

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
March 14, 2023

A regular meeting of the Borough Council of the Borough of Rumson was held on Tuesday, March 14, 2023 at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Hemphill, Council President Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

Absent: Casazza.

Martin M. Barger, Borough Attorney, was present.

David Marks, Borough Engineer, was present.

Eric Paone-Hurd, Deputy Municipal Clerk/Communication Coordinator, was present.

Mayor Hemphill declared a quorum present and announced that the Notice Requirements of the Open Public Meetings Act have been met for this meeting by:

- The posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2023 to the Asbury Park Press and the Two River Times.
- The posting of the meeting agenda, on the Borough of Rumson Website (www.rumsonnj.gov).

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

COMMUNICATIONS:

TAX COLLECTORS ANNUAL STATEMENT OF RECEIPTS RECEIVED FROM HELEN L. GRAVES, TAX COLLECTOR FOR THE BOROUGH OF RUMSON.

The Municipal Clerk received the Annual Statement of receipts letter from Helen L. Graves, Tax Collector for the Borough of Rumson. The Year 2021 Percentage of Collections for the Borough of Rumson is 99.27%.

On motion by Councilmember Kingsbery, seconded by Councilmember Lospinuso, this communication was ordered received. All in favor.

LETTER FROM MIDATLANTIC ENGINEERING PARTNERS, NOTIFYING THE BOROUGH OF RUMSON OF AN APPLICATION TO THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION, DIVISION OF LAND RESOURCE PROTECTION, FOR A FRESHWATER DEVELOPMENT INDIVIDUAL PERMIT, CAFRA INDIVIDUAL PERMIT, AND FRESHWATER WETLANDS AND TRANSITION AREA WAIVER ‘D’ FOR 97 BUENA VISTA AVENUE.

The Municipal Clerk/Administrator received a letter from MidAtlantic Engineering Partners notifying The Borough of Rumson of an application to the NJ Department of Environmental Protection, Division of Land Resource Protection, for a Waterfront Development Individual Permit, CAFRA Individual Permit, and Freshwater Wetlands and Transition Area Waiver “D” Clause for 97 Buena Vista Avenue also known as Block 115 Lots 17, 19 and 20.

On motion by Councilmember Pomphrey, seconded by Councilmember Kingsbery, this communication was ordered received. All in favor.

LETTER FROM THE ENGLISH GROUP, LLC, NOTIFYING THE BOROUGH OF RUMSON OF AN APPLICATION TO THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR A WATERFRONT DEVELOPMENT INDIVIDUAL PERMIT AND CAFRA PERMIT FOR 54 EAST RIVER ROAD.

The Municipal Clerk/Administrator received a letter from The English Group, LLC notifying The Borough of Rumson of an application to the NJ Department of Environmental Protection for a Waterfront Development Individual Permit and CAFRA General Permit for 54 East River Road also known as Block 11, Lot 15.

On motion by Councilmember Pomphrey, seconded by Councilmember Swikart, this communication was ordered received. All in favor.

COMMITTEE REPORTS:

Council President Conklin took this time to speak about his meeting with the Rumson Fire Department, which focused on its equipment needs. During this meeting, there were also discussions about the Department’s long and short term vision and need for more volunteers. Conklin concluded by stating how valuable the volunteers are to the Rumson community.

Councilmember Pomphrey took this time to update Borough Council on the Rumson Environmental Commission, informing everyone that work on the approved rain gardens in The Borough of Rumson have begun and to remind everyone of Eco-fest, which is scheduled to be held June 3, 2023.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION AUTHORIZING THE PURCHASE OF A NEW 2021 FORD F350 AMBULANCE FOR THE RUMSON FIRST AID SQUAD

2023-0314-53

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING PURCHASE OF
A NEW 2021 FORD F350 AMBULANCE
FOR THE RUMSON FIRST AID SQUAD**

WHEREAS, the Borough of Rumson is joining the H-GAC Cooperative Purchasing Program;
and

WHEREAS, the Borough of Rumson has the need to purchase a 2021 or newer Ford F350 Ambulance for the Rumson First Aid Squad from an authorized vendor under the H-GAC Cooperative Purchasing Program; and

WHEREAS, First Priority Emergency Vehicles, Inc., 2444 Ridgeway Boulevard, Bldg 500, Manchester, NJ 08759 is an authorized distributor for Contract Number AM10-20, Product Code AM20EA01, Ambulances, EMS and Other Special Service Vehicles, for the period from October 1, 2020 through September 30, 2023; and

WHEREAS, Helen L Graves, Chief Financial Officer/QPA, is in the process of confirming all pricing for the ambulance; and

WHEREAS, a Notice of Intent to Award under the H-GAC Cooperative will be published in the Asbury Park Press; and

WHEREAS, the Notice of Intent allows 10-days from publication for affected providers to protest the award; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that, upon confirmation of membership in the H-GAC Cooperative Purchasing program, confirmation of pricing and expiration of the comment period, First Priority Emergency Vehicles, Inc. be awarded a contract for the purchase of a 2021 or newer Ford F350 Ambulance at a cost not to exceed \$275,000.00; and

BE IT FURTHER RESOLVED that the Chief Financial Officer/QPA is hereby authorized to proceed with the purchase of said goods.

Seconded by Councilmember Pomphrey and carried upon the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

TEMPORARY EMERGENCY APPROPRIATION

2023-0314-54

Councilmember Pomphrey offered the following resolution and moved its adoption:

TEMPORARY EMERGENCY APPROPRIATION RESOLUTION

WHEREAS, the temporary appropriations previously adopted will be inadequate to the point when the 2023 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 2023 Budget when adopted.

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.

WHEREAS, the temporary appropriations previously adopted will be inadequate to the point when the 2023 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 2023 Budget when adopted.

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.

Administration Salary & Wages	\$ 20,300.00
Municipal Clerk Salary & Wages	\$ 10,450.00
Finance Salary & Wages	\$ 11,600.00
Finance – Other Expenses	\$ 2,000.00
Tax Collection – Salary & Wages	\$ 7,800.00
Tax Collection – Other Expenses	\$ 1,000.00
Tax Assessor – Salary & Wages	\$ 5,500.00
Engineering – Salary & Wages	\$ 23,900.00
Plumbing – Salary & Wages	\$ 2,000.00
Electrical – Salary & Wages	\$ 750.00
Fire Protection Official – Salary & Wages	\$ 500.00

Fire Sub-Code Official – Salary & Wages	\$ 750.00
Construction – Salary & Wages	\$ 20,000.00
Uniform Fire – Other Expenses	\$ 1,000.00
Police – Salary & Wages	\$125,000.00
Police – Other Expenses	\$ 15,000.00
Police Dispatch – Salary & Wages	\$ 7,500.00
First Aid – Salary & Wages	\$ 500.00
Fire Department – Salary & Wages	\$ 900.00
Municipal Prosecutor – Other & Expenses	\$ 925.00
Streets & Road – Salary & Wages	\$ 5,000.00
Streets & Road – Other Expenses	\$ 5,000.00
Sewer – Salary & Wages	\$ 7,500.00
Solid Waste Contractual	\$419,376.00
Public Buildings & Grounds – Salary & Wages	\$ 500.00
Vehicle Maintenance	\$ 15,000.00
Board of Health – Salary & Wages	\$ 750.00
Recreation – Salary & Wages	\$ 7,500.00
Municipal Court – Salary & Wages	\$ 3,500.00
Public Defender – Other Expenses	\$ 500.00
Utility & Bulk Purchases:	
Gas (Natural or Propane)	\$ 5,000.00
Gasoline	\$ 10,000.00
STATUTORY EXPENNDITURES:	
P.E.R.S.	\$467,694.00
P.F.R.S.	\$689,826.00
INSURANCE	
Employee Group Health	\$130,000.00
OEM – Other Expenses	\$ 1,500.00
Shared Service Agreement	
Fair Haven Construction – Salary & Wages	\$ 10,000.00
Fair Haven Court – Salary & Wages	\$ 5,000.00
Little Silver Construction – Salary & Wages	\$ 7,500.00
ARP 2022 Firefighter Grant	\$ 33,000.00

Resolution seconded by Councilmember Swikart and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

RESOLUTION CANCELLING A PORTION OF 2022 TAXES FOR BLOCK 62, LOT 8.01

2023-0314-55

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION CANCELLING A PORTION OF 2022 TAXES FOR BLOCK 62, LOT 8.01

WHEREAS, on October 18, 2022, the United States of America, Department of Veterans Affairs notified the property owner of 72 Ave of Two Rivers, also known as Block 62 Lot 8.01, of his status of 100% Disabled as of February 11, 2022; and

WHEREAS, on November 28, 2022, the property owner submitted a Claim for Property Tax Exemption on Dwelling House of Disabled Veteran for his property located at 72 Ave of Two Rivers, also known as Block 62 Lot 8.01; and

WHEREAS, on January 12, 2023, the Rumson Tax Assessor, Erick Aguiar, approved the Claim for Property Tax Exemption on Dwelling House of Disabled Veteran effective February 11, 2022; and

WHEREAS, the Borough of Rumson Tax Assessor, Erick Aguiar, will change the property class to 15F, which is Tax Exempt, as of 2023; and

WHEREAS, Helen L. Graves, Borough Tax Collector, has confirmed taxes have been paid through the fourth quarter 2022; and

WHEREAS, Helen L. Graves recommends canceling \$16,375.63 of 2022 property taxes for the period February 11, 2022 through December 31, 2022; and

WHEREAS, Helen L. Graves further recommends refunding \$16,375.63 to the property owner for the overpayment of taxes resulting from the cancellation.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that \$16,375.63 of the 2022 property taxes for Block 62, Lot 8.01 be cancelled; and

BE IT FURTHER RESOLVED that \$16,375.63 overpayment as a result of the cancellation be refunded to the property owner; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer and the Monmouth County Tax Board Administrator.

Seconded by Councilmember Swikart and carried upon the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

RESOLUTION AUTHORIZING THE ACQUISITION AND INSTALLATION OF RADIO COMMUNICATION EQUIPMENT FOR THE RUMSON FIRE DEPARTMENT

2023-0314-56

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING
ACQUISITION AND INSTALLATION OF
RADIO COMMUNICATION EQUIPMENT
FOR RUMSON FIRE DEPARTMENT**

WHEREAS, the Borough of Rumson has the need to purchase Radio Communication Equipment from authorized vendors under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and

WHEREAS, PHILIP M. CASCIANO ASSOCIATES, INC. (PMC ASSOCIATES), 8 CROWN PLAZA, UNIT 106, HAZLET, NJ 07730, has been awarded New Jersey State Contract No. 83900 for Radio Communications Equipment and Accessories, for the period from May 1, 2013 to April 30, 2023; and

WHEREAS, the total cost for all equipment and installation through the referenced contract is \$85,808.91; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract, as show on the attached copy of Purchase Order #23-00331.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Helen L. Graves, Chief Financial Officer, be authorized to proceed with this acquisition and installation; and

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

Seconded by Councilmember Swikart and carried upon the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

RESOLUTION APPOINTING JOSEPH A. PIGNATARO AS A CLASS I SPECIAL LAW ENFORCEMENT OFFICER

2023-0314-57

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION APPOINTING JOSEPH A. PIGNATARO AS A CLASS I SPECIAL LAW ENFORCEMENT OFFICER

WHEREAS, the Borough of Rumson, through its Police Department, has the need for a Class I Special Law Enforcement Officers; and

WHEREAS, Rumson Police Dispatcher Joseph A. Pignataro would be eligible for training at the Monmouth County Police Academy for Class I Special Law Enforcement Officers May 15, 2023 - May 26, 2023; and

WHEREAS, the Monmouth County Police Academy requires the candidates for the training to be appointed to the position prior to registration;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Joseph A. Pignataro be appointed as a Class I Special Law Enforcement Officer effective April 1, 2023.

Resolution seconded by Councilmember Swikart and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso

In the negative: None

Absent: Casazza

RESOLUTION AUTHORIZING ACQUISITION AND INSTALLATION OF EQUIPMENT

2023-0314-58

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING ACQUISITION AND INSTALLATION OF EQUIPMENT FOR THE RUMSON DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Rumson has the need to contract for acquisition and installation of equipment for the Rumson Department of Public Works from an authorized vendor under the North Jersey Wastewater Cooperative Pricing System (NJWCPS); and

WHEREAS, Pumping Services, Inc. 201 Lincoln Boulevard, Middlesex, NJ 08846 has been awarded contract #B270-2 for the period August 1, 2021 to July 31, 2023 and contract #B331-12 for the period August 1, 2022 to July 31, 2023; and

WHEREAS, the actual cost for the acquisition and installation from Pumping Services is \$48,940.60; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract, as shown on the attached copy of Purchase Order #23-00317.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Helen L. Graves, Chief Financial Officer, be authorized to proceed with this acquisition and installation; and

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

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Resolution seconded by Councilmember Swikart and carried upon the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso

In the negative: None

Absent: Casazza

RESOLUTION TO EXTEND A SHARED SERVICE AGREEMENT BETWEEN THE BOROUGH OF RUMSON AND THE TOWNSHIP OF MIDDLETOWN

2023-0314-59

Councilmember Swikart offered the following resolution and moved its adoption:

RESOLUTION TO EXTEND A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF RUMSON AND THE TOWNSHIP OF MIDDLETOWN

WHEREAS, the Borough of Rumson and the Township of Middletown are looking to extend a Shared Service Agreement for Animal Control Services; and

WHEREAS, the Township of Middletown has the personnel, equipment and existing staff to provide these services to the Borough of Rumson; and

WHEREAS, the Administrator of the Borough of Rumson and the Administrator for the Township of Middletown have reached an agreement for said services;

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 enter into an Agreement with the Township of Middletown; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be forwarded to the Chief Financial Officer and the Township of Middletown.

Resolution seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

RESOLUTION APPOINTING DARYL J. KOCHER, JR. AS RUMSON PUBLIC WORKS FOREMAN

2023-0314-60

Councilmember Kingsbery offered the following Resolution and moved its adoption:

RESOLUTION APPOINTING DARYL J. KOCHER, JR. AS RUMSON PUBLIC WORKS FOREMAN

WHEREAS, Timothy G. Leonard retired as Department of Public Works Foreman effective March 1, 2023; and

WHEREAS, DPW Assistant Foreman Daryl J. Kocher, Jr. has been chosen to fill the position of DPW Foreman effective March 1, 2023; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Daryl J. Kocher, Jr. be appointed as DPW Foreman effective March 16, 2023 at an annual salary of \$96,000.00; and

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

Resolution seconded by Councilmember Lospinuso and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

RESOLUTION APPOINTING HARLAN I. BENNARDO & CHRISTOPHER L. ANDREWS AS FULL-TIME LABORERS FOR THE DEPARTMENT OF PUBLIC WORKS

2023-0314-61

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION APPOINTING HARLAN I. BENNARDO & CHRISTOPHER L. ANDREWS AS FULL-TIME LABORERS FOR THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Borough of Rumson through its Department of Public Works has the need for two, full-time Laborer; and

WHEREAS, Harlan I. Bennardo & Christopher L. Andrews have applied and successfully interviewed for the full-time Public Works Laborer positions; and

WHEREAS, it has been recommended to hire Mr. Bennardo & Mr. Andrews to the position of Public Works Laborer.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Rumson that Harlan I. Bennardo & Christopher L. Andrews be hired to the positions of Public Works Laborer, each effective March 16, 2022; and

BE IT FURTHER RESOLVED that Mr. Bennardo & Mr. Andrews each be paid an annual salary of \$36,875 effective March 16, 2022; and

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

Resolution seconded by Councilmember Kingsbery and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso

In the negative: None

Absent: Casazza

RESOLUTION AUTHORIZING THE RELEASING OF CASH MONMOUMENT BOND POSTED IN ASSOCIATION WITH MINOR SUBDIVISION TO BLOCK 24.01 LOTS 1.01, 1.02 AND 1.03

2023-0314-62

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING
THE RELEASE OF CASH MONUMENT BOND POSTED
IN ASSOCIATION WITH MINOR SUBDIVISION TO
BLOCK 24.01 LOTS 1.01, 1.02 AND 1.03**

WHEREAS, West End KB LLC posted a monument cash bonds, in connection with the subdivision and development of three residential homes on Block 24.01, Lots 1.01, 1.02 and 1.03; and

WHEREAS, on September 19, 2022, Matthew Kelly gave formal authorization to Asset Management Consultants of Virginia, Inc, 12841 Fitzwater Drive, Nokesville, VA 20181, to serve as attorney-in-fact with respect to the recovery of monetary assets; and

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WHEREAS, Teri Flook of Asset Management Consultants requested release of the \$1,000.00 monument cash bond; and

WHEREAS, the Borough Engineer in his email of January 24, 2023 advised that the approved subdivision did not identify that monuments were to be set. He also advised that he spoke to Charles Surmonte, the Professional Engineer and Professional Land Surveyor for the project, who confirmed that iron pin property markers were set and that there was sufficient property information to recover property lines in the future and recommends the cash bond posted for Setting of Property Monuments in the amount of \$1,000.00 be released; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that West End KB LLC, c/o Asset Management Consultants, 12841 Fitzwater Dr., Nokesville, VA 20181, be refunded the \$1,000.00 monument cash bond.

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

Resolution seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

2022 RESERVE APPROPRIATION TRANSFER RESOLUTION

2023-0314-63

Councilmember Swikart offered the following resolution and moved its adoption:

2022 RESERVE APPROPRIATION TRANSFER RESOLUTION

WHEREAS, N.J.S.A. 40A:4-59 states should it become necessary during the first three months of the following year 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, the Governing Body may, by resolution, adopted by not less than 2/3 vote, transfer the amount of such excess to those appropriations deemed to be insufficient;

BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the following transfers between 2022 Reserve Appropriations be and same are hereby approved:

To:	Utility & Bulk Purchases	
	Fire Hydrants	<u>\$1,500.00</u>
	Total	\$1,500.00
From:	Utility & Bulk Purchases	
	Electricity	<u>\$1,500.00</u>
	Total	\$1,500.00

BE IT FURTHER RESOLVED that the Borough Chief Financial Officer be and is hereby authorized and directed to debit and credit said accounts for 2022 accordingly.

Resolution seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso

In the negative: None

Absent: Casazza

MOTION TO AUTHORIZE THE BOROUGH ADMINISTRATOR AND BOROUGH ENGINEER TO SOLICIT BID PROPOSALS FOR 2023 ROAD IMPROVEMENT PROGRAM – PHASE I ON
**

RIVERSIDE DRIVE, WARDELL AVENUE AND IVINS PLACE.

Councilmember Kingsbery made a motion to authorize the Borough Administrator and Borough Engineer to solicit bid proposals for the 2023 Road Improvement Program – Phase I on Riverside Drive, Wardell Avenue and Ivins Place.

Resolution seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

MOTION TO AUTHORIZE THE BOROUGH ADMINISTRATOR AND BOROUGH ENGINEER TO SOLICIT BID PROPOSALS FOR 2023 ROAD IMPROVEMENT PROGRAM – PHASE II ON ROHALLION DRIVE AND THE SURROUNDING STREETS.

Councilmember Kingsbery made a motion to authorize the Borough Administrator and Borough Engineer to solicit bid proposals for the 2023 Road Improvement Program – Phase II on Rohallion drive and the surrounding streets.

Resolution seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

CONSENT AGENDA:

None.

APPOINTMENTS BY THE MAYOR:

Mayor Joseph K. Hemphill made the following appointments:

Christian Cloud as a full member of the Rumson Historic Preservation Commission filling the unexpired term of Charles Shay, Charles Peter Hopkins II as an alternate member of the Historic Preservation Commission, and Lynda Cloud as an alternate member of the Historic Preservation Commission.

Finally, Mayor Joseph K. Hemphill recommended the appointment of Andrew Ward as an alternate member of the Rumson Zoning Board.

Given the nature of the appointment for the Zoning Board, this appointment was motioned by Councilmember Kingsbery and seconded by Councilmember Lospinuso.

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

ANNOUNCEMENTS BY THE MAYOR:

The Rumson Borough Council will hold a special meeting on March 28, 2023 at 4:30 p.m. This meeting will be held for the recognition of the Rumson Police Department officers promoted and hired during the COVID emergency. We appreciate everything the Rumson Police Department does for our community and look forward to honoring some of its officers.

We would like to wish our residents and friends a happy and holy Passover, as it begins at sundown on Wednesday, April 5th.

Borough Hall will be closed on Friday, April 7th in observance of Good Friday. However, there will be garbage collection on April 7th.

We would also like to wish our residents and friends a happy and holy Easter on Sunday, April 9th.

The next Regular Meeting of the Rumson Borough Council will be on Tuesday, April 11, 2023 at 7:30 p.m. The meeting agenda will be posted to the Borough of Rumson website at www.rumsonnj.gov at least 48 hours prior to the start of the meeting.

FINANCIAL OFFICER’S REPORT:

The Financial Officer’s Report disclosed the following as of February 28, 2023:

BOROUGH OF RUMSON				
CHIEF FINANCIAL OFFICER REPORT TO THE MAYOR AND COUNCIL				
Analysis of Cash for the Month Ending:		February 28, 2023		
FUNDS	Beginning Balance	Cash Receipts	Disbursements	Ending Balance
1. CURRENT FUND				
Current Fund Checking	12,945,965.47	10,524,215.03	(1,424,309.30)	22,045,871.20
Change Funds	300.00			300.00
Investments Rumson BAN	3,652,330.00			3,652,330.00
Total Current Fund	16,598,595.47	10,524,215.03	(1,424,309.30)	25,698,501.20
2. CAPITAL FUND				-
Capital Fund Checking	12,265,807.63	0.00	(8,592.27)	12,257,215.36
Total Capital Fund	12,265,807.63	0.00	(8,592.27)	12,257,215.36
3. PAYROLL & PAYROLL AGENCY				
Payroll	2,981.86	332,314.75	(332,314.75)	2,981.86
Payroll Agency	10,981.57	198,550.92	(198,550.92)	10,981.57
Total Payroll & Payroll Agency	13,963.43	530,865.67	(530,865.67)	13,963.43
4. TRUST FUNDS				
Trust Fund Checking	776,127.07	3,506.00	(13,058.39)	766,574.68
Unemployment Trust	86,048.53	54.62	(2,067.05)	84,036.10
Recreation Trust	561,579.57	90,744.00	(3,313.07)	649,010.50
C.O.A.H. Trust	2,541,013.06	85,831.45	(4,089.33)	2,622,755.18
Law Enforcement Trust Fund	458.10	0.26	0.00	458.36
LEAD (formerly DARE)	15,756.95	10.04	0.00	15,766.99
Cafeteria Plan	13,687.33	0.00	(1,239.77)	12,447.56
Animal Control Trust Fund	33,416.34	1,420.00	(688.80)	34,147.54
Total Trust Funds	4,028,086.95	181,566.37	(24,456.41)	4,185,196.91
TOTAL ALL FUNDS	32,906,453.48	11,236,647.07	(1,988,223.65)	42,154,876.90

Respectfully submitted by:

Helen L. Graves

Helen L. Graves, Chief Financial Officer

On motion by Councilmember Kingsbery, seconded by Councilmember Pomphrey, the Financial Officer’s Report was ordered received and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilmember Kingsbery offered the following Resolution and moved its adoption:

Vendor Name	Amount
Alignment Check	0.00
MIDDLETOWN TWP HEALTH DEPT	2,370.00
NJ DEPT HEALTH/SR SERVICES	133.80
JOHN GUIRE SUPPLY,LLC	9,465.96
JCP&L	17.85
NJ NATURAL GAS CO.	161.48
BANISCH ASSOCIATES, INC.	1,125.00
CGP&H,LLC	1,054.00
KYLE MCMANUS ASSOCIATES LLC	1,727.25
NEW JERSEY AMERICAN WATER	47.94
NJ NATURAL GAS CO.	197.04
SURENIAN,EDWARDS & NOLAN LLC	8,123.75
ADVANTAGE MECHANICAL,LLC	515.00
AMERICANWEAR INDUST UNIFORMS	989.20
ASBURY PARK PRESS	101.00
AT NORTHERN NEW JERSEY,LLC	1,680.23
CLEARY, GIACOBBE, ALFIERI	2,590.50
COASTAL PEST CONTROL	90.00
JCP&L	11,134.26
NJ NATURAL GAS CO.	325.97
NJ NATURAL GAS CO.	3,564.53
RUMSON ELEMENTARY SCHOOL DIST	0.00
SEABOARD WELDING SUPPLY, INC	194.63
VERIZON	499.75
VERIZON WIRELESS	638.77
VERIZON BUSINESS FIOS	144.99
ALLIED OIL, LLC	18,280.73
ALL HANDS FIRE EQUIPMENT LLC	115.19
THOMAS V AMBROSOLE & PHILIP	5,138.89
AMERICANWEAR INDUST UNIFORMS	917.50
ATHENA GTX,INC	253.08
ATLANTIC PLUMBING SUPPLY CORP	357.35
BARGER & GAINES	2,000.00
BAYSHORE FIRE & SAFETY LLC	296.00
BERL'S COMMERCIAL SUPPLY	5,169.00
BOB'S UNIFORM SHOP	1,016.75
BOROUGH OF RUMSON	1,157,718.38
CLEARY, GIACOBBE, ALFIERI	2,343.00
COMCAST	2,192.74
CRANEY'S INTERPRETING SERVICES	110.00
CROSS OVER NETWORKS	1,139.00
EAGLE POINT GUN	3,928.40
ELECTRONIC MEASUREMENT LABS	142.49
EMERGENCY ACCESSORIES &	844.00
NICK A FABIANO JR	1,190.94
FAIR HAVEN HARDWARE INC	238.77
FASTENAL CO	1,037.03
GANN LAW BOOKS	225.00
G.F.O.A. OF NEW JERSEY	90.00
GLENCO SUPPLY INC.	1,219.00
GPANJ, INC	100.00
WW GRAINGER INC	224.06
GREENWAY INDUSTRIES OF NJ,LLC	510.71
HACKENSACK MERIDIAN WORKS	553.00
HEDBERG, ANN H	16,375.63
HOLMAN FRENIA ALLISON, PC	17,500.00
HOUGH PETROLEUM CORP	2,117.66

HUITRON LANDSCAPING, LLC	2,250.00
HYDRAIR POWER CRIMP LLC	1,937.74
THE INSTITUTE FOR FORENSIC	450.00
JASPAN HARDWARE	253.50
JCP&L	4,277.72
JESCO, INC.	10,494.85
JOHN GUIRE SUPPLY,LLC	738.44
JP MONZO MUNICIPAL CONSULTING	100.00
KENCOR INC.	571.58
KEPWEL NATURAL SPRING WATER	134.00
LANGUAGE LINE SERVICES,INC	6.80
LIFE SAVERS INC.	58.00
MICHELE A MACPHERSON	315.00
MAZZA RECYCLING SERVICES, LTD	2,966.80
MAZZA MULCH,INC	5,376.00
MCKESSON MEDICAL-SURGICAL	1,352.19
MONMOUTH COUNTY REGIONAL	19,110.51
MID MONMOUTH MUTUAL AID ASSOC	300.00
MONMOUTH & OCEAN TCTA	160.00
MUNICIPAL CLERKS ASSN MONMOUTH	50.00
NAYLOR'S AUTO PARTS	1,687.26
NEW JERSEY AMERICAN WATER	26,060.65
NJ NATURAL GAS CO.	3,045.85
NJ GRAVEL & SAND CO.	280.55
NJ LEAGUE OF MUNICIPALITIES	50.00
NEW JERSEY MOTOR TRUCK ASSO.	434.50
NJ STATE ASSN CHIEFS OF POLICE	3,165.00
STATE OF NJ PENSIONS/ACTIVE	107,585.04
STATE OF NJ PENSIONS/RETIREE	50,915.69
NORWOOD AUTO PARTS - BELFORD	25.41
ONE CALL CONCEPTS	178.01
PMC ASSOCIATES	127.50
PREMIER GRAPHICS,INC	200.00
PUMPING SERVICES INC	710.02
QBE SPECIALTY INSURANCE CO	1,740.00
QUALITY NOZZLE CO	220.00
RAYMOND A RAYA	233.33
THOMAS S ROGERS	917.62
RUMSON ELEMENTARY SCHOOL DIST	1,713,825.84
RFH REGIONAL HIGH SCHOOL	1,684,197.50
RYSER'S LANDSCAPE SUPPLY YARD	134.00
SANITATION EQUIPMENT CORP	4,791.24
SCHOFIELD STONE	300.00
SERVICE TIRE TRUCK CENTER,INC	1,595.78
MICHELE SMALLZE	15.00
STAPLES,INC	1,152.64
MICHAEL B STEIB, PA	1,106.00
STEWART'S PLUMBING	393.98
STEVE'S MOBILE MARINE LLC	124.14
SUBURBAN DISPOSAL INC.,	65,229.84
TARGETED TECHNOLOGIES LLC	450.00
TAYLOR COMMUNICATIONS, INC	1,268.00
TCTA OF NEW JERSEY	100.00
THERMAL MANAGEMENT CO, INC	212.00
TIMMERMAN EQUIPMENT COMPANY	80.65
TRIUS INC.	2,124.00
THE TWO RIVER TIMES	49.60
U-LINE INC.	177.50
ANTHONY J. VECCHIO	1,082.50
WAGEWORKS	100.00
GEORGE WALL LINCOLN	554.12

WARSHAUER ELECTRIC SUPPLY	707.45
MARK WELLNER	56.65
Y-PERS, INC.	578.58
ANN'S PARTY RENTALS	355.00
HOLMAN FRENIA ALLISON, PC	1,500.00
JOSEPH URAS MONUMENTS INC	325.00
Alignment Check	0.00
JOHN GIBNEY	280.00
RICH GRANITO	250.00
MILTON A GRAY	280.00
JOHN PAUL HUGHES	500.00
PAUL J KEANY	4,230.00
THOMAS KEYES	210.00
MICHAEL NAPARLO	400.00
MICHAEL RUSSOMANNO	1,440.00
RUTGERS/YOUTH SPORTS COUNCIL	299.00
STEVE'S MOBILE MARINE LLC	16,080.00
CHAD WAIN	500.00
DOROTHY WHITEHOUSE	600.00
MICHAEL B STEIB, PA	56.00
WEST END KB LLC	1,000.00
	5,047,428.77

Motion seconded by Councilmember Pomphrey and carried on the following roll call vote:

In the affirmative: Conklin, Swikart, Kingsbery, Pomphrey, Lospinuso.

In the negative: None.

Absent: Casazza.

COMMENTS FROM THE COUNCIL:

At this time, Council President Conklin re-iterated his comments from the meeting committee reports, stating the importance of both the EMS and Fire Departments to the Borough of Rumson and its residents. Conklin recalled a 4th of July event where volunteer members of the community dropped everything they were doing to answer a call.

Following Council President Conklin, Councilmember Kingsbery, took the time to recognize and express his appreciation for all those from the Rumson community who have served within the United States armed forces.

Councilmember Lospinuso reiterated and supported everything that Council President Conklin and Councilmember Kingsbery stated.

Councilmember Pomphrey concluded the public comment section by thanking all the members of the Rumson St. Patrick’s Day Committee for all the hard work for a great event. Pomphrey also took this time to begin promoting the importance of recognizing and attending the Rumson Memorial Day Parade.

COMMENTS FROM THE PUBLIC:

At this time, the Mayor invited the public to ask questions or make comments.

Linda James Smith of 14 Hartshorne Lane, addressed Mayor Hemphill and Borough Council.

Smith requested that the road located at the corner of Navesink Avenue and Hartshorne Lane be looked at as it continues to expand. In explaining why the tree that was in the place of reference was removed, which was to improve the sightline for drivers at that intersection, Council President Conklin passed the floor to David Marks, Borough Engineer, who explained that The Borough of Rumson has an active contract that will lead to a more permanent repair. Smith went on to chair their support for the improvement made to the traffic pattern.

Borough Council thanked Ms. Smith for her comments.

Stuart Sendell of 7 Lafayette Street, Unit 7D, addressed Mayor Hemphill and Borough

Council.

Mr. Sendell began by seconding the comments about the Rumson EMS, thanking them for all their commitment. Mr. Sendell than requested another report on the Rumson Affordable Housing Settlement agreement be added to the minutes, requesting that the blanks be filled in.

The report reads as follows:

The Rumson settlement agreement included specific deadlines for completion of each project and clear reporting requirements to keep all parties and the public aware of the status.

Most deadlines have been missed and no annual reports have been issued.

To avoid the public hearing of changes to the settlement agreement after they have been finalized, as was the case before the approval of the original settlement agreement the Borough should issue an annual report with clear reasons for missed deadlines, requirements needed to meet revised deadlines, any new properties or approaches being considered, minutes of the Citizen's Advisory Committee and a schedule of public meetings to introduce the chosen developer (BCUU) and convey status of progress under the settlement agreement.

RUMSON SETTLEMENT AGREEMENT DEADLINES

Project	Deadline	Rumson Response
62 Carton	Start 7/29/22 Complete 7/29/23	
61 S. Ward	Complete 12/31/22	
15 Maplewood	Complete 7/31/22	
Market to Affordable	5 by 7/1/22 4 by 7/1/24	
142 Bingham	Off market by 11/29/21	
Status of Bank of America Branch		

Kevin Savage, 2A Lakeside Avenue, addressed Mayor Hemphill and Borough Council at this time.

Mr. Savage asked about the Rumson Pomphrey Pond and, acknowledging that many of the trees were diseased, plans to replace the tree line that was removed with the new home construction on East River Road. Mr. Savage also suggested that there could be a dedication ceremony for the event.

Borough Engineer David Marks responded by stating there is a plan in place to replace the existing trees and replant trees on the north shoreline of Pomphrey Pond. This plan focuses on the landscape plan that was approved by the Rumson Zoning Board.

Linda James Smith addressed Borough Council again to share the school boards experience with community events and the success they have had with the community boys and girls scout troops and Rumson Recreation Department.

ADJOURNMENT:

Councilmember Pomphrey made a motion to adjourn the meeting which was seconded by Councilmember Lospinuso. The meeting adjourned at 7:58 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers
Municipal Clerk/Administrator

