

The Regular Meeting of the Mayor and Council of the Borough of Freehold was held on Monday, February 1, 2010 at 7:30 p.m. in the Municipal Building.

Mayor Wilson stated that the notice of the time, date and location of the meeting had been provided pursuant to the provisions of Chapter 231 of the Laws of 1975 (Open Public Meetings Act).

Councilwoman Shutzer opened the meeting with the Salute to the Flag, followed by a moment of silence.

ROLL CALL

PRESENT	MAYOR MICHAEL WILSON
PRESENT	COUNCILMAN MICHAEL DIBENEDETTO
PRESENT	COUNCILMAN KEVIN KANE
PRESENT	COUNCILMAN JOHN NEWMAN
PRESENT	COUNCILMAN GEORGE SCHNURR
PRESENT	COUNCILWOMAN SHARON SHUTZER
PRESENT	COUNCILMAN JAYE SIMS

Councilman Sims offered a motion to accept the minutes from the Executive Session December 7, 2009 and December 21, 2009; Reorganization Meeting January 3, 2010 and Supplement to Workshop Meeting January 19, 2010 and was seconded by Councilwoman Shutzer.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; Councilman Newman abstained on December 7, 2009 and December 21, 2009; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 5 on the Agenda as follows:

“Second Reading and Public Hearing: Ordinance #2010/1 Amending Chapter 2.60 (Board of Health) of the Revised General Ordinances of the Borough of Freehold.”

Mayor Wilson opened the meeting to the public.

There were no public comments.

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION TO CLOSE PUBLIC PORTION.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson stated this ordinance will expand the number of members that are permitted on the Board of Health.

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Sims:

BE IT RESOLVED by the Mayor and Council of the Borough of Freehold that an Ordinance entitled “ORDINANCE #2010/1 AMENDING CHAPTER 2.60 (BOARD OF HEALTH) OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FREEHOLD” be, and same is hereby adopted on second reading.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 6 on the Agenda as follows:

“Resolution Awarding a Contract for the Redevelopment of Well Number 3 of the Freehold Borough Water Distribution System”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AWARDING A CONTRACT FOR THE REDEVELOPMENT OF WELL NUMBER 3 OF THE FREEHOLD BOROUGH (WATER DISTRIBUTION SYSTEM).

Councilman DiBenedetto stated every few years the Borough is required to refurbish the water/sewer wells.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 7 on the Agenda as follows:

“Resolution Authorizing an Agreement with Nestle USA for the Temporary Transfer of Water Diversion Rights.”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilman Kane:

RESOLUTION AUTHORIZING AN AGREEMENT WITH NESTLE USA FOR THE TEMPORARY TRANSFER OF WATER DIVERSION RIGHTS.

Councilman DiBenedetto stated this resolution is an agreement that was worked out with Nestle for un-metered water. The agreement includes a 10% increase from last year.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 8 on the Agenda as follows:

“Resolution Awarding a Contract for the Purchase of Road Maintenance Materials.”

Councilman DiBenedetto offered the following Resolution and moved its adoption, seconded by Councilwoman Shutzer:

RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE OF ROAD MAINTENANCE MATERIALS.

Councilman DiBenedetto stated this resolution is a cooperative effort with Freehold Township, Manalapan, Marlboro and Freehold Borough.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 9 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold, County of Monmouth, New Jersey Authorizing the Discharge of a Mortgage Re: RCA Case Number 89097.”

Councilwoman Shutzer offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING THE DISCHARGE OF A MORTGAGE RE: RCA CASE NUMBER 89097.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 10 on the Agenda as follows:

“Resolution of the Mayor and Council of the Borough of Freehold, County of Monmouth, New Jersey Authorizing the Application for the 2009 Business Stimulus Fund Grant (BSF).”

Councilman Schnurr offered the following Resolution and moved its adoption, seconded by Councilman DiBenedetto:

RESOLUTION OF THE MAYOR AND COUNCIL OF THE BOROUGH OF FREEHOLD, COUNTY OF MONMOUTH, NEW JERSEY AUTHORIZING THE APPLICATION FOR THE 2009 BUSINESS STIMULUS FUND GRANT (BSF).

Councilman Schnurr stated this resolution is a grant that was received for the Shade Tree Commission. It will be used for spring tree removals. Councilman Schnurr thanked Councilman DiBenedetto for informing the commission that this grant was available.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 11 on the Agenda as follows:

“Resolution Approving the Following Applications:

- a. Precious Metals License, Ballew Jewelers, 5 W. Main Street.
- b. Precious Metals License, Superior Rare Coinage, 41 E. Main Street.
- c. Precious Metals License, Crown Jewelry, 31 E. Main Street.
- d. Junkyard License, Beacon Metal Co., Inc., 215 Throckmorton Street.
- e. Massage Establishment License, Elizabeth Horbelt, 57 W. Main Street.
- f. Massage Therapist License, Elizabeth Horbelt, 57 W. Main Street.
- g. Temporary Taxi Driver License, Steven DeMola, Manalapan.
- h. Temporary Taxi Driver License, Ronald Phillips, Jr., Freehold.
- i. Temporary Taxi Driver License, Joseph J. McAnich, Freehold.
- j. Temporary Taxi Driver License, Leonel M. Hernandez, Freehold.
- k. Temporary Taxi Driver License, Michael Kaye, Matawan.
- l. Temporary Taxi Driver License, Scott Baron, Eatontown.
- m. Temporary Taxi Driver License, Teofilo Melendez, Morganville.
- n. Temporary Taxi Driver License, Alberto Quijano, Ocean.
- o. Temporary Taxi Driver License, Elizabeth Hernandez, Freehold.
- p. Temporary Taxi Driver License, Octavio Pantoja, Freehold.
- q. Temporary Taxi Driver License, Andreina Munoz-Solano, Lakewood.
- r. Temporary Taxi Driver License, Rafael Urioste-Flores, Trenton.
- s. Temporary Taxi Driver License, German D. Valencia-Ochoa, Brielle.
- t. Temporary Taxi Driver License, Michael Beierschmitt, Freehold.”

Councilman Newman offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION APPROVING THE FOLLOWING APPLICATIONS NO. 11A THROUGH 11T.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson read Item No. 12 on the Agenda as follows:

“Approval of Bills.”

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Sims:

BE IT RESOLVED by the Mayor and Council of the Borough of Freehold that the bills on the attached list in the amount of \$2,127,786.10 be paid as presented.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson opened the meeting to the public.

Barbara Oliver, Center Street, stated during the first snow storm, someone hit the fire hydrant at 69 Mechanic Street, which is one of her rental properties and it has not been fixed yet.

Councilman DiBenedetto asked Mr. Bellina to inform the fire department.

Bill Madden, 10 Vrendenburgh Avenue, stated the annual First Aid banquet was on Saturday, January 30, 2010. He thanked Councilman Sims for swearing in the new road officers. Mr. Madden stated the Freehold First Aid Squad responded to 3,460 calls. Approximately 1,000 calls were in Freehold Borough, the remaining were in Freehold Township. He stated that today they had MONOC on standby because at times there are not enough members to cover. He stated the First Aid Squad is actively seeking volunteers. Mr. Madden stated he heard a rumor that the coalition uptown has asked permission for a study to install a driveway next to Sun Bank. He stated there was a lot of money spent doing brick sidewalks and encouraging people to come up and walk the streets of Freehold Borough. He would like the governing body to give it some serious thought before they do this.

Lynn Reich, 6 Hance Blvd, stated she serves on the Recreation Commission and at the Recreation meeting the bicycle ordinance was discussed and the commission felt the location of the bike racks were not convenient to the stores and restaurants downtown.

Rich Gatto, Freehold Center Partnership, stated Chief Roth, Detective Otlowski, Detective Reiff and Lt. Wodell had a community meeting with the residents of Kingsley Square and the feedback was very positive. He also thanked the governing body for their letter in support of his letter regarding the Freehold Borough Post Office.

Gregory Golden, 19 Schanck Street, stated it might benefit the Freehold First Aid Squad if they had better signage leading into the Borough.

Councilman Kane offered the following Resolution and moved its adoption, seconded by Councilman Sims:

RESOLUTION TO CLOSE PUBLIC PORTION.

On roll call Council Members DiBenedetto, Kane, Newman, Schnurr, Shutzer and Sims voted its adoption; opposed none; abstain none; absent none. Mayor Wilson declared the motion adopted.

Mayor Wilson called upon the members of the council for their comments.

Councilman DiBenedetto thanked George Klinger for his information on the Business Stimulus Fund Grant.

Councilman DiBenedetto offered his condolences to the Higgins family on the passing of Jim Higgins and the Parke family on the loss of their mother.

Councilman Kane thanked everyone for coming out tonight. He offered his condolences to the Higgins and Parke family. He congratulated the efforts of the Haiti Relief Breakfast at the Southgate Manor. He stated this was a combination of St. Rose, Freehold Township and Freehold Borough. The Marino family who owns the Southgate Manor donated all the food and the servers and staff donated their time so 100% of the proceeds raised from the brunch went to the Catholic Charities for the Haiti Earthquake Relief. He stated Committeeman Anthony Ammiano spearheaded the whole thing and it was just testimony of how great this town is.

Councilman Sims thanked everyone for coming to the meeting. He congratulated the Freehold First Aid and Emergency Squad. He stated he attended the installation dinner and he swore in this years road officers. He also urged the residents to support them.

Councilman Sims stated the support has been overwhelming in the town for the Haiti relief efforts. He stated two weeks ago he participated at the Hall of Records parking lot where they collected supplies for Haiti. He stated that a lot of times there is a negative spotlight on our youth population, it was nice to see our all of the teenagers from the surrounding high schools pitch in and help.

Councilman Sims offered his condolences to the Higgins family.

Councilwoman Shutzer stated on September 23, 2009 she was one of those 3,460 first aid calls. She stated she had food poisoning and the response from the first aid and the police was wonderful. She also urged everyone to donate.

Councilwoman Shutzer stated for six years she served on the Freehold Borough Board of Education with Jimmy Higgins and she stated she would be remiss tonight if she did not point out the fact that this man was quietly beneficent to many people. She offered her condolences to both the Higgins family and the Parke family.

Councilman Newman also offered his condolences to the Higgins family. He stated that downstairs in the Clerk's office there is a flyer from Chili's Restaurant, the restaurant is sponsoring a fundraiser on February 23, 2010 from 11:00 AM – 11:00 PM for the Memorial Day Parade Committee.

Councilman Newman stated he was happy to hear Ms. Reich speak about the bike rack placement. He stated when he worked in town he rode his bicycle to work and he would have to carry his bike upstairs to his second floor office because there was no where to park it. Councilman Newman stated there is a NJDOT study that he would like mayor and council to take a look at. This could make all of Monmouth County more bicycle friendly.

Councilman Schnurr stated he is a member of the Knights of Columbus and every month they sponsor a community breakfast and the proceeds go to a particular charity. On Sunday, January 24, 2010 the Knights of Columbus had the Freehold Borough PBA come to the breakfast and at that time the proceeds were donated to the PBA. The officers who were present were, PBA President Sean Healey, Patrolman Mark Garahan, Sergeant Chris Colaner, Patrolman Sam Hernandez and from the Knights of Columbus, Grand Knight Stan Berzinski and Deputy Grand Knight Rick Scott. He stated in 2009 the Knights of Columbus donated over \$5,000.00 to various Freehold charities. He stated his role in this was to facilitate the contact between the Knights of

Columbus and PBA and to take some pictures. He did state that the Knights of Columbus throws a great Superbowl Party.

Councilman Schnurr stated he also attended the Haiti breakfast. He quoted what Mayor Wilson said, "During times like this there is not a Freehold Township or Freehold Borough there is just Freehold." He also acknowledged the efforts of Councilman Sims for all of his work at the Hall of Records Haiti relief.

Councilman Schnurr gave his condolences to the Higgins family. He stated when he read the obituary it was hard to believe that Jimmy Higgins spent any time at home. He stated Mr. Higgins was a member of the Board of Education for 28 years and was Board President several times. He was on the Planning Board for 18 years, as well as, Chairman of the Planning Board. The founding director of and first chairman of the Hudson Manor and Rotary Club member and president; Optimist Club, Freehold Township Lions Club, past president; American Legion, VFW, Knights of Columbus, Western Monmouth YMCA; Monmouth County Historical Association and he also won the John McGackin award.

Councilman Schnurr stated he is the liaison to the Memorial Day Parade Committee and he was just informed that Thomas Cole, who was a Korean war P.O.W., American Legion Post #54 and Elks Lodge #1454 member has agreed to be this years Memorial Day Parade Grand Marshall. He stated this will co-inside with the 60th Anniversary of the Korean War.

Councilman Schnurr stated he also is the liaison to the Shade Tree Commission and this commission was recently given a declaration from the State of New Jersey that our commission is in compliance with the requirements under the New Jersey Shade Tree Community Forestry Assistant Act. He stated this must be done every year in order to keep their certification.

Councilman Schnurr stated in regards to shared services, Freehold Borough is part of the Central Jersey Council of Governments; this council is looking to share services as a way to reduce costs without cutting municipal services. The council already applied and received a State grant to fund a feasibility study and all the participating towns within Monmouth County make-up about 72% of the population.

Mayor Wilson shared a few words about his good friend, Jimmy Higgins, who he has known his entire life. He stated, "Without question, Jimmy Higgins was one of the greatest public servants in the history of Freehold Borough. He served on the Board of Education and was a member of our Planning Board, for many years. Mayor Wilson stated that Councilman Schnurr already listed all of the different associations that he was involved in during the course of his life. They just don't make people like Jimmy that often. One thing he will always remember about Jim was his hardy laughter. I would run into Jim once a week or maybe once every two weeks and he would always get a kick out of me asking him how's business (he was the local undertaker) and he always thought that was funny. He will be greatly missed."

Mayor Wilson thanked everyone for coming to the meeting.

The meeting was adjourned at 7:56 PM.

Respectfully Submitted,

TRACI L. DIBENEDETTO, RMC
BOROUGH CLERK

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