

**MINUTES OF THE REGULAR MEETING
OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF WALL, HELD IN THE
MEETING ROOM, MUNICIPAL COMPLEX
WEDNESDAY, NOVEMBER 23, 2010**

The meeting was called to order by Mayor Newberry at 7:30 P.M. Present were Mayor George K. Newberry presiding, Committeeman Jeffrey W. Foster, Committeeman Clinton C. Hoffman, Committeeman Todd Luttman, Township Administrator Joseph L. Verruni, Assistant Administrator Kate Kohri, Township Attorney Joseph Oxley and Township Clerk Lorraine Kubacz.

Mayor Newberry read the sunshine statement.

Salute to the Flag and Moment of Silence.

Roll-call was taken by Lorraine Kubacz.

Approval of Vouchers - 9/30/10-11/10/10

Moved: Hoffman

Seconded: Luttman

Roll call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Approval of Minutes - October 6 & 13, 2010

Moved: Foster

Seconded: Hoffman

Roll call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Advertised time for Second Reading and Public Hearing on **ORDINANCE 20-2010** - Rezoning of Block 77 Lot 4 - Morris Landing entitled "ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING THE ZONING MAP WITHIN CHAPTER 140 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED LAND USE AND DEVELOPMENT REGULATIONS TO REZONE CERTAIN PROPERTIES FROM HB-20 to R-7.5," Mrs. Kubacz read the Ordinance by title only, as required by law.

Public Comment:

Betsy Cross, New Bedford Road, asked for the address of the property and the reason for rezoning. Mr. Verruni explained it was on Morris Landing and it is currently zoned HB. The resident cannot do anything to this property without approval. The Planning Board recommended the change.

No further comments.

Moved: Foster

Seconded: Hoffman

Roll Call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Motion to advertise: Foster

Seconded: Hoffman

Voice vote: All in favor

Advertised time for Second Reading and Public Hearing **ORDINANCE NO. 21-2010** entitled "ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING CHAPTER 119 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED FOOD ESTABLISHMENTS," Mrs. Kubacz read the Ordinance by title only as required by law.

Public Comment. None

Moved: Hoffman

Seconded: Foster

Roll Call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Motion to advertise: Hoffman

Seconded: foster

Voice vote: All in favor

Advertised time for Second Reading and Public Hearing **ORDINANCE NO. 22-2010 - Amending Chapter 175 - Inspection and Production of Records - OPRA Copy Fees and Vital Statistics Copy Fees** entitled "ORDINANCE AMENDING CHAPTER 175 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED INSPECTION AND REPRODUCTION OF PUBLIC RECORDS," Mrs. Kubacz read the Ordinance by title only as required by law.

Public Comment. None

Moved: Luttman

Seconded: Hoffman

Roll Call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Motion to advertise: Luttman

Seconded: Hoffman

Voice vote: All in favor

Advertised time for Second Reading and Public Hearing **ORDINANCE NO. 23-2010 - Amending Chapter 191 - Solid Waste** entitled "AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER 191 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED "SOLID WASTE"," Mrs. Kubacz read the Ordinance by title only as required by law.

Moved: Foster

Seconded: Hoffman

Roll call vote:

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

There being four yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading.

Motion to advertise: Foster

Seconded: Hoffman

Voice vote: All in favor

With reference to Introduction of **ORDINANCE NO. 24-2010** - Amending Chapter 161 - Parks & Recreation Facilities, entitled "**ORDINANCE AMENDING CHAPTER 161 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED HOURS OF OPERATION FOR PARKS, PLAYGROUNDS AND RECREATION AREAS,**" Mrs. Kubacz read the Ordinance by title only as required by law.

Moved: Hoffman

Seconded: Foster

Roll call vote

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

There being four yeas and no nays, the Mayor declared the Ordinance adopted as to its first reading.

Motion to advertise Ordinance No. 24-2010 for Second Reading and Public Hearing on December 15, 2010, at 7:30 p.m.

Moved: Hoffman

Seconded: Foster

Roll call vote

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

With reference to the Introduction of **ORDINANCE NO. 25-2010** - Amending Chapter 140 to Amend Permitted Uses in HB-80 zone entitled, **ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL MODIFYING THE ORDINANCE WITHIN CHAPTER 140 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED LAND USE AND DEVELOPMENT REGULATIONS TO AMEND PERMITTED USES IN THE HB-80 ZONE,**" Mrs. Kubacz read the Ordinance by title only as required by law. It was explained that this Ordinance will be tabled and revisited next year.

Motion to Table: Luttman

Seconded: Foster
Roll call vote

Yea - Luttman, Foster, Hoffman, Newberry

Nay - None

Abstain - None

Absent - Conte

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

Consent Agenda

With reference to Items 12 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 Newberry asked if any member of the Township Committee wished to consider any item separately. Item No. 12Q will be pulled from the agenda pertaining to the contract for Well Repair. There being no comments, a motion was made by Committeeman Hoffman and seconded by Deputy Mayor Conte to adopt the following Resolutions, and on roll-call, members voted as follows:

Luttman	Yea
Foster	Yea
Hoffman	Yea
Conte	Absent
Newberry	Yea

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

#10-1024 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE TOWNSHIP CLERK TO PREPARE A REQUEST FOR PROPOSALS FOR PROFESSIONAL SERVICES AND TO PUBLICIZE SAME (RATIFY)

#10-1101 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING PAYMENT OF 43.25 HOURS VACATION AND 72 HOURS HOLIDAY PAY (RATIFY)

#10-1102 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS FOR PUBLIC WORKS GARAGE EMERGENCY GENERATOR REPLACEMENT (RATIFY)

#10-1103 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS AND PREPARATION OF BID SPECIFICATIONS FOR HVAC SERVICE AND MAINTENANCE FOR THE WALL TOWNSHIP MUNICIPAL COMPLEX (RATIFY)

#10-1104 - A RESOLUTION AUTHORIZING THE RE-ADVERTISEMENT OF OPEN PUBLIC SALE OF TOWNSHIP PROPERTIES KNOWN AS 2943 ADAMS STREET (BLOCK 769 LOT 1.01) AND 2813 PIERCE STREET (BLOCK 200 LOT 2)

#10-1107 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL REGARDING THE ORDINANCE TO AMEND THE ZONING MAP WITHIN CHAPTER 140 OF THE CODE OF THE TOWNSHIP OF WALL ENTITLED "LAND USE AND DEVELOPMENT REGULATIONS" TO REZONE CERTAIN PROPERTIES FROM HB-20 TO 4-7.5

#10-1108 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING RENEWAL OF MEMBERSHIP IN THE MONMOUTH MUNICIPAL JOINT INSURANCE FUND

#10-1109 - RESOLUTION AUTHORIZING RELEASE OF INSPECTION FEES AND ESCROW DEPOSITS OF MONMOUTH INVESTORS

#10-1110 - RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PURCHASE OF 2011 POLICE VEHICLES UNDER STATE CONTRACT

#10-1111 - RESOLUTION CONFIRMING SALE OF PROPERTY KNOWN AS 2939 ADAMS STREET, BLOCK 769 LOT 1.02

#10-1112 - RESOLUTION CONFIRMING SALE OF MUNICIPAL PROPERTY LOCATED AT 2930 ADAMS STREET, BLOCK 766 LOT 26

#10-1113 - RESOLUTION AUTHORIZING QUALCARE TO PROVIDE CLAIMS ADMINISTRATION FOR HEALTH BENEFITS PROGRAM

#10-1114 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL SUPPORTING THE OVER THE LIMIT UNDER ARREST 2010 STATEWIDE CRACKDOWN

#10-1115 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS FOR COLD WATER METERS FOR USE BY THE PUBLIC WORKS DEPARTMENT

#10-1116 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE PUBLIC ADVERTISEMENT FOR BIDS FOR BRASS GOODS FOR USE BY THE PUBLIC WORKS DEPARTMENT

#10-1117 - A RESOLUTION AWARDED CONTRACT FOR WELL REPAIR AND REHABILITATION SERVICES FOR THE TOWNSHIP OF WALL

#10-1118 - A RESOLUTION AWARDED CONTRACT FOR MEDICAL SERVICES BILLING AND COLLECTION SERVICES FOR THE TOWNSHIP OF WALL

#10-1119 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING THE CANCELLATION OF TAXES ON BLOCK 762.05 Lot 24

#10-1120 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN TAX REFUNDS

#10-1121 - A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AUTHORIZING CERTAIN PERSONNEL ACTION

Raffle - Wall HS Band Boosters - 12/21/10

Raffle - Glendola Fire Company - 01/01/11

Special Permit for Social Affair - Glendola Fire Company - 01/01/11

End of Consent Agenda

PUBLIC COMMENT - OPPORTUNITY FOR ANYONE PRESENT TO COMMENT
(LIMIT FIVE (5) MINUTES PER SPEAKER)

Chuck McFadden, Terrace Place, discussed the replacement of the third party administrator and asked if it was related to NBI losing its license. Administrator Verruni replied that when the Committee found out about our third party administrator's license being revoked, they appointed Qualcare who is our current network provider. Mr. McFadden asked if the township went out to bid. Mr. Verruni replied that the township received other proposals but this was an emergency situation so the committee authorized Qualcare. Mr. McFadden asked when the township became aware of NBI losing its license. Mr. Verruni replied that they had spoken with NBI and were told they were getting things together to have their license replaced by the State, but that never happened. Mr. McFadden noted that had Betsy Cross not gotten involved and done research, the Township might not have found out about this; and, asked who was responsible for looking into this. Mr. McFadden asked that this

be put behind us and look to alleviate the problem in the future.

Mayor Newberry explained that a third party administrator licensing was not required by the State until 2005. It is not a standard procedure to check on these licenses every year. In the future, licenses will be required with proposals. This is a situation that needed to be rectified immediately. The matter is now involved in litigation and the committee cannot comment any further.

Betsy Cross, New Bedford Road, got up to speak. Mayor Newberry noted that at the last meeting it was discussed that they would have a meeting with Ms. Cross. However, Ms. Cross sent an email stating that she was busy for the rest of the month. Ms. Cross stated she needs the rest of the information that she requested before meeting with the Mayor.

Ms. Cross asked why the last meeting was closed to the public when she was still talking. Ms. Cross noted that there were several issues occurring at the time that the Committee should have discussed. The Mayor noted that it was the end of the meeting and Ms. Cross had had several opportunities to speak.

Ms. Cross noted that she sent certified letters to the committee and asked if the E & O policy will continue to cover when we continue to do business with someone who is not allowed to handle money. Attorney Oxley noted to Ms. Cross that this is not a time for cross examination or disrespect. The Township will deal with the E & O issue in court. Ms. Cross read her letters and asked if they would be attached to the minutes. Mr. Oxley said no. Ms. Cross read questions from her letters and asked that her questions be answered. Mr. Verruni stated that he already answered all the questions.

Ms. Cross asked who the third party administrator was prior to 2002 and when did the township switch. Mr. Verruni stated Frank Siracusa was for several years. Mr. Oxley reminded Ms. Cross that this is not the time for cross examination. Ms. Cross asked for the date and time Wall was notified that NBI's license was revoked. Ms. Oxley again noted this is not a time for questions like this or cross examination. Ms. Cross continued to read her letters.

Gary Krakorian, Belmar Boulevard, asked that some scout troops be given time to speak. The troop leader noted that they were only here to observe, but one scout had a topic to discuss.

Zachary Lucas, Ann Terrace, noted that he is working on a fitness trail as an Eagle Scout project at Camp Evans with InfoAge. Illegal motor cross bikers and ATVs are moving the items he is working on and asked that a sign be posted that motorized vehicles are prohibited. Mr. Verruni said he would speak with the police and Fred Carl.

Judy Barnes, Route 35, gave an update on the Eagle Scout projects at the cemetery. They are doing a very nice job. Committeeman Foster agreed that they are doing a great job. Committeeman Luttman agreed. Hall Monuments will repair some of the broken headstones. Ms. Barnes noted that the plantings will be done in the Spring and she will help out as much as possible.

Mary Mooney, Hilltop Drive, asked about a notice that was sent out in Spring Lake about the water quality and why Wall did not send the notice out to their residents. The Manasquan Treatment Plant recently violated the treatment requirements and notification is required. Mr. Verruni noted that notices are going out. Ms. Kohri is working on this and explained what had happened. They exceeded the turbidity for a short period but everything was fixed in a timely matter.

Chris Reith, Gully Road, proposed a resolution be adopted pertaining to Glass-Steagall which was passed during the Great Depression to breakup bank holding companies. It is a very similar situation now with Wall Street and Financial Banking which are strangling the economy. Mr. Reith asked the Committee to read his resolution and consider adopting it. Mayor Newberry said that the Committee will review it.

Paul Draper, Wooley Road, asked if anyone looked into the turbidity problem and how it affects the people who drink it. Mr. Verruni noted that the Water company was on top of this immediately. They have been monitoring and testing it every day. They reported it to the five towns involved and we are required to tell the residents. Mayor Newberry noted that our water facility is working on additional water storage on Hospital Road. Mr. Verruni has proposed moving this up to North Wall where the Township has low water pressure to help with our pressure and give them the storage required. It would also help with situations like this because the plant could be shut down

and the stored water could be used. Mr. Draper also recommended a different laboratory to look at things like this.

Gary Krakorian, Belmar Boulevard, congratulated Committeemen Hoffman and Foster on their reelection. Mr. Krakorian asked for an amendment to the September 8th minutes. Mr. Krakorian said he never said that many of the things he has mentioned in the last year have come true. Mr. Krakorian said he did say that whatever he has said in this room since 1990-1992 is the whole truth, nothing but the truth, so help me God. The Mayor advised that Mr. Krakorian should send something to Mrs. Kubacz.

Mr. Krakorian asked about an ordinance being passed where residents are not allowed to lie down on a bench on the bike path. Mr. Krakorian read this in the Coast Star. Committeeman Hoffman noted that he would check into this. Mr. Krakorian asked about a 7-11 being built in the township and said that he hopes it's going to be allowed so it will help bring back the shopping district in Wall. The Mayor asked him to contact the Board of Adjustment with his comments.

Mr. Krakorian advised that he attended the auction for the township property. There were only four people in the audience and only one person bid at \$125,000. This shows how serious the situation is and asked if the Committee had any comment on this. Committeeman Hoffman said he would comment later.

Betsy Cross, New Bedford Road, stated that it was ridiculous that the notice about the water did not get out to the residents in a timely manner. The water was at risk. Ms. Cross asked several questions about NBA and Qualcare. Ms. Cross asked Mr. Luttman, who works with insurance, why he did not pick up on this. Ms. Cross noted that she sent an email asking if we were going out for quotes.

Ms. Cross asked for the status of all union and non-union negotiations. The Mayor said they are ongoing and we cannot negotiate in public. Committeeman Hoffman noted that there are private ongoing negotiations that cannot be commented on. Ms. Cross said that raises have already been put in the 2011 budget. Mr. Hoffman said this was a projection. The Committee has not done the 2011 budget yet.

Ms. Cross asked if anyone else was taking benefits on the committee besides Mr. Foster at the renewal. Mayor Newberry and Committeemen Hoffman and Luttman said they were not. Ms. Cross

asked if Mr. Foster's daughter was off the coverage. Mr. Foster said yes.

Ms. Cross asked why all the insurance figures are off in the budget and why there are things missing. Ms. Cross commented on the Workers Compensation and asked why they were paid double the amount that was in the budget. Mayor Newberry said this is why a meeting would be better to discuss all this. Ms. Cross asked several questions pertaining to the insurance in the budget. Committeeman Hoffman again asked Ms. Cross to set up a meeting. Ms. Cross noted that Administrator Verruni continued to do business with a company that shouldn't handle money so Mr. Verruni should resign or he should be terminated. The Mayor replied that Mr. Verruni has served the township for many years and we are lucky to have a man who does his job. Committeeman Hoffman seconded that. Ms. Cross stated on the record that Mr. Verruni should be voted out for negligence.

Gail Quinn, West Hurley Pond Road, thanked the Committee and Joseph Verruni in their attempt to answer all reasonable questions. In some cases, no matter what is said or how a question is answered, it is not good enough. This committee only wants to do what is best for Wall. Ms. Quinn thanked everyone for maintaining their composure and dignity at times. In other communities, fights break out; but we have always been respectful here and this is appreciated. Ms. Quinn said she was not sure why we have the five minute rule. The committee's efforts are admirable.

Chuck McFadden, Terrace Place, asked if anything was resolved with the man who brought in the piece of copper wire at a previous meeting. Mayor Newberry explained that a situation arose as to whose responsibility it would be to replace this in a mobile home park. The Mayor spoke with the electrical inspector if the 30 ft. rule was looked at when this repair was inspected. The inspector felt it was a repair and the rule did not apply. The Mobile Home Board is looking into this to see whose responsibility this is. There is no answer as yet.

Betsy Cross, New Bedford Road, asked if there was an RFP for the health insurance. Mr. Verruni asked Ms. Cross to make an appointment to see him and view all the documents received. Ms. Cross continued to read the letters she wrote to the Committee and Mr. Verruni and asked that all the questions be answered.

Cheryl Scheidler, Allenwood Road, asked why we are still making payments to this company if they don't have a license any more. Mayor Newberry replied that he would address this.

Betsy Cross, New Bedford Road, asked that all the questions she has asked be answered. Ms. Cross asked that the executive meetings not be held in the small room. The Mayor said that these are workshop meetings. Ms. Cross asked that the next meeting be held in a larger room.

No further comments.

Motion to close public portion: Foster

Seconded: Hoffman

All in favor.

Mayor Newberry thanked the Scouts who attended this meeting and apologized for someone abusing the work that is being done at Camp Evans by the scouts.

Township Committee comments:

Committeeman Hoffman: There was only one person who attended the auction for township property and they wanted both properties but became confused during the auction. We will go out to bid again. Having only one bidder is a statement on the economy, but if he or anyone else wants to bid, we are going out again.

Mr. Hoffman expressed his condolences to Committeeman Foster on the loss of his brother. Mr. Hoffman thanked everyone who participated in the election, especially his wife. This committee reacts to every situation as best as possible. Everyone works hard. The committee takes everything seriously because they want to do it and he is proud of the job that is being done.

Jeff Foster: The Township will be moving the reclamation center to Monmouth Boulevard and by spring this should be set up. It is only set up for brush at this time.

Mr. Foster read an email from Betsy Cross asking to submit a quote for upcoming renewals for insurance and noted that now the committee knows why she is doing all this.

Todd Luttmann: Condolences to Mr. Foster on the loss of his brother.

There is a resident who comes in to committee meetings and asks questions and also submits OPRA requests. The last meeting this resident asked why the payroll numbers are different. Mr. Luttmann reviewed the questions to make sure there was a clear picture to answer them. The payroll numbers in 2009 come from different line items. Mr. Luttmann explained the payroll numbers:

- \$16,034,000 - In CAP payroll
- \$135,000 - out of CAP
- \$1,112,000 - Water/Sewer
- \$99,000 - Recreation Trust Fund
- \$221,000 - Insurance reimbursements and settlement
- \$308,000 - Off duty Police officers (offset in another budget line item)

This proves right to the penny of \$17.6 million like the W-2s.

Another question asked why we pay extra money for Workers Comp. The budget shows \$377,845.20, but we paid \$691,890. Unfortunately, the budget amount of \$1,104,810 consists of all lines of insurance on a single bill. The Workers Compensation bill is \$691,890, the additional amount is from the Water/Sewer budget; and, the JIF has notified us that our increase for 2011 is less than ½%. Ms. Cross consistently decides to exclude the Water/Sewer budget from any of her comments and calculations. If you add that in, it is exactly what is in the budget.

Mr. Luttmann also looked at what the State Health Plan would cost as to what it costs with our self-funded plan. The State plan is about \$3.9 million for 2010. This year, our usage under our self-funded plan is \$2.5 million as of October. At the end of October the State Plan would be approximately \$2.9 million. The State Plan also causes several problems. It's a January to December 31 policy and would have an 11% increase for one month because we renew in February of next year. Also, we work under a very unique situation. The collective bargaining unit would have to open their contracts to have this plan accepted because it's different than the current level of benefits that are provided. Our current plan is going to be less than the \$3.9 million.

The fees for NBI were quoted as \$396,000 for this year. For 2009, it was \$373,000. Ms. Cross has been given all of this under OPRA but she chooses to put it in a format that she wants and ignores parts of the budget that shows that the information

is actually accurate. \$294,000 is the total fixed cost. Our administration costs or what we would pay NBI is \$84,474.

Mr. Luttman explained that he has been involved in Wall Township for many years, probably over thirteen years and has always allowed residents to speak. He doesn't mind answering questions, but if a resident has questions, they have to come in and speak with administration. They can't just wave papers and quote numbers and say they are fact, when in reality they are not.

George Newberry: Stated that you cannot run a town like a business. There needs to be things done under proper discussion in the proper form of a meeting, under certain laws. In government there are a number of restrictions that limit us in the way we react to certain situations. Government doesn't function like a business. Ms. Cross advised us that our TPA did not receive an AAA rating from the Better Business Bureau. Mayor Newberry spoke with Mr. Verruni about NBI to see what needed to be done. We wanted to see if we had the right to terminate immediately. We didn't want to terminate something immediately and then have something come back against the town. NBI notified us that they were in contact with the State and they would be up and running shortly. We found out that that was disingenuous. Under advice of counsel, we worked through some situations in court in Freehold to protect the Township. Qualcare is our current PPO and is used as the language in our current collective bargaining contracts. We did not affect the employees in any way. We had to react quicker than we wish we had. Qualcare fits in our collective bargaining agreement and works in our network. They could do the necessary transfer of all employees to a new system. Anyone else would have taken longer. There is possibility of future litigation. We are protecting the interests of Wall Township. We came upon a situation that maybe should have been discovered earlier. However, the Mayor checked with other municipalities to see how many of them actually check the licensure for their insurance providers and couldn't find one. Also spoke with someone in the insurance business who stated he has never been asked for this. This is not the way we would have chosen to do this, but it did not affect the taxpayers or employees. But it could have if we immediately terminated the TPA. We handled this in a professional manner.

Todd Luttman stated that if we had terminated immediately, we would have no coverage. Claims might not be processed in a

timely manner. Being self insured, we had coverage. We have been providing coverage.

Mayor Newberry stated that he believes the Township has answered all of Ms. Cross' requests. He has spoken to the Committee and they have work to do. There are a lot of issues to deal with in Wall Township. There are issues that are being driven by action and lack thereof in Trenton that will affect our budget. The Mayor noted that the employees mention Ms. Cross almost every day he is in town hall. These employees have work to do and he cannot hear every morning the events that need to be dealt with. The events could be cured if we could sit down and have a meeting. Ms. Cross wants answers first and then a meeting. I directed the Administrator to invite Ms. Cross in for two questions. I will find the answers. This is the way you accomplish work and run the township as a business. We run business meetings and accomplish things. These will not take place because there is a disagreement as to how these will take place. The Mayor is ready and willing to work through the issues and has directed the administrator to do so and the administrator has done what he was directed. Maybe the new Mayor will have a different way of dealing with this.

There being no further business, Committeeman Foster moved to adjourn the meeting. Committeeman Hoffman seconded the motion and all members voted in favor. The meeting adjourned at 9:25 p.m.

TOWNSHIP CLERK

MAYOR