

# BOROUGH OF JAMESBURG

## COUNCIL MEETING

### MINUTES – DECEMBER 20, 2006

**CALL TO ORDER:** 7:00PM - Mayor Anthony LaMantia called the meeting to order and announced that same is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met. Any contracts awarded tonight require the contractor to comply with N.J.S.A. 10:5-31 et.seq. and also N.J.A.C. 17:27. Also announced, in the event of a fire and pursuant to the N.J. Uniform Fire Code, that the members of the audience were requested to take notice of the exits at the front and rear of the Council Chambers as well as in the main hallway.

**FLAG SALUTE:** Led by Mayor LaMantia

**ROLL CALL:** Those present: Mayor LaMantia  
Council President Jennings  
Council member Carpenter  
Council member Kostbar  
Council member Longo  
Council member Maloney  
Engineer Vogt for Engineer Dittenhofer  
Denise Jawdzik, Business Administrator

Those absent: Council member Morales  
Attorney Raffetto

**ORDINANCE – SECOND READING/PUBLIC HEARING:**

THE FOLLOWING ORDINANCE WAS APPROVED ON FIRST READING AT THE MEETING OF THE MAYOR AND COUNCIL HELD ON OCTOBER 25, 2006, AND PUBLISHED IN FULL IN THE NOVEMBER 3, 2006 EDITION OF THE CRANBURY PRESS. COPIES HAVE BEEN POSTED ON THE MUNICIPAL BULLETIN BOARD AND MADE AVAILABLE TO THE PUBLIC SINCE INTRODUCTION

**ORDINANCE #12-06**

AN ORDINANCE AMENDING THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG" BY AMENDING AND SUPPLEMENTING CHAPTER IV, ENTITLED "GENERAL LICENSING", SECTION 7, "BINGO; RAFFLES"

**BE IT HEREBY ORDAINED**, by the Borough Council of the Borough of Jamesburg in the County of Middlesex that the "Revised General Ordinances of the Borough of Jamesburg" are heretofore amended as follows:

**SECTION ONE**

Chapter IV (General Licensing), Section 7 (Bingo; Raffles), of the "Revised General Ordinances of the Borough of Jamesburg" is hereby amended and supplemented as follows (additions shown underlined):

**4-7 BINGO; RAFFLES.**

**4-7.1 Purpose; Administration.** This section is for the purpose of regulating all games of chance, held, operated or conducted within the Borough, pursuant to the acts of the Legislature of the State of New Jersey, known as the Bingo Licensing Law and the Raffles Licensing Law, and in accordance with the rules and regulations issued or to be promulgated by the Legalized Games of Chance Control Commission in the Department of State of the State of New Jersey. All applications, licenses and proceedings in connection therewith shall be subject to the provisions of the acts and rules and regulations and to any laws, rules and regulations hereafter enacted and shall be further subject to the provisions of this section. The Municipal Clerk is hereby delegated the authority to act as the "issuing authority" to approve the granting of raffle and bingo licenses.

**SECTION TWO**

1. That the provisions of this ordinance shall be severable. In the event that any portion of this ordinance is found to be invalid for any reason by a court of competent jurisdiction, such

judgment shall be limited in its effect only to the portion of the ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

2. That this ordinance shall take effect immediately upon final passage and publication in accordance to the law.
3. That all other ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

Motion to Open to Public Comment on Ordinance #12-06

Proposed by: Kostbar  
 Seconded by: Maloney  
 All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 Absent: Morales  
 None Opposed, None Abstaining.

Public Comment on Ordinance #12-06

No members of the public wished to be heard at this time.

Motion to Close to Public Comment on Ordinance #12-06

Proposed by: Jennings  
 Seconded by: Maloney  
 All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 Absent: Morales  
 None Opposed, None Abstaining.

Motion to Approve Ordinance #12-06 on Second Reading:

Proposed by: Longo  
 Seconded by: Kostbar  
 All In Favor: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 Absent: Morales  
 None Opposed, None Abstaining.

**CONSENT AGENDA DEFINED:**

ALL MATTERS LISTED ON TONIGHT'S CONSENT AGENDA ARE TO BE CONSIDERED AS ONE VOTE BY THE BOROUGH COUNCIL AND WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED BELOW. ANY RESOLUTIONS LISTED ON THE AGENDA WITH \*\* NEXT TO THEIR RESPECTIVE NUMBER ARE TO BE CONSIDERED AS PART OF THE CONSENT AGENDA. THERE WILL BE NO DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

Resolutions #266-12-20-06 and #272-12-20-06 were removed, while the remainder of the Consent Agenda was approved on the following vote:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS	X		X			
KOSTBAR			X			
LONGO			X			
MALONEY		X	X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTIONS:**

**RESOLUTION #259-12-20-06\*\***

RESOLUTION ACCEPTING MINUTES

**BE IT RESOLVED**, THAT THE FOLLOWING MINUTES BE AND ARE HEREBY ACCEPTED AND FILED:

MAYOR AND COUNCIL  
 November 8, 2006

**RESOLUTION #260-12-20-06\*\***

RESOLUTION ACCEPTING REPORTS

**BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE FOLLOWING REPORTS BE AND ARE HEREBY RECEIVED AND FILED:

Sewer Administrator	October 2006
Sewer Administrator	November 2006
Tax Collector	October 2006
Tax Collector	November 2006
Investment Report	October 2006
Investment Report	November 2006
Finance Officer	October 2006
Police Department	October 2006
Library Board of Trustees	October 2006

**RESOLUTION #261-12-20-06\*\***

REDEMPTIONS OF TAX LIENS

**WHEREAS**, THE TAX COLLECTOR HAS CONFIRMED RECEIPT OF PAYMENTS IN THE AGGREGATE AMOUNT OF FIVE THOUSAND NINE HUNDRED FORTY-NINE DOLLARS AND FORTY-FOUR CENTS (\$5,949.44) AS VERIFIED IN THE CERTIFICATION ATTACHED HERETO; AND

**WHEREAS**, THESE PAYMENTS HAVE BEEN MADE FOR THE REDEMPTION OF TAX SALE CERTIFICATE #06-00002, THE LIEN-HOLDER BEING PARK FINANCE, L.L.C., FOR TAX SALE CERTIFICATE #06-00016, LIEN-HOLDER BEING MD SASS, AND FOR TAX SALE CERTIFICATE #05-0001, LIEN-HOLDER BEING CULMAC.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE TAX COLLECTOR BE AND IS HEREBY AUTHORIZED TO ISSUE CHECKS IN THE AGGREGATE AMOUNT OF FIVE THOUSAND NINE HUNDRED FORTY-NINE DOLLARS AND FORTY-FOUR CENTS (\$5,949.44) TO THE ABOVE SPECIFIED LIEN-HOLDERS.

**RESOLUTION #262-12-20-06\*\***

RETURN OF PREMIUMS ON TAX SALE CERTIFICATES

**WHEREAS**, THE TAX COLLECTOR HAS RECEIVED A PREMIUM IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ON TAX SALE CERTIFICATE #06-00002 BEING HELD BY PARK FINANCE, L.L.C.; AND

**WHEREAS**, THE TAX COLLECTOR HAS RECEIVED ANOTHER PREMIUM IN THE AMOUNT OF ONE HUNDRED DOLLARS (\$100.00) ON TAX SALE CERTIFICATE #05-00008 BEING HELD BY PARK FINANCE, L.L.C.; AND

**WHEREAS**, THE TAX COLLECTOR HAS RECEIVED YET ANOTHER PREMIUM IN THE AMOUNT OF THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00) ON TAX SALE CERTIFICATE #05-00001 BEING HELD BY CULMAC INVESTORS, INC.; AND

**WHEREAS**, THE AFOREMENTIONED CERTIFICATES HAVE BEEN REDEEMED.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE TAX COLLECTOR BE AND IS HEREBY AUTHORIZED TO RETURN THE ABOVE SPECIFIED PREMIUMS TO THE CERTIFICATE HOLDERS.

**RESOLUTION #263-12-20-06\*\***

AUTHORIZE REFUNDS OF TAX OVERPAYMENTS

**WHEREAS**, OVERPAYMENTS OF TAXES, HAVE BEEN RECEIVED BY THE TAX COLLECTORS OFFICE IN THE AGGREGATE AMOUNT OF TWENTY THOUSAND FIFTY-SEVEN DOLLARS AND EIGHTY-FIVE CENTS (\$20,057.85); AND

**WHEREAS**, THESE PAYMENTS HAVE BEEN PROVEN TO THE TAX COLLECTOR AS OVERPAYMENTS;

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE TAX COLLECTOR BE AND IS HEREBY AUTHORIZED TO ISSUE CHECKS IN THE AGGREGATE AMOUNT OF TWENTY THOUSAND FIFTY-SEVEN DOLLARS AND EIGHTY-FIVE CENTS (\$20,057.85), IN ACCORDANCE WITH THE CERTIFICATION ATTACHED HERETO.

**RESOLUTION #264-12-20-06\*\***

AUTHORIZE CANCELLATION OF TAX OVERPAYMENT

**WHEREAS**, AN OVERPAYMENT OF TAXES, HAS BEEN RECEIVED BY THE TAX COLLECTORS OFFICE IN THE AMOUNT OF SEVEN HUNDRED EIGHTY THREE DOLLARS AND SEVENTY-SEVEN CENTS (\$783.77) ON BLOCK 68 LOT 1 C-54B; AND

**WHEREAS**, THIS PAYMENT HAS BEEN PROVEN TO THE TAX COLLECTOR AS AN OVERPAYMENT;

**WHEREAS**, THE TAX COLLECTOR HAS LEFT THREE MESSAGES WITH ATTORNEY IAN MARRERA, WHO OVERPAID THE TAXES REQUESTING AN ADDRESS TO MAIL THE REFUND, AND THERE HAS BEEN NO RESPONSE TO THIS REQUEST.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE TAX COLLECTOR BE AND IS HEREBY AUTHORIZED TO CANCEL SUCH OVERPAYMENT IN THE AMOUNT OF SEVEN HUNDRED EIGHTY THREE DOLLARS AND SEVENTY-SEVEN CENTS (\$783.77).

**RESOLUTION #265-12-20-06\*\***

RESOLUTION AUTHORIZING TRANSFERS IN THE 2006 MUNICIPAL BUDGET

**WHEREAS**, PURSUANT TO N.J.S.A. 40A:4-58, APPROPRIATION TRANSFERS ARE ALLOWABLE DURING THE LAST TWO MONTHS OF A FISCAL YEAR; AND

**WHEREAS**, IT IS DEEMED NECESSARY THAT SAID TRANSFERS BE DONE THROUGH VARIOUS ACCOUNTS.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, THAT THE FOLLOWING TRANSFERS BE MADE IN THE 2006 BUDGET APPROPRIATIONS:

	<u>CURRENT FUND</u>	
<u>FROM</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
240.020	Police OE	\$15,000.00
155.027	Legal OE	\$4,000.00
225.116	Unemployment	\$4,000.00
252.030	Emergency Mgmt OE	\$2,000.00
<u>TO</u>	<u>ACCOUNT NAME</u>	<u>AMOUNT</u>
240.011	Police SW	\$15,000.00
435.075	Street Lighting	\$10,000.00

**RESOLUTION #267-12-20-06\*\***

AUTHORIZE THE JAMESBURG POLICE DEPARTMENT TO UTILIZE THE EAST BRUNSWICK POLICE TRAINING FACILITY, MORE SPECIFICALLY FOR FIREARMS QUALIFICATIONS.

**WHEREAS**, THE JAMESBURG POLICE DEPARTMENT IS MANDATED BY LAW TO BI-ANNUALLY PERFORM FIREARMS QUALIFICATIONS FOR IT'S POLICE OFFICERS; AND

**WHEREAS**, THE JAMESBURG POLICE DEPARTMENT IS IN NEED OF A SITE FOR FIREARMS QUALIFICATIONS; AND

**WHEREAS**, THE EAST BRUNSWICK POLICE DEPARTMENT HAS A FIRING RANGE AVAILABLE FOR THE BOROUGH POLICE DEPARTMENT'S USE IN ACCORDANCE WITH THE ATTACHED TRAINING FACILITY USE AGREEMENT:

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, THAT THE BOROUGH OF JAMESBURG POLICE DEPARTMENT IS AUTHORIZED TO PERFORM THEIR MANDATORY 2007 FIREARMS QUALIFICATIONS AT THE EAST BRUNSWICK POLICE TRAINING FACILITY, LOCATED AT 23 HARTS LANE IN EAST BRUNSWICK TOWNSHIP, NEW JERSEY.

**BE IT FURTHER RESOLVED**, THAT THE POLICE CHIEF IS HEREBY AUTHORIZED TO RESERVE THE FIRING RANGE FACILITIES FOR HIS DEPARTMENT, AS REQUIRED.

**RESOLUTION #268-12-20-06**

RESOLUTION SUPPORTING THE JAMESBURG SCHOOL SAFE ROUTES TO SCHOOL PROGRAM

**WHEREAS**, THE JAMESBURG SCHOOLS PARTICIPATED IN A SAFE ROUTES TO SCHOOL DEMONSTRATION PROGRAM SPONSORED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND AN ACTION PLAN WAS DEVELOPED; AND

**WHEREAS**, THE BOROUGH SCHOOL BOARD AND THE SAFE ROUTES TO SCHOOL TECHNICAL ADVISORY COMMITTEE HAVE REVIEWED AND SUPPORT THE ACTION PLAN ELEMENTS; AND

**WHEREAS**, THE SAFE ROUTES TO SCHOOL PROGRAM WILL SUPPORT AND ENCOURAGE STUDENTS TO WALK AND BIKE TO SCHOOL THROUGH ON-GOING PROGRAMS, AND THROUGH IMPROVEMENTS TO THE WALKING AND BIKING ENVIRONMENT; AND

**WHEREAS**, THE SAFE ROUTES TO SCHOOL PROGRAM WILL SUPPORT AND ENCOURAGE INCREASED PARENT EDUCATION AND COMMUNITY INVOLVEMENT, DECREASE THE AMOUNT OF TRAFFIC NEAR THE SCHOOLS, AND ENCOURAGE CHILDREN TO BE INDEPENDENT AND HEALTHY; AND

**WHEREAS**, THE SAFE ROUTES TO SCHOOL PROGRAM PROVIDES A MEANS TO PURSUE PUBLIC POLICY GOALS RELATED TO:

- REDUCING TRAFFIC CONGESTION AROUND SCHOOLS
- CREATING SAFER, CALMER STREETS AND NEIGHBORHOODS
- IMPROVING AIR QUALITY AND PROVIDING A CLEANER ENVIRONMENT
- INCREASING PHYSICAL ACTIVITY FOR CHILDREN
- FOSTERING A HEALTHIER LIFESTYLE FOR THE WHOLE FAMILY; AND

**WHEREAS**, THE SAFE ROUTES TO SCHOOL PROGRAM WILL SUPPORT OBJECTIVES SUCH AS:

- TEACHING AGE-APPROPRIATE WALKING AND BICYCLE TRAFFIC SAFETY SKILLS ROUTINELY IN SCHOOL AND OFFERING SPECIAL EVENTS SUCH AS WALK AND BIKE TO SCHOOL DAYS, AND OTHER ENCOURAGEMENT MODELS INCLUDING CLASSROOM PARTICIPATION AND CONTESTS.
- PROVIDING OPPORTUNITIES FOR THE COMMUNITY TO PARTICIPATE IN DEVELOPING PLANS FOR MAKING STREETS, SIDEWALKS, PATHWAYS, TRAILS, AND CROSSWALKS SAFE, CONVENIENT AND ATTRACTIVE FOR WALKING AND BICYCLING TO SCHOOL.
- ENFORCING ALL TRAFFIC LAW NEAR SCHOOLS AND ON SCHOOL ROUTES, AND IN OTHER AREAS OF HIGH PEDESTRIAN AND BICYCLE ACTIVITY.
- APPLYING THE USE OF HUMAN AND TECHNOLOGICAL RESOURCES, INCLUDING VOLUNTEERS, TO PROVIDE ROUTES TO SCHOOL THAT FEEL SECURE TO BOTH PARENTS AND CHILDREN ALIKE; AND

**WHEREAS**, THERE WILL BE PARTICIPATION BY SCHOOL AND DISTRICT ADMINISTRATORS, TEACHERS, STUDENTS PARENTS, AND MUNICIPAL AND COMMUNITY REPRESENTATIVES TO IMPLEMENT THE SAFE ROUTES TO SCHOOL PROGRAM:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, JOINTLY WITH THE JAMESBURG BOARD OF EDUCATION HEREBY ENDORSE THE SAFE ROUTES TO SCHOOL PROGRAM FOR THE JAMESBURG SCHOOLS.

**RESOLUTION #269-12-20-06\*\***

APPROVE RAFFLE LICENSE #RL-01-07

**WHEREAS**, THE BOROUGH CLERK'S OFFICE HAS RECEIVED A RAFFLE APPLICATION TO HOLD AN ON-PREMISE RAFFLE, FROM JAMESBURG B.P.O.E. #2180, WITH ALL THE PROPER DOCUMENTATION; AND

**WHEREAS**, FINDINGS AND DETERMINATIONS HAVE BEEN COMPLETED:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT LICENSE NUMBER #RL-01-07 BE APPROVED IN THE NAME OF JAMESBURG B.P.O.E. #2180 FOR AN ON PREMISE RAFFLE. THE DRAWINGS ARE TO BE HELD FROM 10:00AM TO 6:00PM ON FEBRUARY 3, 2007 AT 74 WEST RAILROAD AVENUE, JAMESBURG:

**RESOLUTION #270-12-20-06\*\***

APPROVE RAFFLE LICENSE #RL-02-07

**WHEREAS**, THE BOROUGH CLERK'S OFFICE HAS RECEIVED A RAFFLE APPLICATION TO HOLD AN OFF-PREMISE RAFFLE, FROM JAMESBURG B.P.O.E. #2180, WITH ALL THE PROPER DOCUMENTATION; AND

**WHEREAS**, FINDINGS AND DETERMINATIONS HAVE BEEN COMPLETED:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT LICENSE NUMBER #RL-02-07 BE APPROVED IN THE NAME OF JAMESBURG B.P.O.E. #2180 FOR AN OFF-PREMISE RAFFLE. THE DRAWINGS TO BE HELD FROM 1:00PM TO 4:00PM ON FEBRUARY 10, 2007 AT 74 WEST RAILROAD AVENUE, JAMESBURG:

**RESOLUTION #271-12-20-06\*\***

APPROVE RAFFLE LICENSE #RL-03-07 - JAMESBURG HISTORICAL ASSOCIATION

**WHEREAS**, THE BOROUGH CLERK'S OFFICE HAS RECEIVED A RAFFLE APPLICATION FROM THE JAMESBURG HISTORICAL ASSOCIATION, WITH ALL THE PROPER DOCUMENTATION; AND

**WHEREAS**, FINDINGS AND DETERMINATIONS HAVE BEEN COMPLETED:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE JAMESBURG HISTORICAL ASSOCIATION BE AUTHORIZED TO HOLD AN ON-PREMISE RAFFLE, UNDER THE ABOVE MENTIONED LICENSE NUMBER, DRAWING TO BE HELD AT 5:00PM ON FEBRUARY 25, 2007, AT 203 BUCKELEW AVENUE.

**RESOLUTION #273-12-20-06\*\***

RELEASE OF PERFORMANCE BOND OF 7-ELEVEN, INC. IN EXCHANGE FOR MAINTENANCE BOND.

**WHEREAS**, THE BOROUGH OF JAMESBURG IS IN POSSESSION OF A PERFORMANCE BOND FROM 7-ELEVEN, INC., AS REQUIRED BY THE LAND USE CODE OF THE BOROUGH FOR SITE IMPROVEMENTS TO BLOCK 18, LOTS 28, 29, 30; AND

**WHEREAS**, 7-ELEVEN, INC. HAS SUBMITTED MAINTENANCE BOND NUMBER #6420791, SAFECO INSURANCE COMPANY OF AMERICA BEING THE SURETY, IN THE AMOUNT OF EIGHT THOUSAND, SIX HUNDRED NINETY-TWO DOLLARS AND THIRTY-EIGHT CENTS (\$8,692.38) AND

**WHEREAS**, THE BOROUGH ATTORNEY AND BOROUGH ENGINEER HAVE GIVEN APPROVAL OF THE AMOUNT OF THE AMOUNT AND ACCEPTANCE DATE OF THE AFOREMENTIONED MAINTENANCE BOND:

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE BOROUGH CLERK IS HEREBY AUTHORIZED TO ACCEPT THE AFOREMENTIONED MAINTENANCE BOND AND RELEASE THE PERFORMANCE BOND HELD FOR THE SITE IMPROVEMENT PROJECT OF BLOCK 18, LOTS 28, 29, 30.

**END OF CONSENT AGENDA**



**RESOLUTION #266-12-20-06**

AUTHORIZE DEFERMENT OF 2006 LOCAL SCHOOL TAXES AS PROMULGATED BY THE DIVISION OF LOCAL GOVERNMENT SERVICES.

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY DESIRES TO INCREASE THE 2006 DEFERRED SCHOOL TAXES AS PROMULGATED BY THE DIVISION OF LOCAL GOVERNMENT SERVICES;

**NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY TO INCREASE THE 2006 DEFERRED SCHOOL TAXES AS FOLLOWS:

	<u>FROM</u>	<u>TO</u>	<u>INCREASE</u>
LOCAL DISTRICT SCHOOL TAX	\$2,180,006.50	\$2,580,006.50	\$400,000.00

**BE IT FURTHER RESOLVED**, THAT THE MUNICIPAL CLERK OF THE BOROUGH OF JAMESBURG BE DIRECTED THE FILE THREE CERTIFIED COPIES OF THIS RESOLUTION WITH THE DIVISION OF LOCAL GOVERNMENT SERVICES.

Upon inquiry by Council member Maloney, Denise Jawidzik explained the need for the deferment of said tax.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS			X			
KOSTBAR	X		X			
LONGO			X			
MALONEY				X		
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #272-12-20-06**

RESOLUTION OF THE BOROUGH OF JAMESBURG APPROVING PAYMENT CERTIFICATE #2 FOR THE SHERIDAN STREET AND STEVENS AVENUE RECONSTRUCTION PROJECT

**WHEREAS**, THE CONTRACTOR, BIG DADDY CONSTRUCTION, INC., HAS SUBMITTED AS-BUILT QUANTITIES FOR THE SHERIDAN STREET AND STEVENS AVENUE RECONSTRUCTION PROJECT; AND

**WHEREAS**, THE ENGINEER HAS REVIEWED SAID QUANTITIES AND IS IN AGREEMENT WITH SAME; AND

**WHEREAS**, THE ENGINEER RECOMMENDS THE APPROVAL OF PAYMENT CERTIFICATE #2, DATED NOVEMBER 13, 2006, IN THE AMOUNT OF NINETY FOUR THOUSAND NINE HUNDRED ONE DOLLARS AND NINETY-EIGHT CENTS (\$94,901.98).

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT PAYMENT CERTIFICATE #2, IN THE AMOUNT OF NINETY FOUR THOUSAND NINE HUNDRED ONE DOLLARS AND NINETY-EIGHT CENTS (\$94,901.98) IS HEREBY AUTHORIZED FOR PAYMENT TO BIG DADDY CONSTRUCTION, INC.

Council member Kostbar stated that he would need to abstain as Big Daddy Inc. has been a client of his law practice and therefore would be a conflict.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER		X	X			
JENNINGS	X		X			
KOSTBAR					X	
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #274-12-20-06\*\***

RESOLUTION APPOINTING RECEPTIONIST/ADMINISTRATIVE ASSISTANT

I, MAYOR ANTHONY LAMANTIA, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT TANYA ROLLAND AS RECEPTIONIST/ADMINISTRATIVE ASSISTANT TO THE BOROUGH OF JAMESBURG, FOR A TERM TO EXPIRE DECEMBER 31, 2006 OR UNTIL A SUCCESSOR IS DULY APPOINTED AND QUALIFIED. THIS APPOINTMENT IS RETROACTIVE TO DECEMBER 1, 2006. SALARY FOR THIS POSITION IS \$22,000.00 PER ANNUM.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER	X		X			
JENNINGS			X			
KOSTBAR			X			
LONGO		X	X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #275-12-20-06**

APPOINT FULL-TIME EMERGENCY SERVICE DISPATCHERS

**WHEREAS**, THE JAMESBURG POLICE DEPARTMENT EMERGENCY SERVICES DISPATCH WAS EXPERIENCING A SEVERE MANPOWER SHORTAGE DUE TO THREE (3) FULL-TIME POSITIONS BEING OR SOON BECOMING VACANT;

**NOW THEREFORE, I, MAYOR ANTHONY LAMANTIA**, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT, RETROACTIVELY FROM DECEMBER 1, 2006, JOYCE ARCHIBALD AND BRITTANY KANE AS FULL-TIME EMERGENCY SERVICE DISPATCHERS FOR THE BOROUGH OF JAMESBURG.

Council member Longo explained that the Personnel Committee has been working diligently to fill these vacancies and feels that appropriate replacements have been found.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS	X		X			
KOSTBAR		X	X			
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #276-12-20-06**

APPOINT FULL-TIME EMERGENCY SERVICE DISPATCHERS

**WHEREAS**, THE JAMESBURG POLICE DEPARTMENT EMERGENCY SERVICES DISPATCH WAS EXPERIENCING A SEVERE MANPOWER SHORTAGE DUE TO THREE (3) FULL-TIME POSITIONS BEING OR SOON BECOMING VACANT;

**NOW THEREFORE, I, MAYOR ANTHONY LAMANTIA**, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT, EFFECTIVE JANUARY 1, 2007, ROBERT BITTERMAN AS FULL-TIME EMERGENCY SERVICE DISPATCHERS FOR THE BOROUGH OF JAMESBURG.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER	X		X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO			X			
MALONEY			X			
MORALES						X



MAYOR LAMANTIA						
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**RESOLUTION #277-12-20-06**

RESOLUTION APPOINTING MUNICIPAL COURT JUDGE

**WHEREAS**, THE PERSONNEL COMMITTEE HAS MET, REVIEWED RESUMES AND INTERVIEWED POTENTIAL CANDIDATES TO FILL THE OFFICE OF MUNICIPAL COURT JUDGE AND HAS MADE RECOMMENDATION:

**NOW, THEREFORE**, I, MAYOR ANTHONY LAMANTIA, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL DO HEREBY APPOINT ERIN SHAMY TO THE POSITION OF MUNICIPAL COURT JUDGE FOR THE BOROUGH OF JAMESBURG. PURSUANT TO N.J.S.A. 2A:8-4, SAID TERM IS FOR THREE YEARS, COMMENCING ON JANUARY 1, 2007 AND EXPIRING ON DECEMBER 31, 2009, OR UNTIL A SUCCESSOR IS DULY APPOINTED AND QUALIFIED. THE RATE OF PAY FOR THIS POSITION IS \$13,000 PER ANNUM.

Council member Longo reported that the Borough is very fortunate to have found an excellent candidate for the Judge's position and that Ms. Shamy is well-suited to fill the Borough's requirements for a Municipal Court Judge.

Ms. Shamy was administered the oath of office by the Borough Clerk.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO	X		X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #278-12-20-06**

APPROVE PAYMENT OF VOUCHERS

**WHEREAS**, THE CHIEF MUNICIPAL FINANCE OFFICER HAS CERTIFIED AND SUBMITTED A CONSOLIDATED BILL LIST FOR THE PAYMENT OF CLAIMS; AND

**WHEREAS**, ALL VOUCHERS LISTED HERewith HAVE BEEN ENCUMBERED AND SUFFICIENT FUNDS ARE AVAILABLE FOR PAYMENT; AND

**WHEREAS**, THE REQUIRED SIGNATURES OF THE DEPARTMENT HEAD OR COMMITTEE CHAIR, THE FINANCE CHAIRPERSON, THE VENDOR, AND THE CHIEF FINANCIAL OFFICER, HAVE ALL BEEN OBTAINED ON EACH VOUCHER PRESENTED ON THE ATTACHED LIST.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, THAT THE VOUCHER LIST SUBMITTED IS HEREBY APPROVED FOR PAYMENT IN THE TOTAL AMOUNT OF \$874,918.75.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
JENNINGS	X		X			
KOSTBAR		X	X			
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR LAMANTIA						

**RESOLUTION #279-12-20-06**

RESOLUTION AUTHORIZING ENTERING INTO INTERLOCAL AGREEMENTS BETWEEN THE BOROUGH OF JAMESBURG AND THE COUNTY OF MIDDLESEX AND THE LIBRARIES OF MIDDLESEX AUTOMATION CONSORTIUM FOR THE PROVISION OF COMPUTERIZED CENTRAL LIBRARY AUTOMATION SYSTEM SERVICES FOR THE JAMESBURG PUBLIC LIBRARY.

**WHEREAS**, THE INTERLOCAL SERVICES ACT, N.J.S.A. 40:8A-1 et seq. PERMITS MUNICIPALITIES OF THE STATE OF NEW JERSEY TO ENTER INTO CONTRACTS WITH OTHER MUNICIPALITIES FOR THE JOINT PROVISION OF MUNICIPAL SERVICES; AND

**WHEREAS**, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG HAS DETERMINED THAT IT IS IN THE BEST INTERESTS OF THE BOROUGH TO ENTER INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE COUNTY OF MIDDLESEX AND THE LIBRARIES OF MIDDLESEX AUTOMATION CONSORTIUM FOR THE PROVISION OF COMPUTERIZED CENTRAL LIBRARY AUTOMATION SYSTEM SERVICES FOR THE JAMESBURG PUBLIC LIBRARY.

**WHEREAS**, THE AFOREMENTIONED SERVICES WILL BE PROVIDED, AS STATED IN DETAIL IN THE AGREEMENTS ATTACHED HERETO.

**NOW, THEREFORE, BE IT RESOLVED**, BY THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG AS FOLLOWS:

1. THE BOROUGH OF JAMESBURG DOES HEREBY ENTER INTO AN AGREEMENT WITH MIDDLESEX COUNTY, FOR THE PROVISION OF A COMPUTERIZED CENTRAL LIBRARY AUTOMATION SYSTEM SERVICES.
2. THE BOROUGH OF JAMESBURG DOES HEREBY ENTER INTO AN AGREEMENT WITH THE LIBRARIES OF MIDDLESEX AUTOMATION CONSORTIUM FOR THE PROVISION OF A COMPUTERIZED CENTRAL LIBRARY AUTOMATION SYSTEM SERVICES.
3. THE MAYOR AND BOROUGH CLERK ARE HEREBY AUTHORIZED TO EXECUTE THESE AGREEMENTS WITH MIDDLESEX COUNTY, ATTACHED HERETO.
4. THAT THE BOROUGH CLERK BE AND IS HEREBY DIRECTED TO FORWARD A DULY AUTHENTICATED COPY OF THIS RESOLUTION TO THE COUNTY OF MIDDLESEX AND THE LIBRARIES OF MIDDLESEX AUTOMATION CONSORTIUM.

*Mayor LaMantia removed from the Agenda in order to allow for Attorney review. So agreed.*

**RESOLUTION #280-12-20-06**

RESOLUTION AUTHORIZING ENGINEER TO PREPARE APPLICATIONS AND AUTHORIZING THE MAYOR AND CLERK TO EXECUTE THE APPLICATIONS FOR N.J.D.O.T. SAFE ROUTES TO SCHOOLS PROGRAM FUNDS.

**WHEREAS**, THE ENGINEER HAS RECOMMENDED THAT THE MAYOR AND COUNCIL APPLY TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR SAFE ROUTES TO SCHOOLS PROGRAM FUNDS FOR THE PURPOSE CURBS AND SIDEWALKS ON HALF ACRE ROAD AND HARRISON STREET; AND

**WHEREAS**, THE MAYOR AND COUNCIL HAVE CONSIDERED THIS RECOMMENDATION:

**NOW, THEREFORE, BE IT RESOLVED**, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE BOROUGH ENGINEER BE AND IS HEREBY AUTHORIZED TO PREPARE THE APPLICATIONS FOR N.J.D.O.T. SAFE ROUTES TO SCHOOLS PROGRAM FUNDS AVAILABLE TO MUNICIPALITIES AND TO SUBMIT SAME TO THE DISTRICT LOCAL AID OFFICE WITHIN THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF INSTALLING CURBS AND SIDEWALKS ON HALF ACRE ROAD AND HARRISON STREET IN ACCORDANCE WITH THE ENGINEER'S APPLICATION.

**BE IT FURTHER RESOLVED**, THAT THE MAYOR IS AUTHORIZED TO SIGN AND THE MUNICIPAL CLERK TO ATTEST THE AFORESAID APPLICATIONS UPON THEIR COMPLETION BY THE BOROUGH ENGINEER.

Mayor LaMantia reported that the Borough has been working with this program for a number of years. Denise Jawdzik reported that certain sections of sidewalk would be addressed on Half Acre Road. Council discussed further.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER	X		X			
JENNINGS			X			
KOSTBAR		X	X			
LONGO			X			
MALONEY			X			
MORALES						X
MAYOR						

LAMANTIA						
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**COUNCIL MEMBER COMMITTEE REPORTS**

**EDUCATION COMMITTEE**

Council member Carpenter reported that the Board of Education has negotiated a contract with the Teachers union. The contract calls for a 14.5% salary increase over the next three years. The Board is actively seeking a replacement Superintendent of Schools and will be discussing applications in Closed Session.

**POLICE COMMITTEE**

Police Commissioner Jennings reported on a recent fatal accident that occurred in the Borough and thanked Reverend Filson for his assistance to the responders of the accident as well as the affected family. Mayor LaMantia reported on the tremendous efforts of all emergency services. Officers will be distributing candy canes to the school children at dismissal before the Holiday break. Council member Maloney inquired whether any progress had been made regarding the residents parking on the sidewalks on Half Acre Road.

**FINANCE AND BUDGETING COMMITTEE**

Council member Kostbar reported that the 2007 Budget is being prepared and the budget workshop meeting will be prior to the 2<sup>nd</sup> Council meeting in January.

**PERSONNEL/NEGOTIATIONS COMMITTEE & HOLIDAY EVENTS COMMITTEE**

Council member Longo reported on Land Use Board matters, and the success of the Menorah and tree lighting at Veterans' Park. Happy Holidays were wished for all.

**BUILDINGS, GROUNDS AND PARKS COMMITTEE & TECHNOLOGY COMMITTEE**

Council member Maloney had no tech updates but did report that the handicapped accessible bathroom for the Buckelew House is near complete, but is not hooked up to water and sewer connections. When funds are available, the project will be completed. Council member Maloney expressed his thanks to Council, stating that the past three years have been a good experience for him, and he now has a better understanding of the workings, and sometimes frustration, of local government.

**PUBLIC WORKS COMMITTEE**

Council member Morales was absent.

Upon inquiry, Council agreed that the Annual Reorganization meeting would be held on January 3, 2007 at 7:00pm at the Borough Council Chambers.

Mayor LaMantia thanked all involved in the Annual Tree Lighting at Veterans' Park. Also announced that the Holiday Home Decorating Contest judging is ongoing. Mayor LaMantia displayed a "thank you" plaque given to the Borough from the Federal Law Enforcement Officers Association for the Missing Children's Day Activities. The Mayor also informed Council of the success experienced at National competition by the Monroe Wolverine Cheerleaders, some of whom are Borough residents.

**Members of the public wishing to address the Mayor and Borough Council must approach the podium and state their name and address for the record. There is a five (5) minute time limit for all comments and questions.**

**MOTION TO OPEN TO PUBLIC COMMENT:**

PROPOSED BY: Longo  
 SECONDED BY: Maloney  
 ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 ABSENT: Morales  
 None Opposed, None Abstaining.

**PUBLIC COMMENT:**

- Daria Ludas – Jamesburg Library Board of Trustees President
- Explained the LMxAC (Libraries of Middlesex Automation Consortium) that will enable the library to progress technologically. For example, materials will be able to be renewed online, audio books will be able to be downloaded, and school students will be able to see if a book is available to them from their schools.
  - Mrs. Ludas will supply more specific cost figures to the Mayor and Council.

**MOTION TO CLOSE TO PUBLIC COMMENT:**

PROPOSED BY: Longo  
 SECONDED BY: Maloney  
 ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.  
 ABSENT: Morales.  
 None Opposed, None Abstaining.

**MOTION TO ADJOURN:**

PROPOSED BY: Maloney

SECONDED BY: Kostbar

ALL IN FAVOR: Carpenter, Jennings, Kostbar, Longo, Maloney.

ABSENT: Morales.

None Opposed, None Abstaining

**TIME OF ADJOURNMENT:**

7:32 PM