

**MINUTES OF THE REGULAR MEETING  
OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF WALL, HELD IN THE  
MEETING ROOM, MUNICIPAL COMPLEX  
WEDNESDAY, JANUARY 28, 2009**

---

The meeting was called to order by Mayor Clayton at 7:45 P.M. Present were Mayor Michael Clayton presiding, Deputy Mayor George Newberry, Committeeman Jeffrey W. Foster, Committeeman Clinton C. Hoffman, Committeewoman Ann Marie Conte, Township Administrator Joseph L. Verruni, Assistant Administrator Kate Kohri, Township Attorney Joseph Oxley and Township Clerk Lorraine Kubacz.

Mayor Clayton read the sunshine statement.

Roll-call was taken by Lorraine Kubacz.

Mrs. Kubacz swore in Patrolman Gary Fuller. Chief Morris thanked the Committee for their support of Public Safety. Mayor Clayton thanked Patrolman Fuller for serving in the Marines also and welcomed him to the Police Department.

Deputy Mayor Newberry presented a gift to retiree Mike Manson who started with Wall Township on November 11, 1971 and thanked him for his service to Wall Township. Mr. Newberry said that Mr. Manson will be surely missed.

Committeeman Hoffman presented a gift to Henry O'Neill and recognized that he started on June 21, 1976, and congratulated him.

Committeeman Foster presented a gift to Ken Moore who started here in 1978 and congratulated him and told him to enjoy his home in Puerto Rico.

Committeewoman Conte presented a gift to Bob Andrews who started working here on May 26, 1981, in sanitation and the road department. Mrs. Conte wished Mr. Andrews the best in his retirement.

Chief Morris presented a gift to Jim Milton and said that Mr. Milton is called the "Voice of Wall Township." He will be missed by all. He is a very valuable employee and Chief Morris wished him the best.

Mayor Clayton added that during these economic times, it is better to do this rather than lay off other people. This was an excellent way to handle the matter. These men will be missed.

Committeeman Hoffman moved that the Vouchers from 12/1/08 to 1/14/09 totaling \$13,297,864.67 be approved. Committeewoman Conte seconded the motion and members voted as follows:

Conte	Yea
Hoffman	Yea
Foster	Yea
Newberry	Yea
Clayton	Yea

There being five yeas and no nays, the vouchers were approved.

Committeeman Hoffman moved that the minutes of June, September, October and November, 2008, be approved. Committeeman Foster seconded the motion and members voted as follows:

Conte	Abstain
Hoffman	Yea
Foster	Yea
Newberry	Abstain
Clayton	Yea

There being three yeas and no nays, the minutes were approved.

### **Consent Agenda**

With reference to Items 8 A - X 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 Clayton asked if any member of the Township Committee wished to consider any item separately. There being no comments, a motion was made by Committeewoman Conte and seconded by Deputy Mayor Newberry to adopt the following Resolutions, and on roll-call, members voted as follows:

Conte	Yea
Hoffman	Yea
Foster	Yea
Newberry	Yea
Clayton	Yea

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

#09-134 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL ESTABLISHING A SPECIAL PUBLIC BUSINESS MEETING

#09-135 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE ISSUANCE OF A "BYOB LICENSE" PURSUANT TO CHAPTER 62 OF THE TOWNSHIP CODE FO THE TOWNSHIP OF WALL - MICHELANGELO'S

#09-136 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING RELEASE OF INSPECTION FEES AND ESCROW DEPOSITS OF WHAT'S YOUR RACQUET

#09-137 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE REDUCTION OF PERFORMANCE GUARANTEE FOR PENNBROOK ESTATES BLOCK 314 LOT 2 - CHURCH STREET

#09-138 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL APPROVING A CHANGE ORDER NO. 1 - PAVING OF VARIOUS ROADS 2008 - EARLE ASPHALT COMPANY

#09-139 - 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 WATER MAIN EXTENSION FOR 1970-1972 ROUTE 34 NORTH, LLC, BLOCK 803 LOTS 13 & 14

#09-140 - 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 FOR 1970-1972 ROUTE 34 NORTH, LLC, BLOCK 803 LOTS 13 & 14

#09-141 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL REJECTING PROPOSALS FOR HEALTH INSURANCE CONSULTANT FOR YEAR 2009

#09-142 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE APPOINTMENT OF A MUNICIPAL AUDITOR FOR THE YEAR 2009

#09-143 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#09-144 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE  
TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTIONS

One Day Social Affairs Permit - Old Mill Home & School  
Association - South Wall Firehouse - March 20, 2009 7-11 p.m.  
- Benefit Schoolchildren

One Day Social Affairs Permit - South Wall Fire Company -  
South Wall Firehouse - January 31, 2009 7-11 p.m. - Benefit  
Caitlin Perl

One Day Social Affairs Permit - Wall Foundation for Excellence  
- March 6, 2009 6-9 p.m. - Barlow Flower Farm - Benefit Grants  
for the Schools

One Day Social Affairs Permit - Muscular Dystrophy Association  
- Atlantic Club - January 30, 2009 - 7-10 p.m.

Raffle - HSA Old Mill - March 7, 2009 - 50/50

Raffle - HSA Old Mill - March 20, 2009 - Gift Certificate

Raffle - HSA Old Mill - March 20, 2009 - 50/50

Raffle - HSA Old Mill - March 20, 2009 - Casino Night

Raffle - Wall Pop Warner Football - Calendar Raffle - Various  
Dates

Raffle - Allaire Village - December 6, 2009 - Quilt

Raffle - CAPE - March 21, 2009 - Various prizes - Benefit  
Children of Central School

Raffle - CAPE - March 21, 2009 - 50/50 - Benefit Children of  
Central School

Raffle - CAPE - March 21, 2009 - Gift Auction - Benefit  
Children of Central School

**End of Consent Agenda**

**Comments from Township Committee**

NONE

**Audience Participation**

William Collins, Four Seasons, said that he read in the  
newspaper about the Township settling the law suit for B.  
Sullivan for \$500,000. Mr. Collins noted that this could have

been settled administratively. There was a rush to judgment and there should have been an administrative or departmental hearing. We would not have had to pay \$500,000. Mr. Collins also noted that this promotion was because of the retirement of Chief Hall. Mr. Collins said that he looked at Mr. Hall in the Pension system and checked with the pay scale ordinance that dictates salary. At the time the scale was \$35,000 to \$135,000, yet Chief Hall retired on 2/1/08 with a final average salary of \$150,644 and asked about the discrepancy.

Mr. Verruni said he could not answer the question at this time but would get an answer tomorrow. He asked Mr. Collins to telephone his office. Mr. Collins stated that the Pension system is limited to base salary and should not include extra compensation. Mr. Collins noted that he also brought this to the attention of the Pension Board and is awaiting an answer from them.

Committeeman Hoffman said that he, as one individual, it is inconceivable that the Judge found Mr. Sullivan not guilty. This is a very big part as to why he is getting paid \$500,000. Mr. Collins said that one of the foremost criminal attorneys said that, the fact that a person was found innocent does not mean that he wasn't guilty. It just means not enough evident was presented.

Mayor Clayton noted that none of the current Committee was present back then.

Gary Krikorian, Belmar Boulevard, discussed the new Glendola Fire House and said that it is troubling him. He asked the Committee to describe the building. Mr. Krikorian noted that the fire house that was there was very attractive and it fit into the countryside. The building was completely renovated with new garage doors and new windows in the early 1990's and asked why it was torn down.

Committeeman Hoffman replied that there are Boards of Fire Commissioners and this is District 2. They are their own taxing authority. This committee and previous had nothing to do with it. They can actually raise taxes. They put forth a budget for people to vote on.

Mr. Hoffman noted that he does know a bit about this having been the past treasurer of the Board of Fire Commissioners in district 2. The old building was a 75 year old building. In the 90's, the roof was changed from a flat roof to prevent leaking and the outside was covered in a material called "drive-it" which keep the building looking beautiful on the outside. But, as time went on, two things happened. First, the fire apparatus kept getting larger and

the garage doors built 75 years ago could not be adjusted to accommodate the new trucks. In the 1990's, the Board of Fire Commissioners knew that the township was getting over 200 acres at Camp Evans and they started a letter writing committee to get a couple of acres of the property to build a new building there. This would have solved the problems, saved the taxpayers money and it would have been taken the Fire House out of the residential neighborhood it is in currently.

The Fire District also talked to the First Aid to sell both buildings and take the value of them and use the property the government was giving us to build a new structure for both organizations. This would save the taxpayers at least about a million dollars and possibly more. In 2002, the Township finally notified the Board that they weren't going to do this. The second thing that happened leading to the need for a new building was that volunteerism died. For a 4½ to 5 year period there was not a single new volunteer and therefore paid people had to be put on. Unfortunately, it looks like this will continue into the future. When you have paid firefighters, you have to have certain facilities for them by law. Those two factors together forced a decision and the Board got a price to renovate by adding an addition. This came in at \$2.2 million. To build a new firehouse it was \$2.8 at the time, which rose eventually to \$3.4 million by the time construction began.

Mr. Krikorian compared the building to other fire houses. Adelpia has a building in front and a new one in the back to house the bigger equipment. There was no reason to knock the building down. Mr. Hoffman replied that the old building looked beautiful, but on the inside, it was not beautiful. It was not going to sustain the volume of calls in the district that were rising at 20% a year. Sooner or later something would have to give.

Mr. Krikorian said he hopes that this building will last for many years and asked if there is a basement. Mr. Hoffman said under half of the building there is a basement. Mr. Krikorian asked what was on the second floor. Mr. Hoffman said it is a meeting room and banquet hall and a great deal of space that is unfinished. Mr. Hoffman said that he respects that Mr. Krikorian has questions, but he should speak with the fire commissioners. Their meetings are the third Wednesday of every month and Mr. Hoffman could arrange for him to meet them.

Mr. Krikorian said that he never saw anything in the newspaper about this. Mr. Hoffman said it was in the Coast Star on a number of occasions. Mr. Krikorian said that the

second floor looks like a banquet facility. Mr. Hoffman said that he agrees that this building doesn't belong in a residential area on Belmar Boulevard, it belongs at Camp Evans. Mr. Krikorian said he knows that Mr. Hoffman was not in office back then, but he would still like more answers. Mr. Hoffman told Mr. Krikorian that someone would contact him if he left his phone number.

Mr. Krikorian said that on February 22, 2007, fifty-two people voted for the construction of the firehouse and eleven voted against it. There is sufficient room on the first floor, the second floor is not needed. Mr. Krikorian asked if the double garage doors were put in so that the fire engines can pull in. Mr. Hoffman replied yes. Mr. Krikorian said that four times in the past few months, the trucks have stopped on Belmar Boulevard and blocked traffic. Mr. Hoffman replied that one of the trucks cannot go around because of the size of the property.

Mr. Krikorian said that there was no advertisement for the building of the new fire house. If the residents knew the old building was going to be knocked down and replaced, they would have voted it down. Mr. Krikorian asked if the building will be rented out. Mr. Hoffman said that the banquet room is never rented out. Mr. Krikorian said that the upstairs room should be used for something in the community, not just for anyone connected with the firehouse. Mayor Clayton said that there it could be used as a classroom for education and an evacuation area in the event of a storm. Mr. Krikorian said it should be used as a senior room or an extension for the Police.

Committeeman Hoffman said that he had been treasurer for seventeen years and this fire district had the lowest tax rate in Monmouth and Ocean Counties for most of that time. Mr. Krikorian asked if anyone applied to Homeland Security for grants. Mr. Hoffman said yes. The fire calls are escalating by 20% a year. This district answers as many calls as the other two districts in town put together. Mr. Hoffman again asked Mr. Krikorian to talk to the Fire Commissioners to get an idea of what they were challenged with and he will have a better appreciation.

Mr. Krikorian again asked if it is rented out. Mr. Hoffman said it can't be because the Fire Commissioners don't own it. The public owns it. South Wall owns their building. Mr. Krikorian asked if alcohol is permitted on the property. Mr. Hoffman said not without a temporary license. Mr. Krikorian asked if it was on a regular basis. Mayor Clayton replied no, and advised that he could have Mr. Krikorian visit the building after the meeting if he wanted to. Mr. Krikorian

said no, he has his answers and thanked the Committee for their time.

Robin Cervantes, Tally Ho Drive, thanked the Committee for speaking to the community about COAH and volunteering a lot of their time. A lot of people are appreciative of their time. Ms. Cervantes said she read in the paper that the State came through with the extension of the bike path to the reservoir in Howell and hoped that the State would find more money that would come to Wall. Half of the town doesn't have access to that bike path and Ms. Cervantes is hoping that, if the State comes up with more money, Wall could explore that. Mr. Verruni said the Township can apply every year. Ms. Cervantes asked that we keep applying. Mayor Clayton said maybe an extension from Camp Evans to Shark River. Ms. Cervantes said anything is a plus and appreciated.

Gail Quinn, West Hurley Pond Road, asked about the widening of the Parkway and asked if there would be another meeting in this area. Committeewoman Conte replied yes. Ms. Quinn said that there is thirty feet of clearing trees and said she didn't understand this and asked what it meant. Mrs. Conte said maybe twenty-seven feet, depending on deceleration and acceleration on the Parkway. Ms. Quinn asked if the drop-off will be raised. Mayor Clayton said they cleared the tree line back where the pavement was dropping off and they will fill that in. Ms. Quinn said there is a grade that goes down near her home and asked if that would be leveled. Mayor Clayton said no, just raising the road surface.

Ms. Quinn said she would like to have the 30foot clearing of trees clarified. Mrs. Conte said she did not hear about this and that she had attended two meetings. Mrs. Conte said she would follow up on this. Mrs. Conte said they are taking into consideration environmental and historical factors. They are making twelve foot lanes and travel lanes, for twenty-seven feet total. There was no clearing. Mayor Clayton advised that Mr. Verruni said that our Township Engineer, Matt Zahorsky went to the meetings also and asked Ms. Quinn to stop in to speak with him. Mr. Verruni said that the engineer might be able to get some plans and understand this better and asked Ms. Quinn to telephone him. Ms. Quinn said she would stop by tomorrow.

There being no further comments, Committeeman Foster made a motion to go back into Private Session. Committeeman Hoffman seconded the motion and all members voted yes. The meeting went back to Private Session at 8:30 p.m.

---

TOWNSHIP CLERK

---

MAYOR