

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
June 13, 2023

A regular meeting of the Borough Council of the Borough of Rumson was held on Tuesday, June 13, 2023 at 7:30 p.m.

Pledge of Allegiance.

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

Absent: None.

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 Casazza, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS

LETTER FROM RUMSON POLICE DEPARTMENT IOC CAPTAIN JEFFREY NIXON NOTIFYING THE BOROUGH OF THE RESIGNATION OF CROSSING GUARD PATRICIA MIETH.

The Municipal Clerk/Administrator received a copy of a letter from Rumson Police Department IOC Captain Jeffrey Nixon regarding the resignation of Crossing Guard Patricia Mieth.

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

LETTER FROM VERISK TO THE BOROUGH OF RUMSON CONSTRUCTION OFFICIAL AND ADMINISTRATOR ON THE BUILDING CODE EFFECTIVENESS GRADING SCHEDULE ALSO KNOWN AS BCEGS FOR THE BOROUGH OF RUMSON.

The Municipal Clerk/Administrator received a copy of the notice to the Borough of Rumson Construction Official on the Building Code Effectiveness Grading for The Borough of Rumson.

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

LETTER FROM THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, ANNOUNCING THE APPROVAL OF THE BOROUGH OF RUMSON’S STORMWATER ASSISTANCE GRANT APPLICATION.

The Municipal Clerk/Administrator received a letter from the State of New Jersey, Department of Environmental Protection, announcing the approval of The Borough’s of Rumson’s Stormwater Assistant Grant Application.

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

LETTER FROM BOROUGH OF RUMSON ENGINEER DAVID M. MARKS REGARDING THE GRANT AVENUE FORCE MAIN FAILURES AND EMERGENCY REPAIRS.

The Municipal Clerk/Administrator read a letter addressed to Mayor and Borough Council from Borough of Rumson Engineer David M. Marks detailing the Grant Avenue Force Main Failures and Emergency Repairs.



Borough of Rumson
BOROUGH HALL
80 East River Road
Rumson, New Jersey 07760-1689
rumsonnj.gov

David M. Marks, PE, CME, CFM
Borough Engineer & Floodplain Manager
office 732.842.3300
fax 732.219.0714
dmarks@rumsonnj.gov

Memorandum

Date: June 8, 2023
To: Thomas Rogers, Municipal Clerk/Administrator
Cc: Helen F. Graves, Borough Chief Financial Officer
Mark T. Wellner, Superintendent of Public Works
Ronald J Sickler, Foreman/Wastewater Management
Brett J. Hunger, Code Enforcement/Project Manager
Re: Grant Avenue Force Main Failures - Emergency Repairs

On Sunday, May 7, 2023 the Department of Public works observed the probable failure of the 12" force main exiting the Grant Avenue Sanitary Sewer Pump Station prior to it crossing under the Shrewsbury River. The Borough immediately took emergency response action with the hiring of Precise Construction of Freehold to make emergency pipe repairs. The Borough also sourced emergency repair materials, retained trucking services to convey sewage into downstream sanitary sewer facilities in Sea Bright (where the 12" force main discharges) and dispatched Public Works Personnel to critical locations to assist the repair efforts. As we attempted repairs on Monday, May 8, 2023, it became apparent the pipe condition was far worse than we had previously encountered (May 2017 emergency force main repair). At approximately, 11 pm the repairs were completed enough that the Grant Avenue Pump Station could be reactivated and any leaks still occurring could be pumped back into the pump station wet well. We spent Tuesday, May 9, 2023 strategizing supplemental repair methods, sourcing materials and securing additional trucks to address the risk of sewage surcharge. On Wednesday, May 10, 2023 the force main repair was reattempted by rehabilitating the pipe exterior to accommodate a megalug clamp and then encasing the entire repair in concrete.

On Tuesday, May 16, 2023 the Department of Public Works observed another failure of the 12" force main in approximately the same location as just recently repaired. Precise Construction was again immediately engaged to complete the necessary repairs. Over the course of Wednesday, May 17, 2023 we again sourced emergency equipment, repair materials, retained trucking services for the conveyance of sewage and readied Public Works personnel for the repair activities. On Thursday, May 18, 2023, the area was excavated and the location of the pipe failure was located approximately 5' east of the previous repair. By late afternoon, the repair was complete and the Grant Avenue Pump Station reactivated. In an abundance of caution, the excavated area was left open overnight and monitored by Public Works. On Friday, May 19, 2023, it was confirmed the pipe repair had held overnight and the exposed pipe was encased in concrete to further improve the longevity of the repair. By Friday afternoon, the disturbed area was backfilled and leveled to match surrounding grade.

Throughout the two force main repairs, the New Jersey Department of Environmental Protection had Andrew Coleman, Environmental Specialist with Central Bureau of Water Compliance and Enforcement present to support our efforts and ensure environmental compliance.

The need to quickly repair the force main to avoid environmental catastrophe and maintain sanitary sewer service to the Rumson Community was conducted on an emergency basis in accordance with N.J.S.A.40A:11-6. Emergency Contracts.

If you have any questions or require additional information, please do not hesitate to contact me.


David M. Marks, P.E., C.M.E., CFM
Borough Engineer & Floodplain Manager
NJPE License 24GE04612600

Council President John J. Conklin III clarified that the New Jersey Department of Environmental Protection was involved in both instances outlined in David Mark's letter.

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

LETTER FROM BOROUGH OF RUMSON DEPARTMENT OF PUBLIC WORKS EMPLOYEE CODY BURBANK ON HIS COMPLETION OF WASTEWATER CLASS 1 "C1".

The Municipal Clerk/Administrator received a letter from Borough of Rumson Department of Public Works employee Cody Burbank stating that they passed their state exam and completed the wastewater class 1 "C1" program.

SUBMITTED APPLICATION FROM THE RUMSON OCEANIC FIRE COMPANY FOR HARLAN BENNARDO TO BECOME A NEW REGULAR MEMBER .

The Municipal Clerk/Administrator received an application for Harlan Bennardo to join the Rumson Oceanic Fire Company as a regular member.

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

COMMITTEE REPORTS:

Councilmember Pomphrey shared the details of the ribbon cutting ceremony for the Borough of Rumson Environmental Commission rain garden located at Forrestdale School. Pomphrey mentioned how impressed they were with the grounds. Pomphrey continued by mentioning the new rain garden at Victory Park as well.

Council President Conklin shared how impressed he was with the Eco-Fest event. In addition, Conklin shared that Borough of Rumson Recreation Commission Chair, Kerry Chandler, and Maricarmen Buckley will be hosting a presentation at the Oceanic Free Library June 22, 2023 to share her experience climbing Mount Kilimanjaro.

Councilmember Kingsbery shared that the Borough of Rumson Historical Preservation Commission will be holding a formal opening of the George E. Moss History Room on June 27, 2023. Moss family members will be in attendance to cut the Ribbon.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

MOTION TO OPEN THE PUBLIC HEARING ON THE 2023 BOROUGH BUDGET AS INTRODUCED:

On motion by Councilmember Pomphrey, seconded by Councilmember Swikart, the meeting was opened to public hearing on the 2023 Borough Budget as introduced.

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

In the negative: None.

Absent: Casazza.

PUBLIC HEARING:

Mayor Hemphill afforded the public an opportunity to be heard at this time on the 2023 Borough Budget as introduced.

No one responded.

MOTION TO CLOSE THE PUBLIC HEARING ON THE 2023 BOROUGH BUDGET AS INTRODUCED:

On motion by Councilmember Kingsbery, seconded by Councilmember Lospinuso, the public hearing on the 2023 Borough Budget as introduced was ordered closed. All in favor.

RESOLUTION AUTHORIZING THE ADOPTION OF THE 2023 BOROUGH BUDGET AS INTRODUCED.

2023-0613-83

RESOLUTION ADOPTING THE 2023 MUNICIPAL BUDGET

Be It Resolved by the Borough Council of the Borough of Rumson, County of Monmouth that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 14,045,778.52 (Item 2 below) for municipal purposes, and
- (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 0.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

SUMMARY OF REVENUES			Year 2023
1. General Revenues			
Surplus Anticipated			\$ 3,066,479.00
Miscellaneous Revenues Anticipated			\$ 3,410,802.32
Receipts from Delinquent Taxes			\$ 425,000.00
2. Amount to be Raised by Taxation for Municipal Purposes			\$14,045,778.52
3. Amount to be Raised by Taxation for Schools in Type I School Districts Only:			
Item 6, Sheet 42	\$	0.00	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	\$	0.00	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			\$ 0.00
4. To be Added to the Certificate for Amount to be Raised by Taxation for Schools in Type II School Districts Only:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)			\$ 0.00
5. Amount to be Raised by Taxation Minimum Library Levy			\$ 0.00
Total Revenues			\$20,948,059.84

SUMMARY OF APPROPRIATIONS		
5. General Appropriations		
Within "CAPS"		
(a & b) Operations Including Contingent		\$11,656,320.00
(e) Deferred Charges and Statutory Expenditures – Municipal		\$ 1,427,463.38
(g) Cash Deficit		\$ 0.00
Excluded from "CAPS"		
(a) Operations – Total Operations Excluded from "CAPS"		\$ 2,919,350.28
(c) Capital Improvements		\$ 2,000,000.00
(d) Municipal Debt Service		\$ 1,750,411.00
(e) Deferred Charges – Municipal		\$ 0.00
(f) Judgments		\$ 0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)		\$ 0.00
(g) Cash Deficit		\$ 0.00
(k) For Local District School Purposes		\$ 0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)		\$ 1,194,515.18
6. School Appropriations – Type I School Districts Only (N.J.S. 40A:4-13)		\$ 0.00
Total Appropriations		\$20,948,059.84

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 13th day of June 2023. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2023 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

The above resolution was moved by Councilmember Kingsbery, seconded by Councilmember Lospinuso and carried on the following roll call vote:

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

In the negative: None.

Absent: Casazza.

RESOLUTION REFUNDING STREET OPENING CASH BONDS

2023-0613-84

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION REFUNDING STREET OPENING CASH BONDS

WHEREAS, the following paid application fees and \$1,000.00 cash bonds for the referenced Street Opening Permits:

- Continental Construction and Development Corp Inc.
112 Shrewsbury Ave, Red Bank, NJ 07701-1132
Permit Number C-01/2022
- Martelli Development Group, LLC
716Newman Springs Road, Suite 367, Lincroft, NJ 07738
Permit Number C-02/2022
- Youngs Water & Sewer
1150 US Highway 9, Unit 510, Howell, NJ 07731
Permit Number C-03/2022
- Molly Kroon Jakubecy
5 Riverside Drive, Rumson, NJ 07760
Permit Number C-04/2022
- Rumson Development, LLC
PO Box 21, Rumson, NJ 07760
Permit Number C-06/2022

and

WHEREAS, Mark Wellner, Superintendent of Public Works has inspected the projects listed above and has found them to be satisfactory and therefore recommend release of the \$1,000.00 bond;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that each of the above be refunded the \$1,000.00 bond; and

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

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

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

In the negative: None.

Absent: Casazza.

**RESOLUTION APPOINTING GARY J. PALASCIANO AS A CROSSING
GUARD EFFECTIVE JUNE 1, 2023**

2023-0613-85

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION APPOINTING GARY J. PALASCIANO
AS A CROSSING GUARD**

WHEREAS, the Borough of Rumson, through its Police Department, has the need for additional Crossing Guards; and

BE IT RESOLVED that Gary J. Palasciano be appointed as a School Crossing Guard for the 2023-2024 School Year effective June 1, 2023; and

BE IT FURTHER RESOLVED that School Crossing Guards shall be paid at a rate of \$40.00 per diem for days worked; and

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

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

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

In the negative: None.

Absent: Casazza.

**RESOLUTION APPOINTING SUMMER RECREATION PROGRAM
COUNSELORS**

2023-0613-86

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION FIXING SALARIES OF CERTAIN
BOROUGH OFFICERS, EMPLOYEES AND APPOINTEES**

WHEREAS, an ordinance entitled “AN ORDINANCE FIXING COMPENSATION OF BOROUGH OFFICERS AND CERTAIN BOROUGH EMPLOYEES IN THE BOROUGH OF RUMSON, NEW JERSEY” has been adopted following public hearing; and

WHEREAS, said ordinance provides for salary ranges of various job titles and positions; and

WHEREAS, it is the intention of the Mayor and Council to fix the salaries of those individuals who hold such positions; and

WHEREAS, the Borough of Rumson through its Recreation Commission has decided to hire part-time employees for the Borough’s summer recreation program;

WHEREAS, it is in the best interest of the Borough to pay said employees on an hourly basis;

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the hourly rate for the 2023 part-time Summer Recreation Program employees be fixed as follows:

\$ 11.10 per hour

Allison Dassler
Nicholas French
Joseph French
Hunter Barrett
Spencer Mertens
Jason Gottfried
Ryan Gottfried
James Halikias
Liam Link
Tommy Sheehan
Roman Cea
Salvatore Taddeo
Mary Grace Cosgrove
Charlotte Coggshall
Josie Fine
Ava Amabile
Molly Newbury
Sophia Bratone
Shea Doherty
Ruby Kemler
Julia Bratone
Becca Goodes

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

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

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

In the negative: None.

Absent: Casazza.

**RESOLUTION JILL SANTANIELLO AS A FULL-TIME ADMINISTRATIVE
RECORDS CLERK/CONFIDENTIAL SECRETARY TO THE CHIEF OF POLICE
EFFECTIVE JUNE 16, 2023**

2023-0613-87

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION APPOINTING JILL SANTANIELLO AS
FULL-TIME ADMINISTRATIVE RECORDS CLERK/CONFIDENTIAL
SECRETARY TO THE CHIEF OF POLICE**

WHEREAS, the Rumson Police Department Chief of Police office has the need for a full-time Administrative Records Clerk and Confidential Secretary; and

WHEREAS, many applications for the position had been received and a number of interviews of qualified applicants were conducted; and

WHEREAS, Jill Santaniello has the qualifications for the position; and

WHEREAS, the Rumson Police Department and Captain Jeffrey Nixon and Captain

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Christopher York recommend that Jill Santaniello be appointed to the position;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Jill Santaniello be appointed as Administrative Records Clerk and Confidential Secretary to the Rumson Police Department Chief of Police effective June 16, 2023 at an annual salary of \$50,000.00; and

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

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

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

In the negative: None.

Absent: None.

RESOLUTION APPROVING THE CERTIFIED LIST OF ALL VOLUNTEER FIRE DEPARTMENT MEMBERS WHO QUALIFIED FOR CREDIT UNDER THE LOSAP PROGRAM FOR THE YEAR 2022

2023-0613-88

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION APPROVING THE CERTIFIED LIST OF
ALL VOLUNTEER FIRE DEPARTMENT MEMBERS
WHO QUALIFIED FOR CREDIT UNDER
THE LOSAP PROGRAM FOR THE YEAR 2022**

WHEREAS an ordinance titled “ORDINANCE AUTHORIZING LENGTH OF SERVICE AWARDS PROGRAMS FOR VOLUNTEER FIREFIGHTERS” was passed and approved on August 19, 2004; and

WHEREAS, the Length of Service Award Program (LOSAP) for the Rumson Volunteer Firefighters was passed voters on November 2, 2004 as a public question; and

WHEREAS pursuant to NJSA 40A:14-191, emergency service organizations participating in a Length of Service Award Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit under the LOSAP program for the previous year; and

WHEREAS the Governing Body has received and reviewed such certified list from the LOSAP Committee Chairmen for the Rumson Fire Company.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson as follows:

1. Per the certified list received, the following Rumson Fire Company members are hereby approved to receive the 2022 LOSAP award:

Darren Berry	Robert Boyer
Justin Bradley	Lawrence Cadman
Robert Eyerkuss	Luke Fanning
Paul Halligan	Robert Halligan
Edward Harrington	Norman Long
Nicholas Luiten	Mathew Moore
Edward Ott, Jr.	Robert Wilson

2. The amount each qualified member will receive for the 2022 LOSAP award is \$1,277.47.
3. The certified list of members shall be posted at Rumson Borough Hall and at each Fire Company for a period of 30 days to allow sufficient time for membership review.
4. Appeals shall be mailed to the Municipal Clerk of the Borough of Rumson, 80 East River Road, Rumson, NJ 07760, and must be received within 30 days of the posting date of the approved certified list.
5. Payment for service credit shall be processed at a meeting of the Mayor and Borough Council after the 30 day posting requirement has been met.

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

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

In the negative: None.

Absent: None.

RESOLUTION APPOINTING MATTHEW PELECH AS A FULL-TIME CLASS II SPECIAL OFFICER EFFECTIVE JUNE 1, 2023

2023-0613-89

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION APPOINTING MATTHEW PELECH
AS A FULL-TIME CLASS II SPECIAL OFFICER**

WHEREAS, the Borough of Rumson, through its Police Department, has the need for a Full-Time Class II Special Law Enforcement Officer; and

WHEREAS, Matthew Pelech met the Committee's requirements and will bring a number of excellent characteristics to the Rumson Police Department; and

WHEREAS, Matthew Pelech completed his training at the Monmouth County Police Academy for Special Law Enforcement Officer Class II; and

WHEREAS, the Police Committee have recommended that Matthew Pelech be appointed as Full-Time Class II Special Law Enforcement Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Matthew Pelech be appointed as Full-Time Class II Special Law Enforcement Officer at an annual salary of \$33,500 effective June 1, 2023; 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 Councilmember Swikart and carried on the following roll call vote:

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

In the negative: None.

Absent: None.

**RESOLUTION APPOINTING JAMES OROZCO AS A FULL-TIME CLASS II
SPECIAL OFFICER EFFECTIVE JUNE 16, 2023**

2023-0613-90

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION APPOINTING JAMES OROZCO
AS A FULL-TIME CLASS II SPECIAL OFFICER**

WHEREAS, the Borough of Rumson, through its Police Department, has the need for a Full-Time Class II Special Law Enforcement Officer; and

WHEREAS, James Orozco met the Committee's requirements and will bring a number of excellent characteristics to the Rumson Police Department; and

WHEREAS, James Orozco completed his training at the Monmouth County Police Academy for Special Law Enforcement Officer Class II; and

WHEREAS, the Police Committee have recommended that James Orozco be appointed as Full-Time Class II Special Law Enforcement Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that James Orozco be appointed as Full-Time Class II Special Law Enforcement Officer at an annual salary of \$33,500 effective June 16, 2023; and

BE IT FURTHER RESOLVED any work completed prior to the June 16, 2023 official start date will be paid at his hourly rate; 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 Councilmember Swikart and carried on the following roll call vote:

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

In the negative: None.

Absent: None.

**RESOLUTION APPOINTING DAN SESLAR AS SUMMER
HARBORMASTER FOR THE RUMSON MUNICIPAL BOAT RAMP
EFFECTIVE MAY 26, 2023**

2023-0613-91

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION APPOINTING DAN SESLAR AS SUMMER HARBORMASTER
FOR THE RUMSON MUNICIPAL BOAT RAMP**

WHEREAS, the Borough of Rumson through its Police Department is required to hire a Summer Harbormaster for the Municipal Boat Launching Ramp in the execution of its duties; and

WHEREAS, it is in the best interest of the Borough of Rumson to hire said employee on an hourly basis; and

WHEREAS, Dan Seslar has agreed to work as the Summer Harbormaster for the Municipal Boat Launching Ramp on weekends and holidays from Memorial Day weekend through Labor Day weekend;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Dan Seslar be hired as Summer Harbormaster for the Municipal Boat Launching Ramp at the rate of \$15.00 per hour for actual hours worked; and

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

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

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

In the negative: None.

Absent: None.

RESOLUTION AUTHORIZING THE AUCTION OF BEHICLES AND EQUIPMENT NO LONGER NEEDED BY THE BOROUGH OF RUMSON

2023-0613-92

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING THE AUCTION OF VEHICLES AND EQUIPMENT NO LONGER NEEDED BY THE BOROUGH

WHEREAS, the it has been determined by the Municipal Clerk/Administrator, that there are various Borough vehicles and equipment that are no longer needed by the Borough of Rumson; and

WHEREAS, there is an online auction site, Municibid, that Rumson has been given permission to use for the purpose of auctioning the vehicles and equipment; and

WHEREAS, the following is a list of all the vehicles and equipment to be auctioned:

VEHICLES and EQUIPMENT

- 2003 Ford 450 Truck, last 4 digits of VIN#4027 35,958 miles
- 2006 Ford Crown Victoria, last 4 digits of VIN#0433 111,984 miles
- 2014 Ford Taurus Interceptor, last 4 digits of Vin#6068 143,000 miles
- 13 Bicycles, one scooter and one skateboard

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the Municipal Clerk/Administrator be authorized to auction the vehicles and equipment listed above on the Municibid auction site; and

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

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

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

In the negative: None.

Absent: None.

**RESOLUTION SUPPORTING THE FUNDING TO THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS, NEW JERSEY AFFORDABLE
HOUSING TRUST FUND PROGRAM FOR AFFORDABLE FAMILY
HOUSING AT 61 SOUTH WARD AVENUE.**

2023-0613-93

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION SUPPORTING THE FUNDING TO THE NEW JERSEY DEPARTMENT
OF COMMUNITY AFFAIRS, NEW JERSEY AFFORDABLE HOUSING TRUST FUND
PROGRAM FOR AFFORDABLE FAMILY HOUSING**

WHEREAS, the BCUW/Madeline Housing Partners, LLC (“United Way”) desires to apply for and obtain funds from the New Jersey Department of Community Affairs, New Jersey Affordable Housing Trust Fund Program, for an amount not to exceed the maximum amount allowed in accordance with N.J.A.C 5:43-1.1 et seq. for the purpose of developing approximately 2 units of affordable family housing at 61 South Ward Street;

WHEREAS, the Municipality has determined that the housing project referenced above, will meet all or part of the Municipality's low and moderate housing obligation in its Housing Element and Fair Share Plan;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Rumson does hereby support this application for such funds to the New Jersey Department of Community Affairs, New Jersey Affordable Housing Trust Fund Program and acknowledge that the Project is located in an eligible municipality in accordance with N.J.A.C. 5:43-1.3(a). The municipality also asks that Bergen County United Way/Madeline Housing Partners, LLC (“United Way”), as permitted under N.J.A.C. 5:43-1.3(a), contract only for this project, directly with the Department of Community Affairs.

BE IT FURTHER RESOLVED, that the Municipal Clerk shall keep a copy of this Resolution on file and available for inspection in the office of the Municipal Clerk and shall forward a copy of this Resolution to the Business Administrator; CFO; Assistant to the Business Administrator, Borough Attorney, Mr. Tom Toronto, Co-Manager, BCUW/Madeline Housing Partners, LLC, 6 Forest Avenue, Suite 220, Paramus, NJ, 07652.

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

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

In the negative: None.

Absent: None.

**RESOLUTION AUTHORIZING A REFUND FOR PRE-PAID RUMSON POLICE
SERVICES**

2023-0613-94

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING REFUND TO MICHAEL MARRA, INC.
FOR PRE-PAID POLICE SERVICES**

WHEREAS, Michael Marra, Inc., 30-32 Industrial Drive, Cliffwood Beach, NJ 07735 posted \$15,000.00 for Police Traffic Control ; and

WHEREAS, Rumson Police Department has provided \$2,550.00 of services; and

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WHEREAS, Frank Marra, on behalf of Michael Marra, Inc., has requested a refund of the remaining balance of \$12,450.00 ; and

WHEREAS, Helen L. Graves, Chief Financial Officer, has confirmed receipt of \$15,000 from Michael Marra, Inc. and recommends a refund be made to Michael Marra, Inc. in the amount of \$12,450.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Michael Marra, Inc., 30-32 Industrial Drive, Cliffwood Beach, NJ 07735 be refunded \$12,450.00; and

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

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

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

In the negative: None.

Absent: None.

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF RUMSON PURSUANT TO N.J.S.A 40A:4-87 (Chapter 159, P.L. 1948) FOR ALOCHOL EDUCATION, REHABILITATION

2023-0613-95

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL
ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF
RUMSON PURSUANT TO N.J.S.A. 40A:4-87
(CHAPTER 159, P.L. 1948)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Rumson hereby requests the Director of the Division of Local Finance approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$908.56, which item is now available as a revenue from the State of New Jersey, Alcohol Education, Rehabilitation and Education Fund, pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$908.56 be and same is hereby appropriated under the caption of Alcohol Education, Rehabilitation.

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

AYES: Conklin, Casazza, Kingsbery, Swikart, Pomphrey, Lospinuso.

NAYS: None.

ABSENT: None.

**

ABSTAIN: None.

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF RUMSON PURSUANT TO N.J.S.A 40A:4-87 (Chapter 159, P.L. 1948) FOR THE CLEAN COMMUNITIES GRANT.

2023-0613-96

Councilmember Swikart offered the following resolution and moved its adoption:

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL
ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF
RUMSON PURSUANT TO N.J.S.A. 40A:4-87
(CHAPTER 159, P.L. 1948)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Rumson hereby requests the Director of the Division of Local Finance approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$20,515.16, which item is now available as a revenue from the State of New Jersey, Clean Communities Grant, pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$20,515.16 be and same is hereby appropriated under the caption of Clean Communities Grant.

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

AYES: Conklin, Casazza, Kingsbery, Swikart, Pomphrey, Lospinuso.

NAYS: None.

ABSENT: None.

ABSTAIN: None.

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF RUMSON PURSUANT TO N.J.S.A 40A:4-87 (Chapter 159, P.L. 1948) FOR THE STORMWATER ASSISTANCE GRANT.

2023-0613-97

Councilmember Pomphrey offered the following resolution and moved its adoption:

**RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL
ITEM OF REVENUE IN THE BUDGET OF THE BOROUGH OF
RUMSON PURSUANT TO N.J.S.A. 40A:4-87
(CHAPTER 159, P.L. 1948)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Finance may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for an equal amount;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Rumson hereby requests the Director of the Division of Local Finance approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$25,000.00, which item is now available as a revenue from the State of New Jersey, Department of Environmental Protection, Water Resources Planning Management – Stormwater Assistance Grant, pursuant to the provisions of statute; and

BE IT FURTHER RESOLVED that a like sum of \$25,000.00 be and same is hereby appropriated under the caption of Stormwater Assistance Grant.

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

AYES: Conklin, Casazza, Kingsbery, Swikart, Pomphrey, Lospinuso.

NAYS: None.

ABSENT: None.

ABSTAIN: None.

RESOLUTION APPROVING EIGHT (8) PLENARY RETAIL CONSUMPTION LIQUOR LICENSES FOR YEAR 2023-2024

2023-0613-98

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION APPROVING EIGHT PLENARY RETAIL CONSUMPTION LIQUOR LICENSES FOR YEAR 2023-2024

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the renewal of the following Plenary Retail Consumption Liquor Licenses for the year 2023-2024:

1. Sing Song, Inc., T/A Barnacle Bill's Restaurant, 1 First Street, Rumson, N.J.
(State Assigned License #1342-33-004-003);
2. Victory Park Tavern, LLC, T/A Victory Park Tavern, 21-23 West River Road, Rumson, N.J.
(State Assigned License #1342-33-013-006);
3. Two River Partners, LLC, T/A Undici, 11 West River Road, Rumson, N.J.
(State Assigned License #1342-33-006-006);
4. Mach Rest, LLC, T/A Red Horse by David Burke, 26 Ridge Road, Rumson, N.J.
(State Assigned License #1342-33-009-004);
5. Trained Monkeys, LLC, T/A Murphy's Tavern, 17 Ward Lane, Rumson, N.J.
(State Assigned License #1342-33-007-005);
6. Salt Creek, L.L.C., T/A Salt Creek Grille, 4 Bingham Avenue, Rumson, N.J.
(State Assigned License #1342-33-010-005);
7. Round Lake Partners, LLC, T/A Val's Tavern, 123 East River Road, Rumson, N.J.
(State Assigned License #1342-33-003-005);
8. Surf BBQ License, LLC, T/A Surf BBQ, 132 East River Road, Rumson, N.J.
(State Assigned License #1342-32-002-009).

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

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

In the negative: None.

Absent: None.

RESOLUTION APPROVING TWO (2) PLENARY RETAIL DISTRIBUTION LIQUOR LICENSES FOR YEAR 2023-2024

2023-0613-99

Councilmember Pomphrey offered the following resolution and moved its adoption:

RESOLUTION APPROVING TWO PLENARY RETAIL DISTRIBUTION LIQUOR LICENSES FOR YEAR 2023-2024

BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the renewal of the following Plenary Retail Distribution Liquor Licenses for the year 2023-2024:

1. Rumson Wine & Spirit Shop, Inc., T/A Rumson Buy-Rite, 5 West River Road, Units 3, 4, and 5, Rumson, N.J.
(State Assigned License #1342-44-011-007);
2. Brennan's Delicatessen at Rumson LLC, T/A Brennan's Delicatessen, L.L.C. 42-44 West River Road, Rumson, N.J.
(State Assigned License #1342-44-001-006).

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

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

In the negative: None.

Absent: None.

RESOLUTION AUTHORIZING A REFUND TO RUMSON COUNTRY DAY SCHOOL FOR PRE-PAID RUMSON POLICE DEPARTMENT SERVICES

2023-0613-100

Councilmember Swikart offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING REFUND TO RUMSON COUNTRY DAY SCHOOL FOR PRE-PAID POLICE SERVICES

WHEREAS, Rumson Country Day School, 35 Bellevue Ave, Rumson NJ 07760 posted \$2,600.00 for Twenty-Six (26) hours Police Security Services for an event on April 21, 2023 through April 23, 2023; and

WHEREAS, Rumson Police Department provided 22 of the 26 Hours requested; and

WHEREAS, Meghan Marturano, on behalf of Rumson Country Day School, has requested a refund of the \$400.00 overpayment; and

WHEREAS, Helen L. Graves, Chief Financial Officer, has confirmed receipt of \$2,600.00 from Rumson Country Day School and recommends a refund be made to Rumson Country Day School in the amount of \$400.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Rumson Country Day School, 35 Bellevue Ave, Rumson NJ 07760 be refunded \$400.00; and

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

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

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

In the negative: None.

Absent: None.

CONSENT AGENDA

None.

ANNOUNCEMENTS BY THE MAYOR:

Borough Hall will be closed on Monday July 3rd and Tuesday July 4th in observance of Independence Day. There will not be garbage collection on Tuesday, July 4th. Thank you for your cooperation.

The next Regular Meeting of the Borough Council will be on Tuesday, July 11th 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.

Thank you for your cooperation and have a safe and enjoyable 4th of July weekend.

FINANCIAL OFFICER’S REPORT:

The Financial Officer’s Report disclosed the following as of May 31, 2023:

BOROUGH OF RUMSON				
CHIEF FINANCIAL OFFICER REPORT TO THE MAYOR AND COUNCIL				
Analysis of Cash for the Month Ending:		May 31, 2023		
FUNDS	Beginning Balance	Cash Receipts	Disbursements	Ending Balance
1. CURRENT FUND				
Current Fund Checking	24,640,713.49	7,010,004.51	(940,299.48)	30,710,418.52
Change Funds	300.00			300.00
Investments Rumson BAN	1,271,378.00			1,271,378.00
Total Current Fund	25,912,391.49	7,010,004.51	(940,299.48)	31,982,096.52
2. CAPITAL FUND				-
Capital Fund Checking	7,794,204.16	0.00	(94,709.05)	7,699,495.11
Total Capital Fund	7,794,204.16	0.00	(94,709.05)	7,699,495.11
3. PAYROLL & PAYROLL AGENCY				
Payroll	2,981.86	346,449.42	(346,449.42)	2,981.86

Payroll Agency	10,981.57	206,374.53	(206,374.53)	10,981.57
<i>Total Payroll & Payroll Agency</i>	<i>13,963.43</i>	<i>552,823.95</i>	<i>(552,823.95)</i>	<i>13,963.43</i>
4. TRUST FUNDS				
Trust Fund Checking	1,137,948.78	3,006.00	(15,064.49)	1,125,890.29
Unemployment Trust	93,930.86	301.50	0.00	94,232.36
Recreation Trust	738,084.38	36,825.00	(10,813.69)	764,095.69
C.O.A.H. Trust	2,670,689.98	82,010.10	(8,878.60)	2,743,821.48
Law Enforcement Trust Fund	458.62	1.56		460.18
LEAD (formerly DARE)	14,623.11	53.80		14,676.91
Cafeteria Plan	22,455.01	0.00	(11,602.26)	10,852.75
Animal Control Trust Fund	34,291.74	415.00	(126.00)	34,580.74
<i>Total Trust Funds</i>	<i>4,712,482.48</i>	<i>122,612.96</i>	<i>(46,485.04)</i>	<i>4,788,610.40</i>
TOTAL ALL FUNDS	38,433,041.56	7,685,441.42	(1,634,317.52)	44,484,165.46

Respectfully submitted by:

Helen L. Graves
Helen L. Graves, Chief Financial Officer

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

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

In the negative: None.

Absent: None.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilmember Casazza offered the following Resolution and moved its adoption:

Vendor Name	Amount
BOROUGH OF RUMSON	52,167.89
AMORIM, JACLYN M & JOHN P	2,000.00
DELTA DENTAL OF NEW JERSEY INC	3,715.68
JCP&L	37.61
JCP&L	10,690.37
JCP&L	4,320.46
NEW JERSEY AMERICAN WATER	31.73
NEW JERSEY AMERICAN WATER	1,423.76
NJ DEPT HEALTH/SR SERVICES	75.00
NJ NATURAL GAS CO.	81.21
NJ NATURAL GAS CO.	517.68
NJ NATURAL GAS CO.	295.53
SUBURBAN DISPOSAL INC.,	43,750.00
SUBURBAN DISPOSAL INC.,	23,266.67
TREASURER, STATE OF NJ	91.00
TREAS. STATE OF NJ, DCA	182.00
UGI ENERGY SERVICES,LLC	464.53
VERIZON	55.69
VERIZON	387.61
VERIZON	62.33
VERIZON WIRELESS	543.62

VERIZON WIRELESS	94.82
VERIZON BUSINESS FIOS	144.99
TRACY VOIGT	5,752.91
WHITE ROSE SAFETY,LLC	39,360.00
ABSOLUTE FIRE PROTECTION CO.	3,419.99
ACTION DATA SERVICES,INC	1,196.40
ACV ENVIRONMENTAL SERVICES,INC	24,183.81
ALLIED OIL, LLC	7,957.69
ALL HANDS FIRE EQUIPMENT LLC	115.94
AMERICANWEAR INDUST UNIFORMS	72.00
APPALACHIA HYDROGEOLOGIC &	625.00
ASBURY PARK PRESS	137.76
ATHLETE'S ALLEY	24,835.58
ATLANTIC PLUMBING SUPPLY CORP	58.09
ATLANTIC PLUMBING SUPPLY CORP	39.55
AT NORTHERN NEW JERSEY,LLC	3,851.33
IDSAUTOSHRED NJ	770.00
BANISCH ASSOCIATES, INC.	300.00
BARTLETT TREE EXPERTS	1,032.00
BARGER & GAINES	2,000.00
BAYSHORE FIRE & SAFETY LLC	218.00
BAYSHORE FIRE & SAFETY LLC	75.00
BEACON AWARDS	46.00
BOB'S UNIFORM SHOP	464.50
BOB'S UNIFORM SHOP	168.00
BOB'S UNIFORM SHOP	314.00
BOB'S UNIFORM SHOP	77.90
BOXWOOD GARDENS	980.00
BUILDERS GENERAL SUPPLY CO	145.79
BUTCH'S AUTO. CAR WASH, INC.	117.00
CERTIFIED SPEEDOMETER SERVICE	220.00
CGP&H,LLC	159.50
CIRCLE CHEVROLET INC	209.92
BRIAN CLARKE	195.00
CLEARY, GIACOBBE, ALFIERI	726.00
COMCAST	2,171.12
CONTINENTAL CONSTRUCTION	1,000.00
CROSS OVER NETWORKS	1,990.50
CROWN TIRE	89.95
KIM D CUGINI	180.00
DELTA DENTAL OF NEW JERSEY INC	3,870.50
DELL INC.	2,858.16
BRYAN DOUGHERTY	912.26
DOWN TO EARTH LANDSCAPING	3,697.69
DYNAMIC TESTING SERVICE	190.00
ABIGAIL EASTWOOD	520.00
EMERGENCY ACCESSORIES &	13,856.00
FAIR HAVEN HARDWARE INC	15.78
FAIR HAVEN HARDWARE INC	13.49
FAIR HAVEN HARDWARE INC	39.99
FAIR HAVEN HARDWARE INC	65.34
FAIR HAVEN HARDWARE INC	8.97
FASTENAL CO	1,215.71
F & C AUTOMOTIVE SUPPLY INC	250.97
STEVE GEFFEN	195.00
WW GRAINGER INC	504.44
HELEN L.GRAVES	4,143.00

GUARANTEED PLANTS & FLORIST	578.04
JOE HADFIELD	260.00
REAGAN HALEY	155.00
JOHN & MARGARET HENDRICKS	1,169.90
HOLMAN FRENIA ALLISON, PC	5,000.00
HOUGH PETROLEUM CORP	1,524.96
HURRICANE ENTERPRISES LLC	400.00
MOLLY KROON JAKUBECY	1,000.00
JENNIFER JAROSCHAK	202.09
JASPAN HARDWARE	74.33
J B SALES AND SERVICE	30.49
J B SALES AND SERVICE	43.00
J B SALES AND SERVICE	45.00
JERSEY SHORE APPAREL	1,998.00
JESCO, INC.	170.38
J.N.M. HOLDINGS, INC.	1,972.00
JOHN GUIRE SUPPLY,LLC	171.49
JOHN GUIRE SUPPLY,LLC	399.95
JOHN GUIRE SUPPLY,LLC	906.55
JOHN GUIRE SUPPLY,LLC	55.14
KEPWEL NATURAL SPRING WATER	253.00
MARIE KUHLETHAU	50.00
KYLE MCMANUS ASSOCIATES LLC	2,425.50
LANGUAGE LINE SERVICES,INC	71.59
LAWES	124.17
LAWES	12.97
LAWN GIANT,INC	3,848.00
L.E.A.D. INC	200.00
LEADSONLINE,LLC	1,411.00
LEE'S EMERGENCY EQUIPMENT, INC	2,980.00
LIFE SAVERS INC.	1,153.51
LINCOLN NAT'L LIFE INSURANCE	12,774.70
LOKDOC LOCKSMITH	190.00
L. P. STATILE, INC.	226.85
MICHELE A MACPHERSON	185.00
MARTELLI DEVELOPMENT GROUP,LLC	1,000.00
DAVID MARKS	985.64
MAZZA RECYCLING SERVICES, LTD	8,416.14
MAZZA RECYCLING SERVICES, LTD	142.81
MAZZA MULCH,INC	33,276.00
MAZZA MULCH,INC	1,960.00
MAZZA MULCH,INC	1,848.00
MCKESSON MEDICAL-SURGICAL	1,148.06
JOHN MELONE	195.00
MIDDLETOWN TWP HEALTH DEPT	1,500.00
MITCHELL 1	2,640.00
TREASURER, COUNTY OF MONMOUTH	3,155.98
MONMOUTH SPRINKLER CO INC	225.00
MR JOHN INC	993.10
NATIONAL CENTER FOR SAFETY	41.00
NAYLOR'S AUTO PARTS	3,164.41
NEW JERSEY AMERICAN WATER	12,251.20
NJ DEPT HEALTH/SR SERVICES	16.80
NEXVORTEX, INC	433.31
NJ NATURAL GAS CO.	12.58
NJ NATURAL GAS CO.	956.92
NJ LEAGUE OF MUNICIPALITIES	125.00

NJ LEAGUE OF MUNICIPALITIES	50.00
NEW JERSEY RECREATION &	475.00
NJ STATE ASSN CHIEFS OF POLICE	750.00
STATE OF NJ PENSIONS/ACTIVE	109,235.26
STATE OF NJ PENSIONS/RETIREE	57,506.38
ONE CALL CONCEPTS	503.32
ORIENTAL TRADING COMPANY, INC.	309.01
OSWALD ENTERPRISES, INC.	4,620.00
PILLARI LLC	2,449.57
PMC ASSOCIATES	370.40
PMC ASSOCIATES	370.40
POWERHOUSE SIGNWORKS	160.00
POWERHOUSE SIGNWORKS	125.00
PRECISE CONSTRUCTION COMPANY	58,005.41
PRIMARY WATER AND SEWER	650.00
PUMPING SERVICES INC	14,400.80
QBE SPECIALTY INSURANCE CO	8,279.22
QUADIENT,INC	19.95
RAYMOND A RAYA	233.33
BERNARD M REILLY LLC	250.00
BERNARD M REILLY LLC	2,766.67
R&H SPRING AND TRUCK REPAIR	1,815.85
THOMAS S ROGERS	611.12
THOMAS S ROGERS	237.62
R & R RADAR, INC.	126.00
RUMSON ELEMENTARY SCHOOL DIST	4,618.97
RUMSON COUNTRY DAY SCHOOL	400.00
RUMSON DEVELOPMENT,LLC	1,000.00
RYSER'S LANDSCAPE SUPPLY YARD	0.00
RYSER'S LANDSCAPE SUPPLY YARD	148.00
SEABOARD WELDING SUPPLY, INC	62.00
SEA BRIGHT SERVICE CENTER	89.95
SERVICE TIRE TRUCK CENTER,INC	3,390.00
SERVICE TIRE TRUCK CENTER,INC	6,825.80
CHRISTOPHER SESLAR	737.58
SHEA COMMUNICATIONS INC	4,942.10
SICKLES MARKET	627.74
SICILIANO LANDSCAPE CO LLC	1,200.00
SIP'S PAINT & HARDWARE	1,831.88
SIP'S PAINT & HARDWARE	2,171.21
SITEONE LANDSCAPE SUPPLY	448.72
SITEONE LANDSCAPE SUPPLY	152.52
MICHELE SMALLZE	15.00
SPATIAL DATA LOGIC INC	14,560.00
S & S WORLDWIDE, INC	3,253.22
STAPLES,INC	139.82
STAPLES,INC	279.52
STAVOLA ASPHALT CO. INC.	301.36
STAVOLA ASPHALT CO. INC.	513.86
STATE TOXICOLOGY LABORATORY	135.00
MICHAEL B STEIB, PA	140.00
STEWART'S PLUMBING	601.13
JOSEPH STROHMENGER	61.26
SURENIAN, EDWARDS & NOLAN LLC	9.15
SURENIAN, EDWARDS & NOLAN LLC	8,040.50
TARGETED TECHNOLOGIES LLC	4,694.62
TARGETED TECHNOLOGIES LLC	4,568.90

TARGETED TECHNOLOGIES LLC	75.00
MEGAN H THOMAS	100.00
TRANE	505.00
THE TWO RIVER TIMES	36.27
THE TWO RIVER TIMES	7.44
TWO RIVERS WATER	383,933.13
UGI ENERGY SERVICES,LLC	243.42
UNITED STATES POSTAGE SERVICE	3,000.00
UP-TITE FASTENERS, INC	33.08
ANTHONY J. VECCHIO	1,082.50
VISUAL COMPUTER SOLUTIONS, INC	4,500.00
VORTEX SERVICES,LLC	12,200.00
WAGEWORKS	100.00
GEORGE WALL LINCOLN	257.37
WAVERLY SEAMLESS GUTTERS LLC	795.00
THOMSON REUTERS - WEST	660.00
WINNER FORD	30,552.60
ROBERT E. WOODS	325.00
ROBERT E. WOODS	195.00
WOODWARD CONSTRUCTION CO.	730.45
CHRISTOPHER J. YORK	60.00
YOUNGS WATER & SEWER	1,000.00
Y-PERS, INC.	506.04
Y-PERS, INC.	168.72
MYA ZORACKI	120.00
	1,190,029.41

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

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

In the negative: None.

Absent: None.

COMMENTS FROM THE COUNCIL:

Councilmember Pomphrey thanked everyone for their support and dedication to the Rumson Memorial Day Parade and Ceremony. Councilmember Kingsbery seconded this comment, and commended the keynote speaker, Garner Smythe, on his powerful speech.

COMMENTS FROM THE PUBLIC:

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

Dr. Ingrid Schweiger of 38 Warren Street addressed Mayor Hemphill and Borough Council at this time, stating that they were representing several neighbors.

Dr. Schweiger offered the following statement, supported and signed by residents on Warren Street:

June 13, 2023

Dear Council,

At what point does a backyard pool project become a public and private nuisance? After living in Rumson peacefully for many years, our new neighbors at 36 Warren St. began working on a very ambitious, disruptive pool project for more than 2 1/2 years. The pool is now open and has become a magnet for neighborhood children in shifts at all hours of the day and evening as late as 11:30 pm accompanied by loud rap music, as well as racist music filled with obscenities. This all occurs while under the supervision of the homeowners at 36 Warren.

A little background.... approximately three years ago, the department of environmental protection contacted the four adjacent homeowners asking for feedback about this project. All four homeowners responded with well thought out letters opposing the project on environmental grounds due to the excessive flooding in the area as well as noise concerns since our backyards are quite small and extremely close to one another similar to condominium living. These letters opposing the project were also sent to members of the zoning board and several councilmen in Rumson. None of us received a response to any of the letters and the project was approved.

Fast forward 2 1/2 years and the pool is completed. Approximately 1/4 of the backyard around the pool has been raised 48 inches due to flooding concerns creating a situation where anyone around the pool appears to be 9 to 10 feet tall. An open recreational space underneath the ENTIRE footprint of the house will be completed soon which will result in additional noise and disruption.

The homeowners at 36 Warren are aware of the neighbors' dissatisfaction regarding the noise and disruption. Many phone calls and texts have been made asking to lower the music and/or clear the pool. All of these requests have been ignored. It is not at all possible to use our backyards or decks as a result of the noise and the music. It is not possible to open a window in our homes without hearing music and shrieking in the pool. It is not possible to entertain family or friends.

The police were called three times in one week to remedy the situation. All three times the parents at 36 Warren were present in their home. The police officer suggested that

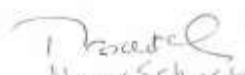

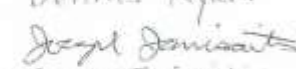

we call his department with all issues that arise but we feel there should be other remedies.

We are here tonight to ask the council for guidance and intervention. There exists a noise ordinance in Rumson that states that the noise from one home should not interfere with another homeowner's enjoyment or use of their property. How is this noise ordinance enforced? At the moment, there is no way that we can use our decks or backyards. As Rumson residents, we feel we deserve the right to use and enjoy our decks and backyards as well as the right to open up a window in our homes without hearing neighborhood music and disruption.

I ask the council: Do you agree? At what point does this backyard pool and recreational space project become a public and private nuisance? What would you do if you were living under these most unpleasant circumstances?

A response to our concerns would be greatly appreciated.

Respectfully Submitted,

 34 Dana St.
Nancy Schostee
 48 Waterman Ave
Dennis Ryan
 38 Warren St.
Joseph Janisaitis
 38 Warren St.
Ingrid Schweiger

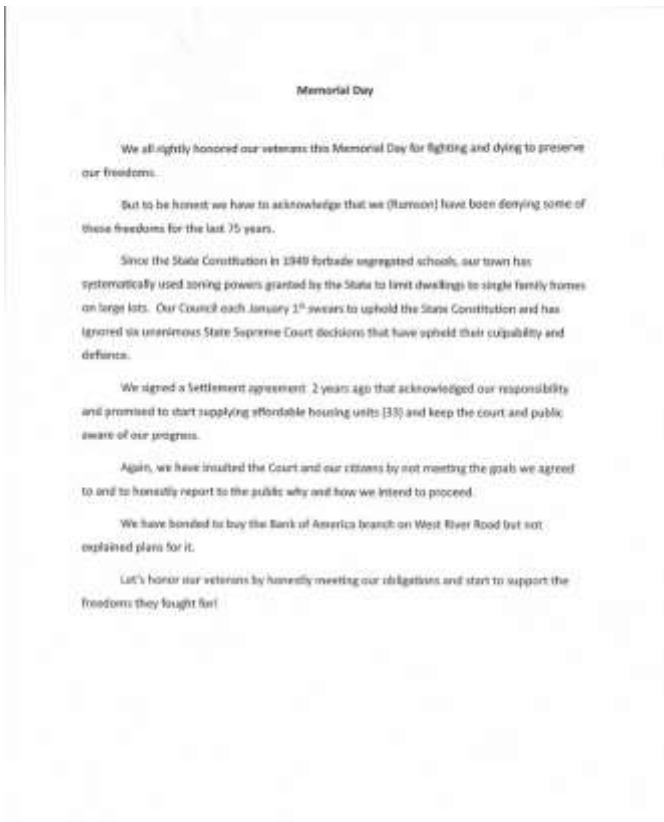
Councilmember Casazza asked if a variance was needed for the project in question. Dr. Schweiger responded stating that a variance was not required but that they had received communication from the Department of Environmental Protection regarding the scope of the project. Dr. Schweiger expanded the issue join statement, commenting on the continued work on the property in question and the disruption it

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is causing, despite the repeated attempts to connect with the property owner. Borough Engineer David Marks stated that he would like to conduct more research before officially commenting on any specifics of the project. Dr. Schweiger stated their support for the Rumson Police Department, applauding the response to calls and noise violations. Mayor Hemphill and members of Borough Council thanked Dr. Schweiger for their comments, stating The Borough officials will work towards responses to the questions.

Nancy Herron of 34 Warren Street addressed Mayor Hemphill and Borough Council at this time. Herron followed Dr. Schweiger’s comments stating their concern with the pool, and in connection noise, provided by the home in question. Herron was told they are also welcome to call the Rumson Police Department with any questions and concerns. Herron asked for clarification on details of the Borough of Rumson ordinance and was advised that the details of The Borough of Rumson ordinance can be found on The Borough’s website, www.rumsonnj.gov. Councilmember Casazza questioned the process of issuing a summons and was informed by The Borough attorney, Martin Barger, that summonses are done by the police. Herron concluded by stating the dialogue with the homeowner is difficult. Mayor Hemphill and members of Borough Council thanked Nancy Herron for their comments, stating The Borough officials will work towards responses to the questions regarding ordinance and zoning.

Stuart Sendell of 7D Lafayette Street began by congratulating Councilmember Casazza on his victory during the primary election. Mr. Sendell continued by commenting on the information listed on The Borough of Rumson website, which states there is two council meetings, as well as three potential workshops, in a given month. Further, Mr. Sendell commented on drivers and bicyclers that are still not following the one-way traffic pattern for Lafayette street, stating that many continue to travel dangerously against the one-way traffic. Mr. Sendell recommended stationing a police officer as he feels the current conditions will cause a serious accident on one of the adjacent streets. Mr. Sendell concluded their public comment with the following statement:



Council President Conklin stated that he appreciates all the hard work The Borough officials are putting into the Rumson Affordable Housing Program. Mayor Hemphill thanked Mr. Sendell for his comments.

ADJOURNMENT:

Councilmember Lospinuso made a motion to adjourn the meeting which was seconded by Councilmember Casazza. The meeting adjourned at 8:18 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers
Municipal Clerk/Administrator

