

**REGULAR/WORKSHOP  
DECEMBER 4, 2018  
BOROUGH COUNCIL**

Council President Baldwin called the regular meeting to order at 7:30 PM.

Borough Clerk read the following statement: "Pursuant to Section 5 of the Open Public Meetings Act, adequate notice of this meeting has been provided by posting on the bulletin board at Borough Hall and by notification to the Asbury Park Press, the Newark Star Ledger, and the Coaster at least 48 hours prior to this meeting."

**ROLL CALL**

PRESENT: Ms. Fama, Mr. Manginelli, Mr. Pak, Mr. Siebert, Mr. Baldwin

ABSENT: None

ALSO PRESENT: Melissa A. Hesler, Borough Clerk  
Kevin Starkey, Director of Law  
Vito Perillo, Mayor  
Michael Skudera, Borough Administrator  
Thomas Fallon  
Thomas Neff, Borough Engineer  
Brian Nelson Esq. Special Counsel

All present stood for Salute to Flag.

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**APPROVAL OF MINUTES**

*Mr. Manginelli offered a motion to approve the minutes of November 13, 2017, seconded by Ms. Fama*

**ROLL CALL**

AYES: Ms. Fama, Mr. Manginelli, Mr. Pak, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: Mr. Siebert

*Mr. Pak offered a motion to approve the minutes of January 2, 2018, September 4, 2018 and October 2, 2018, seconded by Mr. Manginelli*

**ROLL CALL**

AYES: Ms. Fama, Mr. Manginelli, Mr. Pak, Mr. Siebert, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

**REPORT OF MAYOR/COUNCIL/ADMINISTRATION**

**Mayor's Report- Vito Perillo**

Mayor Perillo took this opportunity to extend his sincerest appreciation towards each and every member of the governing body who aided and supported him during his first year as Mayor. He also expressed his gratitude for Council President Baldwin for his professional handling of all Council meetings and for often attending meetings and events on his behalf. Council President Baldwin thanked Mayor Perillo for his kind words.

**Engineer's Report- Thomas Neff**

Mr. Neff gave a brief update on the Road Program and the Borough asphalt project. He explained that Earle recently completed the new underdrain drainage work on Old Mill Road, Marland Lane, and Liberty Drive and stated that sidewalk improvements in these areas will begin next week. Council President Baldwin asked Mr. Neff to give an update on the status of Green Grove Road in regards to the temporary work done this week by the Department of Public Works. Mr. Neff explained that the Borough recently received a DOT and CBDG grant to repave that road that is a joint project with Ocean Township. Because Green Grove Road is shared with Ocean Township, they will be taking the lead on the design and construction of the road. DPW has recently done some milling and paving to fix the potholes until the road is repaved.

**Director of Finance- Thomas Fallon**

Mr. Fallon reported that the Borough is finalizing the acquisition of the Walz property and will hopefully close in mid-December.

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**Borough Administrator- Michael Skudera**

Mr. Skudera congratulated all involved in making the Christmas Tree Lighting and Menorah Lighting a great success. He reported on the payroll system upgrade that will officially begin in the New Year. Mr. Skudera stated that he will be attending a meeting pertaining to the Zoning changes and briefly discussed some of the modifications being made and also gave a brief update on the status of the library grant, he stated that we are waiting on the state to post the requirements and application date.

**Director of Law- Kevin Starkey**

Mr. Starkey briefly reported on the status of Ordinance No. 2018-1434 explaining that the Planning Board has given their review and approval, the public hearing having been held and closed at a previous meeting and stated that it is on tonight's agenda for final consideration.

**Special Counsel- Brian Nelson**

Mr. Nelson had no report.

**Borough Clerk's Report- Melissa Hesler**

Ms. Hesler had no report.

**Council's Report**

Ms. Fama discussed her recent visit to Tinton Falls Cub Scouts Pack 124's meeting and stated it was a pleasure to attend and meet such a great group of young children.

Mr. Pak thanked Sherri and Mary from the Recreation for organizing and running the tree and Menorah lighting this year. He also mentioned the passing of President George HW Bush who will be remembered as a true American hero. Mr. Pak asked Mark Shaffery, Director of Public Works, about erecting a "Pedestrian Crossing" sign at the Fox Chase development.

Mr. Siebert echoed the comments of Mr. Pak and congratulated Recreation for the successful lighting event. He reported that he recently took a tour of the Monmouth County Reclamation center and stated it helped him gain a better understanding of the day to day operations of the facility.

Mr. Manginelli, on behalf of the crew that collects water samples from Tinton Falls, thanked DPW for the garbage receptacles placed at Tinton Falls to prevent littering.

Mr. Baldwin reported that he is waiting for the Planning Board Agenda to be released to see if there will be a meeting this month.

**ORDINANCES FOR FINAL CONSIDERATION**

Ms. Hesler read Ordinance No. 2018-1434 entitled: **ORDINANCE AMENDING CHAPTER 40 OF THE GENERAL REVISED ORDINANCES OF THE BOROUGH OF TINTON FALLS, ENTITLED "LAND USE REGULATIONS" TO AUTHORIZE AND REGULATE OUTDOOR DINING, OUTDOOR EATING AND SIDEWALK CAFES.**

*Mr. Manginelli offered a motion to adopt Ordinance 2018-1434 seconded by Ms. Fama*

**ROLL CALL**

AYES: Ms. Fama, Mr. Manginelli, Mr. Pak, Mr. Siebert, Mr. Baldwin

NAYS: None

ABSENT: None

ABSTAIN: None

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**PUBLIC DISCUSSION**

*Mr. Siebert offered a motion to open the Public Discussion, seconded by Mr. Manginelli*

**ROLL CALL**

AYES: All in Favor

NAYS: None

ABSENT: None

ABSTAIN: None

**PUBLIC DISCUSSION OPEN**

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*Dawn Smith- Graham, 3 Denise Court-* Ms. Smith-Graham discussed an ongoing issue with a feral cat population in Tinton Pines. She explained to Council that she has tried to facilitate a conversation with those who are feeding the cat colony, however the issue has continued to worsen stating the population has reached nearly 50 cats. She requested that Council revisit the Humane Society's Trap, Neuter, and Release Program to try and control the feral cat population. She stated that as a result of the feral cat colony they have also been experiencing issues with turkey buzzards who are eating the food left out for the cats. The food has also attracted an increase in fox, skunk, and raccoons who are seemingly invading these residential neighborhoods in search of food. She spoke about the health hazards both the feral cats and turkey buzzards pose to residents and domestic pets. Ms. Fama asked Council to consider revisiting their presentation and briefly discussed the Humane Society's program. Ms. Smith-Graham inquired about a possible ordinance that would prohibit the feeding of feral cats that would result in a possible fine for those who continue to feed the cats. Council continued to discuss and reference Brian Becker of the Associated Humane Society's presentation and agreed they should revisit the situation. Mr. Siebert asked Administrator Skudera to reach out to the Humane Society. Mr. Skudera stated that he will explore possibilities to deal with the situation.

*Kelly Butler, 10 Denise Court-* Ms. Butler discussed similar issues with a neighbor feeding a large number of cats who continue to reproduce thus expanding the population. Council President Baldwin agreed that something must be done to control this issue and Council will certainly look into a solution.

*There being no further comments from the public Mr. Manginelli offered a motion to close the Public Discussion, seconded by Mr. Pak.*

**ROLL CALL**

AYES: All in Favor  
NAYS: None  
ABSENT: None  
ABSTAIN: None

**PUBLIC DISCUSSION CLOSED**

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**MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER** – None

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**CONSENT AGENDA**

*Mr. Pak offered a motion to approve the Consent Agenda, seconded by Mr. Siebert.*

**ROLL CALL**

AYES: Ms. Fama, Mr. Manginelli, Mr. Pak, Mr. Siebert, Mr. Baldwin  
NAYS: None  
ABSENT: None  
ABSTAIN: None

**R-18-309 RESOLUTION DESIGNATING MEETINGS OF THE BOROUGH COUNCIL FOR THE YEAR 2019**

**WHEREAS**, the New Jersey Open Public Meetings Act (N.J.S.A. 10:4-8a, et seq.) requires the governing body of a municipality to designate and disseminate schedules, meeting dates, times and location.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls that the following dates are hereby designated as scheduled meetings of the Borough Council for the Year 2019 to be held at the Borough of Tinton Falls Municipal Court Room, 556 Tinton Avenue, Tinton Falls, NJ 07724:

**Meetings of Borough Council for 2019 (Where Formal Action May Be Taken)**

Tuesday	January 8, 2019	7:30 P.M. (Reorganization/Regular)
Tuesday	February 5, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	February 19, 2019	7:30 P.M. (Regular)
Tuesday	March 5, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	March 19, 2019	7:30 P.M. (Regular)
Tuesday	April 2, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	April 16, 2019	7:30 P.M. (Regular)
Tuesday	May 7, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	May 21, 2019	7:30 P.M. (Regular)

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Tuesday	June 18, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	July 16, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	August 13, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	September 3, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	September 17, 2019	7:30 P.M. (Regular)
Tuesday	October 1, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	October 15, 2019	7:30 P.M. (Regular)
Tuesday	November 12, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	December 3, 2019	7:30 P.M. (Regular/Workshop)
Tuesday	December 17, 2019	7:30 P.M. (Regular)

**BE IT FURTHER RESOLVED**, that as needed, all executive sessions of the Borough Council shall be held at 6:30 p.m. as noticed by 4:30 p.m. the Friday before the meeting week and convene with the public reading of a Resolution onto the record prior to the Borough Council's vote to enter into executive session pursuant to the OPMA. When an executive session is held, the executive session Resolution shall be re-read onto the record at the beginning of the public portion of any applicable workshop, regular or special meeting so the public will know what issues were addressed during the executive session without having to be present for the earlier public reading of the Resolution. When necessary, executive sessions may be continued upon the adjournment of the public portion of any meeting with the reading of the Resolution for entry into executive session reciting the issues to be continued for executive session deliberations.

**BE IT FURTHER RESOLVED** that this Resolution shall supersede any and all Resolutions previously adopted by the Borough specifying meetings of the Borough Council.

**BE IT FURTHER RESOLVED**, that the Borough Clerk shall post a copy of this Resolution in Borough Hall and that copies of this Resolution shall be forwarded by the Borough Clerk to the official newspapers, The Asbury Park Press, The Coaster and the Newark Star Ledger as previously designated by the Borough and to individuals requesting same under the New Jersey Open Public Meetings Act.

**R-18-310 RESOLUTION APPOINTING COMMUNITY DEVELOPMENT REPRESENTATIVES TO THE COUNTY OF MONMOUTH COMMUNITY DEVELOPMENT OFFICE**

**WHEREAS**, the Borough of Tinton Falls is a participant in the Monmouth County Community Development Program; and

**WHEREAS**, annual appointments must be made designating representatives of the Borough to attend and participate in meetings and vote on the matters before the County Community Development program; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Tinton Falls in the County of Monmouth, State of New Jersey that Michael Skudera is hereby appointed to serve as the Borough's Representative to the Monmouth County Community Development Program, and Thomas Neff shall serve as the Borough's Alternate Representative for a term of January 1, 2019 and expiring December 31, 2019.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded to the offices of the Monmouth County Community.

**R-18-311 RESOLUTION - DENYING RELEASE OF PERFORMANCE GUARANTEES CAPELLI SPORT COMPLEX – PHASES 1 & 6 BLOCK 111 Lots 10.01 & 12.01**

**WHEREAS**, the developer has requested the release of Performance Guarantees for Capelli Sport Complex Phase 1 and 6, Block 111 Lots 10.01 and 12.01

**WHEREAS**, by letter dated November 15 2018 (said letter hereby attached and made part of this Resolution) the Engineer, T&M Associates, has outlined the items which need to be addressed prior to the release of performance guarantees.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that based on the facts as set forth in the Engineer's letter of November 15, 2018, that the developer's request for a release of the Performance Guarantees be and hereby is denied.

**R-18-312 RESOLUTION AUTHORIZING A DEED OF EASEMENT AND RIGHT OF WAY DEDICATION FOR NOMINAL CONSIDERATION TO THE COUNTY OF MONMOUTH FOR A PORTION OF LOT 1 BLOCK 100, IN THE BOROUGH OF TINTON FALLS, COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

- A. The Borough of Tinton Falls is the owner of real property, consisting of a portion of Lot 1, Block 100, as shown on the Official Tax Map of the Borough of Tinton Falls, more specifically described in the attached description of the property (the "Property");
- B. The Borough desires to grant an Easement and to dedicate a free unobstructed Right of Way under, across, and over the Property to the County of Monmouth; and

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- C. The Borough Council has determined that it is in the best interest of the Borough of Tinton Falls to grant said Deed of Easement and Right of Way to the County of Monmouth, as set forth in the attached Deed of Easement and Right of Way.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls in the County of Monmouth, State of New Jersey, as follows:

1. The Recitals set forth above are incorporated herein by reference.
2. The Deed of Easement and Right of Way Dedication are hereby approved.
3. The Mayor and Borough Clerk are authorized and directed to execute the Deed of Easement and Right of Way Dedication, and to perform such other actions as deemed necessary in relation to the execution and delivery thereof.

**R-18-313 RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF KEYPORT**

**WHEREAS**, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.* (the "Act"), authorizes the Borough to enter into a contract with other governmental entities for the provision of certain government services; and

**WHEREAS**, the Act requires that such a contract be authorized by Resolution duly adopted by the Borough Council; and

**WHEREAS**, the Mayor, through the offices of the Borough Attorney and Chief Financial Officer, has negotiated a proposed Agreement under which Tinton Falls will provide services to Keyport for a Tax Collector, Utility Collector and Borough Treasurer; and

**WHEREAS**, the Borough of Keyport, in consideration for such services, will provide an annual payment to Tinton Falls in the annual amount of \$60,000, with periodic increases; and

**WHEREAS**, the Borough Council desires to authorize the Mayor and Borough Clerk to execute the proposed Shared Services Agreement with the Borough of Keyport, upon the terms and conditions set forth therein.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that the Borough Council hereby authorizes the Mayor and Borough Clerk to execute the proposed Shared Services Agreement with the Borough of Keyport and that a copy of this Resolution be forwarded to the Borough of Keyport.

**R-18-314 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and the Homeowner.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
CoreLogic Refund Department 3001 Hackberry Road Irving, TX 75063	16	1.72	\$3,535.46

Re: Comitto, Grenardo C & Judy  
15 Mineral Springs Lane

and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes paid in the amount of \$3,535.46, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$3,535.46 is hereby approved for the aforementioned property.

**R-18-315 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and the Homeowner.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
CoreLogic Refund Department 3001 Hackberry Road Irving, TX 75063	124.12	10	\$990.01

Re: Hartwick, Raymond  
46 Pilgrim Avenue

and,

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**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes paid in the amount of \$990.01, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$990.01 is hereby approved for the aforementioned property.

**R-18-316 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and the Homeowner.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
CoreLogic Refund Department 3001 Hackberry Road Irving, TX 75063	129.09	54	\$413.20

Re: Pressley, Lynette A  
14 Fennec Court

and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes paid in the amount of \$413.20, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$413.20 is hereby approved for the aforementioned property.

**R-18-317 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and by the Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Commonwealth Title 64 West Main Street Freehold, NJ 07728	117	31	\$982.61

Re: Chipana from Taylor  
1036 Wayside Road

and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$982.61, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$982.61 is hereby approved for the aforementioned property.

**R-18-318 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Corelogic 3001 Hackberry Road Irving, TX 75063-0156	26.01	16	\$833.38

Re: Estate of Susan Crank to Federal National Mortgage Assn.  
2 Players Circle

and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$833.38, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$833.38 is hereby approved for the aforementioned property.

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**R-18-319 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and by the Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Mega Title, LLC 721 Route 34, Suite 3 Matawan, NJ 07747	14.03	27	\$1,340.00

Re: Gardiner from St. John  
71 Apple Street  
and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$1,340.00, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$1,340.00 is hereby approved for the aforementioned property.

**R-18-320 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Coastal Title Agency, Inc. 2 Paragon Way, Suite 450 P.O. Box 740 Freehold, NJ 07728	106.01	7.03	\$1,468.18

Re: Renzo from Lomangino  
3 Benson Street  
and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$1,468.18, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$1,468.18 is hereby approved for the aforementioned property.

**R-18-321 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and by the Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Green Label Title 2520 Hwy #35 – Ste. 105 Valley Park East Manasquan, NJ 08736	124.41	3	\$1,843.42

Re: Morello from Lamb  
56 Charles Drive  
and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$1,843.42, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$1,843.42 is hereby approved for the aforementioned property.

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**R-18-322 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and by the Attorney.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Menching & Lucarini, PC Attn: Marie Miller 1200 Hooper Avenue Toms River, NJ 08753	124.49	4	\$1,952.11

Re: Bodak from Williams  
8 Denise Court  
and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$1,952.11, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$1,952.11 is hereby approved for the aforementioned property.

**R-18-323 RESOLUTION - REFUNDING TAX OVERPAYMENT**

**WHEREAS**, an overpayment of 2018 4<sup>th</sup> quarter taxes on the following property has been paid in error creating an overpayment by the Mortgage Company and Title Company.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
Sal & Lorraine Graziano 2201 Sterling Circle Apt. 303 Dunedin, FL 34698	124.54	6	\$2,064.63

Re: Lomangino from Graziano  
16 Chicago Street  
and,

**WHEREAS**, said error has resulted in an overpayment of 2018 4<sup>th</sup> quarter taxes in the amount of \$2,064.63, as certified by the Borough Tax Collector.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$2,064.63 is hereby approved for the aforementioned property.

**R-18-324 RESOLUTION-REFUNDING RECREATION FEES**

**WHEREAS**, during the month of November 2018 fees were paid by a resident of Tinton Falls for their child's participation in our Basketball Program.

**WHEREAS**, said money was deposited by the Borough of Tinton Falls during the month of October 2018

**WHEREAS**, during the month of November 2018, the Recreation Superintendent was informed by the resident that the child, Cooper Paterson will be withdrawing from the program. A refund in the amount of \$87.00 shall be issued, in which the \$10.00 processing fee has been applied.

Cooper Paterson	\$87.00
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Total	\$87.00

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls that refund in the amount of \$87.00 be issued.

**R-18-325 RESOLUTION – APPROVAL OF BILLS – DECEMBER 4, 2018**

**WHEREAS**, the Borough of Tinton Falls received certain claims against it by way of vouchers received during the period ending December 4, 2018; and

**WHEREAS**, the Borough Council has reviewed said claims.



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**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Tinton Falls, County of Monmouth, that the following claims be certified by the Chief Financial Officer for approval and payment.

**SUMMARY**

<b>GENERAL</b>	<b>3,044,966.19</b>
<b>SEWER UTILITY</b>	<b>6,146.84</b>
<b>ANIMAL TRUST</b>	<b>2,841.00</b>
<b>TRUST FUNDS</b>	<b>42,100.48</b>
<b>CAPITAL</b>	<b>4,315.29</b>
<b>GRANT FUND</b>	<b>3,976.60</b>
<b>ESCROW</b>	<b>319.50</b>
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	<b>3,104,665.90</b>

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**ADJOURNMENT TO WORKSHOP**

Discussion – FMERA Plan Amendment No. 12, Myer Center Parcel

Council President Baldwin called the workshop meeting to order and asked Brian Nelson and Tom Neff to lead the discussion on FMERA Plan Amendment No. 12. Mr. Nelson indicated that this amendment refers to the most significant parcel of land to be redeveloped. He explained that the purpose of the workshop meeting tonight is to discuss Plan Amendment 12 which is presented by FMERA to the host municipalities and no formal action is required by the governing body. Mr. Nelson stated that if Council wishes to comment on the amendment they can submit their comments any time before December 19, 2018. Mr. Nelson explained that the Borough of Tinton Falls has taken a more unique approach with respect to the redevelopment of the former Fort property. The Borough designated the entirety of the Fort Property as an area in need of redevelopment back in 2012. He gave a brief synopsis of the parcel of land stating that it is about 36 acres of property in which Robert Wood Johnson Monmouth Medical Center plans to build a health care facility. The current buildings on the property are being demolished in anticipation of the proposed project. Mr. Nelson stated that the focus this evening is only on the scope of the plan amendments presented.

Tom Neff, Borough Engineer stated that everyone should have received a copy of the full plan amendment and stated he will give a brief overview of the contents of the amendment. The original plan was to reuse the Meyer building and repurpose the facility for different offices, however the buildings were not in any shape to be reused and had to be demolished. This plan amendment would allow for the demolition of the buildings in order to allow for the use of various new structures. He discussed the changes that this amendment would present and explained that the intensity of this project has increased which would allow for more height and square footage. Mr. Neff reminded Council that this project is still in the planning stages and nothing has been finalized yet. He briefly discussed the process in which FMERA sells the parcels of land to interested developers. Mr. Nelson explained that this parcel of land has been for sale for quite some time and FMERA has had trouble getting bids because of the cost of the demolition of the Meyer Center. Ultimately, the State had to fund the demolition in order to find a buyer for the parcel of land.

Councilman Pak briefly discussed Amendment 12 and inquired about lot coverage. He also inquired about the aesthetics of the building and Mr. Neff explained that the aesthetics are being addressed with Lennar Residential so that the tallest building will be in the center surrounded by the shorter buildings. Mr. Nelson discussed possible issues with infrastructure that will have to be supported and improved upon by the developers. Mr. Neff explained that the developers are aware that there will be necessary improvements and explained that they have already submitted preliminary traffic studies. He mentioned that he was contacted by the Borough Planner in regards to the parking garage and discussed the existing FMERA requirements. In terms of aesthetics the parking garage will visually look more like a building than a traditional parking structure. Mr. Neff clarified that there will be two phases of the project however there will only be one structure. He explained that the wording of the requirements read “should” instead of “shall” which could cause trouble with developers. In council’s response letter to FMERA they could recommend changing the wording so it does not sound optional.

Council discussed possible job openings and issues with parking and traffic as well as the history of the previous structure the Meyer Center. Mr. Neff briefly discussed the different phases of the project in terms of the overall plans of the health care facility. Mr. Nelson clarified that the plan amendments essentially supplement the preexisting plans and briefly discussed the impact the project will have on this area. Councilman Siebert inquired about any time restrictions for the project and Mr. Nelson and Mr. Neff stated that there aren’t any. Council President Baldwin stated that there will have to be formal action taken by the Planning Board at a later date.

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DECEMBER 4, 2018  
BOROUGH COUNCIL**

Councilwoman Fama inquired about possible issues with medical waste and where these materials will be disposed. Mr. Neff explained that this would be handled by the State of New Jersey. Mr. Nelson briefly discussed the strict State and Federal regulations that any health care facility or cancer center must follow. Mr. Nelson concluded the workshop by asking Council to submit their comments to Tom Neff before December 19, 2018.

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**ADJOURNMENT**

*Mr. Pak offered a motion to adjourn seconded by Mr. Manginelli.*

**ROLL CALL**

AYES: All in Favor

NAYS: None

ABSENT: None

ABSTAIN: None

TIME: 8:37PM

Respectfully Submitted,

Melissa A. Hesler, Borough Clerk

**APPROVED AT A MEETING HELD ON: February 5, 2019**