

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
August 9, 2016

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of Borough Hall on Tuesday, August 9, 2016 at 7:30 p.m.

Pledge of Allegiance.

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

Absent: Councilman Day.

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

Martin M. Barger, Borough Attorney, was present.

David Marks, Borough Engineer, 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 2016 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilman Rubin, 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 RECEIVED FROM MAHER (MIKE) SIDANI, P.E., PMP OF MICHAEL BAKER INTERNATIONAL, INC. REGARDING THE SUBMISSION OF AN APPLICATION FOR A COASTAL GENERAL PERMIT TO NJDEP.

The Borough received a letter from Maher (Mike) Sidani, P.E., PMP of Michael Baker International, Inc. regarding the submission of a Coastal General Permit to the New Jersey Department of Environmental Protection authorizing geotechnical soil borings within the Navesink River opposite the Oceanic Bridge.

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

LETTER RECEIVED FROM NEW JERSEY NATURAL GAS NOTIFYING THE BOROUGH OF A NJDEP APPLICATION FOR A WATERFRONT DEVELOPMENT INDIVIDUAL PERMIT AND COASTAL GENERAL PERMIT AUTHORIZING THE DIRECTIONAL DRILLING OF A NATURAL GAS PIPELINE UNDER THE SHREWSBURY RIVER.

The Borough received a letter from New Jersey Natural Gas wherein notification was given in regard to a Waterfront Development Individual Permit and Coastal General Permit application to the New Jersey Department of Environmental Protection. The work involves the directional drilling of a natural gas pipeline under the Shrewsbury River in order to improve service and system reliability.

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

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION 2016-0809-107 AUTHORIZING THE APPOINTMENT OF THOMAS J. HUGHES AS FULL-TIME POLICE DISPATCHER/CLASS II SPECIAL LAW ENFORCEMENT OFFICER EFFECTIVE AUGUST 1, 2016.

2016-0809-107

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through its Police Department has the need for a full-time Police Dispatcher/Class II Special Law Enforcement Officer; and

WHEREAS, Thomas J. Hughes completed his Basic Course for Class II Special Law Enforcement Officers on May 12, 2016; and

WHEREAS, Police Chief Scott Paterson and the Police Committee have recommended that Mr. Hughes be appointed as a full-time Police Dispatcher/Class II Special Law Enforcement Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Thomas J. Hughes be appointed as a full-time Police Dispatcher/Class II Special Law Enforcement Officer at an annual salary of \$27,500.00 effective August 1, 2016; and

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

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

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

In the negative: None.

Absent: Day.

RESOLUTION 2016-0809-108 AUTHORIZING THE APPOINTMENT OF JESSICA L. CAFFEY AS FULL-TIME POLICE DISPATCHER/CLASS II SPECIAL LAW ENFORCEMENT OFFICER EFFECTIVE AUGUST 1, 2016.

2016-0809-108

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Borough of Rumson through its Police Department has the need for a full-time Police Dispatcher/Class II Special Law Enforcement Officer; and

WHEREAS, Jessica L. Caffey completed her Basic Course for Class II Special Law Enforcement Officers on May 12, 2016; and

WHEREAS, Police Chief Scott Paterson and the Police Committee have recommended that Ms. Caffey be appointed as a full-time Police Dispatcher/Class II Special Law Enforcement Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Jessica L. Caffey be appointed as a full-time Police Dispatcher/Class II Special Law Enforcement Officer at an annual salary of \$27,500.00 effective August 1, 2016; and

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

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

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

In the negative: None.

Absent: Day.

RESOLUTION 2016-0809-109 AUTHORIZING THE APPOINTMENT OF CONSULTING PLANNER FOR THE BOROUGH.

2016-0809-109

BOROUGH OF RUMSON

**RESOLUTION
APPOINTING MUNICIPAL CONSULTING PLANNER**

WHEREAS, N.J.S.A 40A:9-140 provides that in every municipality the governing body shall provide for appointment of a municipal consulting planner and fix his compensation in an annual salary or fixed fee basis or at an hourly rate and based upon actual time and expenses agreed on prior to the rendering of the services; and

WHEREAS, there exists the need for a firm and qualified licensed individuals to provide various planning services for the Borough of Rumson, County of Monmouth, State of New Jersey; and

WHEREAS, the Borough wishes to award a contract for these services by following a “fair and open process,” as defined by N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the retention of such a professional without competitive bidding; however, this contract is being let pursuant to a “fair and open process” for submission of qualifications as per N.J.S.A 19:44A-20.5, with the Borough to determine and select the most advantageous professional with due consideration of qualifications, experience and other factors; and

WHEREAS, the Borough publicly advertised for this contract by posting a Request for Qualifications ten (10) days prior to the award of the contract, in order to qualify persons and/or firms that (a) possesses the professional, financial and administrative capabilities to provide the proposed services, and (b) obtain the terms and conditions determined by the Borough to provide the greatest benefit to the taxpayers of the Borough of Rumson; and

WHEREAS, after reviewing the responses to the Request for Qualifications, the Borough has determined that T&M Associates, Inc., specifically Stanley Slachetka, PP, AICP, has demonstrated the capability and willingness to provide high quality services to the citizens of the Borough in the manner described in the Request for Qualifications; and

WHEREAS, T&M Associates, Inc. have agreed to provide the necessary Municipal Consulting Planning services for a one-year period effective August 1, 2016 through July 31, 2017; and

WHEREAS, funds are available for this purpose and a certification of availability of funds shall be provided by the Borough Chief Financial Officer prior to any funds being expended, and by way of submission of purchase orders/invoices generated as services are rendered; and

WHEREAS, the Borough Attorney is satisfied that said certification is in proper form; and

NOW, THEREFORE, BE IT RESOLVED on this 9th day of August, 2016, by the Borough Council of the Borough of Rumson, County of Monmouth, State of New Jersey, that:

- Stanley Slachetka, PP, AICP and T&M Associates, Inc. are appointed as the Municipal Consulting Planners for a one-year term, ending July 31, 2017.
- Fees for Municipal Consulting Planning Services shall be paid in such amounts as may be authorized by the Borough, to be charged to the appropriate account as services are rendered.

BE IT FURTHER RESOLVED that the Mayor and Borough Administrator are hereby authorized to sign and execute the contract between the Borough of Rumson and Stanley Slachetka, PP, AICP and T&M Associates, Inc. for the provision of Consulting Planning services as requested by the Borough during the year 2016 pursuant to the terms and conditions as set forth in the Contact with the rates schedule as set forth in the Stanley Slachetka, PP, AICP and T &M Associates, Inc. Request for Qualifications; and

BE IT FURTHER RESOLVED that this contract is awarded without competitive bidding as a “professional service contract” in accordance with N.J.S.A. 40A:11-5(2) of the Local Public Contracts Law for services performed by persons practicing a recognized profession, that being professional engineering and planning services. This contract is being let pursuant to a “fair and open process” as per N.J.S.A. 19:44A-20.5.

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

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

In the negative: None.

Absent: Day.

RESOLUTION 2016-0809-110 AUTHORIZING THE APPOINTMENT OF MULTIPLE CONSULTING ENGINEERS FOR THE BOROUGH.

2016-0809-110

BOROUGH OF RUMSON

**RESOLUTION
APPOINTING MUNICIPAL CONSULTING ENGINEERS**

WHEREAS, N.J.S.A 40A:9-140 provides that in every municipality the governing body shall provide for appointment of a municipal engineer and fix his compensation in an annual

salary or fixed fee basis or at an hourly rate and based upon actual time and expenses agreed on prior to the rendering of the services; and

WHEREAS, at times there exists the need for a firm and qualified licensed individuals to provide various engineering services for the Borough of Rumson, County of Monmouth, State of New Jersey; and

WHEREAS, the Borough wishes to award a contract for these services by following a “fair and open process,” as defined by N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Local Public Contracts Law authorizes the retention of such a professional without competitive bidding; however, this contract is being let pursuant to a “fair and open process” for submission of qualifications as per N.J.S.A 19:44A-20.5, with the Borough to determine and select the most advantageous professional with due consideration of qualifications, experience and other factors; and

WHEREAS, the Borough publicly advertised for this contract by posting a Request for Qualifications ten (10) days prior to the award of the contract, in order to qualify persons and/or firms that (a) possesses the professional, financial and administrative capabilities to provide the proposed services, and (b) obtain the terms and conditions determined by the Borough to provide the greatest benefit to the taxpayers of the Borough of Rumson; and

WHEREAS, after reviewing the responses to the Request for Qualifications, the Borough has determined that T&M Associates, Inc., Maser Consulting, P.A. and Najarian Associates have demonstrated the capability and willingness to provide high quality services to the citizens of the Borough in the manner described in the Request for Qualifications; and

WHEREAS, T&M Associates, Inc., Maser Consulting, P.A. and Najarian Associates have agreed to provide the necessary Municipal Consulting Engineering services for a one-year period effective August 1, 2016 through July 31, 2017; and

WHEREAS, funds are available for this purpose and a certification of availability of funds shall be provided by the Borough Chief Financial Officer prior to any funds being expended, and by way of submission of purchase orders/invoices generated as services are rendered; and

WHEREAS, the Borough Attorney is satisfied that said certification is in proper form; and

NOW, THEREFORE, BE IT RESOLVED on this 9th day of August 2016, by the Borough Council of the Borough of Rumson, County of Monmouth, State of New Jersey, that:

- T&M Associates, Inc., Maser Consulting, P.A. and Najarian Associates are appointed as the Municipal Consulting Engineers for a one-year term, ending July 31, 2017.
- Fees for Municipal Consulting Engineering shall be paid in such amounts as may be authorized by the Borough, to be charged to the appropriate account as services are rendered.

BE IT FURTHER RESOLVED that the Mayor and Borough Administrator are hereby authorized to sign and execute the contract between the Borough of Rumson and T&M Associates, Inc., Maser Consulting, P.A. and Najarian Associates for the provision of Consulting Engineering services as requested by the Borough during the year 2016 pursuant to the terms and conditions as set forth in the Contract with the rates schedule as set forth in the T&M Associates, Inc., Maser Consulting, P.A. and Najarian Associates Requests for Qualifications; and

BE IT FURTHER RESOLVED that this contract is awarded without competitive bidding as a “professional service contract” in accordance with N.J.S.A. 40A:11-5(2) of the

Local Public Contracts Law for services performed by persons practicing a recognized profession, that being professional engineering and planning services. This contract is being let pursuant to a “fair and open process” as per N.J.S.A. 19:44A-20.5.

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

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

In the negative: None.

Absent: Day.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Hemphill offered the following resolution and moved its adoption:

\$	6.60	NJ Dept Health/Sr Services
\$	150.00	Red Bank Veterinary Hospital
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\$	156.60	Animal Control Account
\$	608.00	Richard B. Reading Assoc.
\$	3,857.00	Jeffrey R. Surenian & Assoc. LLC
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\$	4,465.00	COAH Trust Fund
\$	1,378.90	Budd Lerner, PC
\$	2,134.44	Allied Oil
\$	1,502.83	Atlantic Coast Fibers, LLC
\$	85.00	Bayshore Fire & Safety, LLC
\$	10,570.00	Borough of Rumson Trust OTHER
\$	28.11	Builders General Supply Co.
\$	32.00	Butch’s Auto, Car Wash, Inc.
\$	906.00	Coastal Refrigeration Corp.
\$	2,139,225.60	Monmouth County Treasurer
\$	153,087.72	Monmouth County Treasurer
\$	128,129.30	Monmouth County Treasurer
\$	684.00	Cross Over Networks
\$	4,062,134.24	Depository Trust Company
\$	5,616.57	Dovenmuehle Mortgage
\$	2,577.28	Edwards Tire Company, Inc.
\$	37.76	Fair Haven Hardware, Inc.
\$	561.86	Fastenal Co.
\$	45.78	F&C Automotive Supply, Inc.
\$	45.36	Glenco Supply, Inc.
\$	71.60	Robert E. Halligan
\$	285.75	Johnny on the Spot Inc
\$	424.00	John Kirkpatrick
\$	1,000.00	Thomas F. Lavin
\$	1.84	Lawes
\$	69.44	LifeSavers, Inc.
\$	694.00	Meridian Occupational Health
\$	901.69	Mid-Atlantic Truck Centre, Inc.
\$	6.54	Treasurer, County of Monmouth
\$	35.59	Monmouth Truck Equipment
\$	10.95	Naylor’s Auto Parts
\$	963.30	NJ Fire Equipment Co.
\$	529.50	NJ Natural Gas
\$	89,119.28	State of NJ Pensions/Active

\$	49,424.73	State of NJ Pensions/Retiree
\$	8,118.00	Oceanic Hook and Ladder
\$	75,000.00	Oceanic Free Public Library
\$	450.00	Pennsylvania State University
\$	86.00	PEP Express Parts
\$	207.00	Poster Compliance Center
\$	1,786.12	Republic Services of NJ, LLC
\$	4,000.00	Reussille Law Firm, LLC
\$	149.26	Thomas S. Rogers
\$	8,118.00	Rumson EMS
\$	8,118.00	Rumson Fire Company
\$	42.00	Ryser's Landscape Supply
\$	4,551.48	Paul & Jenni Sagnelli
\$	52.00	Seaboard Welding Supply, Inc.
\$	500.00	State Shorthand Reporting Service
\$	279.40	Stavola Asphalt Co., Inc.
\$	117.00	Michael B. Steib, PA
\$	375.76	Trane
\$	32.55	The Two River Times
\$	5,200.00	Warshauer Electric Supply
\$	99.82	Watchung Spring Water Co.
\$	682.00	Thomson Reuters-West
\$	50.00	Therese Wollman
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\$	6,770,335.35	Current Fund
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\$	400.00	Siciliano Landscape Co. LLC
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\$	400.00	Endowment Inc Account
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\$	4,625.00	Aloha Guides, LLC
\$	174.75	Athlete's Alley
\$	4,863.50	Julie Brewington
\$	24,220.00	Christopher J. Champeau
\$	5,713.00	Mary Beth Coleman
\$	40.45	Fair Haven Hardware, Inc.
\$	990.00	John Gill
\$	840.00	Incrediflix, Inc.
\$	1,210.00	Paul J. Keany
\$	495.00	Thomas Keyes
\$	275.00	Kevin C. Lydon
\$	2,045.70	Kevin T. Pfister
\$	2,875.00	Play-Well Teknologies
\$	575.00	Robert Reidy
\$	2,000.00	Rumson Senior Citizen's Club
\$	69.86	S&S Worldwide, Inc.
\$	24.20	Matthew W. Stepanski
\$	1,900.00	Alex Stein
\$	1,000.00	Two River Little League
\$	495.00	Jean Werner
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\$	54,431.46	Recreation Account
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\$	663.00	Michael B. Steib, PA
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\$	663.00	Trust Account
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\$	6,770,335.35	Current Fund Appropriations
\$	156.60	Animal Control Fund Expenses
\$	400.00	Endowment Disbursements
\$	54,431.46	Recreation Disbursements

\$	5,128.00	Trust Fund – Other Expenses
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\$	6,830,451.41	Total Of All Funds

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

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

In the negative: None.

Absent: Day.

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 no one responded.

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilman Hemphill, the meeting adjourned at 7:35 p.m. All in favor.

Respectfully submitted,

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