

BOROUGH OF JAMESBURG
GOVERNING BODY MEETING
MINUTES
OCTOBER 16, 2019
7:00 PM

CALL TO ORDER: (7:05PM) This meeting is being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act have been met. Any contracts awarded require the contractor to comply with N.J.S.A.10:5-31 et.seq. and N.J.A.C. 17:27. Also, in the event of a fire and pursuant to the N.J. Uniform Fire Code, members of the audience are requested to take notice of the exits at the front and rear of the Council Chambers as well as in the main hallway.

FLAG SALUTE: Led by Mayor Lowande

ROLL CALL:

Mayor Lowande
Council President Rampacek
Council Member Czarneski - ***ABSENT***
Council Member Ludas
Council Member Rutsky
Council Member Sussman
Council Member Valiant - ***ABSENT***
Administrator Frueh
Borough Attorney Raffetto

PUBLIC COMMENT PERIOD – ANY ITEM - EXCLUDES ORDINANCES (they have their own public hearing): Members of the public wishing to address the Mayor and Borough Council must approach the podium and state their name and address for the record. There is a five (5) minute time limit for all comments and questions.

MOTION TO OPEN TO PUBLIC COMMENT:

Proposed By: Sussman

Seconded By: Ludas

Thomas Emens – 62 West Railroad Ave.: The Green Fair at Monroe Township High School went well. The annual Watershed Clean up was this past Sunday. The volunteers cleaned and lined the path with logs. There will be an exhibit at the Fall Festival this Saturday. Mosquito Control, MUA, and Garden Cub will all be attending. We will continue to monitor the trails. Theater for a Cause will have it's 3rd annual show in May. The Theater group will have a table at the Fall Festival.

Peter Shaughnessy – Jamesburg BOE: Great job with the creek clean up on Sunday. We are going to try to get people to use the trail more. The Fall Festival is this Saturday, all the town booths will be together. The Mat ball community event is November 15th. We will be collecting donations for the food pantry. Superintendent Brain Betze will be participating in No Shave November. Monroe Police Department will also be participating. Chief Craparotta and the Jamesburg Police Department will not be participating.

MOTION TO CLOSE TO PUBLIC COMMENT:

Proposed By: Rampacek

Seconded By: Ludas

ORDINANCES – FIRST READING BY TITLE (Public Hearing set for November 13, 2019):

ORDINANCE #09-19

**AN ORDINANCE PROVIDING FOR A CONTROLLED TRAFFIC SIGNAL AT THE INTERSECTION OF
BUCKLEW AVENUE, EAST RAILROAD AVENUE, WEST RAILROAD AVENUE AND FORSGATE
DRIVE, AUTHORIZED IN AND BY THE BOROUGH OF JAMESBURG, IN THE COUNTY OF
MIDDLESEX, NEW JERSEY**

BE IT ORDAINED by the Council of the Borough of Jamesburg as follows:

SECTION I. That the intersection of Buckelew Avenue, East Railroad Avenue, West Railroad Avenue & Forsgate Drive shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan dated March 2018 and Timing Directive bearing dated March 2018, prepared by Remington and Vernick Engineers.

SECTION II. That the Traffic Control Signal installed shall be in accordance with the provisions of the *Manual on Uniform Traffic Control Devices*, Title 39 of the Revised Statutes and the New Jersey Administrative Code; and shall be operated in conformance with the designated plans.

SECTION III. That all prior ordinances or resolutions or portions thereof of the Council of the Borough of Jamesburg inconsistent herewith be and they are hereby repealed.

SECTION IV. That this ordinance shall become effective upon adoption and publication as required by law.

SECTION V. That if any clause, section or provision of this ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining portion hereof.

ORDINANCE #09-19

AN ORDINANCE PROVIDING FOR A CONTROLLED TRAFFIC SIGNAL AT THE INTERSECTION OF BUCKELEW ANVENUE, EAST RAILROAD AVENUE, WEST RAILROAD AVENUE AND FORSGATE DRIVE, AUTHORIZED IN AND BY THE BOROUGH OF JAMESBURG, IN THE COUNTY OF MIDDLESEX, NEW JERSEY

RECORD OF VOTE:

FIRST READING: October 16, 2019

COUNCIL MEMBER	MOTION	2nd	VOTE
	TO INTRODUCE		
Council Member Czarneski			
Council Member Ludas	X		X
Council Member Rutsky			X
Council Member Sussman		X	X
Council Member Valiant			
Council President Rampacek			X
Mayor Lowande			

PUBLICATION: October 25, 2019

SECOND READING: November 13, 2019

PUBLIC HEARING: November 13, 2019

ORDINANCES – SECOND HEARING BY TITLE: PUBLIC HEARING

ORDINANCE #08-19

AN ORDINANCE OF THE BOROUGH OF JAMESBURG AMENDING AND SUPPLEMENTING CHAPTER II, “ADMINISTRATION” OF THE “REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY,” IN ORDER TO AMEND SECTION 2-76 THIRD PARTY PAYMENT PLAN FOR EMERGENCY MEDICAL SEEVICES.

WHEREAS, the Borough of Jamesburg has determined that it is necessary and desirable to amend the existing Administration contained within Chapter II of the Borough Code in order to amend Section 2-76 regarding Third Party Payment Plan for Emergency Medical Services; and

WHEREAS, the Borough Council wishes to increase the service fees collected.

NOW, THEREFORE, BE IT IS HEREBY ORDAINED, BY THE Borough Council of the Borough of Jamesburg, in the County of Middlesex and State of New Jersey, that Chapter II "Administration" , Section 2-76 "Third Party Payment Plan for Emergency Medical Services " of the Revised General Ordinances of the Borough of Jamesburg, New Jersey, is hereby amended as follows (additions are shown with underline: deletions are shown with ~~strike-out~~):

Section 2-76 Third Party Payment Plan for Emergency Medical Services

The fee service is currently set as ~~six hundred twenty five (\$625.00) dollars~~ eight hundred (\$800.00) dollars base rate, plus ~~seven dollars and fifty (\$7.50) -fifteen (\$15.00) dollars~~ per mile per trip. Non-transportations where aid is provided shall be ~~two hundred fifty (\$250.00)~~ three hundred (\$300.00) dollars.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon final passage and publication in accordance with the law.

BE IT FURTHER ORDAINED, that the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgement shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

BE IT FURTHER ORDAINED, that all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

ORDINANCE #08-19

AN ORDINANCE OF THE BOROUGH OF JAMESBURG AMENDING AND SUPPLEMENTING CHAPTER II, "ADMINISTRATION" OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY," IN ORDER TO AMEND SECTION 2-76 THIRD PARTY PAYMENT PLAN FOR EMERGENCY MEDICAL SERVICES.

RECORD OF VOTE:
 FIRST READING: September 18, 2019

COUNCIL MEMBER	MOTION TO INTRODUCE	2nd	VOTE
Council Member Czarneski	X		X
Council Member Ludas		X	X
Council Member Rutsky			X
Council Member Sussman			X
Council Member Valiant			X
Council President Rampacek			
Mayor Lowande			

PUBLICATION: September 27, 2019
 SECOND READING: October 16, 2019
 PUBLIC HEARING: October 16 2019

COUNCIL MEMBER	MOTION TO OPEN	2nd	VOTE	MOTION TO CLOSE	2nd	VOTE	MOTION TO ADOPT	2nd	VOTE
Council Member Czarneski			AB			AB			AB
Council Member Ludas		Y	Y			Y	Y		Y
Council Member Rutsky			Y			Y			Y
Council Member Sussman			Y	Y		Y			Y
Council Member Valiant			AB			AB			AB
Council President Rampacek	Y		Y		Y	Y		Y	Y
Mayor Lowande									

Y = YES N = OPPOSED A = ABSTAINED AB = ABSENT

CONSENT AGENDA:

All matters listed on tonight's Consent Agenda are to be considered as one vote by the Borough Council and will be enacted by one motion. Any resolutions listed on the agenda with ** next to their respective number are to be considered as part of the Consent Agenda. There will be no discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and considered separately.

CONSENT AGENDA RESOLUTIONS:

RESOLUTION #124-10-16-19**

MIDDLESEX COUNTY JOINT INSURANCE FUND (JIF) RENEWAL

WHEREAS, the Borough of Jamesburg has participated as a member of the Middlesex County Municipal Joint Insurance Fund (hereafter the “Fund”) existing pursuant to Chapter 372, Laws of 1983 (N.J.S.A . 40A: 1 0-36 et. Seq.); and is desirous of continuing said membership for a term expiring on December 31, 2022cv; and

WHEREAS, the governing body of the Borough of Jamesburg has determined that continued membership in the Fund is in the best interest of the municipality:

NOW, THEREFORE, BE IT RESOLVED by the Borough of Jamesburg, in the County of Middlesex, and the State of New Jersey, as follows:

SECTION 1. The Borough of Jamesburg hereby agrees to continue as a member of the Fund for a period connecting January 1, 2020, and terminating on December 31, 2022 for the purpose of securing the following types of insurance coverage:

- a) Workers Compensation and Employer’s Liability.
- b) General Liability Coverage.
- c) Motor Vehicle and Equipment Liability Coverage.
- d) Property Damage Coverage (including Building & Contents, Automobile Physical Damage, Contractors Equipment, Boiler & Machinery and Public Employee Blanket Bonds).

After the expiration of the said three (3) year period of membership, participation may be canceled or extended in accordance with the ByLaws of the Fund.

SECTION 2. For the purposes of contribution of sums into the Fund to be designated for administrative costs and claims, the Borough of Jamesburg hereby agrees to obtain the types of coverage from the Fund as are set forth in Section 1 of this Resolution and the Indemnity and trust Agreement to be signed by it.

SECTION 3. The ByLaws of the Middlesex County Municipal Joint Insurance Fund, attached hereto, have been adopted and accepted.

SECTION 4. The Governing Body is hereby authorized and directed to execute an Indemnity and trust Agreement signifying continued membership.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

RESOLUTION #125-10-16-19**

RESOLUTION ACCEPTING MONTHLY REPORTS

BE IT RESOLVED, by the Mayor and Council of the Borough of Jamesburg that the following reports be and are hereby received and filed:

Investment Report	September 2019
Finance Report	September 2019
Report of the Tax Collector	September 2019
Report of the Sewer Administrator	September 2019

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

RESOLUTION #126-10-16-19**

APPROVE PAYMENT OF VOUCHERS

WHEREAS, The Chief Financial Officer has certified and submitted a consolidated bill list for the payment of claims; and

WHEREAS, all vouchers listed herewith have been encumbered and sufficient funds are available for payment; and

WHEREAS, the required signatures of the Department Head or the Committee Chair, the Finance Chairperson, the Vendor, and the Chief Financial Officer, have all been obtained on each voucher on the attached list.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Jamesburg, that the voucher list submitted is hereby approved for payment in the total amount of \$53,773.68.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

RESOLUTION #127-10-16-19**

RESOLUTION ACCEPTING THE INTERLOCAL SERVICE AGREEMENT BETWEEN THE COUNTY OF MIDDLESEX AND THE BOROUGH OF JAMESBURG FOR THE PROVISION OF PUBLIC HEALTH SERVICES

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq. permits municipalities of the State of New Jersey to enter into contracts with other governmental entities for the joint provision of municipal services; and

WHEREAS, the Mayor and Council of the Borough of Jamesburg has determined that it is in the best interest of Jamesburg to enter into an Interlocal Services Agreement with the County of Middlesex for the provision of public health services; and

WHEREAS, the service to be provided by Middlesex County to the Borough of Jamesburg is detailed in the attached agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Jamesburg as follows:

1. The Borough of Jamesburg does hereby enter into an agreement with Middlesex County for the provision of public health services.
2. The Mayor and Borough Clerk are hereby authorized to execute the attached agreement.
3. An executed copy of the agreement along with the authorizing resolution shall be forwarded to the County of Middlesex Public Health Department.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

NON-CONSENT RESOLUTIONS:

RESOLUTION #128-10-16-19

RESOLUTION ACCEPTING MINUTES

BE IT RESOLVED THAT THE FOLLOWING MINUTES BE AND ARE HEREBY ACCEPTED AND FILED:

MAYOR AND COUNCIL

SEPTEMBER 18, 2019

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas	X		X			
Council Member Rutsky			X			
Council Member Sussman		X	X			
Council Member Vailant						X
Council President Rampacek					X	
Mayor Lowande						

RESOLUTION #129-10-16-19

RESOLUTION TO URGE VOTERS TO SUPPORT THE REFERENDUM ON THE ELECTION BALLOT IN NOVEMBER SO THAT VETERANS OR WIDOWED SPOUSES OF VETERANS WHO RESIDE IN CONTINUING CARE RETIREMENT COMMUNITIES (CCRC) WILL BE ELIGIBLE FOR PROPERTY TAX DEDUCTION

WHEREAS, the State Constitution for New Jersey authorizes veterans and widowed spouses of veterans who served in active duty during war and other times of emergency to receive a property tax deduction in the amount of \$250 per year, in well-deserved recognition of their service to our country; and

WHEREAS, veterans and widowed spouses of veterans who reside in Continuing Care Retirement Communities (CCRC) have been unfairly denied eligibility for the \$250 property tax deduction because they do not own their units, even though they instead contribute to property taxes through a monthly payment, and even though they have made the same sacrifices as all veterans in our great country; and

WHEREAS, there are twenty-five CCRC's in the state which collectively house approximately 2,500 veterans or widowed spouses who are being denied the deduction; and

WHEREAS, Senator Vin Gopal has sponsored legislation (S1331), that has been approved by the Senate and General Assembly to extend the deduction to veterans and their widowed spouses in CRCC's;

WHEREAS, the extension of the deduction, because it requires an amendment to the State Constitution must be approved by the voters at the ballot in November before it will become valid and effective; and

WHEREAS, the Mayor and Borough Council now desire to memorialize their support of the referendum on the ballot in November, and to urge the voters of the State to vote in favor of the property tax deduction for veterans and widowed spouses of veterans who reside in CRCC's;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of Jamesburg urges voters to support the referendum on the ballot in November 2019, so that the veterans and widowed spouses of veterans who reside in Continuing Care Retirement Communities (CRCC's) will be eligible for the \$250 property tax deduction.

BE IT FURTHER RESOLVED that the Borough Council believes that this small benefit to our veterans and widowed spouses of veterans who reside in CRCC's is a proper and warranted acknowledgement of the tremendous sacrifices that veterans have given to protect and serve our great nation.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

RESOLUTION #130-10-16-19

RESOLUTION ACKNOWLEDGING DISCUSSION OF BEST PRACTICE INVENTORY AND AUTHORIZING SUBMISSION OF PUBLIC MEETING CERTIFICATION

WHEREAS, the State’s Fiscal 2019 Appropriations Act (P.L. 2013, c.77) requires the Division of Local Government Services (DLGS) to determine how much of each municipality’s final 5% allocation of its CMPTRA and ERT aid will be disbursed based upon the results of a Best Practices Inventory; and

WHEREAS, the Chief Financial Officer (CFO) has completed the attached Best Practices Inventory on behalf of the Borough of Jamesburg; and

WHEREAS, the Mayor and Council have reviewed and discussed the Best Practices Inventory as prepared by the CFO.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Jamesburg that the Municipal Clerk is hereby authorized to file the attached Best Practice Public Meeting Certification Form with the DLGS.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Czarneski						X
Council Member Ludas		X	X			
Council Member Rutsky			X			
Council Member Sussman			X			
Council Member Valiant						X
Council President Rampacek	X		X			
Mayor Lowande						

COUNCILMATIC COMMITTEE REPORTS:

- FINANCE COMMITTEE
Council President Rampacek reported:
Finance: Administrator Frueh has started to work on the budget for next year.

Library: The library's search for a new director is underway. The personnel committee is busy gathering resumes and conducting interviews to find the perfect candidate to pick up where Cortney left off. If anyone knows someone who would be interested in applying for the Library Director position or a part time Librarian position please contact myself or the library.

Public Events: this Saturday is the Fall Festival which will run from noon to 5:00 pm. We currently have over 74 vendors and the weather looks like it is going to be beautiful. The vintage baseball game will take place at the Green Acres Baseball Field at 1:30 pm.

- EDUCATION COMMITTEE
Council Member Sussman

Council Member Susman had no report. He was unable to attend the BOE meeting due to having surgery. He will have a report at our next Council meeting in November.

- POLICE COMMITTEE
Council Member Valiant

Council Member Valiant was absent, Councilmember Sussman reported new AICO machines will be getting installed in the Police Department possibly in 2020. Re-certification for all officers is required. Green Acres field has improved. There has been ore Police presence, and arrests have been made. Also, the leash issue with dogs seems to have gotten better.

- PERSONNEL COMMITTEE
Council Member Czarneski

Council Member Czarneski was absent.

- PUBLIC WORKS COMMITTEE
Council Member Rutsky

Council Member Rutsky I have noticed more dogs have been leashed. Thank you. Regular maintenance continues for DPW. DPW has followed up on garbage pick up from our creek clean up as well as from the Buckelew House which was cleaned up by Councilwoman Ludas and Green Team member Thomas Emens.. Thank you to Paul and his crew in advance for their assistance and preparations for the upcoming Fall Festival. We received a donation of milk bottles from Forsgate Farms.

- ENVIRONMENT/ GREEN COMMITTEE:
Council Member Ludas

Council Member Ludas reported the Green Team has had quite an active fall thus far. We participated in the Green Fair at Monroe High school on September 29th. Approximately 1500 people attended the event which has been growing each year as our exhibit of environmental accomplishments. Jamesburg partners with Monroe on the Green Fair with planning and setting up. I attended 2 Monroe meetings per month planning the Green Fair, including the Monroe Environmental Commission and the Monroe Green Team. Thomas Emens is also in attendance at these meetings. On October 13th Green Team member did a clean-up in the nature park/creek area. Thank you to Chief for monitoring the area, it looks much better. On October 14th Green Team members did a clean up at the Buckelew house. There will be a Green Tea, section at the Fall Festival this Saturday. Rutgers Extension has received approval to install Rain Gardens at GMB School. Two are proposed, one in the front of the building and one in the back. No official date has been confirmed. DPW as well as the green Team will assist.

- ADMINISTRATOR’S REPORT
Scott Frueh

Administrator Frueh was absent.

- PUBLIC SAFETY COMMITTEE / RECREATION / COMMUNITY EVENTS:

Mayor Marlene Lowande reported the clean up went well on October 13th. There wasn’t as much garbage as last time. Thank you to the Police for monitoring the area. There was a residential home that was throwing trash into the area. They have been notified and it has been cleaned up. We are looking to re-finish the snack shack in the Spring. We feel the best way to do this is to cover it with T111. I attended a meeting at the County. We spoke about installing the truck sensors, which will not be done until the construction is complete. The timed traffic signal should alleviate some traffic in town at the intersection of Forsgate and East Railroad. There will be signs installed at the intersection of Forsgate/Perrineville/Gatzmer saying “DO NOT BLOCK INTERSECTION” also “NO TURN ON RED” during certain hours. We are looking into installing stop signs at Lincoln Ave. and West Railroad hoping to improve traffic incidents at the 5 points intersection. The Parks Department will be giving us planters to beautify the entrance on Forsgate Drive.

MOTION TO ADJOURN:

Proposed By: Sussman

Seconded By: Ludas

TIME OF ADJOURNMENT:

8:00 PM

Susan Boulogne
Registered Municipal Clerk
Borough of Jamesburg