

CONTINUED REGULAR MEETING
FROM DECEMBER 17, 2013
BOROUGH COUNCIL
BOROUGH OF RUMSON
JANUARY 1, 2014
11:30 A.M.

An adjourned meeting of December 17, 2013 of the Borough Council of the Borough of Rumson was held in Bingham Hall on January 1, 2014 and was called to order by Mayor John E. Ekdahl at 11:30 a.m.

Pledge of Allegiance.

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

Absent: Councilman Shanley.

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 2014 to the *Asbury Park Press* and the *Two River Times*.

COMMUNICATIONS:

LETTER FROM THOMAS P. SANTRY, P.A. ADVISING OF AN APPLICATION ON BEHALF OF RUMSON COUNTRY CLUB TO THE STATE OF NJ DEP FOR A WATERFRONT DEVELOPMENT PERMIT FOR THE LEGALIZATION OF SEVERAL EXISTING UNAUTHORIZED CATWALKS AND OTHER STRUCTURES THAT HAVE BEEN ADDED TO THE SECOND OF THREE DOCK CONFIGURATIONS ON PROPERTY LOCATED AT 163 RUMSON ROAD:

The Municipal Clerk/Administrator advised of a letter dated December 18, 2013 from Thomas P. Santry, P.A. on behalf of Rumson Country Club. The letter advised of an application submitted to the New Jersey Department of Environmental Protection, Land Use Regulation for a Waterfront Development Individual/Inwater Permit for the legalization of existing unauthorized catwalks and other structures that have been added to the second of the three dock configurations on property located at 163 Rumson Road.

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

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION 2013-1231-179 IN RECOGNITION OF COUNCILWOMAN DEVOE'S YEARS OF SERVICE TO THE BOROUGH OF RUMSON UPON HER RETIREMENT:

Mayor Ekdahl read the following Resolution:

BOROUGH OF RUMSON
RESOLUTION OF APPRECIATION

WHEREAS, Joan Pillsbury DeVoe retired as Councilwoman on December 31, 2013, having served the Borough of Rumson with dedication, honor and pride for 17 years and 9 months as a member of the Rumson Governing Body; and

WHEREAS, Joan Pillsbury DeVoe was appointed to the Borough Council on March 7, 1996; while on the Council, Joan served as President of the Council from 2005 to 2006, where she also served on the following Council Committees: Parks and Recreation (Chairman); Finance; Police, Fire and EMS; and Public Works and Utilities; and

WHEREAS, Joan Pillsbury DeVoe also volunteered her service to the Borough as a member of the Rumson Zoning Board of Adjustment from October 6, 1994 until March 7, 1996 and also served as a member of the Borough's Environmental Commission from May 27, 1993 until March 7, 1996; in addition, Joan was a member of the Recreation Commission and Rumson Historical Preservation Commission; and

WHEREAS, Joan Pillsbury DeVoe was particularly proud of her involvement in the beautiful Victory Park Improvement Project that was completed in 2005; during her tenure as Chairman of the Parks and Recreation Committee, Joan saw the renovation of the Victory Park bandstand a few years ago, installation of the new War Veterans' Monument and the acquisition of the property adjacent to Victory Park; and

WHEREAS, Joan Pillsbury DeVoe is also very proud of the beautiful historic restoration project which meticulously renovated the beloved Bingham Hall Community Center, the many upgrades and improvements to the Borough's six parks and her involvement with the Rumson Recycling Department that has been awarded the County's highest honor for its excellent recycling plan, facilities and outstanding service to the community; and

WHEREAS, Joan Pillsbury DeVoe holds the distinction of being the third Rumson woman to serve as a member of the Borough Council and served on the Borough Council in the administration of the following distinguished Rumson Mayors:

Mayor Charles S. Callman from March 7, 1996 to December 31, 2003
Mayor John E. Ekdahl from January 1, 2004 to December 31, 2013; and

WHEREAS, Joan Pillsbury DeVoe was born and raised in Monmouth County and moved to Rumson with her family in 1970 and has been a Rumson resident ever since; Joan was a substitute teacher in the Rumson schools; was Director of Constituency Relations at Monmouth University; held a staff position with the New Jersey Highway Authority and was Executive Director of the Monmouth County Republican Committee; and

WHEREAS, Councilwoman Joan Pillsbury DeVoe has been a dedicated member of St. George's by-the-River Episcopal Church since moving to Rumson in 1970; she has served on the Church Vestry, chaired the very popular annual Canterbury Fair and also participated as a member of the Altar Guild; Joan served the Community for many years on the Rumson Community Appeal, was active in the Monmouth County Council of Girl Scouts (Rumson Troop), the Rumson Junior League and worked as Crusade Director of the American Cancer Society;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby acknowledges by Resolution the dedicated, devoted voluntary public service of Councilwoman Joan Pillsbury DeVoe to the Borough of Rumson and we extend our sincere thanks and appreciation to Joan for her generous contribution of her time, expertise and hard work, to the Borough Council and the residents of Rumson; and

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the minutes of this meeting held on January 1, 2014 and a certified copy thereof be presented to Councilwoman Joan Pillsbury DeVoe on behalf of the members of the Borough Council and the residents of Rumson with our utmost respect, affection, appreciation and best wishes.

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

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

In the negative: None.

Abstain: DeVoe.

Absent: Shanley.

On behalf of the members of the Borough Council, Borough employees and Rumson residents, Mayor Ekdahl thanked Councilwoman DeVoe for her many years of service to the community and congratulated her on her retirement. He stated that it had been an honor to have served with her not only on the Council but also on the Zoning Board of Adjustment and various Committees and that she should be proud of all of the accomplishments during her many years of service. Mayor Ekdahl wished her good health and happiness in the future.

Councilwoman DeVoe thanked the Mayor and stated that it had been her pleasure to serve with Mayor Ekdahl and the members of the Council. Councilwoman DeVoe stated that it had been an honor to represent the fine residents and the wonderful Rumson community for the past twenty years.

APPROPRIATIONS TRANSFER RESOLUTION 2013-1231-180:

2013-1231-180

Councilman Broderick offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, it has become necessary to expend for certain purposes specified in the budget an amount in excess of the respective amounts appropriated therefore, and there shall be an excess in one or more appropriations;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson (by 2/3 vote) that the following transfers between appropriations be and the same are hereby approved:

TO:

Fire Department – Other Expenses	\$15,000.00
Police – Other Expenses	\$10,000.00
Street Department – Other Expenses	<u>\$10,000.00</u>
Total:	\$35,000.00

FROM:

Legal – Other Expenses	\$15,000.00
Police – Salary and Wages	\$10,000.00
Street Department – Salary and Wages	<u>\$10,000.00</u>
Total:	\$35,000.00

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer be and is hereby authorized and directed to debit and credit said accounts for 2013 accordingly.

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

In the affirmative: Broderick, Day, DeVoe, Hemphill and Rubin.

In the negative: None.

Absent: Shanley.

RESOLUTION 2013-1231-181 AUTHORIZING THE REFUND OF TAX OVERPAYMENT FOR 2012 AND 2013 DUE TO A TAX COURT OF NEW JERSEY CIVIL ACTION JUDGMENT FOR BLOCK 113, LOT 6:

2013-1231-181

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION TO AUTHORIZE THE REFUND OF 2012 AND 2013
PROPERTY TAX OVERPAYMENTS DUE TO
TAX COURT OF NEW JERSEY CIVIL ACTION JUDGMENTS
FOR BLOCK 113, LOT 6

WHEREAS, State Tax Court Judgments, dated November 8, 2013 have been favorably awarded to George and Irene Wanat, Block 113, Lot 6, for fiscal years 2012 and 2013; and,

WHEREAS, such judgments have resulted in an overpayment of 2012 property taxes in the amount of \$1,546.00; and

WHEREAS, such judgments have resulted in an overpayment of 2013 property taxes in the amount of \$1,608.00; and

WHEREAS, the stipulations of settlement waive statutory interest; and

WHEREAS, Borough Tax Assessor Peter J. Barnett has confirmed that no further appeal of these judgments have been filed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson, that the overpayments totaling \$3,154.00 be refunded to Thomas L. Murphy, Esq. and George and Irene Wanat, 113 W White Horse Road, Suite 4, Voorhees, NJ 08043; and

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

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

In the affirmative: Broderick, Day, DeVoe, Hemphill and Rubin.

In the negative: None.

Absent: Shanley.

RESOLUTION 2013-1231-182 AUTHORIZING THE REFUND OF THE PREPAID FEE TO THE VISITING NURSE ASSOCIATION OF CENTRAL JERSEY FOR POLICE SECURITY SERVICES THAT WERE NOT PROVIDED BY THE BOROUGH:

2013-1231-182

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION TO AUTHORIZE REFUND TO
VISITING NURSE ASSOCIATION

WHEREAS, Visiting Nurse Association of Central Jersey, 176 Riverside Avenue, Red Bank, NJ 07701, posted \$795.00 for fifteen (15) hours of Police Security Services on December 3, 2013; and

WHEREAS, Police Officers from other municipalities provided the services needed; and

WHEREAS, Police Chief Scott Paterson has confirmed that these services were provided by Officers from other municipalities; and

WHEREAS, Helen L. Graves, Chief Financial Officer, has confirmed receipt of \$795.00 from Visiting Nurse Association of Central Jersey and recommends a refund be made to Visiting Nurse Association of Central Jersey in the amount of \$795.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Visiting Nurse Association of Central Jersey be refunded \$795.00; and

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

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

In the affirmative: Broderick, Day, DeVoe, Hemphill and Rubin.

In the negative: None.

Absent: Shanley.

CONSIDERATION OF BILLS & CLAIMS (RESOLUTION):

Councilman Hemphill offered the following resolution and moved its adoption:

\$	730.00	MGL Printing Solutions
\$	730.00	Animal Control Account
\$	3,700.00	Pete Osmulski
\$	3,700.00	Capital Account
\$	1,000.00	Affordable Housing Alliance
\$	11.01	New Jersey American Water
\$	58.96	NJ Natural Gas Co
\$	99.50	Jeffrey R Surenian & Assoc LLC
\$	1,169.47	COAH Trust Fund
\$	975.00	AAA American TG Floors
\$	442.00	Asbury Park Press
\$	18.66	Atlantic Plumbing Supply Corp
\$	500.00	James E Berube Jr
\$	800.00	B’Nai Israel Synagogue
\$	49.60	Builders General Supply Co
\$	853.50	Custom Tire Associates
\$	250.00	Dynamic Testing Service
\$	335.35	Fair Haven Hardware Inc
\$	355.30	F & C Automotive Supply Inc
\$	92.67	FedEx Techconnect Revenue Serv
\$	377.59	Global Industrial
\$	381.93	WW Grainger Inc
\$	28.83	Jane F Hartman
\$	3,776.65	International Salt
\$	4,185.87	JCP&L
\$	534.40	Johnny on the Sport Inc
\$	474.95	Kempton Flag
\$	260.00	Peter Koenig
\$	713.35	Lanigan Associates Inc
\$	247.44	Lawson Products Inc
\$	26.00	Mazza & Sons Inc
\$	174.85	MGL Printing Solutions
\$	2,336.49	Mid-Atlantic Truck Centre Inc
\$	8,975.89	Municipal Equipment
\$	3,154.00	Thomas L Murphy Esq &
\$	76.74	Naylor’s Auto Parts
\$	829.69	New Jersey American Water
\$	1,460.24	NJ Natural Gas Co
\$	34.50	Powerhouse Signworks
\$	36,000.00	Realty Appraisal Company

\$	575.00	Bernard M Reilly LLC
\$	64.01	Thomas S Rogers
\$	250.50	Roy Press Printers
\$	42.25	Seaboard Welding Supply Inc
\$	1,075.00	State Shorthand Reporting Serv
\$	108.24	Staples Advantage
\$	69.44	The Two River Times
\$	30.00	Verizon
\$	795.00	VNA of Central Jersey
\$	54.00	Wageworks
\$	123.00	ZEP Sales & Service
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\$	71,907.93	Current Fund
\$	1,075.16	Borough of Rumson Current Acct
\$	400.00	Siciliano Landscape Co LLC
\$	1,150.00	Borough of Rumson Current Acct
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\$	2,625.16	Endowment Inc Account
\$	380.00	Dorothy T Bailey
\$	82.50	Coach Deck LLC
\$	56.25	Nelson Press
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\$	518.75	Recreation Account
\$	105.00	Borough of Rumson Current Acct
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\$	105.00	Trust Account
\$	713.35	Current Fund Appropriations
\$	71,194.58	Current Fund Appropriations
\$	730.00	Animal Control Fund Expenses
\$	3,700.00	Capital Fund Disbursements
\$	2,625.16	Endowment Disbursements
\$	518.75	Recreation Disbursements
\$	1,274.47	Trust Fund – Other Expenses
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\$	80,756.31	Total Of All Funds

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

In the affirmative: Broderick, Day, DeVoe, Hemphill and Rubin.

In the negative: None.

Absent: Shanley.

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 11:45 a.m. All in favor.

SINE DIE

Thomas S. Rogers
Municipal Clerk/Administrator