

BOROUGH OF JAMESBURG

COUNCIL MEETING

MINUTES – September 10, 2008

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 N.J.A.C. 17:27. Also announced, in the event of a fire and pursuant to the N.J. Uniform Fire Code, 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 member Carpenter
Council member Grimes
Council member Jennings
Council member Longo
Attorney Raffetto
Denise Jawidzik, Business Administrator

Those absent: Council President Kostbar
Council member Bodall – resigned effective September 5, 2008

RESOLUTION #193-09-10-08

WHEREAS, DEMOCRAT COUNCIL MEMBER THOMAS BODALL SUBMITTED HIS RESIGNATION FROM BOROUGH COUNCIL, EFFECTIVE SEPTEMBER 5, 2008; AND

WHEREAS, MR. BODALL WAS A CANDIDATE OF A POLITICAL PARTY AND UNDER N.J.S.A. 40A:16-1 et seq., THE MUNICIPAL VACANCY LAW, THE MUNICIPAL COMMITTEE OF THAT POLITICAL PARTY HAS FIFTEEN (15) DAYS FOLLOWING THE OCCURRENCE OF THE VACANCY TO PRESENT THE GOVERNING BODY WITH THE NAMES OF THREE (3) PROSPECTIVE NOMINEES TO FILL THE VACANCY; AND

WHEREAS, THE MUNICIPAL DEMOCRATIC COMMITTEE HAS SUBMITTED THE FOLLOWING THREE NAMES TO FILL THE VACANCY UNTIL DECEMBER 31, 2008:

Daria Ludas
Carlos Morales
Eugene Tonkery ;AND

Mayor LaMantia accepted nominations from Council to fill the vacancy. Council member Carpenter nominated Daria Ludas, seconded by Council member Jennings. No further nominations were made.

WHEREAS, THE BOROUGH COUNCIL, WITHIN THE THIRTY (30) DAYS FOLLOWING THE VACANCY, AS SPECIFIED IN THE MUNICIPAL VACANCY LAW, N.J.S.A. 40A:16-1, et seq., HAS DETERMINED TO APPOINT DARIA LUDAS TO FILL THE VACANCY:

NOW, THEREFORE, BE IT RESOLVED THAT DARIA LUDAS, EFFECTIVE IMMEDIATELY, BE APPOINTED AS A MEMBER OF THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG FOR THE UNEXPIRED TERM OF THOMAS BODALL, SAID TERM TO EXPIRE DECEMBER 31, 2008.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER	X		X			
GRIMES			X			
JENNINGS		X	X			
KOSTBAR						X
LONGO			X			
vacancy						
MAYOR LAMANTIA						

MAYORAL APPOINTMENTS:

Due to the resignation of Gale Thomas as Land Use Board member, Mayor LaMantia has made the following appointments:

I, MAYOR ANTHONY LAMANTIA, PURSUANT TO N.J.S.A. 40:55D-23, DO HEREBY APPOINT CHRIS PERDONI, SR. AS CLASS IV LAND-USE BOARD MEMBER OF THE BOROUGH OF JAMESBURG, THEREBY FILLING THE UN-EXPIRED TERM OF GALE THOMAS-HIMES WHO RESIGNED EFFECTIVE AUGUST 2008. THIS TERM IS TO EXPIRE DECEMBER 31, 2010.

I, MAYOR ANTHONY LAMANTIA, DO HEREBY APPOINT GEORGE ZELASKO AS ALTERNATE #1 LAND-USE BOARD MEMBER OF THE BOROUGH OF JAMESBURG, THEREBY FILLING THE UN-EXPIRED TERM OF CHRIS PERDONI, SAID TERM IS TO EXPIRE DECEMBER 31, 2009.

PRESENTATION:

Gerald M. Ricciardi, Area Manager, Jersey Central Power & Light gave presentation regarding a new enhanced vegetation management the company will be utilizing, describing it as a cooperative process with the Borough, it's residents and J.C.P.&L. to manage and safely maintain trees and tree limbs growing around power lines. This new program will follow proper arborist practices. Mr. Ricciardi fielded questions from the Council as well as the public and offered that the Borough contact him with any issues.

ORDINANCE – FIRST READING:

ORDINANCE #18-08

AN ORDINANCE PROVIDING FOR THE REMEDIATION OF UNDERGROUND STORAGE TANK SITES AND APPROPRIATING THE SUM OF \$25,000 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF JAMESBURG, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

WHEREAS, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG IN THE COUNTY OF MIDDLESEX, NEW JERSEY HAS DETERMINED TO REMEDIATE UNDERGROUND STORAGE TANK SITES; AND

WHEREAS, THE BOROUGH OF JAMESBURG HAS \$21,000 IN THE CAPITAL IMPROVEMENT FUND AND \$4,000 IN CAPITAL FUND BALANCE.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY, THAT:

SECTION 1. THE IMPROVEMENTS DESCRIBED IN SECTION 2 OF THIS ORDINANCE ARE HEREBY AUTHORIZED AS GENERAL CAPITAL IMPROVEMENTS TO BE UNDERTAKEN IN AND BY THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY.

SECTION 2. THE IMPROVEMENTS HEREBY AUTHORIZED TO BE UNDERTAKEN CONSIST OF REMEDIATION OF UNDERGROUND STORAGE TANK SITES, TOGETHER WITH ALL ITEMS NECESSARY, INCIDENTAL OR APPURTENANT THERETO.

SECTION 3. THE 2008 CAPITAL BUDGET OF THE BOROUGH OF JAMESBURG IS HEREBY AMENDED TO CONFORM TO THE PROVISIONS OF THIS ORDINANCE.

SECTION 4. ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE TERMS OF THIS ORDINANCE BE AND THE SAME ARE HEREBY REPEALED TO THE EXTENT OF THEIR INCONSISTENCY.

SECTION 5. THIS ORDINANCE SHALL TAKE EFFECT 10 DAYS AFTER THE FIRST PUBLICATION THEREOF AFTER FINAL ADOPTION, AS PROVIDED BY LAW.

Motion to Approve on First Reading, Authorize Publication, and Set Public Hearing/Second Reading Date on Ordinance #18-08:

Proposed by: Longo

Seconded by: Grimes

All In Favor: Carpenter, Grimes, Jennings, Longo.

Absent: Kostbar

Abstain: Ludas

None Opposed.

ORDINANCES - SECOND READING:

THE FOLLOWING ORDINANCE WAS APPROVED ON FIRST READING AT THE MEETING OF THE MAYOR AND COUNCIL HELD ON AUGUST 13, 2008, AND PUBLISHED IN FULL IN THE AUGUST 22, 2008 EDITION OF THE CRANBURY PRESS. COPIES HAVE BEEN POSTED ON THE MUNICIPAL BULLETIN BOARD AND MADE AVAILABLE TO THE PUBLIC SINCE INTRODUCTION.

ORDINANCE #16-08

AN ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE SEWER SYSTEM AND APPROPRIATING THE SUM OF \$39,660 THEREFOR, AUTHORIZED IN AND BY THE BOROUGH OF JAMESBURG, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

WHEREAS, THE BOROUGH COUNCIL OF THE BOROUGH OF JAMESBURG IN THE COUNTY OF MIDDLESEX, NEW JERSEY HAS DETERMINED TO IMPROVE THE SEWER SYSTEM; AND

WHEREAS, THE BOROUGH OF JAMESBURG HAS \$38,660.00 IN THE SEWER CAPITAL IMPROVEMENT FUND AND \$1,000.00 IN SEWER CAPITAL FUND BALANCE.

NOW THEREFORE, BE IT ORDAINED AND ENACTED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY, THAT:

SECTION 1. THE IMPROVEMENTS DESCRIBED IN SECTION 2 OF THIS ORDINANCE ARE HEREBY AUTHORIZED AS SEWER CAPITAL IMPROVEMENTS TO BE UNDERTAKEN IN AND BY THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, NEW JERSEY.

SECTION 2. THE IMPROVEMENTS HEREBY AUTHORIZED TO BE UNDERTAKEN CONSIST OF IMPROVEMENTS TO THE SEWER SYSTEM, TOGETHER WITH ALL ITEMS NECESSARY, INCIDENTAL OR APPURTENANT THERETO.

SECTION 3. THE 2008 CAPITAL BUDGET OF THE BOROUGH OF JAMESBURG IS HEREBY AMENDED TO CONFORM TO THE PROVISIONS OF THIS ORDINANCE.

SECTION 4. ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT WITH THE TERMS OF THIS ORDINANCE BE AND THE SAME ARE HEREBY REPEALED TO THE EXTENT OF THEIR INCONSISTENCY.

SECTION 5. THIS ORDINANCE SHALL TAKE EFFECT 10 DAYS AFTER THE FIRST PUBLICATION THEREOF AFTER FINAL ADOPTION, AS PROVIDED BY LAW.

Motion to Open to Public Comment on Ordinance #16-08

Proposed by: Longo

Seconded by: Grimes

All In Favor: Carpenter, Grimes, Jennings, Longo.

Absent: Kostbar.

None Opposed, None Abstaining.

Public Comment on Ordinance #16-08

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

Motion to Close to Public Comment on Ordinance #16-08

Proposed by: Jennings

Seconded by: Grimes

All In Favor: Carpenter, Grimes, Jennings, Longo.

Absent: Kostbar

Abstain: Ludas

None Opposed.

Motion to Adopt Ordinance #16-08 on Second Reading:

Proposed by: Longo

Seconded by: Grimes

All In Favor: Carpenter, Grimes, Jennings, Longo.

Absent: Kostbar

Abstain: Ludas

None Opposed.

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.

Resolution #186-09-10-08 was removed by Council member Jennings, and Resolution #191-09-10-08 was removed by Council member Grimes. The remainder of the Consent Agenda was approved on the following vote:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
GRIMES			X			
JENNINGS		X	X			
KOSTBAR						X
LONGO	X		X			
LUDAS					X	
MAYOR LAMANTIA						

RESOLUTIONS:

RESOLUTION #187-09-10-08**

RESOLUTION ACCEPTING MONTHLY 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:

Tax Collector	July 2008
Finance Officer	July 2008
Sewer Administrator	August 2008
Police Chief	August 2008

RESOLUTION #188-09-10-08**

REDEMPTIONS OF TAX LIEN

WHEREAS, THE TAX COLLECTOR HAS CONFIRMED RECEIPT OF PAYMENT IN THE AMOUNT OF TWENTY THOUSAND FIVE HUNDRED SEVEN DOLLARS AND SEVENTY-SEVEN CENTS (\$20,507.77)AS VERIFIED IN THE CERTIFICATION ATTACHED HERETO; AND

WHEREAS, THIS PAYMENT HAS BEEN MADE FOR THE REDEMPTION OF THE TAX SALE CERTIFICATE 07-00009.

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 A CHECK THE AMOUNT OF TWENTY THOUSAND FIVE HUNDRED SEVEN DOLLARS AND SEVENTY-SEVEN CENTS (\$20,507.77), TO THE LIEN-HOLDER SPECIFIED IN THE ATTACHED CERTIFICATION.

RESOLUTION #189-09-10-08**

RESOLUTION APPOINTING FIRE INSPECTOR

I, MAYOR ANTHONY LAMANTIA, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT FIRE OFFICIAL BRIAN WRIGHT AS FIRE INSPECTOR, FOR A TERM TO EXPIRE DECEMBER 31, 2011.

RESOLUTION #190-09-10-08**

RESOLUTION AUTHORIZING A CONTRACT BETWEEN THE BOROUGH OF JAMESBURG AND
BANK OF AMERICA, N.A. FOR UST REMEDIATION

WHEREAS, THE BOROUGH OF JAMESBURG IS PERFORMING ENVIRONMENTAL SITE REMEDIATION AT THE SITE OF THE FORMER MUNICIPAL BUILDING LOCATED AT 31 EAST RAILROAD AVENUE; AND

WHEREAS, THE BOROUGH OF JAMESBURG HAS AN OBLIGATION TO COMPLETE THE REMEDIATION UPON AFOREMENTIONED PROPERTY; AND

WHEREAS, IN ORDER TO COMPLETE SUCH REMEDIATION, IT IS NECESSARY TO ENTER INTO A CONTRACT TO HAVE ACCESS TO THE PROPERTY LOCATED AT 25 EAST RAILROAD AVENUE TO PERFORM ENVIRONMENTAL WORK.

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG THAT THE MAYOR BE AND IS HEREBY AUTHORIZED TO ENTER INTO THE ATTACHED CONTRACT ON BEHALF OF THE BOROUGH OF JAMESBURG.

RESOLUTION #192-09-10-08**

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 \$1,204,414.17

END OF CONSENT AGENDA

RESOLUTION #186-09-10-08**

RESOLUTION ACCEPTING MINUTES

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

MAYOR AND COUNCIL
August 13, 2008

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
GRIMES		X	X			
JENNINGS					X	
KOSTBAR						X
LONGO	X		X			
LUDAS					X	
MAYOR LAMANTIA						

RESOLUTION #191-09-10-08**

RESOLUTION AUTHORIZING AWARD OF BID FOR THE PHASE II STADIUM SEATING
PROJECT TO LANDSITE CONSTRUCTION COMPANY.

WHEREAS, ON SEPTEMBER 4, 2008 THE BOROUGH OF JAMESBURG RECEIVED BIDS FOR THE PHASE II STADIUM SEATING AT THE AUGUSTA STREET RECREATION FACILITY WITHIN THE BOROUGH; AND

WHEREAS, ON THAT DATE, TWO (2) BIDS WERE RECEIVED FROM THE FOLLOWING BIDDERS FOR THIS PROJECT;

1. LANDSITE CONSTRUCTION COMPANY \$48,900.00
2. LANCHA CONSTRUCTION CORP. \$54,000.00; and

WHEREAS, IT IS THE OPINION OF THE BOROUGH ENGINEER THAT THE CONTRACT FOR THE PHASE II, STADIUM SEATING PROJECT BE AWARDED TO LANDSITE CONSTRUCTION COMPANY FOR AN AMOUNT OF \$48,900.00

WHEREAS, THE BOROUGH ATTORNEY HAS GRANTED APPROVAL AS TO THE FORM OF THE BID; AND

WHEREAS, THE CHIEF FINANCIAL OFFICER HAS CERTIFIED THAT APPROPRIATE FUNDS ARE AVAILABLE FOR THE AWARD OF THE CONTRACT FOR THE PROJECT SERVICES;

NOW, THEREFORE, BE IT RESOLVED, BY THE MAYOR AND COUNCIL OF THE BOROUGH OF JAMESBURG, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY THAT THE CONTRACT FOR THE PHASE II STADIUM SEATING PROJECT BE AWARDED TO LANDSITE CONSTRUCTION COMPANY FOR AN AMOUNT OF \$48,900.00.

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
CARPENTER			X			
GRIMES		X	X			
JENNINGS	X		X			
KOSTBAR						X
LONGO			X			
LUDAS					X	
MAYOR LAMANTIA						

COUNCILMATIC COMMITTEE REPORTS

LIBRARY COMMITTEE & HOLIDAY EVENTS/PATRIOTIC COMMITTEE

Council member Carpenter reported that the Library Board President made a presentation to the Board of Education regarding the Library Board’s views on the possible closing of the Jamesburg Library and the use of the Monroe Township library. Council member Carpenter spoke regarding the past negotiations between the Borough and the Library Board and how the State Library Board informed the Library Board that they must abide by the laws regarding the funding of the library. Ms. Carpenter also reported on the planning of the 2009 Memorial Day parade by the Patriotic Committee, the reservation of the County stage for the tree lighting in December, a 9/11 remembrance ceremony to be held by the Jamesburg Elks at 7:00pm. The County Transportation Coordinating Committee will be discussing future transportation challenges to the area.

Mayor LaMantia reminded Council that the Borough did attempt to work with the Library last year, by forming a special committee, but the Library Board of Trustees felt that there was no need for such a committee. Council member Longo wished to inform Council member Carpenter that the Jamesburg Civic Association has purchased new lights for this year’s tree lighting.

COMMITTEE ON EDUCATION

Councilmember Grimes reported that a new administrative software system, Genesis, is up and running at the schools. The Board of Education recently discussed a new State mandate that requires a full time day care for four year olds. The Board is concerned about cost and space issues. On September 23, the Street Fair Committee will be meeting at the Senior Citizens Center.

COMMITTEE ON PERSONNEL/NEGOTIATIONS

Council member Jennings reported that the PBA and Police Chief’s contract negotiations have been completed and the committee now moves on to negotiation of the Public Works Department’s contract.

POLICE COMMITTEE/COMMISSIONER & COMMITTEE ON FINANCE & BUDGETING

Councilmember Kostbar was absent.

TECHNOLOGY COMMITTEE

No report.

COMMITTEE ON BUILDINGS, GROUNDS

Council member Longo reported that plans for the structural and roof portions of the Buckelew Mansion renovations are done and have been submitted to the State for approval. Public Works, utilizing Community Service people, completed weeding the downtown tree grates.

COMMITTEE ON PUBLIC SAFETY/ EMERGENCY SERVICES COMMITTEE ON PUBLIC WORKS
Mayor Anthony LaMantia reported that the Borough's Office of Emergency Management activated this past weekend due to the storm warnings issued. Thankfully no problems with flooding or other damage were experienced.

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: Grimes

ALL IN FAVOR: Carpenter, Grimes, Jennings, Longo, Ludas.

ABSENT: Kostbar

None Opposed, None Abstaining.

PUBLIC COMMENT:

Elliott Stroul – 110 Mendoker Drive

- Inquired about coordinating pumpkin distribution with scarecrow decorating contest.
- October 4th is the JRC's 5K run.
- October 5th Buckelew Day will take place at Dey Farm in Monroe, due to the Buckelew House renovations.

MOTION TO CLOSE TO PUBLIC COMMENT:

PROPOSED BY: Longo

SECONDED BY: Jennings

ALL IN FAVOR: Carpenter, Grimes, Jennings, Longo, Ludas.

ABSENT: Kostbar

None Opposed, None Abstaining.

MOTION TO ADJOURN:

PROPOSED BY: Longo

SECONDED BY: Jennings

ALL IN FAVOR: Carpenter, Grimes, Jennings, Longo, Ludas.

ABSENT: Kostbar

None Opposed, None Abstaining.

TIME OF ADJOURNMENT: 7:45 PM