

**SUBJECT TO CHANGE  
BOROUGH OF WEST LONG BRANCH  
COUNCIL MEETING**

September 16, 2020  
(Immediately Following Caucus Meeting Which Starts at 6:00 PM)

MAYOR JANET W. TUCCI PRESIDES

MAYOR TUCCI REPORTS SUNSHINE LAW COMPLIED WITH

PRESENT: BRAY, CIOFFI, MANGO, NEYHART, PENTA, SNIFFEN

ABSENT:

READING AND APPROVAL OF MINUTES:

REPORTS OF STANDING COMMITTEES:

MAYOR TUCCI:

COUNCILMAN BRAY (FINANCE & ADMINISTRATION):

COUNCILMAN CIOFFI (FIRE & EMS):

COUNCILWOMAN MANGO (RECREATION, ENVIRONMENTAL, & SHADE TREE):

COUNCILMAN NEYHART (POLICE):

COUNCILMAN PENTA (PUBLIC WORKS):

COUNCILMAN SNIFFEN (PUBLIC PROPERTY):

BOROUGH ADMINISTRATOR DOLLINGER:

BOROUGH CLERK COLE:

BOROUGH ATTORNEY BAXTER:

BOROUGH ENGINEER MULLAN:

COMMUNICATIONS:

1. JCP&L's Notice of Public Hearing – In the Matter of the Provision of Basic Generation Service for the Period Beginning June 1, 2021 - BPU Docket No. ER20030190
2. New Jersey Natural Gas Letter – Daily List of Disconnected Residential Customers
3. NJ Transit Public Hearing Notice – Senior Citizen and Disabled Residents Transportation Assistance Program (SCDRTAP) Act
4. State Legislators' Legislative Updates

COMMUNICATIONS:

5. Resolution Opposing All Mail In Ballot Elections – Borough of Union Beach
6. Resolution Opposing All Mail-In Ballot Elections – Borough of Shrewsbury

ORDINANCES:

1. Ordinance No. O-20-11  
An Ordinance Amending and Supplementing Ordinances 7-3.4 and 7-3.5 Regarding Limited Parking Time on Parker Road in the Borough of West Long Branch  
Introduction

RESOLUTIONS:

1. Resolution Appointing Community Development Representative (R-20-98)
2. Resolution Refunding Smoke Detector/Carbon Monoxide Certification Fee (R-20-99)
3. A Resolution of the Borough of West Long Branch Recognizing the Importance of the Display of the American Flag on the New Jersey Turnpike Overpasses (R-20-100)
4. Resolution Approving Onsolve Service Agreement (CodeRED) (R-20-101)
5. Resolution Authorizing Refund of Overpayment of Taxes on 38 Pine Avenue (Block 91, Lot 2) (R-20-102)
6. Resolution Authorizing Refund of Overpayment of Taxes on 130, 138 Wall Street and 94 Maple Avenue (Block 23, Lots 1, 22.01 & 26) (R-20-103)
7. Resolution Authorizing Release of Performance Guarantees for Aldi, Inc. (R-20-104)

UNFINISHED BUSINESS:

1. Ratify Employment of Ernst Napoleon as Public Works Employee

NEW BUSINESS:

1. Recreation Commission Appointment

BILLS AND CLAIMS:

OPPORTUNITY FOR ANY PERSON TO BE HEARD:

MOTION TO CLOSE THE PUBLIC PORTION AND ADJOURN:

**ORDINANCE NO. O-20-11**

**AN ORDINANCE AMENDING AND SUPPLEMENTING  
ORDINANCES 7-3.4 AND 7-3.5 REGARDING  
LIMITED PARKING TIME ON PARKER ROAD  
IN THE BOROUGH OF WEST LONG BRANCH**

WHEREAS, the governing body has become increasingly concerned with the parking of vehicles on Parker Road, west of its intersection with Locust Ave., especially during school hours; and

WHEREAS, the governing body is concerned with both pedestrian traffic from the vehicles to the school and back, as well as vehicular traffic coming in either direction on Parker Road, near its intersection with Locust Ave.; and

WHEREAS, this concern has been heightened because of the COVID-19 pandemic and the decision of the West Long Branch school district not to bus any children for grades Kindergarten through 8<sup>th</sup> Grade beginning with the fall term 2020; and

WHEREAS, the West Long Branch Police Department shares the concerns of the governing body and has recommended that parking restrictions be placed on the north side of Parker Road;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch that Ordinances 7-3.4 (Schedule II) and 7-3.5 (Schedule III) be supplemented to read as follows:

**SECTION 1.**

Ordinance 7-3.4, and Schedule II, regarding Parking Prohibited During Certain Hours on Certain Streets is supplemented to include the following, such that no person shall park a vehicle during any of the times prohibited below on the streets indicated:

<b><u>Name of Street</u></b>	<b><u>Side</u></b>	<b><u>Hours</u></b>	<b><u>Location</u></b>
Parker Road	North	7 a.m. to 3:30 p.m.	From Locust Avenue to the west side of the stream, which forms the western boundary of Conway Park

**SECTION 2.**

Ordinance 7-3.5 and Schedule III regarding Stopping or Standing Prohibited During Certain Hours on Certain Streets is supplemented to include the following, such that no person shall stop or stand a vehicle between the hours specified:

<b><u>Name of Street</u></b>	<b><u>Side</u></b>	<b><u>Hours</u></b>	<b><u>Location</u></b>
Parker Road	North	7 a.m. to 3:30 p.m.	From Locust Avenue to the west side of the stream, which forms the western boundary of Conway Park

**SECTION 3: EXCEPTIONS.**

The parking restrictions set forth in Section 1 above shall not be applicable on Saturdays, Sundays, Legal Holidays, or between the last day of school in the spring and

the first day of school in the fall.

**SECTION 4: REPEALER.**

This ordinance repeals any inconsistent ordinance or part of any inconsistent ordinance.

**SECTION 5: EFFECTIVE DATE.**

This ordinance shall take effect immediately upon passage and publication according to law.

Councilmember            offered the following resolution and moved its adoption:

9/16/20

**RESOLUTION APPOINTING COMMUNITY DEVELOPMENT REPRESENTATIVE**

WHEREAS, the position of Community Development Representative for the balance of 2020 needs to be filled;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the Borough Administrator, STEPHANIE C. DOLLINGER, be and is hereby appointed to serve in the position of Community Development Representative for the balance of calendar year 2020.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

Councilmember            offered the following resolution and moved its adoption:

**RESOLUTION REFUNDING SMOKE DETECTOR/  
CARBON MONOXIDE CERTIFICATION FEE**

9/16/20

WHEREAS, Mark Keda filed Application for Certificate of Occupancy No. R20-2285 for 71 Fulton Avenue, West Long Branch, and paid the required fee of \$225.00 for the Certificate of Occupancy and \$45.00 for the Smoke Detector/Carbon Monoxide Certification; and

WHEREAS, Mark Keda inadvertently overpaid for the Smoke Detector/Carbon Monoxide Certification; and

WHEREAS, Mark Keda has requested a refund of the \$90.00 fee and associated \$3.00 convenience fee; and

WHEREAS, the Housing Inspector has confirmed that a refund is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the sum of \$93.00 (\$90.00 for the Smoke Detector/Carbon Monoxide Certification and \$3.00 convenience fee) be refunded to Mark Keda, 1025 Crawford Avenue, Brooklyn, New York 11223; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are hereby authorized to take action consistent with this resolution.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

Councilmember            offered the following resolution and moved its adoption:

**A RESOLUTION OF THE BOROUGH OF WEST LONG BRANCH  
RECOGNIZING THE IMPORTANCE OF THE DISPLAY OF THE  
AMERICAN FLAG ON THE NEW JERSEY TURNPIKE OVERPASSES**

9/16/20

WHEREAS, since the terrorist attacks of September 11, 2001, American flags have adorned highway overpasses in the State of New Jersey as an unprompted outpouring of patriotism, remembrance, and support; and

WHEREAS, the American flag is generally recognized as the greatest symbol of freedom and liberty around the world; and

WHEREAS, the week prior to the nineteenth anniversary of the 9/11 attacks, the New Jersey Turnpike Authority suddenly decided to bar American flags from being displayed on said overpasses, citing a statute that "posters, or placards, or display any advertising matter of any kind, regardless of the character or content of the message, are not permitted on the roadway"; and

WHEREAS, the American flag is a not a poster, placard, or an advertisement, and the New Jersey Turnpike Authority by inferring thus has disrespected not only the American flag but this country; and

WHEREAS, the New Jersey Turnpike in doing so at this time, has dishonored the patriotic Americans who have served this country and disrespected the not only the lives lost on 9/11 but the survivors and families of those who lost loved ones;

NOW, THEREFORE, BE IT RESOLVED by the Borough of West Long Branch:

1.     The Borough of West Long Branch recognizes the symbolism evoked by displays of the American flag consisting of patriotism, support, honor, and remembrance of the sacrifice of American lives for the ideals of our country; and

2.     The Borough calls on Governor Murphy regarding his approval to temporarily suspend the removal of the American flags on the New Jersey Turnpike, to ensure the flags remain displayed on overpasses indefinitely.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

9/16/20

Councilmember            offered the following resolution and moved its adoption:

**RESOLUTION APPROVING ONSOLVE SERVICE AGREEMENT (CODERED)**

WHEREAS, ONSOLVE, LLC, 780 West Granada Boulevard, Ormond Beach, Florida 32174, submitted the attached ONSOLVE SERVICE AGREEMENT (CODERED) for a one-year period, which is retroactive to January 1, 2020; and

WHEREAS, the previous Agreement provided for 15,000 system minutes at an annual cost of \$3,500.00; and

WHEREAS, the attached Agreement provides for unlimited message units per year for emergency notifications and 10,000 message units per year for non-emergency notifications at an annual cost of \$4,000.00; and

WHEREAS, the Borough Administrator has investigated this matter and recommends entering an agreement for this service; and

WHEREAS, funds are or will be available for this service;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the attached ONSOLVE SERVICE AGREEMENT (CODERED) is hereby approved and the Mayor and Borough Clerk are hereby authorized to sign the same.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:



Councilmember            offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF  
TAXES ON 38 PINE AVENUE (BLOCK 91, LOT 2)**

9/16/20

WHEREAS, a tax overpayment, in the amount of \$5,824.23 for the year 2020, has resulted due to the Tax Assessor granting 100% disabled status (as of April 6, 2020) to the property owner of 38 Pine Avenue; and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a refund of the overpayment of taxes as a result of being granted 100% disabled veteran status by the Tax Assessor made by RICHARD F. & SHARON M. KELLY, in the amount of \$5,824.23, be made to RICHARD F. & SHARON M. KELLY, 38 Pine Avenue, West Long Branch, New Jersey 07764; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are authorized to take action in accordance with this resolution.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

Councilmember            offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENT OF  
TAXES ON 130, 138 WALL STREET AND 94 MAPLE AVENUE  
(BLOCK 23, LOTS 1, 22.01 & 26)**

9/16/20

WHEREAS, a tax overpayment, in the amount of \$5,415.58, has resulted due to Block 23, Lots 1, 22.01 & 26 no longer existing and were not assessed taxes for year 2020, but the 1<sup>st</sup> and 2<sup>nd</sup> quarter taxes were paid by HIGHVIEW HOMES JB, LLC; and

WHEREAS, the Tax Collector has confirmed that a refund of this overpayment is in order;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a refund of the overpayment of taxes, in the amount of \$5,415.58, be made to HIGHVIEW HOMES JB, LLC, 280 Route 35 South, Red Bank, New Jersey 07701; and

BE IT FURTHER RESOLVED that the appropriate Borough officials are authorized to take action in accordance with this resolution.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

Councilmember            offered the following resolution and moved its adoption:

**RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE  
GUARANTEES FOR ADLI, INC.**

9/16/20

WHEREAS, a request was received for the release of the performance guarantees in connection with the Aldi, Inc. site plan improvement project, known as Lot 16.01 in Block 70; and

WHEREAS, the Borough Engineer has reviewed the degree of completion of the project and reported by letter dated July 30, 2020, that the applicant has satisfactorily completed all the improvements required by the performance guarantee posted for the project and recommended the release of the performance guarantees subject to the posting of a maintenance guarantee;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the performance guarantees and engineering fees posted for this project be released on the following conditions:

A.     All outstanding engineering inspection fees in connection with this project shall be paid.

B.     A maintenance guarantee shall be posted in the sum of \$43,808.00. If such guarantee is in the form of bond or other surety, it shall be subject to the review and approval of the Borough Attorney.

C.     The maintenance guarantee shall run for a period of two years.

D.     The Finance Office retains \$500 of the inspection fees to cover the cost of the final inspection fee associated with the maintenance bond.

Seconded by Councilmember            and carried upon the following roll call vote:

AYES:  
NAYS:  
ABSENT:  
ABSTAIN:

P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N  
Range: First to Last Rcvd: Y Held: Y Aprv: N  
Format: Condensed Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
19-01568	12/17/19	W0038	W.B. MASON CO. INC.	BINDERS FOR PATRICE - FINANCE	Open	101.66	0.00
20-00378	04/02/20	I0045	IMPERIAL BAG & PAPER	BAG & PAPER DPW	Open	936.00	0.00
20-00532	05/04/20	G0070	GARDEN STATE HIGHWAY PRODUCTS	SIGN INSTALLATION/SUPPLIES	Open	1,289.00	0.00
20-00595	05/11/20	N0139	NEWSPAPER MEDIA GROUP	CLERK AD FOR RESO #: R-20-11	Open	51.90	0.00
20-00678	05/28/20	G0002	GALL'S INC..	2019 CLOTHING - BUCK	Open	155.16	0.00
20-00778	06/15/20	TRANS005	TRANSOURCE SERVICES CORP.	SAMSUNG SUPPLIES PD JUNE 2020	Open	1,602.00	0.00
20-00945	07/07/20	G0002	GALL'S INC..	2020 CLOTHING - SZATKOWSKI	Open	327.12	0.00
20-01000	07/21/20	W0006	WATCHUNG SPRING WATER	WATER COOLER @ PD & BORO HALL	Open	128.48	0.00
20-01048	07/28/20	S0070	STAPLES ADVANTAGE	PD OFFICE SUPPLIES	Open	522.37	0.00
20-01062	07/30/20	U0038	UNITED UNIFORM DIST, LLC	POLICE UNIFORM INVOICES	Open	149.98	0.00
20-01113	08/05/20	F0066	FOSTER & COMPANY, INC.	PUBLIC WORKS SUPPLIES	Open	342.82	0.00
20-01117	08/07/20	R0093	RELIANCE GRAPHICS	2020 ELECTION BALLOTS	Open	2,292.00	0.00
20-01139	08/12/20	P0112	PROVANTAGE	TRIPP LITE SMART X 2 FOR PD	Open	1,155.04	0.00
20-01149	08/13/20	M0212	MONMOUTH COUNTY SPCA	SPCA BILL JULY 2020	Open	1,347.50	0.00
20-01177	08/19/20	S0070	STAPLES ADVANTAGE	OFFICE SUPPLIES - BOROUGH HALL	Open	63.58	0.00
20-01186	08/20/20	N0057	NORCIA CORP.	PUBLIC WORKS EST #: 17325	Open	4,744.67	0.00
20-01187	08/20/20	A0038	ALLIED FIRE & SAFETY	FIREHOUSE #1 08/2020 - 08/2021	Open	530.00	0.00
20-01188	08/20/20	A0038	ALLIED FIRE & SAFETY	FIREHOUSE #2 08/2020 - 08/2021	Open	485.00	0.00
20-01189	08/20/20	A0170	ACCSES NJ	LIBRARY - INV. #: 2012905-IN	Open	1,273.86	0.00
20-01190	08/20/20	Q0012	QUALITY COMMUNICATIONS 2	PD INVOICE #: 8239	Open	100.00	0.00
20-01191	08/20/20	S0070	STAPLES ADVANTAGE	BOROUGH HALL OFFICE SUPPLIES	Open	53.49	0.00
20-01207	08/20/20	Q0014	QUALITY AUTO GLASS	NEW WINDSHIELD EMS UNIT #5350	Open	380.56	0.00
20-01218	08/24/20	S0011	SEABOARD FIRE AND SAFETY	EMS INVOICE #: 19898095	Open	390.60	0.00
20-01221	08/24/20	A0055	ADT LLC	LIBRARY SECURITY ACCT 62509386	Open	382.20	0.00
20-01226	08/24/20	P0044	PITNEY BOWES	POSTAGE @ BORO HALL	Open	1,008.50	0.00
20-01232	08/24/20	B0021	BORO PRINTING	ENVELOPES FOR TAX BILLS	Open	362.50	0.00
20-01240	08/26/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0045646	Open	115.51	0.00
20-01241	08/26/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 011 670 930	Open	895.85	0.00
20-01242	08/26/20	C0195	CASA REPORTING SERVICE	JUL 2020 CASA CHARGES	Open	93.15	0.00
20-01243	08/26/20	A0078	AUTOMATED BLDG CONTROLS, INC.	SERVICE CALL @ BORO HALL	Open	325.00	0.00
20-01248	08/26/20	A0023	ASBURY PARK PRESS *	ZB ORDER #: 0004334372	Open	58.85	0.00
20-01254	08/26/20	S0154	STRYKER MEDICAL	POWER STRETCHER MAINT CONTRACT	Open	5,871.75	0.00
20-01255	08/27/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0069847	Open	173.58	0.00
20-01260	08/31/20	T0042	TREASURER - ST. OF NEW JERSEY	ENVIRONMENTAL REGULATION FEES	Open	2,000.00	0.00
20-01263	08/31/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0043313	Open	113.35	0.00
20-01264	08/31/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0041994	Open	205.64	0.00
20-01266	08/31/20	V0027	VERIZON *	ACCT NO. 342213956-00001	Open	1,560.01	0.00
20-01270	09/02/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0050458	Open	48.99	0.00
20-01271	09/02/20	W0006	WATCHUNG SPRING WATER	WATER COOLER @ BORO HALL	Open	34.96	0.00
20-01272	09/02/20	W0006	WATCHUNG SPRING WATER	WATER COOLER @ LIBRARY	Open	117.70	0.00
20-01273	09/02/20	D0125	DELISA WASTE SERVICES	AUG 2020 - TIPPING, 16-31	Open	14,058.82	0.00
20-01275	09/02/20	A0023	ASBURY PARK PRESS *	CLERK AD #: 0004348010	Open	10.80	0.00
20-01277	09/02/20	A0153	AURELIO'S VACUUM REPAIR	CARPET CLEANING AT BORO HALL	Open	400.00	0.00
20-01324	09/08/20	N0035	NJ LEAGUE OF MUNICIPALITIES	2020 CONFERENCE REGISTRATION	Open	110.00	0.00
20-01327	09/09/20	T0113	TOWNSHIP OF OCEAN	2020 - QTR. 3 SHARED SERVICES	Open	37,304.25	0.00
20-01328	09/09/20	C0008	CARUSO & BAXTER	ATTORNEY INVOICES - SEP. 2020	Open	587.50	0.00
20-01329	09/09/20	M0054	BCM ONE	SEP 2020 - ACCT NO. 24116	Open	1,483.22	0.00

Total Purchase Orders: 47 Total P.O. Line Items: 0 Total List Amount: 85,744.92 Total Void Amount: 0.00

September 11, 2020  
12:04 PM

BOROUGH OF WEST LONG BRANCH  
Bill List By P.O. Number

Page No: 2

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
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Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
	0-01	83,990.62	0.00	83,990.62	0.00	0.00	83,990.62
	0-13	1,347.50	0.00	1,347.50	0.00	0.00	1,347.50
Year Total:		85,338.12	0.00	85,338.12	0.00	0.00	85,338.12
	9-01	406.80	0.00	406.80	0.00	0.00	406.80
Total of All Funds:		85,744.92	0.00	85,744.92	0.00	0.00	85,744.92