

**REGULAR MEETING
OCTOBER 3, 2023
BOROUGH COUNCIL**

Council President Manginelli called the Regular Meeting to order at 7:30 PM.

The 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 and filing with the Borough Clerk all on December 20, 2022."

ROLL CALL

PRESENT: Ms. Buckley, Mrs. Clay, Dr. Dobrin, Mr. Nesci,
ABSENT: Mr. Manginelli
ALSO PRESENT: Michelle Hutchinson, Borough Clerk
Kevin Starkey, Director of Law
Charles Terefenko, Business Administrator
Thomas Neff, Borough Engineer

All present stood for a salute to the Flag.

APPROVAL OF MINUTES

Dr. Dobrin offered a motion to approve the September 5, 2023, Regular Session Minutes seconded by Mr. Nesci.

ROLL CALL

AYES: Ms. Buckley, Mrs. Clay, Dr. Dobrin
ABSTAIN: Mr. Nesci
NAYS: None
ABSENT: Mr. Manginelli

REPORT OF MAYOR/COUNCIL/ADMINISTRATION

Borough Engineer – Thomas Neff

Mr. Neff reported New Jersey Natural Gas is using Moderna Construction to pave over some utility work done on the following streets: Sugar Maple, Birchwood, Knollwood and Riverdale Avenue East from October 9th to 11th. Residents should be aware of the ongoing construction in the area.

Director of Finance - Thomas Fallon

Mr. Fallon had no report.

Administrator – Mr. Terefenko

Mr. Terefenko reported as a reminder that Community Day is October 7th with rain date on October 8th. He congratulated the Environmental Commission and DPW staff for achieving their bronze level certification.

Director of Law- Kevin Starkey

Mr. Starkey had no report.

Borough Clerk – Michelle Hutchinson

Ms. Hutchinson had no report.

Council's Reports

-Ms. Buckley reported the Green Team and Environmental Commission in coordination with DPW were awarded bronze certification from Sustainable New Jersey. She stated it is an achievement to have received the bronze certification within the timeframe of one year. Ms. Buckley thanked everyone who assisted with this project.

-Dr. Dobrin reported the Library Association board will be meeting this Thursday. He is looking forward to Community Day.

-Mr. Nesci reported the Planning Board approved an application for two flex spaces near Rt. 36 and Hope Road and provided descriptions of the building specifications.

-Mrs. Clay thanked everyone for their work on the Sustainable New Jersey project. She recognized Monmouth Regional High School, which had a State Teacher of the Year award given to Mr. Nappi and Mr. Brian Evans was promoted to Superintendent. The K-8 Board of Education had a very successful opening and Mr. Daniels, Business Administrator for the school, received a certificate of excellence from the State. Dr. Cole received a high impact tutoring grant for grades three and four geared at kids with COVID recovery. Also, she is participating on a committee reviewing pre-K expansion

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possibilities, what the school district can afford and is it a viable option for Tinton Falls families.

ORDINANCES FOR INTRODUCTION - None

PUBLIC DISCUSSION

Dr. Dobrin offered a motion to open the Public Discussion, seconded by Ms. Buckley.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

Mrs. Clay asked the Clerk if there were any public comments submitted and there were none.

Frank Matula, 43 Lennox Drive – Mr. Matula commented about the number of people who attended the meetings considering the size of the town.

There being no further comments, Mr. Nesci offered a motion to close the Public Discussion, seconded by Dr. Dobrin.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

PUBLIC DISCUSSION CLOSED

MISCELLANEOUS BUSINESS FOR THE GOOD OF THE ORDER - None

RESOLUTIONS - None

CONSENT AGENDA

Ms. Buckley offered a motion to approve the Consent Agenda, seconded by Dr. Dobrin.

ROLL CALL

AYES: Ms. Buckley, Mrs. Clay, Dr. Dobrin, Mr. Nesci
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

Mrs. Clay stated she will have to recuse and abstain from item #23-0959 listed on page 22 of the approval of bills, Resolution R-23-159.

**COUNTY OF MONMOUTH
BOROUGH OF TINTON FALLS**

R-23-154

**RESOLUTION AUTHORIZING MEMBERSHIP IN THE
NEW JERSEY COOPERATIVE PURCHASING ALLIANCE #CK04**

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WHEREAS, the Borough of Tinton Falls desires to become a member of the New Jersey Cooperative Purchasing Alliance #CK04 effective the date of approval by the State of New Jersey, and, that such membership shall be for the period of five (5) years, and each renewal, thereafter of the system, unless the Borough of Tinton Falls elects to formally withdraw from the system;

NOW, THEREFORE, BE IT RESOLVED, that Vito Perillo, Mayor and Michelle Hutchinson, Borough Clerk are hereby authorized to execute the attached agreement for such membership.

**BOROUGH OF TINTON FALLS
COUNTY OF MONMOUTH**

R-23-155

RESOLUTION - REFUNDING TAX OVERPAYMENT

WHEREAS, overpayments of 2023 Taxes have been made as a result of duplicate payments made in error for the year 2023.

<u>Name</u>	<u>Block</u>	<u>Lot</u>	<u>Amount</u>
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(HEREBY ATTACHED AND MADE PART OF THIS RESOLUTION)

and,

WHEREAS, said duplicate payments have resulted in overpayments of the 2023 taxes by Mortgage Companies, and Homeowners in the total amount of \$6,756.42 as certified by the Borough Tax Collector.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that refunds totaling \$6,756.42 are approved for the attached properties.

I, Carol Hussey, Tax Collector of the Borough of Tinton Falls, hereby certify the total amount of overpayments to be \$6,756.42.

**BOROUGH OF TINTON FALLS
COUNTY OF MONMOUTH**

R-23-156

RESOLUTION - CANCELING & REFUNDING SEWER OVERPAYMENT

WHEREAS, an adjustment made, due to water usage decrease for a commercial property, created an overbilling and an overpayment of 2023 sewers to property known as:

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>CANCELLED</u>	<u>REFUND</u>	<u>AMOUNT</u>
American National Red Cross c/o Siemens 220 Stoneridge Dr., Ste 200 Columbia, SC 29210	124.63	30	\$.00	\$429.69	\$429.69

Re: 1540 West Park Avenue

and,

WHEREAS, said adjustment resulted in an overbilling and an overpayment of the sewers in the amount of \$429.69 as certified by the Borough Tax Collector.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Tinton Falls that the sewers amounting to \$0.00, be cancelled for the year 2023 and that a refund of \$429.69 is hereby approved for the above property.

I, Carol Hussey, Tax Collector of the Borough of Tinton Falls, hereby certify the amount of the overbilling to be \$0.00 and the total amount of overpayment to be \$429.69.

**BOROUGH OF TINTON FALLS
COUNTY OF MONMOUTH**

R-23-157

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**RESOLUTION REFUNDING PARTIAL CONSTRUCTION PERMIT FEES FOR
39 CHURCHILL DOWNS DRIVE**

WHEREAS, the homeowner applied for and paid for permit fees for the finishing of their basement at 39 Churchill Downs Drive in July of 2023; and

WHEREAS, and the time of submittal, the homeowner submitted the building tech sheet with an estimated cost of work in the amount of \$150,000 which estimated the building portion of the permit fees to equal \$4,600; and

WHEREAS, the homeowner sent an email on September 8, 2023 changing the cost of work to \$15,000 and has requested a refund for the difference in fees; and

WHEREAS, said monies were deposited in July 2023 by the Borough of Tinton Falls in accordance with law; and

WHEREAS, a refund in the amount of **\$4,090.00** is due the homeowner (\$4,600 less the difference of the amended cost of work calculating the new building portion of the permit fees to equal \$510)

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Tinton Falls that a refund in the amount of \$4,090.00 be issued to Mr. & Mrs. Robert Clarke, 39 Churchill Downs Drive, Tinton Falls, New Jersey 07724.

**COUNTY OF MONMOUTH
BOROUGH OF TINTON FALLS**

R-23-158

**RESOLUTION RECOGNIZING KNOCK OUT OPIOID ABUSE DAY
OCTOBER 6, 2023**

WHEREAS, New Jersey is in the midst of a life-threatening opioid abuse epidemic, causing unnecessary death and addiction in New Jersey; and

WHEREAS, in 2019, Governor Murphy signed Senate Joint Resolution 35 recognizing October 6 as Knock Out Opioid Abuse Day and it is now P.L.2019, JR-16, recognized by the Partnership for a Drug-Free New Jersey; and

WHEREAS, “Knock Out Opioid Abuse Day” is designed to raise awareness about the dangers of, and the link between, opioid abuse and heroin addiction and to educate health care providers, community leaders, lawmakers, and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

WHEREAS, in order to improve public awareness of the dangers of opioid addiction and the link between opioid addiction and heroin use, it is both reasonable and appropriate to invite New Jersey citizens to observe “Knock Out Opioid Abuse Day” in this State, and to participate in appropriate activities in relation thereto;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Tinton Falls in the county of Monmouth in order to raise awareness about the dangers of, and the link between, opioid abuse and further addiction, recognizes October 6, as Knock Out Opioid Abuse Day; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Governor Murphy, the New Jersey Department of Human Services, Senate President Scutari, Assembly Speaker Coughlin, Senator Vin Gopal, Assemblywoman Kim Eulner, Assemblywoman Marilyn Piperno, the Partnership for a Drug-Free New Jersey, and New Jersey State League of Municipalities.

**BOROUGH OF TINTON FALLS
COUNTY OF MONMOUTH**

R-23-159

RESOLUTION – APPROVAL OF BILLS – OCTOBER 3, 2023

WHEREAS, the Borough of Tinton Falls received certain claims against it by way of vouchers received during the period ending October 3, 2023; and

WHEREAS, the Borough Council has reviewed said claims.

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

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GENERAL	3,484,042.01
SEWER UTILITY	12,391.75
GRANT FUND	2,496.40
TRUST FUNDS	23,758.01
DOG TRUST FUND	2,550.50
ESCROW	58,717.50
ADDITIONS	135.00
TOTAL	<u>3,584,091.17</u>

EXECUTIVE SESSION

ADJOURNMENT

Ms. Buckley offered a motion to adjourn, seconded by Dr. Dobrin.

ROLL CALL

AYES: All in Favor
NAYS: None
ABSENT: Mr. Manginelli
ABSTAIN: None

TIME: 7:40pm

Respectfully Submitted,

Michelle Hutchinson, Borough Clerk

Risa Clay, Deputy Council President

APPROVED AT A MEETING HELD ON: