing of **ORDINANCE NO. 24-2008** - Development Fees entitled "AFFORDABLE HOUSING DEVELOPMENT FEE ORDINANCE 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 Thomson 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 Thomson seconded the motion and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Yea
Clayton	Yea
Devlin	Yea

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

Consent Agenda

With reference to Items 9 A-Y 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 item separately. There being no comments, a motion was made by Committeeman Thomson and seconded by Committeeman Foster to adopt the following Resolutions, and on roll-call, members voted as follows:

Foster	Yea
Hoffman	Yea
Thomson	Yea
Clayton	Yea

Devlin

Yea

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

#08-1201 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE RELEASE OF A CASH PERFORMANCE GUARANTEE AND REFUND OF ADDITIONAL MONIES HELD IN ESCROW RELATIVE TO CERTAIN IMPROVEMENTS TO BLOCK 819 LOT 21

#08-1202 - 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 NJSA10:4-12

#08-1203 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - SIAM BASIL THAI RESTAURANT

#08-1204 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - ANDY'S PIZZA & RESTAURANT

#08-1205 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - LUBRANO'S TRATTORIA

#08-1206 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - ANTHONY'S RESTAURANT

#08-1207 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - SUMO HIBACHI STEAKHOUSE & SUSHI BAR

#08-1208 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - JOE'S PIZZERIA & RESTAURANT

#08-1209 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - SZECHUAN TOKYO

#08-1210 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - MOSSUTO'S MARKET

#08-1211 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL RENEWING A BYOB LICENSE FOR THE 2009 TERM - ATTILO'S PIZZA

#08-1212 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR FUNDS FOR THE CAPITOL TO THE COAST TRAIL

#08-1213 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL SUPPORTING THE *OVER THE LIMIT UNDER ARREST 2008 YEAR END CRACKDOWN*

#08-1214 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL PROVIDING FOR THE TRANSFER OF CERTAIN APPROPRIATIONS

#08-1215 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR TO EXECUTE A WRITTEN CONTRACT FOR THE PURCHASE OF REAL PROPERTY IDENTIFIED ON THE TOWNSHIP OF WALL TAX MAP AS BLOCK 275 LOT 1.01

#08-1216 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPOINTING THE TOWNSHIP ADMINISTRATOR TO SERVE AS A MEMBER OF THE SOUTHEAST MONMOUTH MUNICIPAL UTILITIES AUTHORITY

#08-1217 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PURCHASE OF 2009 POLICE VEHICLES UNDER STATE CONTRACT

#08-1218 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE EXECUTION OF A SECOND AMENDED AND RESTATED OPERATING AGREEMENT REGARDING RIDGE ROAD PIT

#08-1219 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH THE SUPERIOR OFFICERS ASSOCIATION

#08-1220 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING COAH COUNSEL TO WITHDRAW THE CURRENT AFFORDABLE HOUSING PLAN FROM CONSIDERATION BEFORE THE WALL TOWNSHIP PLANNING BOARD CONTINGENT UPON THE STATE OF NEW JERSEY AND/OR COAH PERMITTING A NINETY (90) DAY EXTENSION FROM THE CURRENT DECEMBER 31, 2008 DEADLINE

#08-1221 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#08-1222 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN WATER/SEWER REFUNDS

#08-1223 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

STREET CLOSING - ALLENWOOD TREE LIGHTING - DECEMBER 12, 2008, 6-8 P.M. - ALLENWOOD/LAKEWOOD ROAD (RATIFY)

ONE DAY SOCIAL AFFAIRS PERMIT - SOUTH WALL FIRE COMPANY - 1/23/09 - 7-11 P.M. - BENEFIT WALL WRESTLING PROGRAM

End of Consent Agenda

Comments from Township Committee

Committeeman Thomson thanked Mayor Devlin and the Township Committee for the past year and thanked the residents of Wall Township for the past eleven years. Mr. Thomson said that he is very satisfied with his accomplishments and glad to have had the opportunity to serve.

Committeeman Hoffman thanked the staff, Joseph Verruni, Kate Kohri, Lorraine Kubacz and the Administration Department for their help. Mr. Hoffman said this is a wonderful team to work with. Mr. Hoffman also thanked Attorney Mark Kitrick for his invaluable help. Mr. Hoffman thanked his fellow committeemen.

Committeeman Foster thanked the Township Committee, Mr. Verruni, and the employees. Committeeman Foster stated that the Committee put a lot of restraints on the employees and held them to the 2006 budget. Mr. Foster thanked Mr. Verruni's administrative staff and Mr. Kitrick for keeping the Township out of lawsuits. Mr. Foster paid special thanks and appreciation to Mayor Devlin and said that he would miss him.

Deputy Mayor Clayton thanked Mayor Devlin and Committeeman Thomson for their service, especially this year which was the most diverse in the history of Wall Township. Everyone got along and accomplished a lot. Mr. Clayton said that he would miss them both.

Mayor Devlin thanked the Committee and the residents. Mr. Devlin thanked Mr. Verruni who he said has become a very good friend. Mr. Devlin said that he couldn't say enough about Attorney Kitrick for helping with the Water Authority which will save the Township a lot of money. Mr. Kitrick put a lot of time into this.

Audience Participation

Sherri West and Terry Domino, Democratic Chair of Wall Township, thanked Mayor Devlin for all his hard work on behalf of the Democratic Club and the citizens of Wall Township. Ms. West presented a plaque to Mayor Devlin and thanked him for reaching across the table consistently and said that she expected Mr. Devlin to continue to fight for the people in Wall Township. Ms. West said that she appreciates and is very proud to call Mayor Devlin a friend.

Deputy Mayor Clayton noted that the Allenwood Holiday tree lighting would be held on Friday from 6-8 p.m. The tree would be lit around 7:30 and invited the public to attend.

Trish Longo McCarthy thanked Committeeman Thomson and wished him good luck in the future. Ms. Longo McCarthy thanked Administrator Verruni, Kate Kohri and the Township Committee for helping with the 2008 food drive. They collected over 1,000 pounds of food which will help Wall families. On behalf of WHIP and the Old World Historical Society for all the proceeds from the 2008 charity ball, with 300 attendees and numerous donations, this was an enormous success. Over \$22,000 was raised which will enable WHIP to help families and the Old World Historical Society. Ms. Longo McCarthy stated that no plaque or words can express what they feel for Mayor Devlin's years of service and the commitment he has shown. They wished Mayor Devlin great success.

Committeeman Foster stated that Ms. Longo McCarthy asked him to consider another presentation to Mayor Devlin. Just a small gift. Mr. Foster presented Mayor Devlin with a Pizza. Mayor Devlin said this was a very good idea.

De Hearn thanked Mayor Devlin on behalf of the Old World Historical Society. They were able to put a roof on the Wheelwright Shop which stopped a lot of destruction in the house. Ms. Hearn thanked the Mayor for his generosity. Mayor Devlin thanked Kate Kohri for her work to get the grants to

help preserve the Wheelwright Shop. It didn't cost anything because of her hard work getting the grants.

There being no further comments, Deputy Mayor Thomson made a motion to return to Private Session. Committeeman Foster seconded the motion and all members voted yes. The meeting returned to Private Session at 8:00 p.m.

9 p.m. Committee returned to open meeting. Committeeman Thomson made a motion to adjourn. Committeeman Foster seconded the motion and all members voted yes. The meeting adjourned at 9 p.m.

TOWNSHIP CLERK

MAYOR