

Mayor
ANTHONY TALERICO, JR.

Council
VIRGINIA M. EAST, President
DANIELLE M. JONES
DAVID GINDI
MEIR ARAMAN
CARL LAWSON
CANDACE M. FAUST



BOROUGH OF EATONTOWN
47 Broad Street
Eatontown, New Jersey 07724

AGENDA
Mayor and Council
Wednesday, May 8, 2024

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. Proclamation - Peace Officers' Memorial Day, National Police Week
3. Proclamation - Recognizing Annual National EMS Week
4. Proclamation - Public Works Appreciation Week

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

1. Roll Call
2. **APPROVAL OF MINUTES** *(vv)*
 - A. Workshop/Regular Meeting - 4/24/2024
3. **COMMUNICATIONS**
 - A. NJNG Public Hearing Notice for SAVEGREEN Program
 - B. Public Notice, Two Rivers Water Reclamation Authority, Revised Connection Fee
 - C. Public Notice for 14 Farm Lane Application to Eatontown Zoning Board (Blk 2607, Lot 19)
 - D. Public Notice for Sunrise Holdings 1 LLC Application to Eatontown Zoning Board (Blk 2301, Lot 6)
4. **MAYOR'S REPORT** - Mayor Talerico
5. **REPORTS OF COMMITTEES**
 - A. EMERGENCY SERVICES - Council President East
 - B. FINANCE & ORDINANCE - Councilmember Jones
 - C. PUBLIC BUILDING & TENANTS RIGHTS - Councilmember Gindi
 - D. POLICE, PUBLIC LIGHTS & PARKING - Councilmember Araman
 - E. PARKS & RECREATION - Councilmember Lawson
 - F. PUBLIC WORKS & INSURANCE - Councilmember Faust
6. **ADMINISTRATOR'S REPORT** - Interim Administrator Lucia

7. OLD BUSINESS

A. HEARING - BOARDING HOUSE/ROOMING HOUSE - Pheonix Recovery, LLC (18 Willow)

(continued/carried from 2/28/24, 3/23/24, 4/10/24 and 4/25/24)

B. Resolution 68-2024 - Resolution on Application of Pheonix Recovery, 18 Willow *(carried from 2/27, 3/23, 4/10 & 4/25)*

C. ORDINANCE ADOPTION

1. Ordinance 04-2024 - An Ordinance of the Borough of Eatontown Concerning Tree Removal Amending Chapter 307 "Removal of Trees" Incorporating the Requirements of the Borough's NJDEP Tier One Municipal Stormwater General Permit - *Public Hearing/Adoption (carried from 4/25/24)*

8. PUBLIC COMMENT ON AGENDA ITEMS ONLY

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

10. NEW BUSINESS

A. ORDINANCE INTRODUCTION (rc)

1. Ordinance 06-2024 - Ordinance Amending Chapter 89 "Land Use", Article V "Application, Review and Approval Procedures", Section 89-14 "All Other Applications for Development" and Section 89-15 "Application Details" Incorporating the Complete Streets Checklist as a Required Submittal with the Borough's Planning and Zoning Board Applications - *First Reading/Introduction (Public Hearing 5/22/24)*

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 104-2024 - Auth. Reimbursement to First Aid Members for Tuition Refresher Courses (ABC)

2) Resolution 105-2024 - Auth. Refund of Overpaid Taxes

3) Resolution 106-2024 - Auth. Shared Service with Monmouth County Records Information Management (RIM)

4) Resolution 107-2024 - Auth. Release of Escrow (Parker Village HOA)

5) Resolution 108-2024 - Resolution to Cancel Outstanding Checks

C. CONSENT AGENDA MOTIONS (vv)

1) Acceptance of Tax Collector Report of Uncollectable Taxes

2) Acceptance of Tax Collector Report, April 2024

3) Acceptance of Planning/Zoning Report, April 2024

11. REMARKS OF COUNCIL AND CITIZENS

12. ADJOURNMENT (vv)

***The next meeting of the Governing Body is
Wednesday, May 22, 2024 @ 7:00 p.m.***

ORDINANCE 04-2024

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

**AN ORDINANCE OF THE BOROUGH OF EATONTOWN CONCERNING TREE REMOVAL
AMENDING CHAPTER 307 REMOVAL OF TREES INCORPORATING THE REQUIREMENTS OF THE
BOROUGH'S NJDEP TIER ONE MUNICIPAL STORMWATER GENERAL PERMIT**

WHEREAS, trees play a critical role in the water cycle where they reduce soil erosion and pollutant runoff, promote infiltration of rainwater into the soil, and protect the environment, public health, safety and welfare; and

WHEREAS, the NJDEP revised the Tier A Municipal Stormwater General Permit in 2023, which also reclassified all municipalities into the Tier A; and

WHEREAS, the 2023 Tier A MS4 permit renewal requires permittees to adopt and enforce a community-wide ordinance to control tree removal and replacement.

WHEREAS, the Borough Council believes it is in the best interest of its residents to amend and update its tree replacement requirements in order to comply with the requirements of its Tier A MS 4 stormwater permit and to meet the NJDEP's standards regarding tree removal.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Eatontown, County of Monmouth and State of New Jersey, hereby amends Chapter 307 of the Borough Code entitled Removal of Trees as follows:

[deletions are marked as strike-out and additions are underlined]

Chapter 307

§307-1 -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 in conformance with its requirements in conformance with its New Jersey Department of Environmental Protection 2023 Tier A MS4 permit.

§307-2 Definitions. As used in this subsection, the following terms shall have the meanings indicated:

Applicant means any person or entity who applies for approval to remove trees regulated under this ordinance.

CALIPER means the diameter of the trunk of a young tree, measured six (6) inches from the soil line. For young trees, whose caliper exceeds four inches, the measurement is taken twelve (12) inches above the soil line.

Critical Root Radius (CRR)" – means the zone around the base of a tree where the majority of the root system is found. This zone is calculated by multiplying the diameter at breast height (DBH) of the tree by 1.5 feet. For example: a tree with a 6" DBH would have a CRR = 6"x1.5' = 9'.

DIAMETER AT BREAST HEIGHT (DBH) means the diameter of trunk of a mature tree generally measured at a point four and a half feet above ground level from the uphill side of the tree. For species of trees where the main trunk divides below the four and a half foot height, the DBH shall be measured at the highest point before any division.

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.

HAZARD TREE means a tree or limbs thereof that meet one or more of the following: 1. Has an infectious disease or insect infestation; 2. Is dead or imminently dying; 3. Obstructs the view of traffic signs or the free passage of pedestrians or vehicles, where pruning attempts have not been effective; 4. Is causing obvious damage to structures such as building foundations; or 5. Is determined to be a threat to public health, safety, and/or the welfare by a New Jersey licensed

tree expert in accordance with N.J.S.A. 45:15C-11 or a licensed arborist. The Department of Public Works shall have the authority to determine a hazard tree on public property, in a public easement or public right of way.

INVASIVE SPECIES are those species as identified in Borough Land Use Ordinance section 89-83.A.4. Invasive species may be removed without replacement upon proper application to and approval from the Borough Zoning Officer and Land Use Administrator.

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.

PLANTING STRIP means the part of a street right-of-way between the public right-of-way and the portion of the street reserved for vehicular traffic or between the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.

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, including but not limited to public easements such as drainage and utility easements.

RESIDENT means an individual who resides on the residential property where a tree(s) regulated by this ordinance is removed or proposed to be removed.

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

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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" means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, over-mulching or improper mulching, and improper grading and/or soil compaction within the critical root radius around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of treatments intended to manage invasive species.

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.

§307-3 Permit requirements.

Any residential or commercial property owner seeking to remove a tree on their property is subject to an application process, defined below.

~~A. 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 Zoning Officer may require a tree survey be provided to determine the number, sizes and exemptions of trees for assessment of fees related to the application. The site clearing permit shall be issued by the Zoning Officer. Failure to apply for a Site Clearing Permit is a violation and subject to penalties enforced by the Code Enforcement Officer or Zoning Officer.

b. Residential Properties:

- i. Tree removal from residential property is subject to the conditions set forth below.
- ii. ~~Where a resident seeks to remove a tree from the public easement or right of way, the 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. The removal of trees outside of the public easement or right of way shall be subject to the Tree Replacement Requirements Table.~~

iii. ~~Where residential properties are equal to or greater than 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.~~

iv. ~~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.~~

§307-4 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 tree removal applications shall be part of the zoning 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 using a Tree Removal/Pruning request form. The fee for this application shall be set at \$25.
- ii. The Zoning Officer and Land Use Administrator shall determine if the tree is within the public right of way. If the tree is on a public right-of-way, it shall be referred to the Department of Public Works who shall determine if there is an emergent need to remove or cut the tree.

- iii. 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.
- iv. If the Department of Public Works determines that there is an emergency, they may act to prune or remove the tree 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. A tree that is removed by the Department of Public Works for being a hazard will be referred to the Shade Tree Commission for replacement or fee using the Tree Replacement Requirement Table set forth in Section 307-6.~~
- v. If there is an emergency, the decision to remove a tree on public property, in a public easement or public right-of-way shall be delegated to the Department of Public Works.

§307-5 Shade Tree Commission. The powers, duties, and authorizations of the Shade Tree Commission are set forth in Chapter 7, Article III, (Sections 7-12 through 25) of the Code of the Borough of Eatontown.

Commented [AB1]: I don't think we need 307-5. It is not necessary to reiterate the powers of the Shade Tree from another code section. They are what they are.

307-6. Tree Replacement Requirements:

- A. Any person or entity who removes one or more trees shall be subject to the Tree Replacement Requirements Table below. For Site Plan applications, the Tree Replacement requirements will be considered in addition to any Landscaping, buffering and screening requirement listed in Borough Code 89-39.

Tree Replacement Requirements Table:

<u>Category</u>	<u>Tree (as defined and measured in Chapter 301-1.B.) Removed</u>	<u>Tree Replacement Criteria</u>	<u>Payment to Tree Fund In-Lieu of Replacement</u>
<u>1</u>	<u>1" to 12.99" DBH</u>	<u>Replant 1 tree with a minimum tree caliper of 2.5"-3" for each tree removed</u>	<u>\$200</u>
<u>2</u>	<u>13" to 22.99" DBH</u>	<u>Replant 2 trees with minimum tree calipers of 2.5"-3" for each tree removed</u>	<u>\$300</u>

3	23" to 32.99" DBH	Replant 3 trees with minimum tree calipers of 2.5"-3" for each tree removed	\$400
4	33" or greater DBH	Replant 4 trees with minimum tree calipers of 2.5"-3" for each tree removed	\$500

B. Replacement tree(s) shall:

1. Be replaced in kind with a tree that has an equal or greater DBH than tree removed or meet the Tree Replacement Criteria in the table above;
2. Be planted within twelve (12) months of the date of removal of the original tree(s);
3. Be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months;
4. Shall not be planted in temporary containers or pots, as these do not count toward tree replacement requirements; and
5. Shall not be identified on the Do Not Plant List nor be an invasive species.

C. Replacement Alternatives:

1. If it is determined that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred or is requested to occur:
 - a. If the tree is on the public right of way, the Shade Tree Commission may modify the above replacement schedule to allow for a tree or trees appropriately sized for the area. If none exists, the applicant shall pay into the tree fund according to the Tree Replacement Requirements Table.
 - b. If the tree is outside of the public right of way, the applicant shall pay into the tree fund according to the Tree Replacement Requirements Table.

D. Exemptions:

1. All persons shall comply with the tree replacement standard outlined above, except in the cases detailed below:
 - a. Residents who remove fewer than four trees outside of the public right of way that fall into any Category 1, Category 2, Category 3 or Category 4 of the Tree

Replacement Requirements Table within a five-year period. The number of trees removed is a rolling count across a five year period. This exemption does not apply to the count of trees removed from the public easement or right of way which are governed by the Shade Tree Commission;

- b. Tree farms in active operation, nurseries, fruit orchards and garden centers (excluding those trees required as part of their site plan approval);
- c. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan that is active and on file with the municipality;
- d. Any trees removed as part of a municipal or state decommissioning plan. This exemption only includes trees planted as part of the construction and predetermined to be removed in the decommissioning plan;
- e. Any trees removed pursuant to New Jersey Department of Environmental Protection (NJ DEP) or US Environmental Protection Agency (EPA) approved environmental cleanup, or NJ DEP approved habitat enhancement plan;
- f. Approved game management practices, as recommended by the State of New Jersey, Department of Environmental Protection, Division of Fish, Game and Wildlife;
- g. Any invasive tree may be removed without regard to the tree removal count above. Such removal will neither require a replacement tree nor a payment to the tree fund; and
- h. Hazard trees may be removed without regard to the tree removal count above. Such removal will neither require a replacement tree nor a payment to the tree fund. A tree outside of the public right of way will only be determined a hazard in need of removal with a written and signed statement from a New Jersey licensed tree expert as per NJ Statute 45:15C-11 or licensed arborist.

A. Commercial Properties: All allegations of code violations shall be referred to the Zoning Officer. The Zoning Officer shall determine site plan conformity.

1. 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.

2. If the property is in violation of Site Plan approval, the property issue shall be returned to the Planning Board or Zoning Board for resolution.

3. 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.

1. 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, etc. 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.

2. Trees outside a public easement or right-of-way:

A. All trees removed outside of the public right of way shall be subject to the Tree Replacement Requirements Table.

~~3. 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.~~

~~4. On properties measuring less than one acre are not subject to this code section.~~

C. The Zoning Officer shall be responsible to implement and enforce this Ordinance. The failure to replace a tree or make a payment to the Eatontown

Tree Fund as required by the Ordinance shall result in a penalty to be assessed in an amount up to \$2000 per violation.

§307-8 Tree Fund. The Borough of Eatontown Tree Fund shall ~~hold~~ maintain funds with which to replace trees on public, residential and commercial properties throughout the Borough.

A. The Shade Tree Commission and Department of Public Works 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: 4/10/2024

Date Adopted: 4/25/2024

APPROVED:

ATTEST:

Anthony Talerico, Jr. Mayor

Date:

Julie Martin, Municipal Clerk

Date:

May 3, 2024
10:10 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	23-02804	11/14/23	2023 Police Uniforms	Open	324.00	0.00		B
ADAMS005	BUCHAN & PALO, LLC	24-00918	04/12/24	BORO PUBLIC DEFENDER SERVICES	Open	500.00	0.00		
AMAZ001	AMAZON.COM SERVICES, INC	24-00946	04/17/24	BUILDING DEPT OFFICE SUPPLIES	Open	269.36	0.00		
AMAZ005	AMAZON.COM #A3898AWA7QWVMO	24-00937	04/16/24	Field Notepads	Open	166.50	0.00		
AOC001	ALLIED OIL LLC	24-00870	04/08/24	93 RFG GAS/ETHANOL	Open	5,718.81	0.00		
		24-00916	04/12/24	93 RFG GAS/ETHANOL	Open	5,030.42	0.00		
		24-00955	04/17/24	WINTER DYE ULSD	Open	6,908.05	0.00		
						17,657.28			
APLUS005	A-PLUS CONSTRUCTION, INC	23-02817	11/15/23	HOME IMPROVEMENT PROGRAM	Open	18,500.00	0.00		B
ARH001	ADAMS, REHMANN, HEGGAN ASSOC INC	24-00868	04/08/24	GREENWAY DOWNTOWN PROJECT	Open	1,237.50	0.00		
		24-00919	04/12/24	GREENWAY PHASE 2 DESIGN	Open	6,286.05	0.00		
						7,523.55			
ARNONE01	JOAN ARNONE	24-00331	01/30/24	2024 SHBP REIMBURSEMENT RETIREE	Open	1,539.89	0.00		B
CGPH001	CGP&H, LLC	24-00951	04/17/24	ADMINISTRATIVE AGENT SERVICES	Open	450.00	0.00		
		24-00952	04/17/24	HOUSING REHABILITATION PROGRAM	Open	550.00	0.00		
						1,000.00			
CHARL005	CHARLES WEST	24-00904	04/10/24	1st QTR PHONE REIMB - C WEST	Open	90.00	0.00		
ECEL002	EAST COAST EMERGENCY LIGHTING	23-02418	10/06/23	Upfit of Ford F750 LESO	Open	7,569.90	0.00		
FIX001	MATT FIX	24-00903	04/10/24	EYEGLASS REIMBURSEMENT	Open	696.00	0.00		
FOO001	SAKER SHOPRITES, INC.	24-00638	03/07/24	APRIL BIRTHDAY LUNCH	Open	97.08	0.00		

May 3, 2024
10:10 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
GARBO005	GARBO GRABER LLC	24-00370	02/05/24	THE TRASH BAGGER	Open	165.48	0.00		
HENP002	RYAN HENNELLY	24-00884	04/09/24	EYEGLASS REIMBURSMENT	Open	272.97	0.00		
HOMED01	HOME DEPOT/6035322538819545	24-00730	03/18/24	Community Garden Supplies	Open	84.41	0.00		
		24-00731	03/18/24	Community Garden Supplies 2	Open	100.00	0.00		
		24-00733	03/18/24	Community Garden Supplies 3	Open	100.00	0.00		
		24-00977	04/18/24	REDI SHADE BLACK 48IN X 72 IN	Open	74.82	0.00		
						359.23			
IMP001	IMPRINT SHOP LLC	24-00649	03/07/24	2024 5K N3402/NB3402 5 k Race	Open	4,228.00	0.00		
		24-00671	03/11/24	DPW HATS	Open	748.50	0.00		
						4,976.50			
JERS001	JCP&L	24-01027	04/30/24	BORO MASTER ELECTRIC USAGE	Open	329.27	0.00		
		24-01050	05/02/24	BORO ELECTRIC MONTHLY USAGE	Open	202.65	0.00		
						531.92			
JIF001	MON. MUNICIPAL JOINT INS. FUND	24-01024	04/29/24	BORO GENRL LIABILTY/W.COMP INS	Open	441,640.00	0.00		
KEPWE005	KEPWEL SPRING WATER CO, INC	24-00046	01/08/24		Open	27.50	0.00		B
KLEIN1	KENNETH KLEINMAN	24-00948	04/17/24	MEDICARE INS REIMBURSEMENT 24	Open	174.70	0.00		
KLEINE01	EILEEN KLEINMAN	24-00949	04/17/24	MEDICARE INS REIMBURSEMENT 24	Open	174.70	0.00		
MICHA010	MICHAEL HREHA	24-00996	04/22/24	PHONE REIMBURSE 1ST QTR	Open	90.00	0.00		
MON002	MONMOUTH BUILDING CENTER	24-00056	01/08/24	OPEN FOR 2024	Open	164.91	0.00		B
		24-00825	04/02/24	OPEN FOR 2024	Open	65.99	0.00		B
						230.90			
MSW001	MOTOROLA SOLUTIONS	23-02823	11/15/23	FIRE DEPT RADIO BATTERIES	Open	1,338.00	0.00		
NJAWC001	NEW JERSEY AMERICAN WATER	24-01026	04/30/24	BORO WATER USE/HYDRANTS USAGE	Open	16,462.93	0.00		
NJB001	VERIZON	24-01040	05/02/24	BORO MONTHLY PHONE USAGE	Open	9,813.85	0.00		

May 3, 2024
10:10 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
NJLE001	NJ LEAGUE OF MUNICIPALITIES	24-00966	04/18/24	Artemis Training	Open	45.00	0.00		
NJN001	NJ NATURAL GAS CO.	24-01041	05/02/24	BORO MONTHLY GAS USUAGE	Open	4,316.59	0.00		
OLI002	OLIWA & COMPANY	24-00853	04/03/24	BORO 2023 FINANCIAL SERVICES	Open	8,600.00	0.00		
OLIVI005	OLIVIA'S II	24-00885	04/09/24	BEAUTIFY EATONTOWN	Open	123.65	0.00		
PASHSTEI	PASHMAN STEIN WALDER HAYDEN	24-01012	04/24/24	MARCH 2024-GENERAL	Open	9,188.20	0.00		
		24-01013	04/24/24	MARCH 2024-RETAINER	Open	1,541.66	0.00		
		24-01014	04/24/24	MARCH 2024-TAX APPEALS	Open	2,992.50	0.00		
						13,722.36			
REP001	REPUBLIC SERVICES	24-00954	04/17/24	RESIDENTIAL SERVICE APRIL '24	Open	91,945.49	0.00		
REPT001	REPUBLIC SERVICES	24-00962	04/18/24	APRIL '24 TONNAGE	Open	26,427.11	0.00		
RHELFO05	R HELFRICH & SON CHARTER BUS	24-00893	04/10/24	MAY AC BUS TRIP 5/14/24	Open	1,000.00	0.00		
RISKS005	RISK STRATEGIES COMPANY	24-00862	04/05/24	POLICY RENEWAL	Open	1,501.00	0.00		
RUTG099	RUTGERS CONTINUING STUDIES GOV	24-00922	04/15/24	MUNICIPAL FINANCE CLERK ADMIN	Open	745.00	0.00		
SCH001	T&M ASSOCIATES	21-02684	11/16/21	ARP WAMPUM BROOK FLOOD STUDY	Open	2,374.50	0.00		B
		23-02180	09/13/23	FIREHOUSE DRIVEWAY REHABILITAT	Open	1,902.00	0.00		B
		24-00986	04/19/24	3.2024 Road Open Escrow #5555	Open	20,007.52	0.00		
						24,284.02			
SEA001	SEABOARD FIRE & SAFETY EQUIPME	24-00764	03/20/24	FIRE DEPT EXTINGUISHERS SERV	Open	695.00	0.00		
SEWER005	SEWER RAT TRENCHLESS SOLUTIONS	24-00863	04/05/24	STORMWATER BASIN LOT#58 BL1301	Open	2,200.00	0.00		
SNEAK005	SNEAKERS PLUS OF WALL	24-00932	04/15/24	Spring Soccer Clinic shirts	Open	556.00	0.00		
STAP003	STAPLES ADVANTAGE	24-00942	04/16/24	BORO REPLENISH COPY PAPER	Open	444.90	0.00		
		24-00958	04/17/24	TAX COLLECTOR ENVELOPE SUPPLY	Open	499.96	0.00		
						944.86			

Vendor #	Name	Status	Amount	Void Amount	Contract PO Type
PO #	Description				
TARGE005	TARGETED TECHNOLOGIES LLC				
24-00756	03/19/24 BOROUGH REPLACEMENT COMPUTERS	Open	4,980.00	0.00	
24-01047	05/02/24 BORO MONTHLY IT SERVICE	Open	7,858.00	0.00	
24-01048	05/02/24 POLICE MONTHLY IT SERVICES	Open	4,186.00	0.00	
			17,024.00		
TEPS001	STATE OF NJ DEPT OF TREASURY				
24-01023	04/29/24 MAY 2024 SHBP CONTRIBUTIONS	open	314,252.52	0.00	
TERM001	TERMINATOR TERMITE & PEST MGT				
24-00051	01/08/24	open	75.00	0.00	B
TNJ002	TREASURER, STATE OF NJ				
24-00850	04/02/24 1ST QTR DCA FEES - 2024	open	11,406.00	0.00	
TRAFFP02	TRAFFIC PLAN				
24-00498	02/21/24 OEM SAFETY CONE COVERS	open	500.00	0.00	
TREANJ01	TREASURER, STATE OF NJ				
24-00920	04/12/24 Lic renl 13EAT003 Woodmere	Open	195.00	0.00	
USB001	US BANK				
24-00873	04/08/24 DEBT SERVICE PAYMENT	Open	308,419.86	0.00	
VCS001	VCS COMPUTER SOLUTIONS, INC				
23-02661	10/31/23 AION ESSENTIALS	open	11,172.00	0.00	
VERR001	PATRICKIA VERRONE				
24-00547	02/26/24 MEDICARE INSURANCE REIMBURSE	open	524.10	0.00	B
WAR001	WARSHAUER ELECTRIC SUPPLY CO.I				
24-00338	01/31/24	open	996.90	0.00	B
Total Purchase Orders:	69 Total P.O. Line Items:	0	Total List Amount:	1,373,863.70	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:	3-01	10,262.00	0.00	10,262.00	0.00	0.00	10,262.00
CURRENT FUND:	4-01	1,296,217.59	0.00	1,296,217.59	0.00	0.00	1,296,217.59
GENERAL CAPITAL F	C-04	13,409.40	0.00	13,409.40	0.00	0.00	13,409.40
GRANT FUND	G-02	23,996.51	0.00	23,996.51	0.00	0.00	23,996.51
	T-15	19,500.00	0.00	19,500.00	0.00	0.00	19,500.00
	T-17	10,478.20	0.00	10,478.20	0.00	0.00	10,478.20
Year Total:		29,978.20	0.00	29,978.20	0.00	0.00	29,978.20
Total of All Funds:		1,373,863.70	0.00	1,373,863.70	0.00	0.00	1,373,863.70

ORDINANCE 06-2024

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

ORDINANCE AMENDING CHAPTER 89 "LAND USE", ARTICLE V "APPLICATION, REVIEW AND APPROVAL PROCEDURES", SECTION 89-14 "ALL OTHER APPLICATIONS FOR DEVELOPMENT" AND SECTION 89-15 "APPLICATION DETAILS" INCORPORATING THE COMPLETE STREETS CHECKLIST AS A REQUIRED SUBMITTAL WITH THE BOROUGH'S PLANNING AND ZONING BOARD APPLICATION

WHEREAS, the Borough Code requires applications for development involving subdivision, site plan, or conditional use approvals ("Land Use Development") to be filed with either the Planning Board or Zoning Board of Adjustment and to be made upon forms provided by and filed by each applicable Board's Administrative Secretary

WHEREAS, the Borough Council adopted Ordinance 12-2019 codifying the creation of the Complete Streets Committee at Sections 7-99 and 7-100 of the Borough Code (the "Complete Streets Ordinance"), which was previously created by Resolution 99-2018 of the Borough Council; and

WHEREAS, the Complete Streets Ordinance also codified the Complete Streets Policy into Section 7-101 of the Borough Code, which in part, requires the Planning Board and Zoning Board of Adjustment, along with their respective planning and engineer professionals to incorporate the Complete Streets policy into their review and recommendations of Land Use Development applications before each respective Board; and

WHEREAS, the Borough has encountered applicants for Land Use Development that have refused to submit the Complete Streets Checklists with their development applications and the Borough Council wants to ensure that the Complete Streets Checklist is a required submittal with any Land Use Development application.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Eatontown, County of Monmouth, State of New Jersey that it hereby amends Chapter 89 "Land Use", Article V "Application, Review and Approval Procedures" Sections 89-14 "All Other Applications for Development" and 89-15 "Application Details" as follows:

[additions are marked as underlined and deletions are marked through strike-out]

§ 89-14

- A. All applications for development other than those specified in §89-13A shall be made upon forms provided by and filed with the Administrative Secretary which amongst all other requirements shall include the Complete Streets Checklists approved by §7-101 (E) of the Borough Code.

(B-E). No changes.

§89-15 Application Details

- A. Required documents. The following shall be required for an application to be complete:

(1). A completed application for development form as provided to the applicant by the Administrative Secretary, which shall include amongst all other requirements the Complete Streets Checklists approved and set forth at §7-101 (E) of the Borough Code. Each and every item on the form will be filled in using "none" or "not applicable where appropriate.

(2-10) No changes.

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 provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

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: MAY 8, 2024
PUBLIC HEARING:

APPROVED:

ATTEST:

ANTHONY TALERICO, JR., MAYOR

Date:

JULIE MARTIN RMC, MUNICIPAL CLERK

Date:

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

Whereas, the Borough of Eatontown's First Aid Squad members had a need to take continued education courses in order to renew their certifications; and

Now, Therefore, Be It Resolved that the Governing Body of the Borough of Eatontown authorizes these reimbursements to Captain Gary Cummings, Vianca Frias-Portuondo and Kim Cummings for their continued education courses.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Jones						
Councilmember Gindi						
Councilmember Araman						
Councilmember Lawson						
Councilmember Faust						
Mayor Talerico						

CERTIFICATION
 I, Julie Martin, 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 a regular meeting held on May 8, 2024.

Julie Martin, RMC, 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 taxes which are overpaid, and has recommended that the same be refunded; and

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

BLOCK	LOT	NAME	AMOUNT
1601	59.01	Murakata, Linda	152.60
201	15	Corelogic	2628.33

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Jones						
Councilmember Gindi						
Councilmember Araman						
Councilmember Lawson						
Councilmember Faust						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

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

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Jones						
Councilmember Gindi						
Councilmember Araman						
Councilmember Lawson						
Councilmember Faust						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

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

WHEREAS, the Zoning Officer has requested release escrow funds held for Parker Village HOA (Block 2801, Lots 7-35 and 37-47, and Block 2802, Lots 1-24); and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Planning/Zoning and the Finance Department.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Council President East						
Councilmember Jones						
Councilmember Gindi						
Councilmember Araman						
Councilmember Lawson						
Councilmember Faust						
Mayor Talerico						

CERTIFICATION

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Julie Martin, RMC, Borough Clerk

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

WHEREAS, the following warrants have been outstanding from various accounts from the prior year, for which no claim has been made,

<u>CURRENT FUND ACCCOUNT</u>	<u>CHECK#</u>	<u>AMOUNT</u>
9/14/22	17990	\$75.00
10/21/22	17124	\$52.64
12/7/21	14712	\$445.50
10/13/21	15851	\$40.43
12/20/21	16365	\$17.63
10/27/21	15963	\$100.00
11/09/23	20666	\$60.00
4/27/22	10787	\$54.80
1/25/23	18753	\$648.50
9/13/23	20287	\$724.79
11/20/23	20794	\$100.00
12/6/23	20841	\$2932.89
4/26/23	19408	\$738.00

11/18/22	1019	\$21.91
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6/13/23	221	\$25.00
8/8/23	223	\$25.00

2/7/23	3475	\$100.16
3/7/23	3481	\$50.08

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	CERTIFICATION I, Julie Martin, 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 a regular meeting held on May 8, 2024.
Council President East							
Councilmember Jones							
Councilmember Gindi							
Councilmember Araman							
Councilmember Lawson							
Councilmember Faust							
Mayor Talerico							

Julie Martin, RMC, Borough Clerk