

The Regular Meeting of the Mayor and Council of the Borough of Freehold was held on Monday, June 6, 2011 at 7:30 p.m. in the Municipal Building.

Mayor Wilson stated that the notice of the time, date and location of the meeting had been provided pursuant to the provisions of Chapter 231 of the Laws of 1975 (Open Public Meetings Act).

Councilman Sims opened the meeting with the Salute to the Flag, followed by a moment of silence.

ROLL CALL

PRESENT	MAYOR MICHAEL WILSON
PRESENT	COUNCILMAN MICHAEL DIBENEDETTO
ABSENT	COUNCILMAN KEVIN KANE
ABSENT	COUNCILMAN JOHN NEWMAN
PRESENT	COUNCILMAN GEORGE SCHNURR
PRESENT	COUNCILWOMAN SHARON SHUTZER
PRESENT	COUNCILMAN JAYE SIMS

Mayor Wilson read Item No. 4 on the Agenda as follows:

“Presentation of the Memorial Day Parade Awards (Alice McCobb).”

Alice McCobb and Councilman Schnurr presented the 2011 recipients with trophies. A list of the winners is on file in the Resolution Book in the Borough Clerk’s office.

Ms. McCobb gave a special thanks to Investors Savings Bank for their generous contribution of \$5,000.00 towards the Memorial Day Parade. Ms. McCobb gave her own personal award to Mayor Michael Wilson thanking him for his dedication and service in keeping the parade running for so many years.

Mayor Wilson read Item No. 5 on the Agenda as follows:

Councilwoman Shutzer offered a motion to accept the minutes from the Special Meeting January 27, 2011; Workshop Meeting March 21, 2011; Workshop Meeting April 18, 2011 and Supplement to Workshop Meeting May 16, 2011 and was seconded by Councilman DiBenedetto.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; Councilman Sims abstained from the Supplement to Workshop Meeting May 16, 2011; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 6 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold Honoring Peter G. Kaufmann.”

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD HONORING PETER G. KAUFMANN.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 7 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold Honoring Rabbi Kenneth Greene on the Occasion of His Retirement.”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD HONORING RABBI KENNETH GREENE ON THE OCCASION OF HIS RETIREMENT.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 8 on the Agenda as follows:

“Second Reading and Public Hearing: Ordinance #2011/5 Authorizing the Sale of Property Owned by the Borough of Freehold, Designated as Tax Block 119, Lot 21.24, West Main Street in the Borough of Freehold, County of Monmouth, New Jersey.”

Mayor Wilson opened the meeting to the public.

There was no public comment.

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION TO CLOSE PUBLIC PORTION.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

BE IT RESOLVED by the Mayor and Council of the Borough of Freehold that an Ordinance entitled "ORDINANCE #2011/5 AUTHORIZING THE SALE OF PROPERTY OWNED BY THE BOROUGH OF FREEHOLD, DESIGNATED AS TAX BLOCK 119, LOT 21.24, WEST MAIN STREET IN THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH, NEW JERSEY," be, and same is hereby adopted on second reading.

Councilman Schnurr explained this piece of property is on West Main Street and there are people interested in buying this parcel and to do so it needs to go out to bid, which requires an ordinance.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 9 on the Agenda as follows:

"Introduction of and Authorization to Publish Ordinance #2011/6 Adopting Official Map Establishing Designated Parking and Circulation Plan of the Market Yard Parking Lot."

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilman Schnurr:

BE IT RESOLVED, by the Mayor and Council of the Borough of Freehold that an Ordinance entitled "ORDINANCE #2011/6 ADOPTING OFFICIAL MAP ESTABLISHING DESIGNATED PARKING AND CIRCULATION PLAN OF THE MARKET YARD PARKING LOT," be and same is hereby approved on first reading; and

BE IT FURTHER RESOLVED that the Clerk be and she is hereby authorized to publish said Ordinance in the Asbury Park Press and that same shall be further considered for final passage after public hearing at a meeting held on June 27, 2011 and that during the week of said meeting copies of the Ordinance shall be made available at the Clerk's office to members of the general public who shall request same.

Councilman DiBenedetto stated we lost some of our parking spots on Main Street due to the cut-outs and this will give us back the five parking spots that were lost.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 10 on the Agenda as follows:

"Introduction of and Authorization to Publish Bond Ordinance #2011/7 Providing for the Acquisition of a New Ladder Truck, Equipment and Improvements for the Fire Department in and by the Borough of Freehold, in the County of Monmouth, New Jersey,

Appropriating \$1,250,000 Therefor and Authorizing the Issuance of \$1,190,000 Bonds or Notes of the Borough to Finance Part of the Cost Thereof.”

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

BE IT RESOLVED, by the Mayor and Council of the Borough of Freehold that a Bond Ordinance entitled “BOND ORDINANCE #2011/7 PROVIDING FOR THE ACQUISITION OF A NEW LADDER TRUCK, EQUIPMENT AND IMPROVEMENTS FOR THE FIRE DEPARTMENT IN AND BY THE BOROUGH OF FREEHOLD IN THE COUNTY OF MONMOUTH, NEW JERSEY, APPROPRIATING \$1,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,190,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF,” be and same is hereby approved on first reading; and

BE IT FURTHER RESOLVED that the Clerk be and she is hereby authorized to publish said Ordinance in the Asbury Park Press and that same shall be further considered for final passage after public hearing at a meeting held on June 27, 2011 and that during the week of said meeting copies of the Ordinance shall be made available at the Clerk’s office to members of the general public who shall request same.

Councilwoman Shutzer explained this was part of the Borough’s agreement with the Fire Department.

Councilman DiBenedetto publicly thanked the fire department chiefs on their efforts on trying to save taxpayers money by applying for a grant, which they did not get.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 11 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold, County of Monmouth and State of New Jersey Opposing Senate Bill 2795 and Assembly Bill 3835.”

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY OPPOSING SENATE BILL 2795 AND ASSEMBLY BILL 3835.

Councilman Schnurr explained there were a couple of bills in the legislature, one in the Senate and one in the Assembly, that would allow multiple dwelling inspections done by the State. The Borough has a resolution opposing this because we want our employees to inspect the buildings here in the Borough. People that are employed by the Borough are answerable to us, as opposed to someone who is answerable to the State.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 12 on the Agenda as follows:

“Resolution Approving Participation with the State of New Jersey Safe and Secure Communities Program Administered by the Division of Criminal Justice, Department of Law and Public Safety.”

Councilman Sims offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY.

Councilman Sims explained this is a routine program that the Borough participates in every year. The money collected is allocated and goes towards the salary of a police officer.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 13 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold Approving Assumption and Subordination of Mortgage Given to Borough of Freehold Housing Rehabilitation Program Concerning RCA Case Number 06-18.”

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD APPROVING ASSUMPTION AND SUBORDINATION OF MORTGAGE GIVEN TO BOROUGH OF FREEHOLD HOUSING REHABILITATION PROGRAM CONCERNING RCA CASE NUMBER 06-18.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 14 on the Agenda as follows:

“Resolution Awarding a Contract for the Repaving of Hull Avenue, Bowne Avenue and Various Roadway Repairs.”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AWARDING A CONTRACT FOR THE REPAVING OF HULL AVENUE, BOWNE AVENUE AND VARIOUS ROADWAY REPAIRS.

Councilman DiBenedetto explained that due to the economy, the bids received were somewhat of a bargain.

Councilman Schnurr asked when the repaving work would start on Hull Avenue and Bowne Avenue.

Mr. Bellina replied most likely this work would be done during the summer months.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 15 on the Agenda as follows:

“Resolution Authorizing the Purchase of One (1) Pick-Up Truck per the New Jersey State Contract.”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) PICK-UP TRUCK PER THE NEW JERSEY STATE CONTRACT.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 16 on the Agenda as follows:

“Resolution Authorizing the Purchase of One (1) Utility Truck per the New Jersey State Contract.”

Councilman DiBenedetto explained the Borough is purchasing a GMC Sierra and a Ford F450. Both of these vehicles were bid on. The money is coming out of the Utility Capital Fund and has already been appropriated.

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) UTILITY TRUCK PER THE NEW JERSEY STATE CONTRACT.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 17 on the Agenda as follows:

“Resolution Confirming Personnel Appointments/Actions:

- a. Appointment of Nicolas Krauss as a member of the Freehold Fire Department’s Junior Firefighter Program, effective June 6, 2011.”**

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

RESOLUTION CONFIRMING PERSONNEL APPOINTMENTS/ACTIONS NO. 17A.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No.18 on the Agenda as follows:

“Resolution Approving the Following Applications:

- a. Precious Metals License – Gold Rush Buyers, 566 Park Avenue, Freehold.**
- b. Parade License, Italian American Association of Monmouth County 7/16/11, 7:30 PM – 8:15 PM, Procession starting at St. Rose of Lima Church and ending at the Freehold Racetrack.**
- c. Temporary Taxi Driver License, Nancy Alanya, Freehold.**
- d. Temporary Taxi Driver License, German A. Urueta, Freehold.**
- e. Temporary Taxi Driver License, Angel Pantoja-Morales, Freehold.**
- f. Temporary Taxi Driver License, Cesar Morales, Freehold.**
- g. Permanent Taxi Driver License, Albert H. Barton, Jr., Old Bridge.**
- h. Permanent Taxi Driver License, Donald Corby, Englishtown.**
- i. Permanent Taxi Driver License, Maxima Phillips, Freehold.**
- j. Permanent Taxi Driver License, Ronald Phillips, Freehold.”**

Councilman Sims offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

RESOLUTION APPROVING APPLICATIONS NO. 18A THROUGH 18J.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 19 on the Agenda as follows:

“Approval of Bills.”

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

BE IT RESOLVED by the Mayor and Council of the Borough of Freehold that the bills on the attached list in the amount of \$1,514,929.21 be paid as presented.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 20 on the Agenda as follows:

“Clerk – Late Communications:

- a. **Resolution Authorizing 2011 Professional Services Contract with Suplee, Clooney & Company for Borough Auditor Services.”**

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION APPROVING 2011 PROFESSIONAL SERVICES CONTRACT WITH SURPLEE, CLOONEY & COMPANY FOR BOROUGH AUDITOR SERVICES.

Councilman Schnurr stated our former auditor, Richard Gartz, is now the Borough CFO. Since he was a “one man band” we needed to get another auditor. We had five different responses that came in, we interviewed four of them, the fifth auditor came in too high. Tonight we are going to appoint the auditor that we felt best with during the interview process, by far. This firm had two people come to the interview. They were the most impressive out of all four people that we interviewed and in fact we are not the only ones that think this way because when Brookdale Community College had its “mess”, the County had an independent auditor go in an audit Brookdale and this was the firm they chose. They come very highly recommended. They have a proven track record, they’re a big company with many partners and many accountants, which is something we wanted to look for because we didn’t want to get into a situation where we were dealing with an auditor that was a “one man band”. We wanted to make sure they had many partners and accountants, so if the auditor decides to retire or maybe go back into the private sector, there would be plenty of other people there to be able to help us. This is an all-inclusive quote so we are not going to get “nickel and dimed” and we think this will be a good choice for us for the future.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson opened the meeting to the public.

Judy Thorpe, 3 Haley Street, on behalf of her parents, stated on April 27, 2011 she spoke with Vince Creevey about the paving on her street. When the paving was redone they removed the dip in the road that required drivers to slow down because a lot of people were complaining about it. The dip required drivers to slow down. They would like the dip put back. On May 17, 2011

Ms. Thorpe called Borough Hall and spoke with Danny Megill and was told that he would look into this. She never heard back from him. Ms. Thorpe explained on Murray Street they have speed bumps and numerous signs posted about speeding.

Mayor Wilson stated this was the first time he heard of this.

Ms. Thorpe stated she called today, June 6, 2011 and spoke with Samantha Daesener who was very pleasant and explained there was a meeting tonight and she would be able to address the governing body.

Jean Herlan, Monmouth Avenue, stated there has been a lot of speeding on Monmouth Avenue. Two weeks ago a dog was killed and the patrolman that came out handled the situation professionally. About a week later a cat was killed. She would like the police to start patrolling this area. Ms. Herlan has reported numerous times to Code Enforcement regarding the over-crowding on Monmouth Avenue. After her third complaint a young woman came out and went to three of the homes she complained about. Nobody has moved, nothing has changed and the people are still there. She has been told by Matt Young that she is a chronic complainer. Nothing has been done about the large stump that needs to be removed on her street.

Mayor Wilson stated that this will be looked into.

Christine Gregory, West George Street, thanked Joseph Bellina, Daniel Megill, Sal DeJesus and Mike DeTullio for the tree planting done in honor of Stanley Biddle. The ceremony was held at Veterans Park. Mr. Bellina gave a speech about Mr. Biddle's 35 years as a member and chairman of the Shade Tree Commission.

Tom Baldwin, 3 Vought Avenue, stated he does not agree with the decision to not change the name of Olde Freehold Day. He stated the only thing he liked about "old Freehold" was the post office, which is now closing. He is extremely upset with the local Government and especially Mayor Wilson on not being able to keep the post office open. Mr. Baldwin stated there should be a two term limit for future mayors.

Councilman Sims offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

RESOLUTION TO CLOSE PUBLIC PORTION.

On roll call Council Members DiBenedetto, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; Councilman Kane and Councilman Newman absent. Mayor Wilson declared the motion adopted.

Mayor Wilson called upon the council for their comments.

Councilman Sims thanked everyone for coming to the meeting. He thanked Alice McCobb, her family and the Memorial Day Parade Committee for a job well done. This is a years worth of work for one day.

Councilman Sims responded to Mr. Baldwin that he was wrong on the issue of the Freehold Post Office. The governing body has a folder full of letters, correspondence and minutes from

meetings regarding the closing of the post office. The governing body fought “tooth and nail” to keep the post office open.

Councilman Sims thanked everyone for their well wishes on the birth of his twin daughters.

Councilwoman Shutzer congratulated Councilman Sims and his wife on the birth of their daughters. She thanked the Memorial Day Parade Committee for all of their hard work.

Councilwoman Shutzer reminded everyone about the June 27th Municipal Alliance Against Alcohol and Drug Abuse golf outing. She stated in the monthly newsletter there is a schedule of places where the Borough senior bus goes for shopping and the bus will also take the seniors to their doctor. Hudson Manor also arranges trips to Monmouth Park and Atlantic City.

Councilwoman Shutzer stated the Freehold First Aid is looking for volunteers and it is their fund drive and could really use donations.

Councilwoman Shutzer explained to Mr. Baldwin that he has been very misinformed and Mayor Wilson has led the charge to keep the post office in Freehold Borough. The governing body has been blind-sided by this and they are still working on getting the closing reversed.

Councilman Schnurr stated that he has a file that is several inches thick regarding the post office. The government in Washington DC looked at the area code and said there are two post offices there and why do they need two. The government should be looking at the volume of mail before they make their decision to close.

Councilman Schnurr stated Jeff Cantor, who was the master of ceremonies at the point of the parade, commented that this was the best run parade that he’s ever been to.

Councilman Schnurr responded to Mr. Baldwin’s comments about Olde Freehold Day. Olde Freehold Day is a celebration of all the good things about Freehold. This is a good opportunity for the community to get together.

Councilman Schnurr stated he will relay Jean Herlan’s comments to Councilman Newman who was not present today about the overcrowding on Manalapan Avenue.

Councilman DiBenedetto stated the governing body has tried many times to convince the post office to remain in Freehold Borough. He thanked everyone on the parade committee and he thanked the McCobb family. He also congratulated Christine Gregory and the Shade Tree Commission on the dedication for Stanley Biddle.

Councilman DiBenedetto is the liaison for Streets and Roads and he will look into Monmouth Avenue and Haley Street.

Councilman Sims stated that Councilman Schnurr hit a milestone in his umpiring career. He recently umpired his 1,000th game.

Mayor Wilson thanked Alice McCobb and her family for a terrific parade. He also explained Bond Ordinance #2011/7 which is providing the new ladder truck for the fire department. He thanked everyone for attending the meeting.

The meeting was adjourned at 8:26 PM.

Respectfully Submitted,

TRACI L. DIBENEDETTO, RMC
BOROUGH CLERK

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