

Mayor
ANTHONY TALERICO, JR.

Council
KEVIN L. GONZALEZ, President
MARK REGAN, JR.
MARIA ESCALANTE
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA

Mayor and Council
Wednesday, December 7, 2022

Interim Administrator
WILLIAM P. LUCIA III

Borough Clerk
JULIE MARTIN

Borough Attorney
ANDREW BAYER

Borough Engineer
EDWARD HERRMAN

This meeting has been advertised in accordance with the Open Public Meetings Act: A notice of the meeting has been published in the Asbury Park Press, Star Ledger and the Link News, posted on the bulletin board in the lobby of Borough Hall, and posted to the Borough website. Public Comment is welcome at any time.

WORKSHOP 7:00 pm

1. Roll Call, Flag Salute
2. Presentation, Mayor Tarantolo (C/Escalante)
3. Chicken Ordinance (C/Escalante)

REGULAR MEETING 7:30 pm (or as soon thereafter)

1. Roll Call
2. **APPROVAL OF MINUTES** (vv)
 - A. Regular Meeting - 11/21/2022
3. **COMMUNICATIONS**
 - A. Application to Zoning Board/Hearing, Garage Conversion (Blk 402, Lot 1) - 12/12/22
 - B. Application to Planning Board, Amend. Site Approval (Blk 1401, Lot 20.01) - 12/5/22
 - C. Application to Zoning Board/Hearing, Use "D" Variance (Blk 304, Lots 19/20) - 12/12/22
 - D. Eatontown Sewerage Authority's 2022 Connection Fee Public Hearing Notice
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. POLICE, PUBLIC LIGHTS & PARKING - Council President Gonzalez
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
 - C. PARKS & RECREATION - Councilmember Escalante
 - D. FINANCE & ORDINANCE - Councilmember Jones
 - E. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - F. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia
7. **HEARINGS - BOARDING/ROOMING HOUSE (Carried from 11/10/22)** - Phoenix Recovery, LLC (18 Willow St)
- Coastal Sober Living, LLC (3 Kellys Lane)

8. OLD BUSINESS (rc)

A. ORDINANCE ADOPTION (rc)

3) **Ordinance 19-2022** - An Ordinance of the Borough of Eatontown Amending and supplementing Chapter 39 "Historical Committee, Section 39 "Historical Committee", and Chapter 89 "Land Use", Section 4 "Definitions and Word Usage", Section 16 "Review Procedure", and Section 89-44 "Individual Zone Regulations", Concerning the Issuance of Certificates and Permits for Historic Sites and Structures - **Public Hearing/Adoption**

2) **Ordinance 24-2022** - Ordinance Amending "LOSAP Point System Based on 100 Points" - **Public Hearing/Adoption**

3) **Ordinance 25-2022** - An Ordinance of the Borough of Eatontown Amending Article III "Creation of Boards", Section 89-5 "Municipal Planning Board", eliminating Section G "Limitation on Appointments" - **Public Hearing/Adoption**

9. PUBLIC COMMENT ON AGENDA ITEMS ONLY

10. BILLS & CLAIMS AND BI-WEEKLY PAYROLL (vv)

11. NEW BUSINESS

A. ORDINANCE INTRODUCTION (rc)

1. **Ordinance 26-2022** - An Ordinance of the Borough of Eatontown Amending Chapter 57 Professional Services, Article I Professional Contacts and Article II, Pay to Play Restrictions - **First Reading/Introduction (Public Hearing 12/21/22)**

B. CONSENT AGENDA RESOLUTIONS (rc)

(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request an item be removed for separate consideration).

- 1) **Resolution 253-2022** - Auth. Execution of 2023 Agreement with Eatontown Choraliers
- 2) **Resolution 254-2022** - Auth. Tax Sale Certificate Redemptions
- 3) **Resolution 255-2022** - Auth. Bid Opportunity for Two Marked and One Unmarked 2023 Chevy Tahoe's - PD
- 4) **Resolution 256-2022** - Auth. Purchase of Imaging Solution/Solution Equipment, Police Dept. (\$31,406)
- 5) **Resolution 257-2022** - Auth Refund of Overpaid Property Taxes (Blk 2401, Lot 48)
- 5) **Resolution 258-2022** - Operation of a Cooperative Sober Living Residence, 18 Willow St
- 6) **Resolution 259-2022** - Operation of a Cooperative Sober Living Residence, 3 Kellys Lane

C. CONSENT AGENDA MOTIONS (vv)

- 1) Acceptance of Tax Collector Report, October and November 2022
- 2) Acceptance of Planning/Zoning Report, November 2022

12. REMARKS OF COUNCIL AND CITIZENS

13. CLOSED SESSION (vv)

A. Resolution 260-2022

- 1) Personnel - 2023 Council President
- 2) Personnel - 2023 Council Committees
- 3) Personnel - 2023 Committee/Board Appointments
- 4) Personnel - Municipal Court Judge (2023-2025)
- 5) Contractual - 2023 Professional Appointments

14. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday, December 21, 2022 @ 7:00 p.m.***

ORDINANCE 19-2022

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING AND SUPPLEMENTING CHAPTER 39 "HISTORICAL COMMITTEE, SECTION 39 "HISTORICAL COMMITTEE", AND CHAPTER 89 "LAND USE", SECTION 4 "DEFINITIONS AND WORD USAGE", SECTION 16 "REVIEW PROCEDURE", AND SECTION 89-44 "INDIVIDUAL ZONE REGULATIONS", CONCERNING THE ISSUANCE OF CERTIFICATES AND PERMITS FOR HISTORIC SITES AND STRUCTURES

WHEREAS, the Borough's Zoning Officer has proposed to the Borough Administrator and the Borough Council to modernize and update the Borough Code concerning the involvement of the Historical Committee in with certain regulated activities to Historical Sites and Structures and within the Borough's Historic District;

WHEREAS, the Borough Council believes it is in the best interest of its residents to uphold the Zoning Officer's recommendations to ensure that the Historical Committee can give input on land use applications concerning properties located in the Borough's Historic District.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends the Borough Code as follows:

(additions are underlined and deletions are ~~stricken~~)

Section 39-8. Construction, Planning and Zoning Code Compliance.

The Historical Committee shall also serve as a review or advisory committee to the Eatontown Construction Official, Zoning Board and Planning Board with respect to applications for development of historic sites and for applications for building permits within the Historic District Zone or of properties identified in the Borough's Historic Preservation Element of the Master Plan as amended.

Section 89-4. Definitions and Word Usage.

"Historic Site Or Structure" - Any real property, man-made structure, natural object or configuration or portion or group of the foregoing which have been formally designated in the Master Plan as being of historical, archeological, cultural, scenic or architectural significance., including but not limited to:

Historic Name (if known)	Block/Lot	Address
<u>1.</u>	<u>905/1</u>	<u>35 Clinton Avenue - NE cr. Clinton Avenue and Franklin Avenue</u>
<u>2. Sun Eagles Country Clubhouse (Gibbs Hall and Pool)</u>	<u>501/1</u>	<u>S. side Tinton Avenue, 0.2 mi. W. of Maxwell Road, Fort Monmouth</u>
<u>3. Drummond Farm (Tinton Woods Clubhouse)</u>	<u>104/1</u>	<u>301 Tinton Avenue</u>
<u>4. Fields Cemetery</u>		<u>Tess Court</u>
<u>5. F. Littlefield House</u>	<u>1001/10</u>	<u>50 Broad Street</u>
<u>6. Washington F.A.M. Lodge #9</u>	<u>1001/8</u>	<u>40 Broad Street</u>
<u>7. Benjamin C. White House</u>	<u>1001/9</u>	<u>44 Broad Street</u>
<u>8.</u>	<u>1002/11</u>	<u>40 Byrnes Lane</u>
<u>9. Hathaway House</u>	<u>1002/2</u>	<u>68 Broad Street</u>

<u>10. Presbyterian Church</u>	<u>1002/3</u>	<u>72 Broad Street</u>
<u>11. Harmony Guest House</u>	<u>1003/7</u>	<u>154 Broad Street</u>
<u>12.</u>	<u>1113/3</u>	<u>395 Broad Street</u>
<u>13. A.M.E. Zion Church</u>	<u>1401/23</u>	<u>271 South Street</u>
<u>14.</u>	<u>1502/10</u>	<u>18 Buttonwood Avenue</u>
<u>15.</u>	<u>1502/15</u>	<u>188 South Street</u>
<u>16. Friends School</u>	<u>201/15</u>	<u>35 Tinton Avenue</u>
<u>17. Captain Flower</u>	<u>201/8</u>	<u>152 Main Street</u>
<u>18. Locust Grove Cemetery</u>	<u>2302/2</u>	<u>South Street</u>
<u>19.</u>	<u>2501/15.01</u>	<u>64 Wyckoff Road</u>
<u>20.</u>	<u>2607/9</u>	<u>7 Campbell Drive</u>
<u>21. White Ridge Cemetery (earliest section)</u>	<u>3001/7-9</u>	<u>Wall Street</u>
<u>22.</u>	<u>301/14</u>	<u>37 Throckmorton Avenue</u>
<u>23. Brower House</u>	<u>301/16</u>	<u>43 Throckmorton Avenue</u>
<u>24. Fred G. Steelman School</u>	<u>301/51</u>	<u>215 Broad Street</u>
<u>25. Eatontown Museum</u>	<u>303/18</u>	<u>75 Broad Street</u>
<u>26. St. James Episcopal</u>	<u>303/19</u>	<u>69 Broad Street</u>
<u>27.</u>	<u>304/15</u>	<u>21 Broad Street</u>
<u>28.</u>		
<u>29. Eaton's Mill Site</u>	<u>401/36-39</u>	<u>Hwy35</u>
<u>30. Wolcott's Tenants' House</u>	<u>802/29.01</u>	<u>67 Buttonwood Avenue</u>
<u>31.</u>	<u>902/42</u>	<u>84 South Street</u>
<u>32. Henry Corlies Farmhouse</u>	<u>904/5</u>	<u>128 South Street</u>
<u>Historic Name (if known)</u>	<u>Block/Lot</u>	<u>Address</u>
<u>33.</u>	<u>301/11</u>	<u>23 Throckmorton</u>
<u>34.</u>	<u>301/12</u>	<u>Throckmorton</u>
<u>35.</u>	<u>301/13</u>	<u>Throckmorton</u>
<u>36.</u>	<u>301/14</u>	<u>37 Throckmorton</u>
<u>37.</u>	<u>301/15</u>	<u>41 Throckmorton</u>
<u>38.</u>	<u>301/16</u>	<u>43 Throckmorton</u>
<u>39.</u>	<u>301/17</u>	<u>45 Throckmorton</u>
<u>40.</u>	<u>301/19</u>	<u>47-49 Throckmorton</u>
<u>41.</u>	<u>301/20</u>	<u>Throckmorton</u>
<u>42.</u>	<u>301/21</u>	<u>63 Throckmorton</u>
<u>43.</u>	<u>303/1</u>	<u>23 White</u>
<u>44.</u>	<u>303/2</u>	<u>64 Throckmorton</u>
<u>45.</u>	<u>303/3</u>	<u>St. James</u>
<u>46.</u>	<u>303/4</u>	<u>91 Broad Street</u>
<u>47.</u>	<u>303/24</u>	<u>19 White</u>
<u>48.</u>	<u>303/23</u>	<u>15 White</u>
<u>49.</u>	<u>303/22</u>	<u>11 White</u>
<u>50.</u>	<u>303/21</u>	<u>59 Broad</u>

<u>51.</u>	<u>304/1</u>	<u>29 Main Street</u>
<u>52.</u>	<u>304/2</u>	<u>10 Throckmorton</u>
<u>53.</u>	<u>304/3</u>	<u>Throckmorton</u>
<u>54.</u>	<u>304/4</u>	<u>21 Throckmorton</u>
<u>55.</u>	<u>304/26</u>	<u>27 Highway 35</u>
<u>56.</u>	<u>304/25</u>	<u>25 Main Street</u>
<u>57.</u>	<u>304/24</u>	<u>23 Highway 35</u>
<u>58.</u>	<u>304/23</u>	<u>21 Highway 35</u>
<u>59.</u>	<u>304/22</u>	<u>19 Highway 35</u>
<u>60.</u>	<u>304/21</u>	<u>Highway 35 (Main) (Rear)</u>
<u>61.</u>	<u>304/20</u>	<u>15 Highway 35 (Rear)</u>
<u>62.</u>	<u>304/19</u>	<u>15 Highway 35</u>
<u>63.</u>	<u>304/18</u>	<u>813 Highway 35</u>
<u>64.</u>	<u>1001/4</u>	<u>20 Broad Street</u>
<u>65.</u>	<u>1001/6</u>	<u>26-28 Broad Street</u>
<u>66.</u>	<u>1001/7</u>	<u>Broad Street</u>
<u>67.</u>	<u>1001/8</u>	<u>40 Broad Street</u>
<u>68.</u>	<u>1001/9</u>	<u>44 Broad Street</u>
<u>69.</u>	<u>1001/10</u>	<u>50 Broad Street</u>
<u>71.</u>	<u>1001/12</u>	<u>8 White Street</u>
<u>72.</u>	<u>1001/13</u>	<u>2 White Street</u>
<u>73.</u>	<u>1001/20</u>	<u>29 Highway 35</u>
<u>74.</u>	<u>1002/1</u>	<u>64 Broad Street</u>
<u>75.</u>	<u>1002/2</u>	<u>68 Broad Street</u>
<u>76.</u>	<u>1002/3</u>	<u>72 Broad Street</u>
<u>77.</u>	<u>1002/4</u>	<u>76 Broad Street</u>
<u>78.</u>	<u>1002/5</u>	<u>78 Broad Street</u>
<u>79.</u>	<u>1002/6</u>	<u>86 Broad Street</u>
<u>80.</u>	<u>1002/7</u>	<u>94 Broad Street</u>
<u>81.</u>	<u>1002/8</u>	<u>100 Broad Street</u>
<u>82.</u>	<u>1002/9</u>	<u>106 Broad Street</u>
<u>83.</u>	<u>1002/10</u>	<u>26 Byrnes Lane</u>
<u>84.</u>	<u>1002/11</u>	<u>40 Byrnes Lane</u>
<u>85.</u>	<u>902/25</u>	<u>Highway 35 McDonald's</u>
<u>86.</u>	<u>902/26</u>	<u>South Street</u>
<u>87.</u>	<u>902/27</u>	<u>30 South Street</u>
<u>88.</u>	<u>902/28</u>	<u>36 South Street</u>
<u>89.</u>	<u>902/29</u>	<u>40 South Street</u>
<u>90.</u>	<u>902/30</u>	<u>44 South Street</u>
<u>91.</u>	<u>902/31</u>	<u>48 South Street</u>
<u>92.</u>	<u>902/32</u>	<u>52 South Street</u>
<u>93.</u>	<u>902/33</u>	<u>56 South Street</u>
<u>94.</u>	<u>902/34</u>	<u>South Street</u>

<u>95.</u>	<u>902/35</u>	<u>16 Willow Street</u>
<u>96.</u>	<u>902/36</u>	<u>18 Willow Street</u>
<u>97.</u>	<u>902/38.01</u>	<u>68 South Street</u>
<u>98.</u>	<u>902/38.02</u>	<u>15 South Street</u>
<u>99.</u>	<u>902/39</u>	<u>72 South Street</u>
<u>100.</u>	<u>902/40</u>	<u>76 South Street</u>
<u>101.</u>	<u>902/41</u>	<u>80 South Street</u>
<u>102.</u>	<u>902/42</u>	<u>84 South Street</u>
<u>103.</u>	<u>902/43</u>	<u>88 South Street</u>
<u>104.</u>	<u>902/44</u>	<u>92 South Street</u>
<u>105.</u>	<u>902/45</u>	<u>South Street</u>
<u>106.</u>	<u>902/46</u>	<u>100 South Street</u>
<u>107.</u>	<u>902/47</u>	<u>104 South Street</u>
<u>108.</u>	<u>902/48</u>	<u>108 South Street</u>
<u>109.</u>	<u>90/50</u>	<u>15 Corlies Avenue</u>
<u>110.</u>	<u>902/51</u>	<u>17 Corlies Avenue</u>
<u>111.</u>	<u>1001/5</u>	<u>22 Broad Street</u>

Section 89-16. Review procedure.

C. Additional Historical Committee Review Required.

(1) No person shall engage or cause other persons to engage in any regulated activity as defined in § 89-44(F) on a Historical Site or Structure or within a Historic District until such person shall have applied for and received a certificate of approval or certificate of appropriateness from the Planning Board and applied for and received a development permit from the Zoning Officer.

(2) It shall be the duty and responsibility of the Administrative Officer (Zoning Officer) to refer all applications for issuance of permits pertaining to regulated activities on Historic Site or Structure or within a Historic District as set forth in § 89-44(f) to the Historical Committee for a written report on the application of the Zoning Ordinance provisions concerning historic preservation to any of those aspects of the change proposed which aspects were not determined by approval of an application for development by a municipal agency pursuant to the Municipal Land Use Law, P.L. 1975 c. 291. The Historical Committee shall submit its written report to the Administrative Officer (Zoning Officer) and shall send a copy of the report to the applicant within 45 days of its referral to the Committee. If within the forty-five-day period the Historical Committee recommends against the issuance of a permit or recommends conditions to the permit to be issued, the Administrative Officer (Zoning Officer) shall deny issuance of the permit or include the conditions in the permit. Failure to report within the forty-five-day period shall be deemed to constitute a report in favor of issuance of the permit and without the recommendation of conditions to the permit.

(3) Applications for development which are in an Historic District or on an Historic Site or Structure and require approval by the Planning Board or Board of Adjustment shall be referred by the Administrative Officer (Zoning Officer) directly to the appropriate Board. The Board shall forward a copy of the complete application to the Historical Committee at least 14 days prior to the hearing. Failure to forward the copy shall not invalidate any hearing or proceeding. The Historical Committee may provide its advice, which shall be conveyed through its delegation of one of its members or staff to testify orally at the hearing on the application and to explain any written report which may have been submitted.

(4) The Historical Committee review shall not be required when a Historic Site or Structure requires immediate emergency repair to preserve the continued habitability of the landmark and/or the health and safety of its occupants or others.

Emergency repairs may be performed in accordance with Borough codes, without the necessity of first obtaining the Historical Committee's review. Under such circumstances, the repairs performed shall be only such as are necessary to protect the health and safety of the occupants of the historic landmark, or others, and/or to maintain the habitability of the structure. A request for the Committee's review shall be made as soon as possible, and no further work shall be performed upon the structure until an appropriate request for approval is made and obtained in accordance with the procedures set forth in this chapter. All work done under this section shall conform to the criteria set forth in § 89-44.

D. Where an application for development is found by the Administrative Officer (Zoning Officer) to require Historical Committee's review pursuant to this section, the applicant shall be required to submit an application for certificate of appropriateness to the Administrative Officer (Zoning Officer). As part of this application, the Historical Committee may require the submission of such materials as are reasonably required for it to render a decision on the application. This application shall accompany the application for development when it is referred to the Historical Committee for review and must be complete in order to be considered. The Historical Committee shall advise the applicant in writing of the time, date, and place of the meeting at which the matter will be reviewed at least three days prior to the meeting. The Historical Committee may advise other interested parties of the meeting and may publish notices of the meeting in the newspaper. The applicant shall not be required to appear or to be represented at the meeting. The applicant may appear at the meeting and may submit additional information if he so chooses.

E. Time limit and effect of certificate of appropriateness. A certificate of appropriateness shall confer upon the applicant the right that the general terms and conditions upon which the certificate was granted shall not be changed for one year. Any certificate hereafter granted shall expire by limitation unless the approved activity has commenced within one year of the date of the certificate. The Historical Committee may extend the time period. Where other approvals or permits are required pursuant to this chapter, the certificate of appropriateness shall be valid for the life of those approvals or permits or extensions thereof.

Section 89-44 Individual Zone Regulations.

F. Regulations applying to the Historic District and Historic Sites/Structures

(1) ~~§~~ The HD (Historic District) Zone is for the purpose of preserving cultural, social economic and architectural history through the preservation of historically significant buildings and to create an appropriate and harmonious neighborhood for the historically significant buildings. Therefore, ~~the~~ HD (Historic District) Zone and Historic Site or Structures outside of the HD Zone shall not regulate the use of land or buildings the following activities (hereinafter "regulated activities") on any Historic Site or Structure or within a historic district:

(a) Change in the exterior appearance of any building, structure or improvement by addition, reconstruction, alteration, replacement or maintenance;

(b) Any additional or new construction of an improvement;

(c) Replacement, changes in, or addition of signs, shutters, outdoor displays, fences and hedges, street furniture, awnings, off-street driveway and parking materials, or exterior lighting;

(d) Installation or replacement of porches, fire escapes, solar panels, and satellite dish antennas.

(e) Demolition of any historic landmark or an improvement within the Historic District.

(f) Relocation of any building, structure or improvement.

~~It is for the purpose of preserving cultural, social economic and architectural history through the preservation of historically significant buildings and to create an appropriate and harmonious neighborhood for the historically significant buildings.~~

(2) In addition to all other requirements of this chapter, no building or structure shall hereafter be erected, reconstructed, altered, restored or demolished undergo any regulated activity within the Historic District and/or an historic site or structure unless and until an application for a building permit shall have been approved as to exterior architectural

features which are subject to public view from a public street, way or place. Evidence of such required approval shall be a certificate of appropriateness issued by the Planning Board. Upon receiving an application for a building permit in the Historic Zone and/or historic sites or structures, the Construction Official shall promptly forward three copies thereof to the Administrative Secretary, who shall place it on the agenda of the next meeting of the Planning Board. The Construction Official shall promptly forward a copy thereof to the Secretary of the Historical Committee for the Committee's review and comment pursuant to the procedure set forth in Section 89-16.

(3) In reviewing the plans, the Planning Board shall give consideration to:

- (a) The historical or architectural value and significance of the structure and its relationship to the historic value of the surrounding area;
- (b) The general compatibility of exterior design, arrangement, texture and materials proposed to be used; ~~and~~
- (c) Any other factor, including aesthetic, which it deems pertinent; and
- (d) The input and recommendations of the Historical Committee.

(4) The Planning Board shall pass only on exterior features of a structure and shall not consider interior arrangements, nor shall it disapprove applications except in regard to considerations as set forth in the previous paragraph.

(5) It is the intent of this section that the Planning Board be strict in its judgment of plans for ~~alteration, repair or demolition~~ regulated activities of Historical Sites and Structures and existing structures deemed to be valuable according to studies, approved by the Planning Board of the Borough of Eatontown, by qualified persons using as the criteria of evaluation those developed by the National Trust for Historic Preservation. In addition to the list of structures listed in § 89-4, a A list of such structures designated by street address and block and lot number is maintained by the Eatontown Historical Committee to guide the Planning Board in its judgments.

(6) It is the intent of this section that the Planning Board and Historical Committee shall encourage any alterations or repairs to structures on this list be made in the spirit of their architectural style, and that any additions will be made in such a manner as not to detract from a building's original appearance.

(7)-(12) No changes.

(13) The Planning Board shall not consider features not subject to public view. The Planning Board shall not make any recommendations or requirements except for the purpose of preventing developments obviously incongruous to the historic aspects of the surroundings and the Historic District and/or historic sites or structures.

(14)-(16) No changes.

(17) The following shall not be considered regulated activities under this Section:

(a) Changes to the interior of structures.

(b) Ordinary repairs and maintenance or the exact replacement of any existing architectural details that are otherwise permitted by law, provided this work on a Historic Site or Structure does not alter the exterior appearance of the building. The following are some of the activities which may be permitted according to this criteria:

(1) Complete identical replacement of existing windows and doors.

(2) Repair of existing windows and doors involving no change in their design, scale or appearance. Installation of storm windows and doors.

(3) Complete replacement of existing material with identical material.

(4) Maintenance and repair of existing roofing material involving no change in the design, scale or appearance of the structure.

(5) Structural repairs which do not alter the exterior appearance of the building.

- (6) Complete identical replacement of existing roof structures such as cupolas, dormers and chimneys, or the repair of same which does not alter their exterior appearance.
- (7) Complete replacement of existing shingles, clapboards, or other siding with identical material.
- (8) Maintenance and repair of existing shingles, clapboards, or other siding involving no change in design, scale or appearance of the structure.
- (9) Exterior painting of existing structures. The Historical Committee may recommend colors harmonious with those currently used in the historic district.

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: September 14, 2022
DATE RE-INTRODUCED: November 10, 2022
DATE ADOPTED: ~~September 28, 2022~~
ADOPTION CARRIED TO: December 7, 2022

APPROVED:

Anthony Talerico, Jr. Mayor
Date:

ATTEST:

Julie Martin, Municipal Clerk
Date:

ORDINANCE 24-2022

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

ORDINANCE AMENDING "LOSAP POINT SYSTEM BASED ON 100 POINTS"

WHEREAS, Eatontown Engine Truck & Hose, Co. 1 has proposed changes to the LOSAP point system, and same must be modified accordingly.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Eatontown that it hereby amends Article II, Chapter 35-9, Section A, Schedule A amending the LOSAP Point System for First Responders as follows:

- I. Officers (Sections A-L, N-P remain unchanged)
 - M. Delegate (Relief/Exempt) 10
 - M. Delegate / Life (Relief/Exempt) 10
 - Delegate must attend the Caucus and
 - two (2) convention meetings in
 - Wildwood to be eligible for the 10 points.
 - Life Members (Relief) must attend the
 - Two (2) convention meetings in
 - Wildwood to be eligible for the 10 points.
- II. Fire Calls
 - Active — 60% 40
 - Exempt — 40% 40
 - Life — 35% 40
 - 1 point for each percentage point over 20% up
 - to a maximum of 40 points [Added 12-3-2008
 - by Ord. No. 26-2008]
 - Active — 25% 40
 - Exempt — 20% 40
 - Life — 15% 40
 - 1 point for each percentage point over 25% up
 - to a maximum of 40 points.
- III. Drills, Meetings, & Trainings (no changes)
- IV. Misc. Activities (no changes)
- V. Special Day (no changes)
- VI. Length of Service (no changes)

IT IS FURTHER ORDAINED THAT all other provisions of such Ordinance not modified by this Ordinance shall remain in full force and effect.

IT IS FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

DATE INTRODUCED: 11/10/2022

DATE ADOPTED: 12/7/2022

APPROVED:

Anthony Talerico, Jr. Mayor

Date:

ATTEST:

Julie Martin, Municipal Clerk

Date:

ORDINANCE 25-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING ARTICLE III "CREATION OF BOARDS", SECTION 89-5
"MUNICIPAL PLANNING BOARD", ELIMINATING SECTION G "LIMITATION ON APPOINTMENTS"**

WHEREAS, the Borough Council adopted Ordinance 8-2019 preventing the Mayor from appointing former Governing Body members for a period of one year after their service as Class II and Class 4 members of the Planning Board; and

WHEREAS, the Borough Council believes it is in the best interest of its residents to encourage volunteerism and to permit former Governing Body members to be immediately eligible to be appointed by the Mayor as a Planning Board member.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends the Borough Code as follows:

(additions are underlined and deletions are ~~stricken~~)

Section 89-5. Municipal Planning Board

~~G. Limitations on Appointment. The Mayor shall not appoint a Class II or Class IV Member to the Planning Board who was previously a member of the governing body for a period of one (1) year after said member has vacated or left the governing body.~~

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: November 21, 2022

ADOPTION DATE: December 7, 2022

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Bill List By Vendor Id

Page No: 1

P.O. Type: All

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

Range: First to Last

Format: Condensed

Vendors: All

Include Non-Budgeted: Y

Rcvd Batch Id Range: First to Last

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
ACTI0005	ACTION UNIFORM CO, LLC								
		22-02161	09/21/22	Class A & SLEO 2 2022 Uniforms	Open	2,579.00	0.00		B
ADD002	ALAN D. DRAKE, INC.								
		22-00584	03/04/22		Open	250.00	0.00		
AHFE001	ALL HANDS FIRE EQUIPMENT								
		22-01605	07/15/22	FIRE DEPT AUTO EXTRICATION	Open	1,850.00	0.00		
AMAZ001	AMAZON.COM SERVICES, INC								
		22-02587	10/28/22	WEBER 18" 3-SIDED GRILL BRUSH	Open	796.93	0.00		
		22-02626	11/03/22	GOSPORTS MID-SIZE TABLE TENNIS	Open	127.50	0.00		
		22-02670	11/14/22	FIRST AID LAPTOP PURCHASE	Open	1,611.76	0.00		
						2,536.19			
AMER004	AMERICAN WEAR								
		22-02576	10/28/22	OCTOBER WEEKLY RENTAL SERVICES	Open	349.12	0.00		
AOC001	ALLIED OIL LLC								
		22-02499	10/25/22	93 RFG GAS/ETHANOL	Open	19,185.24	0.00		
APP002	GANNETT NJ NEWSPAPERS								
		22-02302	10/04/22	LEGAL ADVERTISEMENT	Open	672.76	0.00		B
APS002	ATLANTIC PLUMBING & SUPPLY COR								
		22-01103	05/12/22		Open	102.99	0.00		B
		22-02226	09/27/22		Open	153.05	0.00		B
						256.04			
ASB001	ASBURY PARK PRESS, INC.								
		22-02631	11/04/22	Publication Year End 2022	Open	97.28	0.00		B
ATTM003	AT&T MOBILE 287306454309								
		22-02782	11/29/22	BORO/POLICE CELL PHONE SERVICE	Open	2,175.34	0.00		
AUTO001	AUTO PARTS CENTER								
		22-01602	07/15/22	BRACLEEN	Open	180.00	0.00		
AVAKL001	LEON AVAKIAN, INC								
		22-02632	11/04/22	General Services Year End 2022	Open	2,712.50	0.00		B
BAND001	BANDAG, INC								
		22-02022	09/08/22	DPW#59 REFURBISH	Open	3,720.07	0.00		
BEN002	DALE BENNETT								
		22-02514	10/26/22	FP BOARD STIPEND	Open	250.00	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BOE001	EATONTOWN BOARD OF EDUCATION	22-02682	11/14/22	Use of Facilities	Open	400.00	0.00		
BROAD001	BROAD STREET DOUGH CO.	22-02486	10/21/22	LARGE TRAY OF MINI DOUGHNUT'S	Open	95.99	0.00		
BTF001	BOROUGH OF TINTON FALLS	22-02378	10/13/22	SWEPPER PART	Open	134.29	0.00		
CARLOS01	CARLOS & SON JANITORIAL	22-02198	09/23/22		Open	3,858.75	0.00		
		22-02440	10/19/22		Open	300.00	0.00		
		22-02441	10/19/22		Open	866.25	0.00		
						5,025.00			
CGPH001	CGP&H, LLC	22-02656	11/09/22	HOUSING REHABILITATION PROGRAM	Open	274.20	0.00		
CHOR001	THE CHORALTIERS	22-02661	11/14/22	SECOND INSTALLMENT 2022	Open	250.00	0.00		
COMC004	COMCAST	22-02778	11/29/22	BORO SPC VIDEO ACCOUNT	Open	116.12	0.00		
		22-02781	11/29/22	DPW ONLINE BUSINESS ACCOUNT	Open	274.44	0.00		
						390.56			
DANGA005	DAN GARETS	22-02746	11/22/22	WOOBOOT REIMBURSEMENT	Open	139.99	0.00		
DD001	D&D GLASS	22-02512	10/26/22	GLASS DOOR REPAIR - FT MONM	Open	3,762.00	0.00		
DEMI001	Direct Energy Marketing, Inc	22-02785	11/29/22	BORO MONTHLY GAS USAGE	Open	958.70	0.00		
DENA001	DENA AMODEA	22-02738	11/18/22	MEALS ATLANTIC CITY	Open	54.48	0.00		
DET002	DETCO	22-02195	09/23/22	CONTAINERS	Open	27,265.00	0.00		
DOREE010	DOREEN R. JACKSON	22-02721	11/17/22	MEDICARE REIMBURSEMENT 2022	Open	884.60	0.00		
DTS001	DYNAMIC TESTING SERVICE	22-02617	11/03/22	RANDOM DRUG SCREENING	Open	280.00	0.00		
DUN004	DUNKIN DONUTS	22-02361	10/12/22	DONUTS FOR TREE LIGHTING	Open	206.08	0.00		
EAT004	EATONTOWN MEDICAL ASSOCIATES	22-02394	10/17/22	FIRE DEPT MEDICAL VOLUNTEER	Open	60.00	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
ELITE011	ELITE CLEANERS LS LLC	22-02608	11/03/22	September 2022 Dry Cleaning	Open	837.00	0.00		
EML001	ELECTRONIC MEASUREMENT LAB INC	22-02692	11/15/22	FIRE DEPT METER REPLACEMENT	Open	79.00	0.00		
ENF003	ENFORSYS POLICE SYSTEMS	22-01517	07/06/22	Annual CAD/RMS Main. Fee	Open	14,160.00	0.00		
FOLE002	FOLEY, INCORPORATED	21-01888	08/20/21	CATERPILLAR MODEL:WT-SWL WORK	Open	67,592.00	0.00		
		22-01945	08/25/22	2022 CATERPILLAER MODEL 308 MI	Open	156,302.00	0.00		
						223,894.00			
FOO001	SAKER SHOPRITES, INC.	22-01788	08/03/22	PRESCHOOL OCTOBER SNACKS	Open	80.52	0.00		
		22-02380	10/13/22	TREE LIGHTING SUPPLIES	Open	165.69	0.00		
		22-02460	10/19/22	MUSEUM SUPPLIES/REFRESHMENTS	Open	135.30	0.00		
						381.51			
FOURS005	FOUR STAR DEVELOPERS	22-02772	11/29/22	ETNT HOME IMPROV FINAL PAYMENT	Open	1,300.00	0.00		
FSS002	FIRE & SAFETY SERVICES, LTD	22-02265	09/30/22	2022 ANNUAL MAINTENANCE SERV	Open	8,275.00	0.00		
FUNSER01	FUN SERVICES	22-02401	10/17/22	BALLOON ARTIST - TREE LIGHTING	Open	475.00	0.00		
GENAC001	BOROUGH OF EATONTOWN GENERAL A	22-02794	11/30/22	POLICE O/S DETAIL 12/9/22	Open	7,944.00	0.00		
GHW001	GEORGE H. WITTENBERG	22-02722	11/17/22	PARTIAL MEDICARE REIMBURSEMENT	Open	170.10	0.00		
GPC001	GENUINE PARTS COMPANY INC	22-01488	06/30/22	TUB GRINDER HOSE FITTINGS AND	Open	2,097.70	0.00		
		22-01558	07/11/22	OPEN FOR 2022	Open	155.10	0.00		B
		22-01805	08/05/22	HYDRAULIC HOSE AND FITTINGS	Open	1,787.00	0.00		
						4,039.80			
GWL001	GEORGE WALL LINCOLN MERCURY, IN	22-00030	01/06/22	OPEN FOR 2022	Open	41.48	0.00		B
		22-02347	10/11/22	GEAR ASY-STE SOR	Open	670.30	0.00		
						711.78			
HARRIS01	J. HARRIS ACADEMY POLICE TRAIN	22-01909	08/17/22	Case Law Training	Open	149.00	0.00		
HEALY001	THERESA HEALY	22-02683	11/15/22	EYEGLASS REIMBURSMENT	Open	299.14	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HEYERGRU	HEYER GRUEL & ASSOCIATES, PA								
		22-02649	11/08/22	1621 Puma Escrow #1567	Open	1,050.00	0.00		
HOMED01	HOME DEPOT/6035322538819545								
		22-02501	10/25/22	TREE LIGHTING SUPPLIES	Open	247.88	0.00		
IMP001	IMPRINT SHOP LLC								
		22-02526	10/27/22	FIRST AID APPEARAL PURCHASE	Open	1,403.00	0.00		
		22-02527	10/27/22	FIRST AID MEMBER UNIFORMS	Open	4,104.00	0.00		
						5,507.00			
JASCHW001	JERSEY AUTO SPA CAR WASH LLC								
		22-02706	11/16/22	car washes	Open	30.00	0.00		
JAYP001	JAYPRO SPORTS								
		22-02464	10/19/22	SOCCER GOAL SET ITEM# CC24S	Open	3,522.39	0.00		
JERS001	JCP&L								
		22-02779	11/29/22	BORO ELECTRIC LIGHT SERVICES	Open	7,748.65	0.00		
		22-02780	11/29/22	BORO STREET LIGHTING SERVICE	Open	9,439.71	0.00		
		22-02802	12/02/22	BORO MONTHLY ELECTRIC SERVICE	Open	222.42	0.00		
						17,410.78			
JGC001	John Guire Supply LLC								
		22-00792	03/28/22	OPEN FOR 2022	Open	164.13	0.00		B
JULIE001	JULIE MARTIN								
		22-02740	11/21/22	2022 CLERK REIMBURSEMENT	Open	218.52	0.00		
KAW003	DAVID KAWAS								
		22-02610	11/03/22	NJ FIREMAN CONVENTION REIMB	Open	155.75	0.00		
KLEIN1	KENNETH KLEINMAN								
		22-02723	11/17/22	MEDICARE REIMBURSEMENT 2022	Open	238.10	0.00		
KLEINE01	EILEEN KLEINMAN								
		22-02724	11/17/22	MEDICARE REIMBURSEMENT 2022	Open	238.10	0.00		
KREAT005	KREATIONS N MUSIC								
		22-02073	09/13/22	Musical Senior Show 12/15/2022	Open	250.00	0.00		
LASTB005	LAST BITE MOSQUITO & TICK, LLC								
		22-00785	03/28/22	SPRAY & GRANULAR MOSQUITO & TI	Open	270.00	0.00		B
LECK001	LECKSTEIN & LECKSTEIN, LLC								
		22-02671	11/14/22	PERRICONE ESCROW #1568	Open	800.00	0.00		
MAZ003	MAZZA RECYCLING SERVICES INC								
		22-02614	11/03/22	INCOMINF RECYCLING	Open	305.10	0.00		
MCBT001	COUNTY TAX ADMINISTRATOR								
		22-02657	11/10/22	RECORDS ACCESS FEES FOR MOD-IV	Open	1,308.32	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
MCMAS005	MCMAS005 MCMAS005 CARR SUPPLY COMPANY	22-02567	10/28/22		Open	363.11	0.00		
MHH001	MHH001 MONMOUTH HOSE & HYDRAULICS	22-01254	05/31/22	OPEN FOR 2022	Open	533.58	0.00		B
MIDAT001	MIDAT001 MID ATLANTIC TRUCK CENTRE, INC	21-01784	08/09/21	MASON DUMP	Open	109,681.00	0.00		
		21-02223	09/30/21	HV507 SFA	Open	266,707.21	0.00		
		22-00040	01/06/22	OPEN FOR 2022	Open	38.46	0.00		B
		22-02245	09/28/22	TRAY BATTERY*BATTERY*BOX 4700	Open	580.84	0.00		
						377,007.51			
MOB001	MOB001 MOBILITY ELEVATOR, INC	22-02335	10/07/22		Open	595.00	0.00		B
MON002	MON002 MONMOUTH BUILDING CENTER	22-00825	03/30/22	OPEN FOR 2022	Open	233.61	0.00		B
NINA001	NINA001 NINA BERNARDO	22-02709	11/17/22	GENERAL ELECTION 2022	Open	17.40	0.00		
NJAWC001	NJAWC001 NEW JERSEY AMERICAN WATER	22-02790	11/30/22	BORO MONTHLY WATER USAGE	Open	3,680.22	0.00		
NJB001	NJB001 VERIZON	22-02797	11/30/22	BORO MAIN PHONE USAGE	Open	9,478.09	0.00		
NJDL003	NJDL003 NJ DEPT OF LABOR & WORKFORCE D	22-02761	11/28/22	UNEMPLOYMENT BENEFITS CHARGED	Open	15,058.18	0.00		
NJLE001	NJLE001 NJ LEAGUE OF MUNICIPALITIES	22-02747	11/22/22	MEMBERSHIP DUES	Open	1,078.00	0.00		
NJN001	NJN001 NJ NATURAL GAS CO	22-02786	11/29/22	BORO MONTHLY GAS USAGE	Open	2,524.99	0.00		
NWFG001	NWFG001 NW FINANCIAL GROUP LLC	22-02598	11/02/22	FINANCIAL ADVISORY SERVICES	Open	562.50	0.00		
		22-02599	11/02/22	FINANCIAL ADVISORY SERVICES	Open	2,137.50	0.00		
		22-02600	11/02/22	FINACIAL ADVISORY SERVICES	Open	200.00	0.00		
						2,900.00			
OTTO002	OTTO002 OTTO ENVIRONMENTAL SYSTEMS NA	22-02145	09/20/22	GARBAGE TOTES	Open	6,946.00	0.00		
OUT003	OUT003 OUTSTANDING SERVICE CO., INC.	22-02370	10/13/22	CHECK TANK FOR WATER AND CONTA	Open	111.90	0.00		
PETRO002	PETRO002 PETRO CHOICE	22-02351	10/11/22	MED PLUS FS 0W20 SN GF-6	Open	1,882.03	0.00		

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Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
PHI001	CAROLYN E. PHILLIPS								
		22-02616	11/03/22	2021 & 2022 MEDICARE REIMBURSE	Open	4,206.00	0.00		
PROCW001	PROSHINE HAND CAR WASH								
		22-01989	08/31/22	Full Detail of LESO Van	Open	300.00	0.00		
		22-01990	08/31/22	Window Tint for Leso Van	Open	390.00	0.00		
						690.00			
REP001	REPUBLIC SERVICES								
		22-02742	11/21/22	NOVEMBER 2022 RESI SERVICE	Open	72,286.07	0.00		
REPT001	REPUBLIC SERVICES								
		22-02739	11/21/22	OCTOBER 2022 TONNAGE	Open	52,123.85	0.00		
RICOH005	RICOH USA, INC								
		22-02693	11/15/22	FINANCE COPIER MONTHLY LEASE	Open	166.75	0.00		B
SEACST01	SEA COAST CHEVROLET-OLDSMOBILE								
		22-00458	02/16/22	OPEN FOR 2022	Open	172.41	0.00		B
		22-00995	04/25/22	OPEN FOR 2022	Open	72.32	0.00		B
						244.73			
SERVPO05	SERVPRO OF MIDDLETOWN								
		22-02377	10/13/22	Bio-remediation Car 7	Open	250.00	0.00		
SHANN005	SHANNON THEOBALD								
		21-02884	12/20/21	BACKGROUND CHECK REIMBURSEMENT	Open	25.38	0.00		
SHEA001	TANNER SHEA								
		22-02516	10/26/22	FP BOARD STIPEND	Open	250.00	0.00		
SIINO01	JAIME SIINO								
		22-00708	03/18/22	FIRST AID STORM WATCH	Open	200.00	0.00		
		22-02274	09/30/22	FIRST AID YEARLY STIPEND 2022	Open	1,750.00	0.00		
						1,950.00			
STA001	STAVOLA CONTRACTING CO. INC.								
		22-00777	03/28/22	OPEN FOR 2022	Open	331.88	0.00		B
		22-01493	07/05/22	OPEN FOR 2022	Open	1,027.49	0.00		B
						1,359.37			
STAP003	STAPLES ADVANTAGE								
		22-02672	11/14/22	CONSTRUCTION OFFICE SUPPLIES	Open	540.98	0.00		
		22-02673	11/14/22	TAX COLLECTOR OFFICE SUPPLIES	Open	667.32	0.00		
		22-02674	11/14/22	TAX COLLECTOR ENVELOPES/SUPPLY	Open	54.15	0.00		
		22-02675	11/14/22	FINANCE OFFICE SUPPLIES	Open	612.67	0.00		
		22-02676	11/14/22	FINANCE OFFICE SUPPLIES	Open	162.31	0.00		
		22-02677	11/14/22	PUBLIC WORKS OFFICE SUPPLIES	Open	69.29	0.00		
		22-02678	11/14/22	SENIOR CTR OFFICE SUPPLIES	Open	121.00	0.00		
		22-02679	11/14/22	COMMUNITY CTR OFFICE SUPPLIES	Open	213.06	0.00		
		22-02680	11/14/22	PLAN/ZONING OFFICE SUPPLIES	Open	236.91	0.00		
		22-02685	11/15/22	FINANCE OFFICE SUPPLIES	Open	57.45	0.00		
		22-02686	11/15/22	CLERK OFFICE SUPPLIES	Open	163.49	0.00		

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
STAP003	STAPLES ADVANTAGE	Continued							
22-02687	11/15/22	PLAN/ZONING OFFICE SUPPLIES	Open	25.72	0.00				
22-02688	11/15/22	PUBLIC WORKS OFFICE SUPPLIES	Open	804.40	0.00				
22-02690	11/15/22	SENIOR CTR OFFICE SUPPLIES	Open	542.27	0.00				
22-02694	11/15/22	RECREATION ENVELOPE ORDER	Open	234.52	0.00				
22-02732	11/18/22	RECREATION OFFICE SUPPLIES	Open	718.26	0.00				
22-02734	11/18/22	ADMINISTRATION OFFICE SUPPLY	Open	174.57	0.00				
22-02735	11/18/22	FINANCE OFFICE SUPPLIES	Open	562.29	0.00				
				5,960.66					
TEAM003	TEAM LIFE								
22-02562	10/28/22	AED SILVER LEVEL SERVICE PLAN	Open	225.00	0.00				
22-02618	11/03/22	AED SILVER LEVEL SERVICE PLAN	Open	225.00	0.00				
				450.00					
TEPS001	STATE OF NJ DEPT OF TREASURY								
22-02760	11/23/22	SHBP CONTRIBUTION DECEMBER 22	Open	239,601.37	0.00				
TRIUS001	TRIUS, INC								
22-02355	10/12/22	SWENSON CONVEYOR CHAINS	Open	3,222.00	0.00				
22-02356	10/12/22	WESTERN BLADE GUIDES	Open	396.00	0.00				
22-02489	10/24/22	PIVOT ARM WELDMENT	Open	3,182.90	0.00				
				6,800.90					
TURF001	TURF TRADE								
22-01916	08/18/22	RANGER PRO	Open	836.00	0.00				
22-02507	10/26/22	TALL FESCUE SEED 50LB BAG	Open	526.00	0.00				
22-02509	10/26/22		Open	503.05	0.00				
				1,865.05					
USPS001	US POSTAL SERVICE								
22-02710	11/17/22	POSTAGE FOR 2023 BORO CALENDAR	Open	500.00	0.00				
22-02711	11/17/22	BORO EATONTOWN 429 PERMIT	Open	275.00	0.00				
				775.00					
VBF001	VERIZON BUSINESS FIOS								
22-02795	11/30/22	POLICE FIOS FINAL BILL	Open	176.99	0.00				
22-02796	11/30/22	BORO FIREHOUSE FIOS ACCOUNT	Open	409.80	0.00				
				586.79					
VER003	V.E. RALPH & SON, INC.								
22-02597	11/02/22	RECREATION FIRST AID SUPPLIES	Open	72.64	0.00				
WORLD001	WORLD JEEP LLC								
22-00050	01/06/22	OPEN FOR 2022	Open	413.20	0.00				B
WWG001	GRAINGER INC								
22-02421	10/17/22	FIRST AID MEDICAL PPE	Open	1,671.28	0.00				
22-02531	10/27/22	SMALL ENGINE FUEL 2 CYCLE: 54	Open	1,154.65	0.00				
22-02580	10/28/22	SINGLE TRUCK WHEEL DOLLY	Open	415.30	0.00				
				3,241.23					

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Vendor # Name							
PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
WWG010	22-02053	W.W. GRAINGER, INC. 09/09/22	Open	1,181.35	0.00		B
Total Purchase Orders:		147	Total P.O. Line Items:	0	Total List Amount:	1,188,335.79	Total Void Amount: 0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND:	1-01	17,044.36	0.00	17,044.36	0.00	0.00	17,044.36
CURRENT FUND:	2-01	521,405.96	0.00	521,405.96	0.00	0.00	521,405.96
GENERAL CAPITAL F	C-04	631,571.27	0.00	631,571.27	0.00	0.00	631,571.27
GRANT FUND	G-02	6,946.00	0.00	6,946.00	0.00	0.00	6,946.00
	T-15	9,518.20	0.00	9,518.20	0.00	0.00	9,518.20
	T-17	1,850.00	0.00	1,850.00	0.00	0.00	1,850.00
Year Total:		11,368.20	0.00	11,368.20	0.00	0.00	11,368.20
Total of All Funds:		1,188,335.79	0.00	1,188,335.79	0.00	0.00	1,188,335.79

ORDINANCE 26-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING CHAPTER 57 PROFESSIONAL SERVICES, ARTICLE I
PROFESSIONAL CONTRACTS AND ARTICLE II, PAY TO PLAY RESTRICTIONS**

WHEREAS, the New Jersey Legislature enacted a statute and the New Jersey Department of Community Affairs issued guidance to municipalities governing the amount of political contributions which can be made to local entities throughout the State of New Jersey; and

WHEREAS, there exists an endless variety of "pay-to-play" ordinances regulating the amount of political contributions which can be made by those seeking to contract with the local entity in many counties and municipalities, and there exists much confusion by those seeking to contract with local entities because of the lack of uniformity in local ordinances and because of the overriding state statute governing the same subject matter; and

WHEREAS, the Borough adopted such a local pay-to-play ordinance, Ordinance 2-2009, which is but an example of the confusion which limits political donations to not only Eatontown Borough candidates, but also to any County political party or Political Action Committee or Legislative Leadership Committee throughout the entire State of New Jersey; and

WHEREAS, the confusion has resulted in multiple inquiries to determine what unique peculiarities may be present in the Borough's pay-to-play" ordinance and there has been a call for uniform Statewide pay-to-play reform to create an understandable, level playing field; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to avoid the confusion amongst its potential professionals and seeks to enact the state-wide pay-to-play standard consistent with state law and it is the purpose of this ordinance to conform to the Borough's pay-to-play regulation to the state statute.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey that it hereby amends the Borough Code as follows:

(additions are underlined and deletions are ~~stricken~~)

Article I Professional Contracts

(§57-1 to §57-4-No changes)

§57-5 Standard for Fair and Open Process

~~The standard used by the Borough of Eatontown for a "fair and open" process shall be a competitive contracting criteria setting forth factors most advantageous for awarding the contract to the Borough of Eatontown.~~

Article II Pay to Play Restrictions

§57-6 Prohibition on Awarding Public Contracts to Certain Contributors:

Section 57-6 (A)-(B) and (D) are deleted and replaced in its entirety with the following:

(A) Notwithstanding any provision of law to the contrary, any business entities exempt from the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) contracting with the Borough of Eatontown shall be subject to the provisions of the Statewide pay-to-play law set forth at N.J.S.A. 19:44A-20.4 et seq.

(B) A business entity or Borough candidate or officeholder or municipal political party or County political party committee may cure a violation of 57-6 (A) of this section, if, within 30 days after the general election, the business entity notifies the Borough Clerk, in writing, and seeks and receives reimbursement of a contribution from the Borough candidate or municipal or County political party.

(C) No change.

(D) All Borough of Eatontown professional service agreements shall provide that it shall be a breach of the terms of the contract for a business entity as defined in subsection 57-6 (C) to violate subsection 57-6 (A).

(E) Any business entity as defined in subsection 57-6 (C) who knowingly fails to reveal a contribution made in violation of subsection 57-6 (A) of this section, or directs that a contribution made through another individual to circumvent this section, shall be disqualified from eligibility for future Borough contracts for a period of four calendar years from the date of the violation.

§57-7 Contributions Made Prior to Effective Date

This article does not apply retroactively. Political contributions, whether monetary or in-kind, made prior to the effective date of this article shall ~~not~~ be deemed to be a violation of this article. i

§57-9 Prohibition of entering and/or amended development and/or redevelopment agreements with Certain Contributors

A. Any other provision of law to the contrary notwithstanding, the Borough of Eatontown or any of its purchasing agents or agencies or those of its independent authorities, as the case may be, shall not enter into an agreement, amend an agreement, or otherwise contract with any developer and/or redeveloper, as defined in Subsection C below for the planning, replanning, construction or undertaking of any development and/or redevelopment project including the acquisition or leasing of any public property in conjunction with the redevelopment of any area within the Borough of Eatontown pursuant to the Local Redevelopment and Housing Law^[1] and/or the Municipal Land Use Law,^[2] if that developer and/or redeveloper has knowingly solicited or made any contribution of money, pledge of contribution, including in-kind contributions (as such term is defined within N.J.A.C. 19:25-1.7), in excess of the thresholds specified in ~~§ 57-6D above~~ 19:44A-20.4 et seq., within one calendar year immediately preceding the date of entering into the developer's agreement, redevelopment agreement, amended agreement, or contract (hereinafter "agreement"), ~~except as permitted in § 57-6D above to:~~ (1) Any Borough candidate or holder of public office having ultimate responsibility for the award of the contract; or (2) Any campaign committee of such a candidate or holder of public office; or (3) Any Borough of Eatontown municipal party committee; or (4) Any county party committee within the State of New Jersey; or (5) Any candidate committee, state political party committee, legislative leadership committee, continuing political committee or political action committee (PAC) organized under § 527 of the Internal Revenue Code that is organized for the purpose of supporting Borough candidates or Borough officeholders and/or that has within the last calendar year provided financial or in-kind support to Borough of Eatontown municipal elections and/or Borough of Eatontown municipal or Borough parties.

§57-10-13 (No change)

§57-14 is deleted in its entirety.

BE IT FURTHER ORDAINED, that

- A. All other Ordinances or provisions of the Code of the Borough of Eatontown or parts thereof, which are inconsistent with any provisions in this Ordinance, are hereby repealed to the extent of such conflict or inconsistency.
- B. If any provision or portion of this Chapter is held to be unconstitutional, preempted by Federal or State Law or otherwise invalid by any court of competent jurisdiction, the remaining provisions of this chapter shall not be invalidated.
- C. This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: 12/7/2022
DATE ADOPTED: 12/21/2022

APPROVED:

Anthony Talerico, Jr. Mayor
Date:

ATTEST _____

Julie Martin, Municipal Clerk
Date:

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

WHEREAS, the Eatontown Choraliers have been an integral part of the Borough of Eatontown (the "Borough") for many years providing musical entertainment at various Borough functions; and

WHEREAS, the Borough is desirous of continuing this tradition and formalizing an Agreement with the Eatontown Choraliers to provide their services to the citizens of the Borough; and

WHEREAS, the Borough shall pay the Eatontown Choraliers Five Hundred Dollars (\$500.00) for their services pursuant to the Agreement; and

WHEREAS, the Chief Financial Officer of the Borough of Eatontown has prepared and submitted a Certification of Availability of Funds for this purpose in the amount not to exceed \$500.00 from the line item entitled "Recreation – Other Expenses" for the annual performances for the benefit of the Borough of Eatontown payable \$250.00 July, 2023 and \$250.00 December, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Eatontown do hereby authorize the Agreement for Musical Entertainment Services between the Eatontown Choraliers and the Borough of Eatontown for a period of one year beginning January 1, 2023 and ending December 31, 2023 for which payment will be made in the amount of not to exceed \$500.00 for providing musical entertainment as set forth in the Agreement, a true copy of which is attached hereto as Exhibit "A".

BE IT FURTHER RESOLVED that the Governing Body of the Borough of Eatontown do hereby authorize the Mayor and Borough Clerk to execute said Agreement, as reviewed and approved by the Borough Attorney.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on December 7, 2022

Julie Martin, RMC, Borough Clerk

RESOLUTION 254-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AUTHORIZING TAX SALE CERTIFICATE REDEMPTIONS

WHEREAS, The Tax Collector has forwarded to the Borough of Eatontown a list of Tax Sale Certificate Outside Liens for Redemption and has recommended that the same be refunded.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Eatontown that the below listed Tax Sale Certificates be cancelled and endorsed as fully satisfied.

BLOCK	LOT	NAME	AMT. CERTIFICATE	AMT. PREMIUM
1002	31	US BANK CUST/PRO CAP 8/PRO	\$508.74	\$1,800
101	71	TYRSTONE CAPITAL ASSETS, LLC	\$293.52	\$1,800
906	12	US BANK CUST/RPO CAP 8/PRO	\$493.22	\$1,800

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on December 7, 2022. Julie Martin, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

RESOLUTION 255-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

**AUTHORIZING BID OPPORTUNITY BE ADVERTISED FOR TWO MARKED, ONE UNMARKED
2023 CHEVROLET TAHOE'S - POLICE DEPARTMENT**

WHEREAS, it is the desire of the Borough of Eatontown to advertise a bid opportunity for the purchase of two (2) Marked and one (1) Unmarked 2023 Chevrolet Tahoe's for the Eatontown Police Department; and

WHEREAS, bid specifications have been reviewed by the Eatontown Police Department and the Qualified Purchasing Agent and will be available in the Borough Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Eatontown, Monmouth County, New Jersey, hereby authorizes a notice to bidders be published and advertised in order to seek the purchase and delivery of such vehicles.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on December 7, 2022. _____ Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

RESOLUTION 256-2022

BOROUGH OF EATONTOWN COUNTY OF MONMOUTH, STATE OF NEW JERSEY

AUTHORIZING PURCHASE OF IMAGING SOLUTION/SOLUTION EQUIPMENT - POLICE DEPT.

WHEREAS, there is a need to purchase Imaging Solution/Imaging Solution Equipment for the Borough of Eatontown Police Department; and

WHEREAS, the Eatontown Police Department received quotes from:

Storage Engine, Inc., Tinton Falls, NJ	\$31,406.00
Sunrise Systems, Edison, NJ	\$49,500.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Eatontown, County of Monmouth State of New Jersey that the Borough of Eatontown Police Department is hereby authorized to purchase from Storage Engine, Inc. imaging solution/solution equipment in an amount not to exceed \$31,406.00.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Chief Financial Officer, Police Department and Storage Engine, Inc.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.1 et seq., and any other applicable requirement, I Dena Amodea, CFO of the Borough of Eatontown have ascertained that there are sufficient funds not to exceed \$31,406.00 (Account No. C-04-21-025-240-000). PO# 22-02758.


Dena Amodea, CFO

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at a regular meeting held on December 7, 2022. Julie Martin, RMC, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

RESOLUTION 257-2022

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

AUTHORIZING REFUND OF OVERPAID PROPERTY TAXES

WHEREAS, the Tax Collector has forwarded to the Borough of Eatontown, a list of taxes which are overpaid, and has recommended that the same be refunded; and

WHEREAS State Statute makes provisions for the Borough of Eatontown to make adjustments with respect to overpaid taxes.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Eatontown that the following taxes are hereby authorized to be refunded based upon the recommendation of the tax collector:

BLOCK/LOT	NAME	AMOUNT
2401/48	PEGGY WINSTANLEY	\$1.968.19

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on December 7, 2022. Julie Martin, Borough Clerk
Council President Gonzalez							
Councilmember Regan, Jr.							
Councilmember Escalante							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Mayor Talerico							

**BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President Gonzalez						
Councilmember Regan, Jr.						
Councilmember Escalante						
Councilmember Jones						
Councilmember Gindi						
Councilmember Lucas						
Mayor Talerico						

CERTIFICATION

I, Julie Martin, RMC, Borough Clerk of the Borough of Eatontown do hereby certify this to be a true and exact copy of a resolution adopted by the Governing Body of the Borough of Eatontown, County of Monmouth, State of New Jersey at the regular meeting held on December 7, 2022.

Julie Martin, Borough Clerk