

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, JULY 8, 2009**

The meeting was called to order by Mayor Clayton at 7:35 P.M. Present were Mayor Michael J. Clayton presiding, Deputy Mayor George Newberry, Committeeman Clinton Hoffman, Committeeman Jeffrey W. Foster, Committeewoman Ann Marie Conte, Township Administrator Joseph L. Verruni, Township Attorney Joseph Oxley and Township Clerk Lorraine Kubacz.

Mayor Clayton read the sunshine statement.

Roll-call was taken by Mrs. Kubacz.

Committeeman Hoffmann made a motion to approve the Vouchers for May 28 - June 24, 2009 in the amount of \$13,252.687.88 Committeeman Foster seconded the motion and on roll-call, members voted as follows:

Conte	Yea
Foster	Yea
Hoffman	Yea
Newberry	Yea
Clayton	Yea

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

A proclamation was presented to Dan Zomack who has been the Coast Star reporter for Wall Township. Mr. Zomack is moving out of state. The Committee commented that he was a fair and just reporter for Wall.

Mayor Clayton noted that the Committee recognizes a member of the service each month and this month they are recognizing Steve Wisner who served in the armed forces. The Committee wished him well.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 18-2009** - Rezoning of Property - Sheridan Drive 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 ARTICLE XX ENTITLED ZONING MAP AND DISTRICTS TO REZONE THE DEVELOPMENT

KNOWN AS SHERIDAN WOODS FROM THE RR-5 ZONE DISTRICT TO THE R-60 ZONE DISTRICT", Mrs. Kubacz read the Ordinance by title only, as required by law. Mayor Clayton declared the Public Hearing open.

Gary Krikorian, Belmar Boulevard, asked why this was being done. Mr. Verruni explained that this development was approved by the Planning Board as an R-60 zone. This just changes the zoning to conform to the way it was built so the residents don't need variances. The setbacks and rules for RR-5 are different than that of R-60.

There being no further comments or objections, Committeewoman Conte moved that the public hearing be closed. Deputy Mayor Newberry seconded the motion and all members voted yes. Committeewoman Conte moved that the Ordinance be adopted as to its second reading and final passage. Deputy Mayor Newberry seconded the motion 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 Ordinance adopted. Committeewoman Conte moved that the Ordinance be advertised according to law. Deputy Mayor Newberry seconded the motion and all members voted yes.

This being the advertised time for the Second Reading and Public Hearing of **ORDINANCE NO. 19-2009** - Terminating Easement - Block 922 Lot 36 - Carmerville Road - Atchinson entitled "ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING TERMINATION OF EASEMENT, AGREEMENTS AND DEEDS OF EASEMENT RELATIVE TO BLOCK 922, LOT 36", Mrs. Kubacz read the Ordinance by title only, as required by law. Mayor Clayton declared the Public Hearing open. There being no comments or objections, Committeewoman Conte moved that the public hearing be closed. Deputy Mayor Newberry seconded the motion and all members voted yes. Committeewoman Conte moved that the Ordinance be adopted as to its second reading and final passage. Deputy Mayor Newberry seconded the motion 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 Ordinance adopted. Committeewoman Conte moved that the Ordinance be advertised according to law. Deputy Mayor Newberry seconded the motion and all members voted yes.

Consent Agenda

With reference to Items 10 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 Clayton asked if any member of the Township Committee wished to consider any other item separately. There being no comments, a motion was made by Committeeman Foster and seconded by Committeewoman Conte 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:

#09-617 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - LPCC Restaurant LLC - Shogun Legends - 1352-33-006-011 (ratify)

#09-618 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Ramshorn Corporation - Scarborough Fair Restaurant - 1352-33-001-007 (ratify)

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#09-619 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - JEMC Corp. - Four Winds Restaurant - 1352-33-002-004 (ratify)

#09-620 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Apple Food Service of Wall LLC - Applebee's Neighborhood Grill & Bar - 1352-33-004-018 (ratify)

#09-621 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License w/ Broad Package - Jonathan Ron Inc. - Jonathan Ron Liquors - 1352-32-007-004 (ratify)

#09-622 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Brick Lanes Lounge - Front Page Pub - 1352-33-008-002 (ratify)

#09-623 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Squan River Group LLC - Harpoon Willy's - 1352-33-010-003 (ratify)

#09-624 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Richard Bahadurian Jr. - Blue Peach - 1352-33-009-006 (ratify)

#09-625 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - Runway Associates LLC - Runway 34 Restaurant and Bar - 1352-33-012-012 (ratify)

#09-626 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License - The Atlantic Club Inc. - The Atlantic Club - 1352-33-011-005 (ratify)

#09-627 - Resolution - Re: Granting Renewal of Plenary Retail Distribution License - LTF, LLC - Wall Liquors - 1352-44-013-002 (ratify)

#09-628 - Resolution - Re: Granting Renewal of Plenary Retail Distribution License - Wine King, LLC - Wine King - 1352-44-015-002 (ratify)

#09-629 - Resolution - Re: Granting Renewal of Plenary Retail Consumption License (Hotel/Motel Exception) - Briad Lodging Group Wall LLC - Courtyard by Marriott - 1352-36-016-001 (ratify)

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#09-630 - Resolution - Re: Extending a Conditional Redeveloper Designation for Jayeff - West Belmar Gateway Redevelopment Area - Block 12 Lots 6, 7 & 12 (ratify)

#09-631 - Resolution - Re: Authorizing Application to Participate in Local Government Energy Audit Program (ratify)

#09-632 - Authorizing Discussion in Executive Session (June 24, 2009)(ratify)

#09-701 - Resolution - Re: Concerning Withdrawal from the Monmouth County Board of Health (ratify)

#09-702 - Authorizing Discussion in Executive Session (July 1, 2009) (ratify)

#09-704 - Resolution - Re: Authorizing Submission of an Application with the County of Monmouth for the Municipal Alliance Grant.

#09-705 - Resolution - Re: Declaring Eligibility To Participate In Self Examination Of The Annual Budget.

#09-706 - Resolution - Re: Accepting Donation - Playground Equipment - Davidson Family

#09-707 - Resolution - Re: Authorizing the Application for a Grant for the Purpose of a Feasibility Study - Regional Solid Waste

#09-708 - Resolution - Re: Supporting the County Freeholders' Opposition to State-Imposed Unfunded Mandates

#09-709 - Resolution - Re: Change Order - Earle Asphalt - Paving of Various Road 2008

#09-710 - Resolution - Re: Awarding Contract for Bituminous Concrete - Stavola Asphalt Company

#09-711 - Resolution - Re: Authorizing Certain Tax Refunds

#09-712 - Resolution - Re: Authorizing Certain Water/Sewer Refunds

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#09-713 - Resolution - Re: A resolution of the Township Committee of the Township of Wall Authorizing Certain Personnel Actions

Block Party - Manasquan Park Property Owners - Riverside Terrace, July 18, 2009 7-11 p.m.

Raffle - Monmouth County Assoc. for the Blind - 4/24/10 - 50/50 Benefit NJ Council for the Blind

Raffle - Monmouth County Assoc. for the Blind - 8/1/09 - Television - Benefit Shore Vineyard Church Youth Group

End of Consent Agenda

Committeeman Hoffman thanked everyone who helped with Wall Day including Ed Grill, the Police, Department of Public Works, the vendors and Fred Rummel who ran the Firecracker 5. The Wall Day was a success and the Committee learned a lot. Hopefully, we will do better next year.

Committeewoman Conte also thanked everyone for Wall Day which brought the community together. Mrs. Conte will definitely support this next year.

Deputy Mayor Newberry also thanked the vendors and noted that the initial financial report was that the day was a success. It was a much smaller burden on the tax payers than thought.

Committeeman foster also thanked everyone and especially Committeeman Hoffman.

Mayor Clayton noted that Wall Day was a great day. The fireworks were great and everyone's efforts were appreciated.

Mayor Clayton asked if there was anyone who wanted to comment.

Fred Rummel, thanked the Township Committee for their support of the Firecracker 5 and Wall Day. Mr. Rummel also thanked Ed Grill and Kathy Martone for all their help.

Mr. Misner, 17th Avenue, advised that the speeding on 17th Avenue has increased and asked for more police presence on the

street. Mr. Misner also asked for 4-way or 2 way stop signs to slow the traffic. Mr. Misner also asked for speed bumps. Committeeman Hoffman replied that the Committee is working on this. A traffic engineer will also look at the area and make recommendations.

Robin Cervantes, Tally Ho, asked for an estimate of attendance at Wall Day. Mr. Hoffman advised between 8,000 and 10,000 people.

Ms. Cervantes asked what the Township Committee's position is on the use of Watson Road for dredging. Mayor Clayton replied that the Committee is against dumping in Wall Township. Mayor Clayton advised that Assemblyman Rible is working with the DEP to find a permanent location in Neptune. Wall Township has been asked to use Watson Road as a temporary site but the Committee has not agreed to anything yet. They are still discussing it. The Committee wants the dredging tested before it is moved. The Committee also wants a commitment that it would only be temporary and a permanent site will be used in Neptune. Deputy Mayor Newberry also noted that this property is still under the Department of Interior and it would take longer for approval. The Committee will adopt a resolution opposing the dredging until there is a plan that everyone can live with.

Gail Quinn, West Hurley Pond Road, commented on a Coast Star article where a company will use a Wall site as a water reservoir. This would be good open space and it takes commercial development off the site which would lead to more affordable housing. Mayor Clayton said this could drop our COAH numbers. Ms. Quinn said that North Wall needs a recreation area. Mayor Clayton said that he hopes this becomes a reality and it would be something like Manasquan Reservoir. Deputy Mayor Newberry said this is in the early stages.

Linda Estrella, Sheridan Drive, asked if the zoning was being changed on the horse farm. Mr. Verruni replied no, only on the existing properties on Sheridan Drive.

Art Krum, advised that Tom Hawkins passed away a few weeks ago. Mr. Krum mentioned that the Memorial Day service used to be much bigger with fire companies, first aid squads, ROTC. Mayor Clayton said the service a few weeks ago included local fire companies and first aid squads and they hope to build on it next year.

Mr. Krum also noted that he wrote a letter to the Editor about health benefits for Township Committee which is a part-time job. One member takes advantage of this and over a three-year period it will cost approximately \$40,000. Mr. Krum asked that the committee adopt an ordinance excluding the Township Committee from this. Mr. Krum asked if the Committee objected to this. Committeeman Hoffman said he didn't have an answer to that, but it would not cost the Township \$40,000 because Wall is self-insured. It costs as much as the employee uses.

Committeeman Foster noted that he is the member who takes benefits. Mr. Foster said he made a motion to rescind benefits and pensions for the sewerage authorities but they said no. If that happens, he will also stop benefits. Mr. Krum noted that the Township budget does not cover the authorities. Mr. Foster said 1/5 of that is paid by the Township.

Trish Longo-McCarthy, Edgemere Road, asked if there would be public meetings on using Watson Road for dredging. Mayor Clayton said that the Committee will make it known as to whatever action is taken. There will be open meetings. Ms. Longo-McCarthy asked how the material will get to Watson Road. Committeeman Hoffman said, theoretically, they would use a pipe line through the stream. Committeeman Foster said that the Environmental Advisory Board will also look at this. Studies are being done now. Testing will be done before any dredging is done. Mayor Clayton said no soil will be moved if it is contaminated.

Gary Krikorian mentioned windmills in Bayonne and said that this was done with grant money from the State. Mr. Krikorian said the Committee should look into this.

Mr. Krikorian suggested changing the street light bulbs to low wattage to save money. Mr. Krikorian also noted that several signs around the township are in need of repair. Mr. Krikorian said that surveyors were at the intersection of Belmar Boulevard and Schoolhouse Road 1 ½ years ago for a mining permit. Mayor Clayton said that they are actively digging there.

Mr. Krikorian asked about the prosecutor in the Court. Committeeman Hoffman said this was an appointment made by the incoming Committee and she did a great job last year. This year

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the cost is even lower. Mr. Krikorian asked about the Judge. Mr. Foster said this is a three-year term.

Mr. Krikorian congratulated Dan Zomack and said that he has been the best political reporter he has ever met.

There being no further comments, the meeting adjourned at 8:50 p.m.

Township Clerk

Mayor