

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
April 28, 2015

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of Borough Hall on April 28, 2015.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman Atwell, Councilmen Broderick, Conklin, Day, Hemphill and Rubin.

Absent: None.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

David Marks of T & M Associates was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2015 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilman Day, seconded by Councilman Hemphill, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION ADVISING THAT THE BOROUGH OF RUMSON HAS BEEN SELECTED TO RECEIVE FUNDING IN THE AMOUNT OF \$235,000.00 FROM THE NJ DOT FISCAL YEAR 2015 MUNICIPAL AID PROGRAM FOR EAST RIVER ROAD AND RIDGE ROAD CURB AND SIDEWALK IMPROVEMENTS:

The Municipal Clerk/Administrator advised of a letter dated April 10, 2015 from Jamie Fox, Commissioner of the State of New Jersey Department of Transportation, advising that the Borough of Rumson has been selected to receive funding in the amount of \$235,000.00 from the NJ DOT Fiscal Year 2015 Municipal Aid Program for East River Road and Ridge Road Curb and Sidewalk Improvements.

On motion by Councilman Rubin, seconded by Councilman Hemphill, this communication was ordered received. All in favor.

CONSENT AGENDA:

LETTER FROM MASER CONSULTING P.A. ADVISING OF AN APPLICATION ON BEHALF OF ROBERT CONTI TO THE STATE OF NJ DEP FOR A FRESHWATER WETLANDS GENERAL PERMIT NO. 9 TO LEGALIZE AN EXISTING DOCK ON PROPERTY LOCATED AT 9 WARDELL AVENUE:

The Municipal Clerk/Administrator advised of a letter dated April 8, 2015 from Maser Consulting, P.A. on behalf of Robert Conti. The letter advised of an application submitted to the State of New Jersey Department of Environmental Protection, Division of Land Use Regulation for a Freshwater Wetlands General Permit No. 9 to legalize an existing dock on property located at 9 Wardell Avenue.

LETTER FROM THE STATE OF NJ DEP TO JAMES AND MARIE ORSINI APPROVING THE FRESHWATER WETLANDS LETTER OF INTERPRETATION LINE VERIFICATION FOR THE BOUNDARY FOR PROPERTY LOCATED AT 2 WATERWAY:

The Municipal Clerk advised of a letter from the State of New Jersey Department of Environmental Protection, Division of Land Use Regulation to James and Marie Orsini advising of the approval of the Freshwater Wetlands Letter of Interpretation Line Verification for the Boundary for property located at 2 Waterway.

On motion by Councilman Broderick, seconded by Councilman Hemphill, the two (2) communications on the Consent Agenda were ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

ORDINANCE 15-005 TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

15-005

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Rubin, seconded by Councilman Day, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

There was no response from the public.

On motion by Councilman Rubin, seconded by Councilman Broderick, the public hearing on this ordinance was declared closed. All in favor.

Councilman Rubin moved the adoption of this ordinance in final reading. Motion seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

ORDINANCE 15-006 G TO AMEND THE GENERAL ORDINANCES CHAPTER XVII, FLOOD DAMAGE PREVENTION. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

15-006 G

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF RUMSON BY
AMENDING CHAPTER XVII, FLOOD DAMAGE PREVENTION ORDINANCE

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

There was no response from the public.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the public hearing on this ordinance was declared closed. All in favor.

Councilman Rubin moved the adoption of this ordinance in final reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

ORDINANCE 15-007 D TO AMEND THE DEVELOPMENT REGULATIONS CHAPTER XXII, SECTION 7, GENERAL ZONING PROVISIONS. PUBLIC HEARING:

The Municipal Clerk/Administrator stated that an ordinance entitled:

15-007 D

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF RUMSON BY AMENDING CHAPTER XXII, DEVELOPMENT REGULATIONS

was scheduled for public hearing at this time. He stated that the ordinance had been posted and published and the affidavit of publication is on file.

On motion by Councilman Rubin, seconded by Councilman Broderick, the public were given an opportunity to be heard on this ordinance in final reading. All in favor.

Richard Jones of 37 Navesink Avenue stated that, as he had stated to the Planning Board, he was concerned about the language in Section 22-7.27 Soil Removal and Fill, subsection “h. Any property that is elevated above existing grades shall not impede the free flow of stormwater runoff from adjacent properties.” Mr. Jones asked the members of the Council if they had an opinion on this matter and the consequences to neighboring properties.

Councilman Rubin stated that it concerned with the planning of construction in particular rather than a blanket statement that applies to everyone.

Mr. Jones stated that it was a matter of interpretation—in some cases it may be a good thing to impede the flow to a property to avoid a ponding effect, but in other situations there may be water flowing onto a property in the future. He stated that he recommended striking that language from the Ordinance.

Councilman Hemphill stated that the purpose of this subsection was to make sure that the flow of stormwater is not impeded.

Mr. Jones stated that there were situations in various areas of the Borough where stormwater is not being controlled or managed properly.

Councilman Hemphill asked if this subsection implied that one would have to show that the elevation of the property actually impeded the free flow of stormwater runoff.

Mayor Ekdahl asked Mr. Jones whose opinion it was that there were properties all over town where the flow was being impeded, because he had not heard such complaints.

Mr. Jones stated that he had spoken to people who were concerned about such situations and gave an example of the property on Rumson Road across the street from the tennis courts; he didn’t know if something had changed after Superstorm Sandy. He wanted to know if that person had to accept the situation forever.

Mayor Ekdahl stated that the Rumson Road situation had been like that for as long as he could remember and wasn’t caused by any other person’s property. He added that it would be up to that property owner to raise his property by bringing in fill to correct the situation.

In answer to a question by Mr. Jones, Councilman Hemphill stated that if there was nowhere for the water to go, drainage would have to be evaluated at the time the property owner applied for a permit to bring in the fill.

Borough Engineer David Marks explained that in Mr. Jones' example, a grading plan would be required; they would bring in enough fill that it would trigger the thresholds of the revised Ordinance and a grading plan would have to be submitted and reviewed and evaluated by the Borough Engineer to make sure that it was in compliance and not creating adverse impacts on the adjoining properties. Mr. Marks added that the intent of subsection 22-7.27 h. that Mr. Jones referenced was intended to prevent the impoundment of water on a downstream property. He added that if there was a drainage swale across three properties, the person at the bottom end of the drainage scenario can't fill their property to trap water on the upstream properties; they can't arbitrarily fill without providing some means of conveyance or to address the stormwater pattern.

Mayor Ekdahl stated that, regarding the referenced ponding, as long as the grading plan doesn't put the ponding on someone else's property, it is fine.

In answer to a question from Mr. Jones, Councilman Rubin stated that he was on the committee that added subsection 22-7.27 h, and although he appreciated Mr. Jones' comments, he would like it to remain in the Ordinance Amendment.

Mr. Jones thanked the Mayor and Council for listening to his concerns.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the public hearing on this ordinance was declared closed. All in favor.

Councilman Rubin moved the adoption of this ordinance in final reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

NEW BUSINESS:

RESOLUTION 2015-0428-63 AUTHORIZING THE ADOPTION OF THE 2015 BOROUGH BUDGET AS INTRODUCED. PUBLIC HEARING SCHEDULED FOR TUESDAY, MAY 26, 2015 AT 7:30 P.M.:

2015-0428-63

MUNICIPAL BUDGET OF THE BOROUGH OF RUMSON, COUNTY OF MONMOUTH FOR THE FISCAL YEAR 2015

Section 1.

Municipal Budget of the Borough of Rumson, County of Monmouth for the Fiscal Year 2015.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015;

BE IT FURTHER RESOLVED, that said Budget be published in the *Two River Times* in the issue of May 8th, 2015.

The Governing Body of the Borough of Rumson, does hereby approve the following as the Budget for the year 2015:

RECORDED VOTE

Ayes

Nays
 Abstained
 Absent

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Rumson, County of Monmouth, on April 28th, 2015.

A Hearing on the Budget and Tax Resolution will be held at Borough Hall, on May 26th, 2015 at 7:30 o'clock p.m. at which time and place objections to said Budget and Tax Resolution for the year may be presented by taxpayers or other interested persons.

**EXPLANATORY STATEMENT
 SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET**

Year 2015

General Appropriations For: (Reference to item and sheet number should be omitted in advertised budget)

1. Appropriations within "CAPS"		
(a) Municipal Purposes {(Item H-1, Sheet 19)(N.J.S. 40A:4-45.2)}		\$10,776,662.50
2. Appropriations excluded from "CAPS"		
(a) Municipal Purposes {(Item H-2, Sheet 28)(N.J.S. 40A:4-45.3 as amended)}		\$ 5,905,588.84
(b) Local School District Purposes in Municipal Budget (Item K, Sheet 29)		<u>\$ 0.00</u>
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)		<u>\$ 5,905,598.84</u>
3. Reserve for Uncollected Taxes (Item M, Sheet 29) –		
Based on Estimated 98.0 Percent of Tax Collections		\$ 982,817.39
4. Total General Appropriations (Item 9, Sheet 29)		\$17,665,078.73
Building Aid Allowance 2015- \$ 0.00		
for Schools-State Aid 2014- \$ 0.00		
5. Less: Anticipated Revenues Other Than Current Property Tax (Item 5, Sheet 11)		\$ 6,616,343.06
(i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)		
6. Difference: Amounts to be Raised by Taxes for Support of Municipal Budget		
(as follows)		
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected		\$11,048,735.67
Taxes {Item 6(a), Sheet 11}		
		(b) Addition to
Local District School Tax {(Item 6(b), Sheet 11)}		\$ 0.00
		(c) Minimum
Library Tax		\$ 0.00

SUMMARY OF 2014 APPROPRIATIONS EXPENDED AND CANCELLED

	General Budget	Water Utility	Second Utility	Third Utility	Fourth Utility
Budget Appropriations – Adopted Budget	\$ 17,007,621.82	0.00	0.00	0.00	0.00
Budget Appropriations Added by N.J.S. 40A:4-87	\$ 1,137,838.27	0.00	0.00	0.00	0.00
Emergency Appropriations	\$ 0.00	0.00	0.00	0.00	0.00
Total Appropriations	\$ 18,145,460.09	0.00	0.00	0.00	0.00
Expenditures:					
Paid or Charged (Including Reserve for Uncollected Taxes)	\$17,267,079.67	0.00	0.00	0.00	0.00
Reserved	\$ 875,600.51	0.00	0.00	0.00	0.00
Unexpended Balances Cancelled	\$ 2,779.91	0.00	0.00	0.00	0.00
Total Expenditures and Unexpended Balances Cancelled	\$18,145,460.09	0.00	0.00	0.00	0.00
Over-expenditures *	\$ 0.00	0.00	0.00	0.00	0.00

* See Budget Appropriation Items so marked to the right of column "Expended 2014 Reserved."

BUDGET MESSAGE

Total General Appropriations for 2014	\$17,007,621.82
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Less Exceptions:			
Other Operations	\$	1,808,515.00	
Interlocal Service Agreement	\$	112,087.00	
Public-Private Offset	\$	55,138.00	
Capital Improvements	\$	700,000.00	
Debt Service	\$	1,261,006.00	
Deferred Charges	\$	1,626,481.00	
Reserve for Uncollected Taxes	\$	<u>968,103.00</u>	
			\$ 6,531,330.00
Amount on which 0.5% CAP is applied			\$ <u>10,476,291.82</u>
0.5% CAP	\$	157,144.38	
3.0% CAP Ordinance	\$	209,525.84	
2013 CAP Bank	\$	146,035.38	
2014 CAP Bank	\$	302,971.33	
New Construction (N.J.S.A. 40A:4-45.2a)	\$	<u>100,339.71</u>	
Total Allowable 2014 Operating Appropriations within CAP			\$11,392,308.45
Total 2014 Operating Appropriations within CAP			\$ <u>10,817,785.50</u>
Amount Under CAP	\$	<u>574,522.95</u>	
PY Amount to be Raised by Taxation for Municipal Purposes			\$10,567,465
Less: Prior Year Deferred Charges to Future Taxation Unfunded			
Net Prior Year Tax Levy for Municipal Purpose Tax for Cap Calculation	\$10,567,465		
Plus 2.0% CAP Increases	\$	<u>211,349</u>	
Adjusted Tax Levy Prior to Exclusions			\$ <u>10,778,814</u>
Exclusions:			
Allowable Health Insurance Cost Increase	\$	70,568.00	
Allowable Pension Obligations Increase	\$	22,032.00	
Allowable Capital Improvements Increase	\$	300,000.00	
Allowable Debt Service Increases	\$	563,836.00	
Deferred Charges to Future Taxation Unfunded		—	
			\$956,436.00
Less Cancelled/Unexpected Exclusions			\$ <u>2,780.00</u>
Adjusted Tax Levy After Exclusions			\$11,732,470
New Ratables – Increase in Valuations	\$31,161,400.00		
PY Local Municipal Purpose Tax Rate (per \$100)	<u>0.322</u>		
			\$ <u>100,340</u>
Maximum Allowable Amount to be Raised by Taxation			\$ <u>11,832,809</u>
Amount to be Raised by Taxation for Municipal Purposes			\$ <u>11,048,736</u>
Amount Under CAP	\$	<u>784,074</u>	
Health Insurance Financial Disclosure			
	2015	2014	2014
	<u>Budget</u>	<u>Budget</u>	<u>Actual</u>
Health Insurance Budget Before Employee Contributions	\$1,895,166.00	\$1,742,164.00	\$1,568,938.00
Employee Contributions	\$ <u>207,066.00</u>	\$ <u>156,348.00</u>	\$ <u>121,245.00</u>
Health Insurance Budget Net of	\$ <u>1,688,100.00</u>	\$ <u>1,585,816.00</u>	\$ <u>1,447,593.00</u>

Employee Contributions

Health Insurance Appropriations		
Inside "CAP"	\$1,585,816.00	\$1,447,593.00
Outside "CAP"	—	—
	<u>\$1,585,816.00</u>	<u>\$1,447,593.00</u>

Councilman Broderick moved the adoption of the budget in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

Mayor Ekdahl stated that copies of the 2015 Borough Budget would be available to the public on the Borough Website and at the office of the Municipal Clerk at Borough Hall, Oceanic Free Library on Avenue of Two Rivers and the Monmouth County Eastern Branch Library in Shrewsbury. A public hearing would be held on Tuesday, May 26, 2015 at the meeting of the Borough Council at 7:30 p.m.

RESOLUTION 2015-0428-64 AUTHORIZING THE BOROUGH OF RUMSON TO ENTER INTO AN INTERLOCAL SERVICES AGREEMENT WITH THE BOROUGH OF LITTLE SILVER TO PROVIDE LITTLE SILVER WITH UNIFORM CONSTRUCTION CODE SERVICES FOR A PERIOD OF THREE AND ONE-HALF (3½) YEARS EFFECTIVE JULY 1, 2015 THROUGH DECEMBER 31, 2018:

2015-0428-64

BOROUGH OF RUMSON
COUNTY OF MONMOUTH, IN THE STATE OF NEW JERSEY

RESOLUTION

WHEREAS, the Borough of Little Silver has requested that the Borough of Rumson provide them with Uniform Construction Code Services; and

WHEREAS, the Borough of Rumson has agreed to serve as the Interlocal Enforcing Agency to N.J.A.C. 5:23-4.6 et seq. and said services shall include that of the Construction Code Official and of the Building, Electrical, Fire and Plumbing Subcodes; and

WHEREAS, the proposed agreement under the Interlocal Services Act, N.J.S.A. 40:8A-1, is in the best interests of the two municipalities and will tend to increase the level of service and promote economy and efficiency in government;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the Mayor and Municipal Clerk be and are hereby authorized to enter into an agreement with the Borough of Little Silver for the provision of Construction Code Services to the Borough of Little for the period of three and one-half (3½) years effective July 1, 2015 through December 31, 2018; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer and the Borough of Little Silver.

The above Resolution was moved for adoption by Councilman Hemphill. Motion seconded by Councilwoman Atwell and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-65 AUTHORIZING THE REVISION OF THE BOROUGH OF RUMSON'S INTERLOCAL SERVICES AGREEMENT WITH THE BOROUGH OF FAIR HAVEN FOR THE DEPARTMENT OF PUBLIC WORKS SERVICES:

2015-0428-65

RESOLUTION AUTHORIZING THE AMENDMENT OF VARIOUS INTERLOCAL SERVICES, IN ACCORDANCE WITH THE STANDARD TERMS OF AN INTERLOCAL SERVICES AGREEMENT, BETWEEN THE BOROUGH OF RUMSON AND THE BOROUGH OF FAIR HAVEN

WHEREAS, the Borough of Rumson, in the County of Monmouth, State of New Jersey has determined that it would be beneficial for the Borough of Rumson to enter into an Interlocal Services Agreement with the Borough of Fair Haven; and

WHEREAS, the Boroughs of Rumson and Fair Haven have had other successful Interlocal Services Agreements for the sharing of the Construction Offices of both Boroughs for the past eight (8) years; and

WHEREAS, the Administrations, with the help of the Department of Public Works of both Boroughs, have identified a number of areas where working together through Shared Services will result in positive outcomes for both municipalities; and

WHEREAS, the Boroughs of Rumson and Fair Haven have agreed in principle that the Interlocal Services Agreement will include the following services:

- Brush Disposal
- Parks and Grounds Management and Maintenance
- Street Sweeping
- Catch Basin Cleaning
- Engineering Services; and

WHEREAS, the Boroughs have agreed to amend and revise the current Interlocal Services Agreement to improve the Agreement for the year 2015;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the Municipal Clerk and Administrator be hereby authorized and directed to sign the revised Interlocal Services Agreement between the Borough of Rumson and the Borough of Fair Haven for the services listed above; and

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a certified true copy of this Resolution to the Fair Haven Municipal Clerk.

The above Resolution was moved for adoption by Councilman Rubin. Motion seconded by Councilman Day and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

Councilman Rubin thanked the Municipal Clerk/Administrator for negotiating with the Borough of Fair Haven for the amendment to the Agreement.

The Municipal Clerk/Administrator thanked Councilman Rubin.

TEMPORARY EMERGENCY APPROPRIATION RESOLUTION 2015-0428-66:

2015-0428-66

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the temporary appropriations previously adopted will be inadequate to the point when the 2015 Budget will be finally adopted; and

WHEREAS, N.J.S.A. 40A:4-20 states that the Governing Body may, by resolution adopted by a 2/3 vote of full membership, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year;

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the following emergency temporary appropriations, in addition to the temporary appropriations already adopted, be adopted, and it is stated that these emergency temporary appropriations shall be included in the 2015 Budget when adopted; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer, and the Director of the Division of Local Government Services.

Police – Other Expenses	\$ 10,000.00
Streets – Other Expenses	\$ 10,000.00
Sewer – Other Expenses	\$ 1,500.00
Solid Waste – Contractual	\$200,000.00
Shade Tree – Other Expenses	\$ 6,000.00

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-67 AUTHORIZING THE AWARD OF A CONTRACT TO WOODWARD CONSTRUCTION CO. FOR THE MODIFICATION AND INSTALLATION OF FLOOD DOORS ON THE DPW GARAGE AND THE GRANT AVENUE AND AVENUE OF TWO RIVERS NORTH PUMP STATIONS:

2015-0428-67

Councilwoman Atwell offered the following resolution and moved its adoption:

RESOLUTION TO AWARD A BOROUGH CONTRACT FOR ALTERATIONS TO EXISTING BUILDINGS AND INSTALLATION OF FLOOD DOORS

WHEREAS, on March 4, 2015, three (3) sealed bids were received for Alterations to Existing Buildings and Installation of Flood Doors for the Department of Public Works Garage, Avenue of Two Rivers North Pump Station #2 and Grant Avenue Main Pump Station in the Borough of Rumson; and

WHEREAS, the lowest bid was received from Woodward Construction Co.: \$332,714.00 for the DPW Garage, \$26,333.00 for Avenue of Two Rivers North Pump Station #2 and \$23,756.00 for Grant Avenue Main Pump Station totaling \$382,803.00; and

WHEREAS, having reviewed the Woodward Construction Co. product and references and having found them to have the capabilities to successfully complete this project in accordance with the bid documents and to the Borough's satisfaction, the Borough Engineer has recommended the award of a contract to Woodward Construction Co. in the amount of \$382,803.00; and

WHEREAS, Bond Ordinance #15-002, appropriating funds for this project, was adopted on April 14, 2015; and

WHEREAS, notice of Bond Ordinance #15-002 adoption was published in the Asbury Park Press on April 17, 2015; and

WHEREAS, in accordance with Section 3 of Bond Ordinance #15-002, the Ordinance shall take effect twenty (20) days after the publication; and

WHEREAS, the Borough Council has reviewed the bids and considered the recommendations of the Borough Engineer and Borough Attorney;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Rumson that upon expiration of the twenty (20) days after publication, it does hereby accept the bid and award a contract to Woodward Construction Co., 532 Route 79, Morganville, NJ 07751 in the amount of \$382,803.00; and

BE IT FURTHER RESOLVED that upon receipt of Certification of Funds availability from the Chief Financial Officer, the Mayor and Municipal Clerk be authorized to execute the contract documents after expiration of the twenty (20) days after publication; and

BE IT FURTHER RESOLVED that the contract be awarded subject to approval by the New Jersey Department of Labor, Office of Wage and Hour Compliance and the final review and approval of bid documents by the Borough Attorney.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-68 AUTHORIZING THE AWARD OF A CONTACT TO SUBURBAN DISPOSAL INC. FOR THE COLLECTION AND DISPOSAL OF THE BOROUGH'S SOLID WASTE AND RECYCLING:

2015-0428-68

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION TO AWARD A BOROUGH CONTRACT FOR COLLECTION AND DISPOSAL OF SOLID WASTE AND RECYCLING

WHEREAS, on April 21, 2015, four (4) sealed bids were received for a three (3) year contract for the collection and disposal of solid waste and recycling by an outside contractor for the Borough of Rumson; and

WHEREAS, the bids received ranged from the low bid of \$942,000.00 to the high bid of 1,269,585.68; and

WHEREAS, the lowest bid was received from Suburban Disposal Inc. of Fairfield, New Jersey in the amount of \$942,000.00 for a three (3) year contract beginning May 18, 2015; and

WHEREAS, the Borough Council has reviewed the bids; and

WHEREAS, the Chief Financial Officer has provided a certification of availability of funds for the seven and one-half (7½) months of 2015, as evidenced on the attached copy of Purchase Order #15-00706 in the amount of \$200,000.00; and

WHEREAS, certification availability of funds for charges for calendar years 2016 through 2018 will be provided upon adoption of the respective calendar years budgets;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Rumson that it does hereby accept the bid and award a three (3) year contract effective May 18, 2015 to Suburban Disposal Inc., 54 Montesano Road, Fairfield, New Jersey 07004 in the amount of \$942,000.00; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be authorized to execute the contract documents; and

BE IT FURTHER RESOLVED that the contract be awarded subject to approval by the New Jersey Department of Labor, Office of Wage and Hour Compliance and the final review and approval of bid documents by the Borough Attorney.

Resolution seconded by Councilman Day and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-69 AUTHORIZING THE CANCELLATION OF THE DEFERRAL OF SCHOOL TAXES FOR THE RUMSON SCHOOL DISTRICT AND THE RUMSON-FAIR HAVEN REGIONAL HIGH SCHOOL DISTRICT:

2015-0428-69

RESOLUTION OF THE BOROUGH OF RUMSON
CANCELLING THE DEFERRAL OF SCHOOL TAXES

WHEREAS, under the provisions of statute, when a municipality raises school taxes on a school year basis, an amount of not more than fifty percent of the levy may be deferred to the following year, providing no requisition has been made for such amount or any portion of such amount, and

WHEREAS, \$1,835,174.03 of the Rumson School District tax has previously been deferred; and

WHEREAS, \$1,625,435.21 of the Rumson-Fair Haven Regional High School District tax has previously been deferred; and

WHEREAS, the Mayor and Council of the Borough of Rumson desires to cancel the above deferred school district taxes;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rumson, County of Monmouth, that the \$1,835,174.03 deferred Rumson School District Tax is hereby cancelled; and

BE IT FURTHER RESOLVED by the Mayor and Council of the Borough of Rumson, County of Monmouth, that the \$1,625,435.21 deferred Rumson Fair Haven Regional High School tax is hereby cancelled; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded by the Municipal Clerk to the Division of Local Government Services, Department of Community Affairs, and the Chief Financial Officer of the Borough of Rumson.

The above Resolution was moved for adoption by Councilman Broderick. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-70 AUTHORIZING THE EXTENSION OF THE TERM OF THE BOROUGH'S LEASE WITH JNM HOLDINGS, INC. THROUGH MARCH 31, 2019 FOR THE PROPERTY LOCATED ON BLOCK 4, LOT 1 ON THE CORNER OF WEST RIVER ROAD AND FIRST STREET:

2015-0428-70

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough has a need for public parking in the business district on West River Road; and

WHEREAS, JNM Holdings, Inc. has a parking lot on property at the corner West River Road and First Street, known as Block 4, Lot 1 on the Borough Tax Map; and

WHEREAS, the Borough leased the property from JNM Holdings, Inc. and wishes to renew the lease; and

WHEREAS, JNM Holdings, Inc. has agreed to extend the lease of the parking lot to the Borough for a period of five (5) years effective beginning April 1, 2015 through March 31, 2019; and

WHEREAS, the Municipal Clerk/Administrator, Mayor and Borough Council agree to the terms of the Agreement;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the Mayor and Municipal Clerk/Administrator be authorized to extend the Agreement to lease the parking lot on property known as Block 4, Lot 1 on the Borough Tax Map for a period of five (5) years;

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer/Tax Collector.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-71 AUTHORIZING REFUND OF THE REDEMPTION MONIES TO EBURY FUND, 1NJ, LLC FOR TAX SALE CERTIFICATE #14-00008 FOR BLOCK 88, LOT 18 FOR 2013 DELINQUENT SEWER CHARGES:

2015-0428-71

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING REFUND OF REDEMPTION MONIES TO EBURY FUND 1NJ, LLC

WHEREAS, at the Municipal Tax Sale held on December 2, 2014, a lien was sold on Block 88, Lot 18, also known as 140 Rumson Road in Rumson, for 2013 delinquent sewer charges; and

WHEREAS, this lien, known as Tax Sale Certificate #14-00008, was sold to Tower Fund Services as Custodian for Ebury Fund 1NJ, LLC, for a \$1,300.00 premium; and

WHEREAS, on behalf of the property owner, Vincent Roggio, Corelogic has effected redemption of Certificate #14-00008 in the amount of \$1,081.13;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby authorize the Chief Financial Officer to issue a check in the amount of \$2,381.13 payable to Tower Fund Services as Custodian for Ebury Fund 1NJ, LLC, PO Box 37695, Baltimore, MD 21297-3695 for the redemption of Tax Sale Certificate #14-00008; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Chief Financial Officer/Tax Collector.

Resolution seconded by Councilwoman Atwell and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

RESOLUTION 2015-0428-72 AUTHORIZING THE APPOINTMENT OF JENNA M. DANBROWNEY AS A PART-TIME POLICE DISPATCHER EFFECTIVE MAY 1, 2015:

2015-0428-72

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through its Police Department has the need for one (1) part-time Police Dispatcher; and

WHEREAS, it is believed to be in the best interest of the Borough to employ said part-time Police Dispatchers on an hourly basis; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Jenna M. Danbrowney be hired as a part-time Police Dispatcher at an hourly rate of \$12.00 effective May 1, 2015; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Payroll Clerk.

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

FINANCIAL OFFICER'S REPORT:

The Financial Officer's Reports disclosed the following as of March 31, 2015:

Borough of Rumson
Chief Financial Officer Report to the Mayor and Council

Analysis of Cash for the Month Ending: March 31, 2015

Funds	Beginning Balance	Cash Receipts	Disbursements	Ending Balance
1. CURRENT FUND				
Current Fund Checking	\$ 21,997,215.61	\$ 1,091,860.91	\$ (5,577,254.36)	\$ 17,511,822.16
Change Funds	\$ 300.00	\$	\$	\$ 300.00
Certificates of Deposit	\$ 0.00	\$	\$	\$ —
Total Current Fund	\$ 21,997,515.61	\$ 1,091,860.91	\$ (5,577,254.36)	\$ 17,512,122.16
2. CAPITAL FUND				
Capital Fund Checking	\$ 3,530,047.15	\$ 0.00	\$ (25,797.37)	\$ 3,504,249.78
2007 Capital Improvement Bond Proceeds	\$ 165,270.83	\$ 0.00	\$ 0.00	\$ 165,270.83
Total Capital Fund	\$ 3,695,317.98	\$ 0.00	\$ (25,797.37)	\$ 3,669,520.61
3. PAYROLL & PAYROLL AGENCY				
Payroll	\$ 2,981.86	\$ 267,483.01	\$ (267,483.01)	\$ 2,981.86
Payroll Agency	\$ 10,905.91	\$ 877,181.71	\$ (877,181.71)	\$ 10,905.91
Total Payroll & Payroll Agency	\$ 13,887.77	\$ 1,144,664.72	\$ (1,144,664.72)	\$ 13,887.77
4. TRUST FUNDS				
Trust Fund Checking	\$ 806,687.79	\$ 10,159.21	\$ (6,027.08)	\$ 810,819.92
Unemployment Trust	\$ 103,436.41	\$ 70.30	\$ 0.00	\$ 103,506.71
Recreation Trust	\$ 354,143.04	\$ 69,005.00	\$ (47,461.52)	\$ 375,686.52

C.O.A.H. Trust	\$ 1,726,247.17	\$ 64,249.50	\$ (2,492.32)	\$ 1,788,004.35
Law Enforcement Trust Fund	\$ 433.48	\$.30	\$ 0.00	\$ 433.78
D.A.R.E.	\$ 12,951.78	\$ 8.80	\$ 0.00	\$ 12,960.58
Cafeteria Plan	\$ 12,186.91	\$ 0.00	\$ (404.94)	\$ 11,781.97
Animal Control Trust Fund	\$ 21,506.91	\$ 2,122.00	\$ (485.14)	\$ 24,143.77
Public Assistance Trust Fund	\$ 839.35	\$ 0.00	\$ 0.00	\$ 839.35
Total Trust Funds	\$ 3,038,432.84	\$ 145,615.11	\$ (56,871.00)	\$ 3,127,176.95
 TOTAL ALL FUNDS	 \$ 28,745,154.20	 \$ 2,382,140.74	 \$ (6,804,587.45)	 \$ 24,322,707.49

Respectfully submitted by:

Helen L. Graves

Helen L. Graves, Chief Financial Officer

On motion by Councilman Broderick, seconded by Councilman Hemphill, the Financial Officer's Report was ordered received and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Hemphill offered the following resolution and moved its adoption:

\$	252.54	Red Bank Veterinary Hospital
\$	252.54	Animal Control Account
\$	2,064.57	Irwin Law Firm Atty Trust Acct
\$	19.50	Acme Locksmith Service
\$	2,402.17	Allied Oil LLC
\$	975.60	Americanwear Indust Uniforms
\$	517.25	Asbury Park Press
\$	309.93	Atlantic Tactical of NJ Inc
\$	1,164.97	ATS Environmental Services
\$	750.00	Becker Tree Service
\$	981.75	Bob's Uniform Shop
\$	2,580.00	Cleary Giacobbe Alfieri
\$	121.01	Comcast of Monmouth
\$	875.00	Davison Carpet Cleaning
\$	235.00	Dynamic Testing Service
\$	2,381.13	Ebury Fund 1NJ LLC
\$	744.60	Edwards Tire Co Inc
\$	234.35	Emergency Medical Products Inc
\$	775.274	Fastenal Co
\$	627.86	F & C Automotive Supply Inc
\$	424.50	Gill Associates Identification
\$	121.00	Glenco Supply Inc
\$	209.54	WW Grainger Inc
\$	15,000.00	Holman Frenia Allison PC
\$	2,966.20	Hough Petroleum Corp
\$	14,836.88	JCP&L
\$	186.80	Johnny on the Spot Inc
\$	107.72	John Deere Landscaping
\$	3,400.00	Kelleco Painting Inc
\$	475.00	Kencor Inc
\$	315.35	Lanigan Associates Inc
\$	4,100.00	Maria & Christopher D Maher
\$	62.00	Mazza & Sons Inc
\$	125.00	MCAA of NJ % Carol Jenkins
\$	527.20	MGL Printing Solutions
\$	1,181.78	Mid-Atlantic Truck Centre Inc
\$	5,828.21	Morton Salt

\$	75.03	Naylor's Auto Parts
\$	143.20	Nelson Press
\$	720.00	Neptune Door Company
\$	961.43	New Jersey American Water
\$	30.00	Sabine O'Connor
\$	446.75	PEP Express Parts
\$	750.00	Perry's Trophy Co Inc
\$	716.50	Republic Services of NJ LLC
\$	27,920.00	Reussille Law Firm LLC
\$	721.67	Ricoh USA Inc
\$	5,400.00	Roger R Locandro Jr Inc
\$	260.00	Rutgers University
\$	48.00	Seaboard Welding Supply Inc
\$	488.60	Stavola Asphalt Co Inc
\$	350.00	Stewart's Plumbing
\$	746.80	Stewart Business Systems
\$	1,500.00	Suasion Communications Grp LLC
\$	2,109.75	Targeted Technologies LLC
\$	591.00	Treas State of NJ DCA
\$	450.00	Treasurer - State of NJ
\$	187.55	The Two River Times
\$	393,488.75	Two Rivers Water Reclamation
\$	96.00	United States Postage Service
\$	314.25	Verizon
\$	160.14	Verizon Wireless
\$	134.99	Verizon Business Fios
\$	50.00	Wageworks
\$	129.29	George Wall Lincoln
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\$	506,617.04	Current Fund
\$	4,088.09	Athlete's Alley
\$	2,998.00	Capture Point
\$	330.00	Jennifer Collum-Glassman
\$	200.00	John W Crawford III
\$	64.00	Austin Davis
\$	32.00	Laurence N Davis
\$	450.00	Christopher Duffney
\$	159.32	Edwards Tire Co Inc
\$	240.00	Joh Hadfield
\$	240.00	Kayla Hadfield
\$	287.00	John Deere Landscaping
\$	1,724.00	LP Statile Inc
\$	210.00	New Jersey Recreation &
\$	32.00	Gary V Olsen
\$	127.44	Sarah Orsay
\$	69.32	Thomas S Rogers
\$	32.00	Gary Sfraga
\$	6.71	Staples
\$	120.00	Carolyn J Williams
\$	120.00	Robert E Woods
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\$	11,529.88	Recreation Account
\$	4,500.00	Maria & Christopher Maher
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\$	4,500.00	Trust Account
\$	7,605.00	Current Fund Appropriations
\$	499,012.04	Current Fund Appropriations
\$	252.54	Animal Control Fund Expenses
\$	11,529.88	Recreation Disbursements
\$	4,500.00	Trust Fund – Other Expenses
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\$	522,899.46	Total Of All Funds

Resolution seconded by Councilman Broderick and carried on the following roll call vote:

In the affirmative: Atwell, Broderick, Conklin, Day, Hemphill and Rubin.

In the negative: None.

Absent: None.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and no one responded.

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilman Broderick, the meeting adjourned at 7:46 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator