

CONTINUED REGULAR MEETING
FROM DECEMBER 8, 2015
BOROUGH COUNCIL
BOROUGH OF RUMSON
JANUARY 1, 2016
11:30 A.M.

An adjourned meeting of December 8, 2015 of the Borough Council of the Borough of Rumson was held in Bingham Hall on January 1, 2016 and was called to order by Mayor John E. Ekdahl at 11:30 a.m.

Pledge of Allegiance.

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

Absent: Councilman Broderick.

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

Martin M. Barger, Borough Attorney, was present.

David Marks, Borough Engineer, was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2016 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilman Rubin, seconded by Councilman Hemphill, the minutes of the December 8, 2015 meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

LETTER FROM CHIEF FINANCIAL OFFICER/TAX COLLECTOR HELEN L. GRAVES REPORTING THE RESULTS OF THE 2015 TAX SALE OF 2014 AND PRIOR DELINQUENCIES HELD ON DECEMBER 16, 2015:

The Municipal Clerk/Administrator advised of a letter dated December 16, 2015 from the Chief Financial Officer/Tax Collector Helen L. Graves reporting the following results of the 2015 Tax Sale of 2014 and Prior Delinquencies held on December 16th:

A Tax Lien was sold for Delinquent Property Taxes and/or Municipal Sewer Charges for Block 33, Lot 2 for \$6,189.50 at a Premium of \$9,000.00.

It was noted that the property owners would be advised of the outcome of the sale via certified mail.

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

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

RESOLUTION 2015-1231-168 TO AUTHORIZE THE SALARY INCREASE FOR DEPUTY MUNICIPAL CLERK EFFECTIVE JANUARY 1, 2016:

2015-1231-168

Councilman Rubin 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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the salaries of the officers and employees holding the positions set forth below, and subject to the salary ranges set forth in the aforementioned ordinance, are hereby fixed effective January 1, 2016, unless stated otherwise, as follows:

Deputy Municipal Clerk
(Tamila C. Bumback) \$ 50,000.00

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

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

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

In the negative: None.

Absent: Broderick.

RESOLUTION 2015-1231-169 TO AUTHORIZE THE APPOINTMENT OF RECREATION BASKETBALL DOOR MONITORS FOR JANUARY AND FEBRUARY OF 2016:

2015-1231-169

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, the Recreation Commission is need of Door Monitors for the Recreation Basketball games at Forrestdale School scheduled for the 2016 season held on weeknights and Saturdays in January and February; and

WHEREAS, Patrick D’Amelio, Trischele Petach, Aaron S. Pollak and Daniel R. Spaulding have applied and qualified for the Door Monitor positions; and

WHEREAS, Recreation Director Kevin Delia has recommended that the Borough hire the Door Monitors on a part-time, as needed basis;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Patrick D’Amelio, Trischele Petach, Aaron S. Pollak and Daniel R. Spaulding be hired effective January 1, 2016 at an hourly rate of \$15.00 per hours 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 Councilman Hemphill and carried upon the following roll call vote:

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

In the negative: None.

Absent: Broderick.

CONSENT AGENDA:

RESOLUTION 2015-1231-170 TO AUTHORIZE THE RELEASE OF THE PERFORMANCE BOND AND REFUND OF THE PERFORMANCE CASH BOND FOR 36-38 BINGHAM AVENUE:

2015-1231-170

RESOLUTION

WHEREAS, in 2009, JNM Holdings posted a performance (surety) bond in the amount of \$87,887.16 and a performance cash bond in the amount of \$9,765.26 to guarantee the site improvements associated with the 36-38 Bingham Avenue Preliminary and Final Site Plan project; and

WHEREAS, the Borough Engineer in a letter dated August 5, 2011, advised that all bonded site improvements covered by the performance bond, have been completed; and

WHEREAS, the Borough Engineer, in a letter dated August 5, 2011, further recommended that the project's performance (surety) bond in the amount of \$87,887.16 and a performance cash bond in the amount of \$9,765.26 be released, subject to the posting of a maintenance bond; and

WHEREAS, said maintenance bond period ran for a two (2) year period from August 5, 2011; and

WHEREAS, since the maintenance bond expired and no deficiencies were observed it is in order for the bonds to be released at this time; and

WHEREAS, the Borough Engineer has no objection to the Borough returning any balance in the inspection escrow after invoices for recent activities are submitted and paid, and it is confirmed that there are no additional charges;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the release of the performance cash bond in the amount of \$9,765.24 plus statutory interest, which was posted in conjunction with the 36-38 Bingham Avenue Preliminary and Final Site Plan; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Rumson hereby approves the refund of the balance of escrow fee, in the amount of \$8,764.24, less the amount for any invoices for recent activities, plus statutory interest, which was posted in conjunction with the 36-38 Bingham Avenue Preliminary and Final Site Plan.

RESOLUTION 2015-1231-171 TO AUTHORIZE THE RELEASE OF THE MAINTENANCE CASH BOND AND REFUND OF THE ESCROW FEE BALANCE FOR 47 WEST RIVER ROAD:

2015- 1231-171

RESOLUTION

WHEREAS, in 2003, JNM Holdings posted a performance (surety) bond in the amount of \$76,911.66 and a performance cash bond in the amount of \$8,545.74 to guarantee the site improvements associated with the Holy Rosary Preliminary and Final Site Plan project, located at 47 West River Road; and

WHEREAS, the Borough Engineer in a letter dated September 21, 2006, advised that all bonded site improvements covered by the performance bond, have been completed; and

WHEREAS, the Borough Engineer, in a letter dated September 21, 2006, further recommend that the project's performance (surety) bond in the amount of \$76,911.66 and a performance cash bond in the amount of \$8,545.74 be released, subject to the posting of a maintenance bond in the amount of \$10,682.17; and

WHEREAS, said maintenance bond period ran for a two (2) year period from September 21, 2006; and

WHEREAS, since the maintenance bond expired and no deficiencies were observed it is in order for the bonds to be released at this time; and

WHEREAS, the Borough Engineer has no objection to the Borough returning any balance in the inspection escrow after invoices for recent activities are submitted and paid, and it is confirmed that there are no additional charges;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the release of the maintenance cash bond in the amount of \$10,682.17 plus statutory interest, posted in conjunction with the 47 West River Road Preliminary and Final Site Plan; and

BE IT FURTHER RESOLVED that the Borough Council of the Borough of Rumson hereby approves the refund of the balance of escrow fee, in the amount of \$3,760.65, less the amount for any invoices for recent activities, plus statutory interest, posted in conjunction with the 47 West River Road Preliminary and Final Site Plan.

RESOLUTION 2015-1231-172 TO AUTHORIZE THE REFUND OF A TAX OVER-PAYMENT FOR BLOCK 62, LOT 10:

2015- 1231-172

RESOLUTION REFUNDING TAX OVERPAYMENT
FOR BLOCK 62, LOT 10

WHEREAS, the amount billed for the 2015 4th quarter property taxes for Block 62, Lot 10 was \$1,921.36; and

WHEREAS, on October 8, 2015, payment in the amount of \$1,921.36 was remitted by Vantage Point Title on behalf of the property owner, Douglas Distefano; and

WHEREAS, on November 5, 2015, payment in the amount of \$1,921.36 was remitted by Corelogic on behalf of the property owners mortgage company; and

WHEREAS, this payment created an overpayment in the amount of \$1,921.36; and

WHEREAS, Emily Jameson, of Vantage Point Title has requested a refund of the overpayment in the amount of \$1,921.36 be made directly to the property owner, Douglas Distefano, 78 Avenue of Two Rivers, Rumson, NJ 07760; and

WHEREAS, Helen L. Graves, Borough Chief Financial Officer/Tax Collector has confirmed this overpayment and recommends a refund in the amount of \$1,921.36 be made to Douglas Distefano, 78 Avenue of Two Rivers, Rumson, NJ 07760;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the tax overpayment, in the amount of \$1,921.36, for Block 62 Lot 10 be refunded to Douglas Distefano, 78 Avenue of Two Rivers, Rumson, NJ 07760; and

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

RESOLUTION 2015-1231-173 TO AUTHORIZE THE REFUND OF A TAX OVER-PAYMENT FOR BLOCK 107, LOT 2:

2015- 1231-173

RESOLUTION REFUNDING TAX OVERPAYMENT

FOR BLOCK 107, LOT 2

WHEREAS, the amount billed for the 2015 3rd quarter property taxes for Block 107, Lot 2 was \$4,934.80; and

WHEREAS, on June 25, 2015, payment in the amount of \$6,097.55 was remitted by Two Rivers Title Company, LLC on behalf of the property owner, Viktor and Allison Cea; and

WHEREAS, this payment created an overpayment in the amount of \$1,162.75; and

WHEREAS, Dina Marchese, Post Closing Coordinator for Two Rivers Title has requested a refund of the overpayment in the amount of \$1,162.75 be made directly to the property owners, Viktor and Allison Cea, 10 Ivins Place, Rumson, NJ 07760; and

WHEREAS, Helen L. Graves, Borough Chief Financial Officer/Tax Collector has confirmed this overpayment and recommends a refund in the amount of \$1,162.75 be made to Viktor and Allison Cea, 10 Ivins Place, Rumson, NJ 07760;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that the tax overpayment, in the amount of \$1,162.75, for Block 107, Lot 2 be refunded to Viktor and Allison Cea, 10 Ivins Place, Rumson, NJ 07760; and

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

Councilman Hemphill moved the adoption of the above four (4) Resolutions on the Consent Agenda. Motion seconded by Councilman Day and carried on the following roll call vote:

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

In the negative: None.

Absent: Broderick.

CONSIDERATION OF BILLS & CLAIMS (RESOLUTION):

Councilman Hemphill offered the following resolution and moved its adoption:

\$	730.00	MGL Printing Solutions
\$	730.00	Animal Control Account
\$	16,032.27	T & M Associates Inc
\$	16,032.27	Capital Account
\$	1,150.00	Banisch Associates Inc
\$	2,376.73	Jeffrey R Surenian & Assoc LLC
\$	3,526.73	COAH Trust Account
\$	400,478.50	Two Rivers Water Reclamation
\$	3,845.39	John I Frederick Esq &
\$	3,374.70	John I Frederick Esq &
\$	9,439.80	JCP&L
\$	743.92	NJ Natural Gas Co
\$	311.63	Verizon
\$	312.24	Verizon Wireless
\$	134.99	Verizon Business Fios
\$	3,841.78	Allied Oil LLC
\$	119.48	All Hands Fire Equipment LLC
\$	589.75	Asbury Park Press
\$	599.00	Katherine Barrett
\$	188.00	Bayshore Fire & Safety LLC
\$	750.00	Becker Tree Service
\$	6,775.00	Borough of Fair Haven

\$	64.00	Butch's Auto Car Wash Inc
\$	599.00	Joan Cambria
\$	1,162.75	Cea Viktor & Allison
\$	1,825.00	Central Boiler Repair Co Inc
\$	1,005.00	Cleary Giacobbe Alfieri
\$	599.00	Durant Cogger
\$	6,975.00	Dell Inc
\$	194.00	Deptcor
\$	317.49	Direct Energy Business
\$	1,921.36	Distefano Douglas
\$	170.00	Dynamic Testing Service
\$	129.06	East Coast Energy Products
\$	658.41	Edwards Tire Co Inc
\$	873.20	Emergency Medical Products Inc
\$	599.00	Robert Eyerkuss
\$	26.83	Joseph Fazio
\$	39.98	F & C Automotive Supply Inc
\$	599.00	Donna Gialanella
\$	599.00	William Gilbert
\$	15.00	Helen L Graves
\$	6,560.79	JCP&L
\$	3,056.73	JNM Holdings Inc
\$	365.20	Johnny on the Sport Inc
\$	599.00	Lauren Kemperer
\$	504.00	Kencor Inc
\$	110.00	Peter Koenig
\$	860.69	Level 3 Communications LLC
\$	152.43	Lexis Nexis Matthew Bender
\$	599.00	Norman Long
\$	599.00	Ellen Lospinuso
\$	348.00	LP Statile Inc
\$	599.00	Darren McConnell
\$	599.00	Robert Micieli
\$	150.43	Mid-Atlantic Truck Centre Inc
\$	289.19	Monmouth Truck Equipment
\$	55.00	Morris Plate Glass
\$	179.52	Naylor's Auto Parts
\$	11,051.99	New Jersey American Water
\$	599.00	Mary F Nichols
\$	599.00	Robert Nichols
\$	599.00	Dennis Nitka
\$	599.00	Jeffrey Nixon
\$	265.76	NJ Fire Equipment Co
\$	150.00	NJ Motor Vehicle Commission
\$	149.00	NJ State Assoc of Chiefs of Police
\$	599.00	Scott Paterson
\$	2,151.67	PEP Express Parts
\$	1,200.00	Postmaster
\$	593.10	Pro Craft Auto Body
\$	660.00	Pumping Services Inc
\$	1,050.00	Bernard M Reilly LLC
\$	448.83	Republic Services of NJ LLC
\$	721.67	Ricoh USA Inc
\$	517.80	Thomas S Rogers
\$	250.00	Rumson Garden Club
\$	715.50	Safe-T
\$	599.00	Jennifer E Wargo
\$	189.97	Seaboard Welding Supply Inc
\$	500.00	State Shorthand Reporting Serv
\$	130.00	Michael B Steib PA
\$	450.00	Stewart's Plumbing
\$	44,253.43	Suburban Disposal Inc
\$	599.00	Nancy Sullivan
\$	599.00	Jeremy Susser

\$	976.25	Targeted Technologies LLC
\$	37,524.18	T & M Associates
\$	599.00	Joseph Truex
\$	1,001,031.56	Two River Community Bank
\$	599.00	Michael J Volker
\$	50.00	Wageworks
\$	667.35	George Wall Lincloln
\$	2,233.00	Warshauer Electric Supply
\$	60.00	Mark Wellner
\$	307.00	Thomson Reuters – West
\$	599.00	John Wibbelsman
\$	599.00	Christopher J York
\$	599.00	Donald York
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\$	1,581,588.30	Current Fund
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\$	683.43	Ann’s Party Rentals
\$	162.00	Boxwood Gardens
\$	154.22	Home Depot Credit Services
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\$	999.65	Endowment Inc Account
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\$	750.00	Rick Brandt
\$	165.00	Grace Natalie Alderoty
\$	5,700.00	All American Mobile Marine
\$	692.44	Athlete’s Alley
\$	360.00	Matthew Cheslock
\$	1,944.00	Congregation B’Nai Israel
\$	700.00	Dell Inc
\$	96.86	Kevin Delia
\$	9,788.50	Efinger Sporting Goods Co Inc
\$	540.00	Steven C Frankel
\$	450.00	Richard E Frick
\$	262.50	Arthur Grubert
\$	61.50	Laird Stationery
\$	650.00	Robert McGinty
\$	136.00	Nelson Press
\$	120.00	Sam Sapnar
\$	540.00	Dean W Scarpa
\$	377.00	Michael B Steib PA
\$	60.00	Kathryn Strang
\$	75.00	Dan Sullivan
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\$	23,468.80	Recreation Account
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\$	20,447.41	JNM Holdings Inc
\$	195.00	Michael B Steib PA
\$	4,260.60	T & M Associates
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\$	24,903.01	Trust Account
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\$	5,040.94	Current Fund Appropriations
\$	1,576,547.36	Current Fund Appropriations
\$	730.00	Animal Control Fund Expenses
\$	16,032.27	Capital Fund Disbursements
\$	999.65	Endowment Disbursements
\$	23,468.80	Recreation Disbursements
\$	28,429.74	Trust Fund – Other Expenses
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\$	1,651,248.76	Total Of All Funds

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

In the affirmative: Atwell, Day, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick.

COMMENTS FROM THE COUNCIL:

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

COMMENTS FROM THE PUBLIC:

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

ADJOURNMENT:

On motion by Councilman Rubin, seconded by Councilman Day, the meeting adjourned at 11:35 a.m. All in favor.

SINE DIE

Thomas S. Rogers
Municipal Clerk/Administrator