

Mayor
ANTHONY TALERICO, JR.

Council
VIRGINIA M. EAST, President
MARK REGAN, JR.
DANIELLE M. JONES
DAVID GINDI
EVERETT D. LUCAS
MEIR ARAMAN



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA
Mayor and Council
Wednesday, April 26, 2023

Interim Administrator
WILLIAM P. LUCIA III

Borough Clerk
JULIE MARTIN

Borough Attorney
ANDREW BAYER

Borough Engineer
EDWARD HERRMAN

*** Amended 4/24/2023**

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. Proclamation - Municipal Clerk Week (April 30 - May 6)
3. Food Heroes Food Drive (4/16 - 5/15) (C/Jones)
4. Eatontown Municipal Government Internship - Flyer & Application (UPDATE) (C/Jones)
5. Budget 2023 Discussion (C/Gindi)
6. **CLOSED SESSION** (vv)
 - A. Resolution 92-2023**
 1. Contract Negotiation – Personnel
 2. Contractual – Monmouth Mall
 3. Litigation – Cannabis

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

1. Roll Call
2. **APPROVAL OF MINUTES** (vv)
 - A Workshop/Regular Meeting/Closed Session - 4/12/2023
3. **COMMUNICATIONS**
 - A. Langan, Application for Flood Hazard Permit, Blk 2201 Lots 1.12, 1.02, 2, 3, 4 & 5 and Blk 2202 Lot 1 (Monmouth Mall)
 - B. US Home (DBA Lennar), Application for Flood Hazard Permit, Blk 601, Lot 1 (Pinebrook and Hope Road)
 - C. Notice of Public Hearing - Borough of Eatontown Zoning Board of Adjustment (McDonald's Corporation)
 - D. Notice of Public Hearing - Two Rivers Water Reclamation Authority
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. PARKS & RECREATION - Council President East
 - B. EMERGENCY SERVICES - Councilmember Regan, Jr.
 - C. FINANCE & ORDINANCE - Councilmember Jones
 - D. PUBLIC WORKS & INSURANCE - Councilmember Gindi
 - E. PUBLIC BUILDINGS & TENANTS RIGHTS - Councilmember Lucas
 - F. POLICE, PUBLIC LIGHTS & PARKING - Councilmember Araman

6. ADMINISTRATOR'S REPORT - Interim Administrator Lucia

7. OLD BUSINESS

A. ORDINANCE ADOPTION (rc)

1) **Ordinance 05-2023** - An Ordinance Approving a Redevelopment Plan for the Properties Designated as Block 2201, Lots, 1.01, 1.02, 2, 3, 4 and 5, Block 2202, Lot 1 Known as the Monmouth Mall - ***Public Hearing/Adoption (carried from 3/22/23)***

2) **Ordinance 11-2023** – An Ordinance of the Borough of Eatontown Amending Chapters 21 and 31 of the Borough Code Waiving Certain Fees for Surviving Spouses of Fire Department Members, Office of Emergency Management Members, Community Emergency Response Team Members, and First Aid Squad Members - ***Public Hearing/Adoption***

8. PUBLIC COMMENT ON AGENDA ITEMS ONLY

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

10. NEW BUSINESS

A. ORDINANCE INTRODUCTION (vv)

1) **Ordinance 13-2023** - An Ordinance Vacating Conservation and Drainage Easement of Block 4002, Lot 22.01 - ***First Reading/Introduction (Public Hearing 5/24/23)***

2) **Ordinance 14-2023** - An Ordinance of the Borough of Eatontown Concerning the Removal of Trees Deleting Chapter 89 Article I Section 3 and Amending Chapter 307 Articles I and II - ***First Reading/Introduction (Public Hearing 5/10/23) ****

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 93-2023** - Auth. Contract for Professional Services

2) **Resolution 94-2023** - Auth. Amendment Agreement for CDGB (2024-2026)

3) **Resolution 95-2023** - Auth. Tax Sale Certificate Redemptions

4) **Resolution 96-2023** - Committee Appointment, Senior Housing (T. Lewis)

5) **Resolution 97-2023** - Auth. Purchase of Three Axle Trailer, DPW (\$20,000)

6) **Resolution 98-2023** - Escrow Return, IDON Media

7) **Resolution 99-2023** - Auth. The Borough to Amend Contract with Rave Alert for Public Safety, Formerly Swift-Reach Swift 911, Due to Its Name Change for The Borough's Emergency Notification System

C. CONSENT AGENDA MOTIONS (vv)

1) Acceptance of NJ Firemen's Association Application for Membership (D. Alcott)

11. REMARKS OF COUNCIL AND CITIZENS

12. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday, May 10, 2023 @ 7:00 p.m.***

BOROUGH OF EATONTOWN
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

**AUTHORIZING EXECUTIVE SESSION UNDER THE OPEN PUBLIC MEETINGS ACT
FOR THE MAYOR AND COUNCIL OF THE BOROUGH OF EATONTOWN**

WHEREAS, pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., a municipality may exclude the public from a meeting of the Municipal Council where the Council intends to discuss certain matters for which privacy is needed in order to protect the public interest or certain enumerated private interests; and

WHEREAS, it is necessary for the Mayor and Council of the Borough of Eatontown to discuss in session not open to the public certain matters that are required by law to be confidential, more specifically:

- 1) Contract Negotiation – Personnel
- 2) Contractual – Monmouth Mall
- 3) Litigation – Cannabis

WHEREAS, it is anticipated that the minutes from the deliberations conducted in closed session may be disclosed to the public upon the determination that the public interest will no longer be served by such confidentiality.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Eatontown do hereby authorize the above-referenced executive session to be held closed to the public, on April 26, 2023.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Kathleen Muscillo, Deputy 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 April 26, 2023. _____ Kathleen Muscillo, Deputy Borough Clerk
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

ORDINANCE 05-2023

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

**AN ORDINANCE APPROVING A REDEVELOPMENT PLAN FOR THE PROPERTIES DESIGNATED AS
BLOCK 2201, LOTS, 1.01, 1.02, 2, 3, 4 and 5, BLOCK 2202, LOT 1 KNOWN AS THE MONMOUTH
MALL**

WHEREAS, the Mayor and Council of the Borough of Eatontown adopted Resolution 70-2021 on April 14, 2021 Authorizing the Borough Planning Board to undertake a preliminary investigation to determine whether Block 2201, Lots 1.01, 1.02, 2, 3, 4 and 5, and Block 2202, Lot 1 on the Borough Tax Map, commonly known as the Monmouth Mall Property (the "Monmouth Mall Property"), meets the criteria to be designated as a non-condemnation area in need of redevelopment in accordance with N.J.S.A. 40A:12A-5 (the "LRHL"); and

WHEREAS, the Planning Board adopted a Resolution on December 6, 2021 determining that the Property meets the criteria under the LRHL to be declared a Non-Condensation Area in Need of Redevelopment; and

WHEREAS, Borough Council reviewed the recommendations of the Planning Board and adopted Resolution 208-202 designating the Property as a Non-Condensation Area in Need of Redevelopment under the criteria set forth in the LRHL at N.J.S.A. 40A:12A-5 (b) and (h) on December 8, 2021; and

WHEREAS, the Borough and Planning Board Planner, Jennifer C. Beahm, P.P., AICP of Leon S. Avakian, Inc. prepared a report entitled "Monmouth Mall Redevelopment Plan" dated January 2023 setting for the zoning and bulk standards by which the Monmouth Mall Property may be redeveloped; and

WHEREAS, the Borough Council believes it is in the best interest of the Borough to adopt a Redevelopment Plan to resuscitate and redevelop the Monmouth Mall Property so as to ensure continuing and sustained tax revenue from the Monmouth Mall Property and to otherwise serve the public.

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby approves and adopts the Monmouth Mall Redevelopment Plan dated January 2023 for the properties identified as Block 2201, Lots 1.01, 1.02, 2, 3, 4 and 5, and Block 2202 Lot 1 on the Borough of Eatontown Tax Map in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-7.

BE IT FURTHER ORDAINED THAT in accordance with N.J.S.A. 40A:12A-7 (c), the Monmouth Mall Redevelopment Plan contains superseding zoning and the Zoning District Map of the Borough of Eatontown is hereby amended to include the Monmouth Mall Redevelopment Plan as a zoning district.

BE IT FURTHER ORDAINED THAT the superseding zoning standards contained within the Monmouth Mall Redevelopment Plan shall supersede the applicable regulations in the Eatontown Borough Land Use Ordinances governing the Monmouth Mall Property and if a particular land use,

development regulations or site standards are not addressed in this Redevelopment Plan, compliance with the Eatontown Borough Land Use Ordinances or other applicable code requirements apply.

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.

BE IT FURTHER ORDAINED, that this ordinance shall take effect upon passage and publication in accordance with applicable law.

DATE INTRODUCED: 1/25/2023
PUBLIC HEARING: ~~2/22/2023~~, 3/22/2023, 4/26/2023

APPROVED:

Anthony Talerico, Jr. Mayor
Date:

ATTEST:

Julie Martin, Municipal Clerk
Date:

ORDINANCE 11-2023

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

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN AMENDING CHAPTERS 21 AND 31 OF
THE BOROUGH CODE WAIVING CERTAIN FEES FOR SURVIVING SPOUSES OF FIRE
DEPARTMENT MEMBERS, OFFICE OF EMERGENCY MANAGEMENT MEMBERS, COMMUNITY
EMERGENCY RESPONSE TEAM MEMBERS, AND FIRST AID SQUAD MEMBERS**

WHEREAS, the Borough Code currently exempts Fire Department members, Office of Emergency Management members, Community Emergency Response Team Members, and First Aid Squad Members (the "Public Safety Volunteers) from certain Borough fees, including recreational activity fees, Uniform Construction Code fees, licensing fees, and zoning permit application fees as a reward and an incentive for their service to the community; and

WHEREAS, the Borough Council wants to extend these fee exemptions to the surviving spouse of the Public Safety Volunteers in the instance of the unfortunate passing of the Public Safety Volunteers to continue to recognize and thank the important public safety services they have performed on behalf of all Borough residents.

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 Chapter 21 "Emergency Medical Services Department", Section 21-19 "Incentives" and Chapter 31 "Fire Department, Article IV "Incentives", Section 31-37 "Enumeration of Incentives" as follows:

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

Chapter 21, Emergency "Medical Services Department", Section 21-19: "Incentives":

- A. All active First Aid Squad members and their ~~families~~ surviving spouses shall be entitled to the following benefits: (1) Exemption from all recreational activity fees paid to the Borough; (2) Exemptions from the municipal portion of the Uniform Construction Code fees consisting of any construction demolition, plumbing, electrical or certificate of occupancy application fees; (3) Exemption from licensing fees, including but not limited to dog license, marriage license, garage sale permits, and any other licensing instituted by the Borough. (4) Exemption from the zoning permit application fee.
- B. First Aid Squad members and their surviving spouses shall pay all other municipal fees, including, by way of example: (1)-(8) No changes.

Chapter 31 "Fire Department", Article IV Incentives, Section 31-37 (A) "Enumeration of Incentives"

- A. All active Fire Department members, Office of Emergency Management members, and members of the Community Emergency Response Team (CERT), and ~~as well as their families~~ surviving spouses, shall be entitled to the following benefits: (1) Exemption from all recreational activity fees paid to the Borough; (2) Exemptions from the municipal portion of the Uniform Construction Code fees consisting of any construction demolition, plumbing, electrical or certificate of occupancy application fees; (3) Exemption from licensing fees, including but not limited to dog license, marriage license, garage sale permits, and any other licensing instituted by the Borough. (4) Exemption from the zoning permit application fee.
- B. All active Fire Department members, Office of Emergency Management Members, and Members of the Community Emergency Response Team (CERT), ~~as well as their families,~~ and their surviving spouses shall pay all other municipal fees, including, by way of example: (1)-(8) no changes.

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: APRIL 12, 2023
PUBLIC HEARING: APRIL 26, 2023

APPROVED:

ATTEST

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 1

P.O. Type: All
Range: First to Last
Format: Condensed
Vendors: All
Rcvd Batch Id Range: First to Last
Include Non-Budgeted: Y
Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

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	434.00	0.00		B
AIS001	SITEONE LANDSCAPE SUPPLY	23-00994	04/11/23		Open	249.81	0.00		
ALCOTT01	DAVID ALGOTT	23-00945	04/03/23	WALKING DEAD - FIRE WATCH	Open	367.50	0.00		
AMAZ001	AMAZON.COM SERVICES, INC	23-00769	03/10/23	PRESCHOOL SUPPLIES	Open	306.51	0.00		
		23-00930	03/31/23	CONSTRUCTION QUICK CARDS	Open	84.61	0.00		
						391.12			
ANNH001	ANN HOWELL	23-00526	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
AOC001	ALLIED OIL LLC	23-00867	03/21/23	93 RFG GAS/ETHANOL	Open	5,369.97	0.00		
		23-00882	03/24/23	WINTER DYED USLD	Open	5,841.19	0.00		
						11,211.16			
APP002	GANNETT NJ NEWSPAPERS	23-00605	02/23/23	LEGAL ADVERTISEMENTS	Open	198.44	0.00		B
ASB001	ASBURY PARK PRESS, INC.	23-00964	04/05/23	Public Notice Image Proc Syst	Open	64.92	0.00		
ATMC001	AMERICAN TRADE MARK CO	23-00131	01/17/23	FIRE DEPT INCIDENT COMMAND	Open	700.00	0.00		
ATTM002	AT&T MOBILITY - 287306454448	23-01078	04/18/23	BORO CELL PHONE USAGE	Open	440.13	0.00		
ATTM003	AT&T MOBILE 287306454309	23-01084	04/19/23	POLICE/BORO CELL USAGE	Open	2,265.51	0.00		
BAND001	BANDAG, INC	23-00291	01/26/23	OPEN FOR 2023	Open	1,162.80	0.00		B
		23-00794	03/14/23	STOCK SPARES FOR 74	Open	954.72	0.00		
		23-00795	03/14/23	STOCK FOR PICK UP TRUCKS	Open	1,058.52	0.00		
						3,176.04			
BBBA001	BROWN & BROWN BENEFITS ADV.	23-01007	04/11/23	MAY 2023 CONSULTING FEE	Open	1,500.00	0.00		

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 2

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
BLA001	JUDITH CLAUSS BLAIR	23-00254	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
BOE001	EATONTOWN BOARD OF EDUCATION	23-01019	04/13/23	TAX LEVY MAY 2023	Open	1,396,189.50	0.00		
BTFF001	BOROUGH OF TINTON FALLS	23-01087	04/19/23	TINTON FALLS SHARED SERVICE	Open	77,250.75	0.00		
CENTR015	CENTRAL JERSEY/CARBON URGENT	23-00154	01/18/23	PRE-EMPLOYMENT PHYSICALS	Open	185.00	0.00		
		23-00607	02/23/23	PRE-EMPLOYMENT PHYSICALS	Open	420.00	0.00		
		23-00823	03/15/23	PRE-EMPLOYMENT PHYSICAL	Open	133.00	0.00		
						738.00			
CGPH001	CGP&H, LLC	23-00979	04/06/23	ADMINISTRATIVE AGENT SERVICES	Open	975.00	0.00		
		23-00984	04/06/23	HOUSING REHABILITATION PROGRAM	Open	330.40	0.00		
		23-00985	04/06/23	HOUSING REHABILITATION PROGRAM	Open	1,380.00	0.00		
		23-00986	04/06/23	ADMINISTRATIVE AGENT SERVICES	Open	2,798.50	0.00		
						5,483.90			
CHERI005	CHERI THOMAS	23-01036	04/13/23	REIMBURSEMENT FOR BACKGROUND	Open	44.13	0.00		
CIOK001	PEGGY CIOK	23-00261	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
CIOK002	ROBERT S CIOK	23-00262	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
CJRA014	CENTRAL JERSEY REGIS ASSOC.	23-01027	04/13/23	CJRA SPRING LUNCHEON	Open	40.00	0.00		
COM006	COMCAST BUSINESS	23-01050	04/14/23	BORO MONTHLY INTERNET SERVICE	Open	779.25	0.00		
COMC004	COMCAST	23-01077	04/18/23	LIBRARY ONLINE BUSINESS ACCT	Open	96.90	0.00		
		23-01110	04/25/23	PUBLIC WORK ONLINE ACCOUNT SVC	Open	314.44	0.00		
						411.34			
CSUT001	CAROL SUTPHIN	23-00276	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
DEADY002	FLORA DEADY	23-00533	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
DELAG01	DE LAGE LANDEN FINANCIAL INC	23-01071	04/18/23	MAILROOM COPIER LEASE	Open	146.85	0.00		
		23-01072	04/18/23	COMM CTR COPIER LEASE	Open	146.85	0.00		
						293.70			

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 3

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
DESANT01	BRITTANY DESANTIS	23-00900	03/27/23	REFUND OVERPAYMENT-COMM CTR	Open	322.00	0.00		
DOBR001	JOHN DOBROWOLSKI	23-00267	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
DWD002	D&W DIESEL	23-00309	01/31/23	DPW#93 DPF	Open	788.50	0.00		
DWOM001	DORIS M. WOMBOUGH	23-00280	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	434.70	0.00		B
EAT003	EATONTOWN T.V. AND APPLIANCE C	23-01015	04/12/23		Open	449.00	0.00		
EML001	ELECTRONIC MEASUREMENT LAB INC	23-00893	03/27/23	FIRE DEPT EMRG REPAIR METER	Open	253.00	0.00		
ENG001	WALLACE ENGLEHART	23-00287	01/26/23	2023 STATE SHBP REIMB RETIREE	Open	2,237.09	0.00		B
		23-00294	01/27/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
						2,731.79			
FER002	THOMAS FERRUGIA	23-00508	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
FERRUGIA	LINDA G FERRUGIA	23-00509	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
FITNE005	FITNESS SHOWROOMS OF LI	23-00962	04/05/23	Vertical DB Rack	Open	724.00	0.00		
FOO001	SAKER SHOPPRITES, INC.	23-00909	03/28/23	WATER FOR COUNCIL ROOM MEETING	Open	47.03	0.00		
GENAC001	BOROUGH OF EATONTOWN GENERAL A	23-00987	04/06/23	PAY PERIOD 1/6/23 O/S DETAIL	Open	9,006.00	0.00		
		23-01083	04/19/23	PAY PERIOD 4/28/23 POLICE O/S	Open	7,584.00	0.00		
						16,590.00			
GLORI010	GLORIA ADERTON	23-01026	04/13/23	Tax Collection III Class Reg	Open	1,129.00	0.00		
GROFFMID	GROFF TRACTOR MID ATLANTIC LLC	23-00047	01/09/23	OPEN FOR 2023	Open	1,288.78	0.00		B
GWL001	GEORGE WALL LINCOLN MERCURY, IN	22-01398	06/20/22	OPEN FOR 2022	Open	14.04	0.00		B
		23-00134	01/17/23	OPEN FOR 2023	Open	682.58	0.00		B
						696.62			
HEYERGRU	HEYER GRUEL & ASSOCIATES, PA	23-01016	04/12/23	SILVERCAR ESCROW #1586	Open	1,931.25	0.00		

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 4

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
HICKSE01	EDWARD HICKS	23-00860	03/21/23	WALKING DEAD - FIRE WATCH	Open	367.50	0.00		
HOFF004	HOFFMAN SERVICE, INC.	23-00852	03/21/23		Open	14,796.00	0.00		
HOW001	WALTER HOWELL	23-00520	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
HOWAR005	HOWARD SUFFIL	23-00946	04/03/23	WALKING DEAD - FIRE WATCH	Open	472.50	0.00		
IMP001	IMPRINT SHOP LLC	22-02813	12/06/22	Embroidery for uniforms	Open	45.00	0.00		B
JENG001	JOYCE ENGLEHART	23-00293	01/27/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
JERS001	JCP&L	23-01073	04/18/23	BORO STREET LIGHTING USAGE	Open	9,619.89	0.00		
		23-01109	04/25/23	BORO MASTER ELECTRIC ACCOUNT	Open	6,335.02	0.00		
						15,954.91			
JGC001	John Guire Supply LLC	23-00158	01/18/23	OPEN FOR 2023	Open	211.42	0.00		B
JRCAMP01	John R. Campbell	23-00256	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
JSPOT01	JOHNNY ON THE SPOT, LLC	23-00906	03/28/23	STANDARD TEMP RESTROOM SERVICE	Open	94.50	0.00		
KAW001	CHARLES KAWAS	23-00506	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
KSTAUF01	KATHLEEN M. STAUFFER	23-00274	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	989.10	0.00		B
		23-00288	01/26/23	2023 STATE SHBP REIMB RETIREE	Open	2,237.06	0.00		B
						3,226.16			
LAURE005	LAUREN HENNING	23-01054	04/17/23		Open	149.97	0.00		
LAWES002	LAWES COMPANY	23-00348	02/06/23	OPEN FOR 2023 STRAW	Open	488.00	0.00		B
LERT002	LERTCH RECYCLING CO, INC	23-00052	01/09/23	OPEN FOR CUSHED CONCRETE	Open	136.36	0.00		B
LPC001	LYNN PEAVEY CO.	22-01974	08/29/22	Evidence Supplies	Open	454.83	0.00		

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 5

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
LUCI001	WILLIAM LUCIA								
		23-00976	04/06/23	REIMBURSEMENT FOR ZOOM VIDEO	Open	213.14	0.00		
MACA001	PETER MACALUSO								
		23-00268	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	510.30	0.00		B
MCJA001	MONMOUTH MUNICIPAL JUDGES ASSO								
		23-01032	04/13/23	MUNICIPAL ANNUAL DUES 2023	Open	160.00	0.00		
MEGI001	FRED MEGILL								
		23-00619	02/23/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
MONM005	MONMOUTH COUNTY PUBLIC WORKS								
		23-00651	02/28/23	VEHICLE WASH	Open	70.00	0.00		
MOR002	LINDA MORGAN								
		23-00507	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
MOSCA005	MOSCATELLO, ALFRED								
		23-00513	02/14/23	BUSINESS INSURANCE REIMBURSMEN	Open	200.00	0.00		
MRH001	MONMOUTH REGIONAL H.S. BD. OF								
		23-01018	04/13/23	TAX LEVY MAY 2023	Open	843,146.50	0.00		
MU002	MONMOUTH UNIVERSITY								
		23-00891	03/27/23	FEDERAL WORK STUDY EMPLOYMENT	Open	74.18	0.00		
NJAWC001	NEW JERSEY AMERICAN WATER								
		23-01082	04/19/23	BORO MONTHLY WATER USAGE	Open	1,262.72	0.00		
NJB001	VERIZON								
		23-01076	04/18/23	BORO MONTHLY PHONE USAGE	Open	108.67	0.00		
NJDL003	NJ DEPT OF LABOR & WORKFORCE D								
		23-01048	04/14/23	FEDERAL UI BENEFIT CHARGES	Open	688.32	0.00		
NJLE001	NJ LEAGUE OF MUNICIPALITIES								
		23-00748	03/08/23	Public Sector Emp1 Training	Open	75.00	0.00		
NOZ001	NOLZE GARAGE DOOR, LLC								
		22-00172	01/18/22	REPLACE/REPAIRS FIRST AID DOOR	Open	850.00	0.00		
OTT002	OTTO ENVIRONMENTAL SYSTEMS NA,								
		23-00645	02/27/23	95 GAL EDGE TRASH CART	Open	6,778.22	0.00		
PAY003	LOUISE M. PAYNE								
		23-00511	02/14/23	2023 MEDICARE REIMBURSEMENT	Open	494.70	0.00		B
PCAMP001	Patricia Campbell								
		23-00257	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
PETR002	PETRO KING SERVICE								
		23-00799	03/14/23	FUEL MASTER NOT WORKING 3/3/23	Open	326.00	0.00		

April 25, 2023
10:35 AM

BOROUGH OF EATONTOWN
Bill List By Vendor Id

Page No: 6

Vendor #	Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
POORJ005	POOR JOHN'S PORTABLE TOILETS	23-00673	03/01/23		Open	732.00	0.00		B
PRIME006	PRIME HEALTHCARE SERV	22-01329	06/09/22	FIRST AID TECC TRAINING CLASS	Open	250.00	0.00		
RICOH005	RICOH USA, INC.	23-01088	04/19/23	FINANCE MONTHLY COPIER LEASE	Open	166.75	0.00		
ROBER005	ROBERTS AND SONS INC	23-00055	01/09/23	OPEN FOR 2023	Open	309.75	0.00		B
RRR001	R&R RADAR, INC	23-00322	02/01/23	Tuning Forks Certification	Open	389.00	0.00		
RSTA001	ROBERT G. STAUFFER	23-00273	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	989.10	0.00		B
SCH001	T&M ASSOCIATES	21-01755	08/06/21	INDUSTRIAL WAY WEST	Open	1,692.19	0.00		B
		21-02684	11/16/21	ARP WAMPUM BROOK FLOOD STUDY	Open	7,372.50	0.00		B
		22-01914	08/17/22	ARP ARBORETUM DRAINAGE STUDY	Open	5,417.71	0.00		B
		23-00995	04/11/23	ENVIRONMENTAL HUSKY BROOK	Open	4,525.25	0.00		B
		23-01009	04/11/23	AYR WELLNESS ESCROW #1579	Open	1,940.80	0.00		
						20,948.45			
SPCA001	MONMOUTH COUNTY SPCA	23-00896	03/27/23	BORO ANIMAL CONTROL SERVICES	Open	1,500.00	0.00		
STA001	STAVOLA CONTRACTING CO. INC.	23-00325	02/01/23	OPEN FOR 2023	Open	654.00	0.00		B
STAP003	STAPLES ADVANTAGE	23-00969	04/05/23	BUILDING DEPT OFFICE SUPPLIES	Open	112.67	0.00		
		23-00970	04/05/23	COMMUNITY CTR OFFICE SUPPLIES	Open	208.55	0.00		
		23-00971	04/05/23	POLICE RECORDS OFFICE SUPPLIES	Open	239.53	0.00		
		23-00972	04/05/23	RECREATION OFFICE SUPPLIES	Open	217.88	0.00		
		23-00973	04/05/23	PUBLIC WORKS OFFICE SUPPLIES	Open	315.80	0.00		
						1,094.43			
SUTP001	JEFFREY M. SUTPHIN	23-00275	01/25/23	MEDICARE RIMBURSEMENT 2023	Open	494.70	0.00		B
SWOMB001	SHARON WOMBOUGH	23-00281	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
TARGE005	TARGETED TECHNOLOGIES LLC	23-00827	03/16/23	existing laptop upgrade	Open	709.00	0.00		
		23-00894	03/27/23	BORO FIREWALL SOHO DPW	Open	120.00	0.00		
		23-01085	04/19/23	BORO IT MONTHLY SERVICES	Open	7,451.93	0.00		
		23-01086	04/19/23	POLICE IT MONTHLY SERVICES	Open	3,996.50	0.00		
						12,277.43			

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
TAXC001 MONMOUTH COUNTY TREASURER	23-01020	04/13/23	COUNTY TAX MAY 2023	Open	1,445,406.91	0.00		
TAXH001 MONMOUTH COUNTY TREASURER	23-01022	04/13/23	HEALTH COUNTY TAX MAY 2023	Open	29,838.76	0.00		
TAXL001 MONMOUTH COUNTY TREASURER	23-01021	04/13/23	LIBRARY COUNTY TAX MAY 2023	Open	108,635.09	0.00		
TAXO001 MONMOUTH COUNTY TREASURER	23-01023	04/13/23	OPEN SPACE COUNTY TAX MAY 2023	Open	187,661.66	0.00		
THYG001 SENIORCIZE WITH CORINNE, LLC	23-00190	01/19/23	SENIOR CTR CARDIO CORE CLASS	Open	150.00	0.00		B
TNJ002 TREASURER, STATE OF NJ	23-00988	04/06/23	1st QTR DCA FEES	Open	8,714.00	0.00		
TRIST005 TRISTON SPENNATO	23-01034	04/13/23	REIMBURSEMENT FOR BACKGROUND	Open	44.13	0.00		
TURF001 TURF TRADE	23-00878	03/23/23	80 BAGS OF TURFACE MVP	Open	1,332.00	0.00		
TWOM001 THOMAS C. WOMBOUGH III	23-00279	01/25/23	MEDICARE REIMBURSEMENT 2023	Open	494.70	0.00		B
UPS003 UPS	23-00933	03/31/23	FIRE DEPT RETURN PARTS	Open	29.20	0.00		
VERIZ005 VERIZON - ALBANY	23-01049	04/14/23	BORO FIBEROPTIC MONTHLY SVC	Open	808.14	0.00		
WHITM005 WHITMOYER BUICK CHEVROLET INC	23-00359	02/07/23	Police Vehicles	Open	140,700.00	0.00		
WOO004 RONNIE L. WOODS	23-00996	04/11/23	REIMBURSEMENT FOR WOOKBOOTS	Open	159.99	0.00		
WVG010 W.W. GRAINGER, INC.	23-00371	02/07/23		Open	602.88	0.00		B
Total Purchase Orders: 131 Total P.O. Line Items: 0					Total List Amount: 4,393,762.74	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:	2-01	5,602.25	0.00	5,602.25	0.00	0.00	5,602.25
CURRENT FUND:	3-01	4,183,004.42	0.00	4,183,004.42	522.00	0.00	4,183,526.42
GENERAL CAPITAL F	C-04	157,188.19	0.00	157,188.19	0.00	0.00	157,188.19
GRANT FUND	G-02	19,568.43	0.00	19,568.43	0.00	0.00	19,568.43
	T-15	24,005.40	0.00	24,005.40	0.00	0.00	24,005.40
	T-17	3,872.05	0.00	3,872.05	0.00	0.00	3,872.05
Year Total:		27,877.45	0.00	27,877.45	0.00	0.00	27,877.45
Total of All Funds:		4,393,240.74	0.00	4,393,240.74	522.00	0.00	4,393,762.74

ORDINANCE 13-2023

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

AN ORDINANCE VACATING CONSERVATION AND DRAINAGE EASEMENT OF BLOCK 4002, LOT 22.01

WHEREAS, under the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et. seq., the Borough of Eatontown (the "Borough") is required to convey real property or any interest in real property through the adoption of an ordinance; and

WHEREAS, a Drainage/Conservation Easement was created on the property identified as Block 4002, Lot 22.01, f/k/a Block 4002, Lots 22&23 (the "Property") in favor of the Borough of Eatontown as part of a major subdivision application dating back to 1986 and as a condition of Variance and Site Plan approval granted by the Eatontown Planning Board to the property owner, Shaare Tefilah Ben Moshe, Inc. (the "Synagogue") for the initial construction of the synagogue in 2008, a modified Drainage and Conservation Easement (the "Easement") was filed with the County Clerk in favor of the Borough; and

WHEREAS, the Eatontown Planning Board granted Amended Preliminary and Final Major Site Plan Approval to construct an addition to the existing synagogue including associated site improvements on April 4, 2022; and

WHEREAS, the Planning Board requested that the Borough vacate the Easement because both the Synagogue's expert and the NJDEP concurred that the Easement was not serving any real purpose on the Synagogue's property and would remain in place on the neighboring property; and

WHEREAS, the Borough Council finds it to be in the best interests of the Borough and its residents to vacate the Easement as recommended by the Planning Board to allow for the expansion of the Synagogue as approved.

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 authorizes the vacation of the Drainage and Conservation Easement on Block 4002, Lot 22.1 and the Mayor is authorized to execute the Vacation of Conservation Easement as between the Borough of Eatontown and Congregation Shaare Tefilah Ben Moshe, Inc. in a form approved by the Borough Attorney.

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; and

IT IS FURTHER ORDAINED that any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

IT IS FURTHER ORDAINED that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

DATE INTRODUCED: 4/26/2023

DATE ADOPTED:

APPROVED:

Anthony Talerico, Jr. Mayor

Date:

ATTEST:

Julie Martin, Municipal Clerk

Date:

ORDINANCE 14-2023

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

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN CONCERNING TREE REMOVAL AND
AMENDING CHAPTER 89 ARTICLE I SECTION 3 AND CHAPTER 307 ARTICLES I AND II**

WHEREAS, the Borough Council seeks to update the Borough Code to ensure that it is consistent with N.J.S.A. 40:64-1 through N.J.S.A. 40:64-14 by deleting Chapter 89 Section 3 (c)(3) and amending Chapter 307 Articles I and II of the Code of the Borough of Eatontown; and

WHEREAS, Chapter 89 Section 3 (c)(3) is duplicative of the Tree Removal sections of Chapter 307.

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

Chapter 89 Section 3 (c)(3) is hereby stricken.

Chapter 307-1 through Chapter 307-22 is hereby stricken and amended to read as follows:

- A. Purpose. The Borough Council of the Borough of Eatontown does herein decide and find that the indiscriminate, uncontrolled and excessive destruction, removal and cutting of trees upon lots and tracts of land within the Borough has resulted in increased municipal drainage costs, drainage control costs, and has further caused increased soil erosion, decreased fertility of soil and increased dust, which has deteriorated property values and has further rendered land unfit and unsuitable for the most appropriate use, with the result that there has been and will result in the future a deterioration of conditions affecting the health, safety and general well-being of the inhabitants of the Borough and has caused the passage of this article to regulate and control the indiscriminate and excessive cutting of trees in the Borough.
- B. Definitions. As used in this subsection, the following terms shall have the meanings indicated:

DO NOT PLANT LIST a promulgation of the Shade Tree Commission that identifies trees which are not permissible to be planted as a replacement tree or part of a Planning Board or Zoning Board application. The **DO NOT PLANT LIST** shall be posted on the Borough webpage, filed with the Zoning Officer and may be amended from time to time. Deviations from this list are subject

to the approval of the Shade Tree Commission or Planning or Zoning Board depending upon the issue being addressed and their respective jurisdiction.

ENVIRONMENTALLY CRITICAL AREAS. An area or feature which is of significant environmental value, including but not limited to wetlands, floodplains, important farm lands, agricultural development areas, steep slopes, endangered or threatened species and their designated habitats, important aquifer recharge areas, coastal areas, stream corridors, parks and preserves.

PLANTING GUIDE a promulgation of the Shade Tree Commission that identifies trees which are permissible to be planted as a replacement tree. The Planting Guide shall be posted on the Borough webpage, filed with the Zoning Officer and may be amended from time to time. Other trees may be planted which are not included on the list subject to the approval of the Shade Tree Commission or Planning or Zoning Board depending upon the issue being addressed and their respective jurisdiction.

PUBLIC RIGHT-OF-WAY. Any street or road shown upon a map or plan filed in the Monmouth County Clerk's office or on the Official Map of the Borough of Eatontown.

SHRUB. Native or volunteered laurel and wild azaleas having a root crown (the diameter of the trunk just prior to its spreading into roots) of three inches or greater at the soil or surface level.

SITE. Any lot, tract, parcel, or parcels of land within the Borough.

SITE PLAN. A development plan of one or more lots on which is shown:(1) The existing and proposed conditions of the lot, including but not necessarily limited to topography, vegetation, drainage, floodplains, marshes and waterways;(2) The location of all existing and proposed building, drives, parking spaces, walkways, means of ingress and egress, drainage facilities, utility services, landscaping, structures and signs, lighting, and screening devices;(3) The location of all existing and proposed soil erosion and sedimentation control measures;(4) The location of existing and proposed surface water runoff control measures; and (5) Any other information that may be reasonably required in order to make an informed determination with regard to application for approval of site plans.

SUBDIVISION. 1.The division of a lot, tract or parcel of land into two or more lots, tracts, parcels or other divisions of land for sale or development. The following shall not be considered subdivisions within the meaning of this chapter, if no new streets are created: (a) Divisions of land found by the Planning Board or Subdivision Committee thereof appointed by the Chairman to be for agricultural purposes where all resulting parcels are five acres or larger in size; (b) Divisions of property by testamentary or intestate provisions; (c) Divisions of property upon

court order including but not limited to judgements of foreclosure;**(d)** Consolidation of existing lots by deed or other recorded instrument; and **(e)** The conveyance of one or more adjoining lots, tracts, or parcels of land owned by the same person or persons and all of which are found and certified by the administrative officer to conform to the requirements of the Borough Municipal Land Use Ordinance and are shown and designated as separate lots, tracts or parcels on the Tax Map of the Borough of Eatontown. (2) The term "subdivision" shall also include the term "resubdivision."

TREE. Any of the following living trees having a trunk of a diameter greater than as set forth below, measured at one foot above ground level:**(a)** Deciduous tree: six inches (or circumf. 19 inches).**(b)** Coniferous tree: six inches (or circumf. 19 inches). **(c)** American holly tree (Ilex opaca), dogwood (Cornus florida), and broadleaf evergreens: one inch.

TREE REMOVAL AND SITE CLEARING PERMIT. A certificate issued by the Zoning Officer of the Borough to remove or destroy trees or shrubs as defined in this subsection.

UNDISTURBED AREA. An area in which trees, shrubs and undercover will not be disturbed by filling, cutting, or by any other means.

C. Permit requirements. For purposes of this ordinance, all properties will be divided as residential or commercial. Commercial properties shall mean all properties other than residential properties.

a. Commercial Properties:

- i. Tree removal as part of a Site Plan or Subdivision will be referred to the Shade Tree Commission. The Shade Tree Commission may prepare a memorandum to make recommendations to the Planning Board and/or Zoning Board. The Shade Tree Commission shall serve as advisory body to the Planning and Zoning Boards pursuant to N.J.S.A. 40:64-1. The Planning and Zoning Board secretary shall advise the Shade Tree Commission, Environmental Commission, and Fire Prevention Commission of all Site Plan or Subdivision applications.
- ii. Tree removal which is not part of a Site Plan and where the property owner wishes to clear cut vacant land of trees shall be applied for with the Zoning Officer and referred to the Borough Engineer who, after consultation with the Shade Tree Commission, shall determine what may be clear cut. In rendering such a determination, the Borough Engineer may require the applicant to make payment into the tree fund and replant elsewhere on the property. The applicant shall pay monies into

escrow in an amount to be determined by the Land Use Administrator for the Borough Engineer to review such an application. The Site Clearing Permit shall be issued by the Zoning Officer. Failure to apply for a Site Clearing Permit is a violations and subject to penalties enforced by the Code Enforcement Officer

b. Residential Properties:

i. Where residential properties are less than one acre and the resident seeks to remove trees on their property:

1. If the tree(s) are on a public easement or right-of-way, referral to the Shade Tree Commission whose process shall be defined below.
2. If the tree(s) are not on a public easement or right-of-way, no municipal approval shall be required.

ii. Where residential properties are equal or greater to one acre:

1. If the tree(s) are on a public easement or right-of-way, referral to the Shade Tree Commission whose process will be defined below.
2. If the tree(s) are not on a public easement or right-of-way, referral to the Borough Engineer with the property owner being required to place money into escrow to pay for the Borough Engineer's review, who in consultation with the Shade Tree Commission shall determine what Trees may be cut down, or whether the property owners shall make payment into a tree fund and/or replant elsewhere on the property. In rendering this review, the Shade Tree Commission shall make a clear explanation to address the harm, if any, of clear cutting Trees and drainage issues.

iii. Stipulations for all residential properties:

1. If the tree is on a public easement or right-of-way, the Department of Public Works alone has the authority to determine whether the tree is a hazard and in need of pruning or removal. The Department of Public Works shall have the authority to make the decision without consultation with the Shade Tree Commission.

D. Application Process. Any person seeking to cut or remove trees shall follow the within process:

a. Commercial Properties:

- i. For those applying for Site Plan or Subdivision approval to the Planning Board or Zoning Board, such applications shall be part of the application process.

- ii. For those seeking a site clearing permit, application shall be made to the Zoning Officer and Land Use Administrator, who must receive an escrow fund payment and survey from the applicant, and who shall work in consultation with the Borough Engineer and the Shade Tree Commission to consider a site clearing plan.

b. Residential Properties:

- i. All residential applications shall be made to the Zoning Officer and Land Use Administrator. The Zoning Officer and Land Use Administrator shall refer the application to the Department of Public Works if the tree is on a public easement or right-of-way. If the tree is on a public easement or right-of-way, the Department of Public Works shall determine if there is an emergent need to remove or cut the tree.
- ii. If the Department of Public Works determines that there is no emergent need to remove or cut the tree, the resident shall be referred to the Shade Tree Commission for a public hearing.
- iii. If there is an emergency, and the tree is located on a public easement or right-of-way, the Department of Public Works may act without regard to the Shade Tree Commission. The Department of Public Works may notify the Shade Tree Commission of any requirements to replant the tree, or, if the land cannot sustain a replacement tree, the resident may pay into the tree fund.
- iv. If there is an emergency, the decision to remove a tree on a public easement or right-of-way shall be delegated to the Department of Public Works.

E. Shade Tree Commission. The powers, duties, and authorizations of the Shade Tree Commission are set forth in Section 7-12 through 25 of the Code of the Borough of Eatontown.

F. Fines and Penalties.

- a. Commercial Properties: All allegations of code violations shall be referred to the Zoning Officer. The Zoning Officer shall determine site plan conformity.
 - i. In consultation with the Borough Engineer, the Zoning Officer shall have the authority to determine if the property is in violation of Site Plan approval.
 - ii. If the property is in violation of Site Plan approval, the property shall be returned to the Planning Board or Zoning Board for resolution.
 - iii. If a violation is found to exist which does not require appearance at the Planning Board or Zoning Board, the matter shall be referred to the Shade Tree Commission, who in conjunction with the Borough Engineer shall recommend replacement trees or payment to the tree fund.

Commercial Properties who disagree with this decision may appeal to the Planning or Zoning Board, as appropriate for final resolution.

- b. Residential Properties: All residential properties whose owners cut a non-hazardous tree without permission shall be subject to the following penalties.
 - i. Trees on a public easement or right-of-way: The owner shall meet with the Shade Tree Commission to determine whether a replacement tree must be planted. If a replacement tree is not plausible due to issues with topography and roots, the owner shall be required to make a payment to the tree fund. Failure to do so will result in a violation of the ordinance and the issuance of a summons to Court by the Code Enforcement Officer.
 - ii. Trees outside a public easement or right-of-way:
 - 1. On properties an acre or larger, the matter shall be referred to the Borough Engineer who, in consultation with the Shade Tree Commission, shall determine the penalty including but not limited to replanting; if replanting is not plausible, a payment to the tree fund shall be made. Failure to do so will result in a violation of the ordinance and the issuance of a summons to Court by the Code Enforcement Officer.
 - 2. On properties measuring less than one acre are not subject to this code section.
- G. Tree Fund. The Borough of Eatontown Tree Fund shall hold funds with which to replace trees on residential and commercial properties throughout the Borough.
- a. The Shade Tree Commission shall have the authority to cause trees to be planted using funds held in the Tree Fund.
 - b. The Fund shall set aside the following funds for the following tree sizes:
 - i. Small trees, whose height at maturity is under 25 feet: \$150.
 - ii. Medium trees, whose height at maturity is between 25 feet and 40 feet: \$250.
 - iii. Large trees, whose height at maturity is over 40 feet: \$350.

Date Introduced: 4/26/2023

Date Adopted:

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

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Eatontown do hereby authorized the execution of the contract for the provision of service listed below commencing April 12, 2023 and ending December 31, 2023, per the Contracts for Services on file in the Office of the Borough Clerk according to the New Jersey State Records Retention Schedule established by N.J.S.A. 47:3-15 et seq. and approved by the State Records Committee.

Firm
NW Financial Group, LLC

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

CERTIFICATION

I, Kathleen Muscillo, Deputy 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 April 26, 2023.

Kathleen Muscillo, Deputy Borough Clerk

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

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant Program; and

WHEREAS, a Revised Amendment Cooperation Agreement has been adopted under which the Borough of Eatontown and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

NOW, THEREFORE, BE IT RESOLVED by the Eatontown Council of the Borough of Eatontown, that the Revised Amendment Agreement between the County of Monmouth and Certain Municipalities located herein for the establishment of a Cooperative Means of Conducting certain Community Development Activities, a copy of which is attached, thereto, be and same is hereby approved.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its enactment.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Kathleen Muscillo, Deputy 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 April 26, 2023.
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							

 Kathleen Muscillo, Deputy Borough Clerk

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

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

BLOCK	LOT	Qual.	NAME	AMOUNT CERTIFICATE	AMOUNT PREMIUM
304	22		PRO CAP 8 FBO FIRSTTRUST BANK	\$ 1,866.26	\$ 1,900

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

CERTIFICATION

I, Kathleen Muscillo, Deputy 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 April 26, 2023.

Kathleen Muscillo, Deputy Borough Clerk

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

BE IT RESOLVED that the following Borough Committee appointments for the Borough of Eatontown, as made by the Mayor, are hereby confirmed:

4/24/23 – 12/31/25

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Kathleen Muscillo, Deputy 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 April 26, 2023.
Council President East							
Councilmember Regan, Jr.							
Councilmember Jones							
Councilmember Gindi							
Councilmember Lucas							
Councilmember Araman							
Mayor Talerico							
							_____ Kathleen Muscillo, Deputy Borough Clerk

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

WHEREAS, the applicant has requested the release of the escrow funds for Highway 35 and Clinton Avenue in an email received April 11, 2023; and

IDON Media NJ LLC
788 Shrewsbury Avenue
Suite 2203
Tinton Falls, New Jersey 07724
For Block 1304, Lot 1

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the applicant, the Borough Engineer and the Borough Chief Financial Officer.

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

CERTIFICATION

I, Kathleen Muscillo, Deputy 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 April 26, 2023.

Kathleen Muscillo, Deputy Borough Clerk

**RESOLUTION AUTHORIZING THE BOROUGH TO AMEND CONTRACT WITH RAVE ALERT FOR PUBLIC SAFETY,
FORMERLY SWIFT-REACH SWIFT 911, DUE TO ITS NAME CHANGE FOR THE BOROUGH'S EMERGENCY
NOTIFICATION SYSTEM**

WHEREAS, the Borough has been advised that the Vendor has changed its name to Rave Alert for Public Safety and it has become necessary to amend the Borough's contract document to reflect its new name;

IT IS FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the following:

1. Rave Alert For Public Safety
2. Dena Amodea, CFO
3. Julie Martin, Clerk and Qualified Purchasing Agent

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

CERTIFICATION

I, Kathleen Muscillo, Deputy 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 April 26, 2023

Kathleen Muscillo, Deputy Borough Clerk