

**ABERDEEN TOWNSHIP COUNCIL REGULAR MEETING  
TUESDAY, OCTOBER 7, 2014**

A Regular Meeting of the Township Council of the Township of Aberdeen in the County of Monmouth and State of New Jersey was held on Tuesday, October 7, 2014 at 7:40 p.m. in the Municipal Building at One Aberdeen Square and was called to order by Mayor Fred Tagliarini, who presided at the meeting.

Mayor Fred Tagliarini said that this meeting is being held in compliance with the Open Public Meetings Act, and that notice of same has been posted on the bulletin board in the Municipal Building and was published in the appropriate newspapers.

**ROLL CALL**            Present:        Harvey Brenner  
   Gregory Cannon  
   Concetta Kelley  
   Joseph Martucci  
   Robert Swindle  
   Margaret Montone  
   Fred Tagliarini

Absent:            None

Also Present: Holly Reycraft, Township Manager  
   Dan McCarthy, Township Attorney

A Moment of Silence was offered by Mayor Tagliarini, followed by the Pledge of Allegiance led by the Aberdeen/Matawan U12 Boys Soccer Team.

**REPORTS**

Councilman Cannon stated he attended the PBA Cigar Night on September 18<sup>th</sup>. It was an excellent night with a good turnout. Buy Rite Liquors on Route 35 provided all the liquor for the event. He also attended the dedication of the new Fire Truck on Saturday; it is a very impressive piece of equipment.

Holly Reycraft stated October 11<sup>th</sup> is Movie in the Park after the DPW/Police softball game.

Holly Reycraft stated there are issues with Helmetta Animal Shelter with rumors going on about the shelter. We have been in contact with the Health Department; there is no abuse, no neglect going on.

Councilman Cannon stated he read articles that people were falsely accusing Helmetta Animal Shelter.

Rich, Helmetta Animal Shelter stated it is all over, online, newspapers and TV news, all

false information. We started in 2011 as a small shelter; we expanded and now have 21 contracts. People come and people go, some people are not happy. We have a large volume of animals taken in and adopted out in the past three years, we are a low kill shelter, it is very hard to be a no kill shelter. Towns are looking for interlocals, they need it. We started out with volunteers, they wanted to run the shelter, then they leave. Workers were taking pictures of areas that they were to clean and they didn't clean, they were dismissed. Rich explained the shelter, costs and laws required for the Helmetta Animal Shelter.

Mayor Tagliarini thanked Rich for coming and taking the time to address the Council.

There were no further reports.

### **HEARING OF THE CITIZENS - Agenda Items only**

Mayor Tagliarini asked anyone wishing to be heard on agenda items to come forward and state their name and address. There being no one wishing to be heard Mayor Tagliarini declared the Hearing of the Citizens closed.

### **PROCLAMATION**

Mayor Tagliarini read and presented the following Proclamation to the Aberdeen/Matawan U12 Boys Soccer Team

**WHEREAS**, soccer is one of the world's most popular sports and is the fastest growing team sport in the United States; and

**WHEREAS**, we realize that participation in organized athletics help build character and teaches a wholesome sense of good sportsmanship among our youth; and

**WHEREAS**, to really excel in any one sport, a young person must demonstrate, in addition to a great deal of natural ability, an outstanding spirit of dedication, enthusiasm, and hard work, and

**WHEREAS**, we are pleased to publicly commend the Aberdeen/Matawan Soccer Club U12 Boys Team – "Storm" for earning the title U12 Boys Mid NJ Youth Soccer Association Champions and extend to them this token of affection and admiration; and

**WHEREAS**, the accomplishments of this team were realized under the direction and supervision of their Coaches Ron Rosenberg and Fabian Colonna.

**NOW, THEREFORE, I**, Fred Tagliarini, Mayor of the Township of Aberdeen, along with the Township Council do hereby extend the congratulations of the people of Aberdeen to the following Storm U12 Boys Mid NJ Youth Soccer Association Champions:

Jackson Aguilar  
Chris Dietrich  
Christopher Faile  
Brandon Groh  
Trevor Richardson

Marcelo Colonna  
Jack Dooling  
Anthony Ferrara  
Ryan Leonard  
Andrew Rosenberg

Colby Rosenthal  
Evan Sliwowski

Elijah Santos  
George Wenson

*In recognition of your outstanding achievement and a winning season!*

*In Witness Whereof*, I have hereunto set my hand and caused the Great Seal of Aberdeen to be affixed on this 7<sup>th</sup> day of October, 2014.

There was a round of applause for the Boys Soccer Team.

Mayor Tagliarini read the following Proclamation:

**Put The Brakes On Fatalities Day®  
October 10, 2014**

**WHEREAS**, Across the nation, traffic crashes caused 34,000 fatalities in 2013, and are the leading cause of death for young people ages 15 to 34; and

**WHEREAS**, In New Jersey, 542 individuals lost their lives in traffic crashes in 2013; and

**WHEREAS**, Alcohol-related crashes accounted for 22.5 percent of the State's traffic fatalities, while 26 percent of all fatal crashes involved traveling at unsafe speeds; and

**WHEREAS**, Motorcyclists, bicycle riders and pedestrians face increased risks on New Jersey's roadways, as people opt for alternative modes of transportation; and

**WHEREAS**, 57 motorcyclists, 14 bicyclists and 132 pedestrians were killed in New Jersey in traffic-related crashes in 2013; and

**WHEREAS**, Safer driving behaviors such as buckling up, every ride; obeying posted speed limits; stopping for pedestrians in crosswalks and using crosswalks when walking; avoiding aggressive driving behaviors; never driving impaired; wearing proper safety gear when riding a motorcycle or bicycle; and, focusing solely on driving by avoiding distractions can dramatically reduce the number of traffic-related injuries and deaths.

**NOW, THEREFORE, ON BEHALF OF THE TOWNSHIP COUNCIL, I**, Fred Tagliarini, Mayor of the Township of Aberdeen, County of Monmouth, State of New Jersey, do hereby proclaim October 10, 2014, Put The Brakes On Fatalities Day®, and call upon everyone to put these lifesaving behaviors into practice to improve safety on the roadways in our community and throughout the State.

**MINUTES**

Councilwoman Kelley made a motion to adopt the Workshop, Regular & Executive Meeting Minutes of September 16, 2014 and Special Meeting Minutes of September 30, 2014. Seconded by Councilman Swindle.

Minutes of September 16, 2014

ROLL CALL VOTE:

Ayes: Councilmember Brenner, Cannon, Kelley, Martucci, Swindle, Deputy Mayor Montone and Mayor Tagliarini

Nays: None

Abstain: None

Minutes of September 30, 2014

ROLL CALL VOTE:

Ayes: Councilmember Kelley, Swindle, Deputy Mayor Montone and Mayor Tagliarini

Nays: None

Abstain: Councilmember Brenner, Cannon and Martucci

### **CONTINUED BUSINESS**

#### **ORDINANCE NO. 14-2014 – PUBLIC HEARING**

Mayor Tagliarini stated Ordinance No. 14-2014 introduced and passed on first reading by title on September 16, 2014 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of Publication of this ordinance in the Asbury Park Press of September 19, 2014 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

The Clerk read Ordinance No. 14-2014 by title, “AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN, SECTION 16-60.23 “SEWER USER CHARGES” EXHIBIT A”

Mayor Tagliarini opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance. There being no one present wishing to be heard, Mayor Tagliarini closed the public hearing on Ordinance No. 14-2014.

Councilman Swindle made a motion that Ordinance No. 14-2014 be finally passed and adopted and that notice of its passage and adoption be published by title in the October 14, 2014 issue of the Asbury Park Press.

Seconded by Councilman Brenner

ROLL CALL VOTE:

Ayes: Councilmember Brenner, Cannon, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: Mayor Tagliarini

Abstain: None

#### **ORDINANCE NO. 15-2014 – PUBLIC HEARING**

Mayor Tagliarini stated Ordinance No. 15-2014 introduced and passed on first reading by title on September 16, 2014 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of Publication of this ordinance in the Asbury Park Press of September 19, 2014 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

The Clerk read Ordinance No. 15-2014 by title, “AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN, SECTION 16-44-4, WATER CONNECTION FEES FOR CLASS 1 RESIDENTIAL”

Mayor Tagliarini opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance. There being no one present wishing to be heard, Mayor Tagliarini closed the public hearing on Ordinance No. 15-2014.

Councilman Brenner made a motion that Ordinance No. 15-2014 be finally passed and adopted and that notice of its passage and adoption be published by title in the October 14, 2014 issue of the Asbury Park Press.

Seconded by Councilman Swindle

ROLL CALL VOTE:

Ayes: Councilmember Brenner, Cannon, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: Mayor Tagliarini

Abstain: None

#### **ORDINANCE NO. 16-2014 – PUBLIC HEARING**

Mayor Tagliarini stated Ordinance No. 16-2014 introduced and passed on first reading by title on September 16, 2014 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of Publication of this ordinance in the Asbury Park Press of September 19, 2014 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

The Clerk read Ordinance No. 16-2014 by title, “AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN, SECTION 16-60 SEWER CONNECTION FEES FOR RESIDENTIAL DWELLING WITH KITCHEN FACILITY”

Mayor Tagliarini opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance. There being no one present wishing to be heard, Mayor Tagliarini closed the public hearing on Ordinance No. 16-2014.

Deputy Mayor Montone made a motion that Ordinance No. 16-2014 be finally passed and adopted and that notice of its passage and adoption be published by title in the October 14, 2014 issue of the Asbury Park Press.

Seconded by Councilwoman Kelley

ROLL CALL VOTE:

Ayes: Councilmember Brenner, Cannon, Kelley, Martucci, Swindle, Deputy Mayor Montone and Mayor Tagliarini

Nays: None

Abstain: None

## **NEW BUSINESS**

### **CONSENT AGENDA**

Councilman Cannon made a motion to approve the Consent Agenda; all items listed under 9A. Seconded by Councilman Brenner.

#### **ROLL CALL VOTE:**

Ayes: Councilmember Brenner, Cannon, Kelley, Martucci, Swindle, Deputy Mayor Montone and Mayor Tagliarini

Nays: None

Abstain: None

#### **Consent Agenda**

1. RESOLUTION NO. 2014-111 – BE IT RESOLVED by the Township Council that it hereby awards a contract for Department of Public Works Materials for Maintenance and Repairs.
2. RESOLUTION NO. 2014-112 – BE IT RESOLVED by the Township Council that it hereby authorizes execution of agreement with State of New Jersey Department of Environmental Protection Green Acres Program for Freneau Lands Acquisition.
3. RESOLUTION NO. 2014-113 – BE IT RESOLVED by the Township Council that it hereby authorizes Memorandum of Understanding between the Township of Aberdeen and the Administrative Officers Association, Superior Officers Association and Police Benevolent Association Local #163.
4. EXECUTIVE SESSION RESOLUTION – BE IT RESOLVED that the general public shall be excluded from discussion held during executive session – Redevelopment – Train Station and South River Metals; Land Acquisition – AWA; Litigation – Cliffwood EMS and Property Maintenance; Potential Litigation – C&M County Road; Contract Negotiation, Personnel – Tax Assessor.

### **HEARING OF THE CITIZENS/CORRESPONDENCE AND PETITIONS**

Mayor Tagliarini asked any member of the public wishing to be heard to come forward and to state their name and address.

Susan Cartmell  
Beckstein Drive

Ms. Cartmell stated she sent a letter regarding the medium strip on trees on Route 34 look a little more attractive for Aberdeen Township. What makes Route 34 between Lloyd Road and Broad Street a little different from Route 35 is the greenery and commercial as it is, it is still pleasant to drive along Stratmore Shopping Center with trees along the highway, along the medium strip on Beckstein Drive and going up to Broad Street. There is still greenery. Things looked fine until repaving was done 4 years ago and the contractors had no regard for the vegetation. There was substantial damage.

Mayor Tagliarini stated we spoke to the Township Manager and Public Works Director, none of us are pleased with what the contractor did.

Ms. Cartmell stated they called CME and was told it would be fixed, nothing happened. The sidewalk came in, more trees are messed up, now the straying around the trees with a scorched earth look.

Mayor Tagliarini stated the landscaping up a spray down around the trees so they wouldn't have to trim.

Holly Reycraft stated we still have to replace sidewalk there, due to graffiti.

Frank Huza stated there were problems with some planting that was done. Some 50 arborvitaes have survived. The ones that were sprayed were damaged. Two mature 1993 red cedars trees died. I suggest we employ someone from the Shade Tree Committee in the County.

Holly Reycraft stated the current landscaper needs to restore the damage.

Mayor Tagliarini stated we need to go with legal counsel on this matter.

Ms. Cartmell stated trees have been taken down, now we have stumps. Commuters can get hurt walking over.

Councilman Cannon stated give us time, we will clean it up.

Ms. Cartmell stated she just wants Route 34 to look the best it can be.

Frank Huza  
Beckstein Drive

Mr. Huza stated over the last several years has purchased open space. We have about 25 acres in the Riverdale section, 10 – 15 acres on Lennox Road, 8 acres from South River Metals. We have a road program where the engineers, rate the roads, give us a list. I don't think we have that with our parks system.

Holly Reycraft stated we just discussed doing that.

Councilman Cannon stated why not have a list that will continual refurbish the parks.

Mr. Huza stated there is 7 acre parcel in the J section. For the last 60 years there has been an undeveloped park that none of us knew about. People in the J section don't even know there is a 7.75 acre lot next to our new gateway development. People need a place to play, especially with all our new development coming in. The demand for recreational facilities is needed.

Mayor Tagliarini thanked Mr. Huza.

Sami Rizkalla

117 Duda Lane

Mr. Rizkalla thanked the Council and Town Manager for bringing T&M Engineers and Quality Basement Company. They came last Friday and now waiting for a report from both sides to see proper action. The winter is coming and both companies are suggesting some outside work. I worry about weather. I asked CME for permit paper, it took them a month to get me the request. I received a copy of form that shows fee and instructions on how to fill form. There was no back up material or approval. I submitted another request again.

Karen Ventura, Municipal Clerk stated the permit in her office is original and revised. Mr. Rizkalla is looking for a set prior that we do not have.

Mr. Rizkalla stated that is correct. He is looking for the plan to construct prior to being given to DEP. The plan that Karen has is dated after being submitted. I want whatever backup paper went with the form.

Mayor Tagliarini stated so you are implying there was communication between CME and DEP and instructed CME to build and reconstruct this creek in a certain manner.

Mr. Rizkalla stated exactly.

Councilman Cannon stated that will not exist. There will be a permit from DEP that you can construct this in wetlands delineated area according to plans dated blank from whoever and the numbers.

Mr. Rizkalla stated if the letter says drawing number has an ID and letter refers to it that is okay. Now, I want what you submitted to get approval. I want original submission versus final approval.

Mr. McCarthy stated you can do a file review at the DEP, it will have every piece of paper submitted to DEP.

Mr. Rizkalla stated why would I go to DEP if engineer has it.

Mr. McCarthy stated the Clerk submitted your request to CME, we provided our documents and what CME provided. You are not satisfied, so the way to satisfy yourself is to go to the DEP in Trenton and submit a file review request. You can compare what the DEP has to what was submitted to you.

Councilman Cannon stated T&M went to your house, he will let us know what is going on with it and find out what the cost is to fix it and we will figure it out.

Mr. Rizkalla stated in the beginning he said Thank You for that. I want the information

in case I don't get it resolved. The other question is in the CME report to Township, he said he is bringing a Hydrologist to site to see why water is coming to basement. I ask for copy of report.

Mr. McCarthy asked Karen to ask CME if there is a report and to give it to you.

Mr. Rizkalla thanked the Council.

There being no one else wishing to be heard Mayor Tagliarini declared the Hearing of the Citizens closed.

### **ADJOURNMENT**

Councilman Brenner made a motion to adjourn, seconded by Councilman Swindle and unanimously concurred by Council.

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Fred Tagliarini, Mayor

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Karen Ventura, Municipal Clerk