

**BOROUGH OF JAMESBURG  
GOVERNING BODY MEETING  
MINUTES  
JUNE 27, 2012  
7:00 PM**

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**CALL TO ORDER:** Mayor Marlene Lowande called the meeting to order and announced that same was being held pursuant to the Open Public Meetings Act of 1974 and all provisions of that Act had 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 announced, in the event of a fire and pursuant to the N.J. Uniform Fire Code, members of the audience were 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 - Present  
Council President Ludas - Present  
Council Member Busco - Present  
Council Member Carpenter - Absent  
Council Member Kostbar - Present  
Council Member Newton - Present  
Council Member Taylor - Present  
Administrator Jawidzik - Present  
Borough Attorney Raffetto - Present

**SWEARING IN OF FIRE POLICE**

Mr. James Stonaker, Mr. William Stonaker and Mr. Roger Chapdelaine were sworn in as NJ Fire Police.

**AMERICAN LEGION RECOGNITION – MEMORIAL DAY PARADE**

The Mayor publicly acknowledged and thanked Mr. Allen Brown and Mr. Elliot Stroul for their efforts in connection with the Jamesburg Memorial Day Parade. Mr. Brown spoke to the history of his family in connection with the parade and thanked the Mayor and Council.

**MOTION TO OPEN PUBLIC COMMENT – AGENDA ITEMS ONLY**

Proposed By: Council Member Newton  
Seconded By: Council Member Kostbar  
All in favor.

No public comment

**MOTION TO CLOSE OPEN PUBLIC**

Proposed By: Council Member Kostbar  
Seconded By: Council Member Ludas  
All in favor.

**ORDINANCES – SECOND READING BY TITLE – PUBLIC HEARING**

The following ordinance was approved on first reading at the meeting of the Mayor and Council held on May 16, 2012, published in the May 25, 2012 edition of the Cranbury Press. Copies have been posted on the municipal bulletin board and made available to the public since introduction.

**ORDINANCE #07-12**

AN ORDINANCE OF THE BOROUGH OF JAMESBURG AMENDING AND SUPPLEMENTING CHAPTER III, "POLICE REGULATIONS" OF THE "REVISED GENERAL ORDINANCES OF THE BOROUGH OF JAMESBURG, NEW JERSEY," IN ORDER TO AMEND SECTION 3-27.2 VIOLATIONS AND PENALTIES

**WHEREAS**, the Borough of Jamesburg has determined that it is necessary and desirable to amend the existing Police Regulations contained within Chapter III of the Borough Code in order to amend Section 3-27.2 regarding Violations and Penalties; and

**WHEREAS**, section 3-27 of the Borough Code restricts vehicles with a height of 12 feet or more from traveling on Gatzmer Avenue between West Railroad Avenue and Bordentown-South Amboy Turnpike; and

**WHEREAS**, the Borough Council wishes to increase the potential penalties to be levied against violators who are convicted under this Ordinance.

**NOW, THEREFORE, BE AND 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 III, "Police Regulations", Section 3-27.2 "Violations and Penalties" 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 3-27.2 Violations and Penalties.**

Any person who commits a violation of this section shall, upon conviction thereof for a first offense, pay a fine of ~~five hundred (\$500.00) dollars~~ not less than seven hundred fifty (\$750.00) dollars. For a subsequent offense, the person shall pay a fine of not less than one thousand (\$1,000.00) 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 judgment 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.

Council Member Kostbar gave a brief overview of the Ordinance. Council Member Taylor directed a question to the Chief of Police, Martin Horvath, asking for clarification of the applicability of the Ordinance in cases where a truck does not get stuck yet still creates a traffic situation. Chief Horvath confirmed that the fine would pertain to situations where trucks get stuck, strike and/or stop short of the bridge thus requiring police assistance.

COUNCIL MEMBER	MOTION TO OPEN	2nd	VOTE	MOTION TO CLOSE	2nd	VOTE	MOTION TO ADOPT	2nd	VOTE
Council Member Busco			Y			Y			Y
Council Member Carpenter			AB			AB			AB
Council Member Kostbar	X		Y	X		Y	X		Y
Council Member Newton		X	Y			Y		X	Y
Council Member Taylor			Y		X	Y			Y
Council President Ludas			Y			Y			Y
Mayor Lowande									

**CONSENT AGENDA DEFINED:**

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:**

#116-06-27-12\*\* Accepting Meeting Minutes – May 9, 2012 and May 16, 2012

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

MAYOR AND COUNCIL

MAY 9, 2012  
MAY 16, 2012

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#117-06-27-12\*\* Approving 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 \$1,458,947.36.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#118-06-27-12\*\* 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	May, 2012
Finance Report	May, 2012
Report of the Tax Collector	May, 2012
Report of the Sewer Administrator`	May, 2012

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#119-06-27-12\*\* Approving Liquor License Renewal – Domenico Musso

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by Domenico Musso for the renewal of a Liquor License #1208-33-005-005 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#120-06-27-12\*\* Approving Liquor License Renewal – Elks #2180

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by Benevolent & Protective Order of Elks #2180 for the renewal of a Liquor License #1208-31-008-002 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#121-06-27-12\*\* Approving Liquor License Renewal – Parkside Tavern, Inc.

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by Parkside Tavern Inc. for the renewal of a Liquor License #1208-33-004-001 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#122-06-27-12\*\* Approving Liquor License Renewal – Karan Purva, Inc. (Jamesburg Wine & Liquors)

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by Karan Purva Inc. for the renewal of a Liquor License #1208-44-001-003 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#123-06-27-12\*\* Approving Liquor License Renewal – Jamesburg Volunteer Fire Department

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by the Jamesburg Volunteer Fire Department for the renewal of a Liquor License #1208-31-010-001 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
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Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#124-06-27-12\*\* Approving Liquor License Renewal – Aayushi, Inc. (Village Liquor)

**WHEREAS**, an application has been submitted, with the proper documentation as required by the New Jersey State Division of Alcoholic Beverage Control, by Aayushi Inc. for the renewal of a Liquor License #1208-44-006-006 for the 2012-2013 license year; and

**WHEREAS**, the Acting Municipal Clerk has reviewed said application and has deemed it to be complete; and

**WHEREAS**, the corresponding fees were submitted with the applications for renewal of the aforementioned license:

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg, County of Middlesex, State of New Jersey, that approval be and is hereby granted for the renewal of the above referenced Liquor License.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

**NON-CONSENT AGENDA RESOLUTIONS:**

#115-06-27-12 Appoint Police Secretary

I, MARLENE LOWANDE, MAYOR, WITH THE ADVICE AND CONSENT OF THE BOROUGH COUNCIL, DO HEREBY APPOINT ANNE RUANE AS POLICE SECRETARY IN THE BOROUGH OF JAMESBURG POLICE DEPARTMENT, AT AN HOURLY RATE OF \$13.00 EFFECTIVE JUNE 28, 2012.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter	X					X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas			X			
Mayor Lowande						

#126-06-27-12 Authorize Execution of e-Waste Program

**WHEREAS**, Middlesex County has in place an e-waste program which contracts with Sims Recycling Solutions to accept e-waste (televisions, computers, etc.) from the Borough of Jamesburg; and

**WHEREAS**, the County is offering the Borough of Jamesburg an opportunity to share in a subsidy in connection with this e-waste program; and

**WHEREAS**, the Mayor and Council believe entering into this agreement with Middlesex County is in the best interest of the residents of the Borough of Jamesburg.

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

1. The Governing Body does hereby authorize the Mayor and Borough Clerk to execute the attached agreement.
2. An executed copy of the agreement along with the authorizing resolution shall be forwarded to the Office of Inspections, Division of Solid Waste Management.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT

Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#127-06-27-12 Authorize Refund of Tax Overpayments

**WHEREAS**, overpayments of taxes have been received by the Tax Collector’s office in the aggregate amount of three thousand, one dollar and forty-eight cents (\$3,001.48); and

**WHEREAS**, these payments have been certified by the Tax Collector as overpayments;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg that the Tax Collector be and is hereby authorized to make such refunds and the Chief Financial Officer is hereby directed to issue such checks in accordance with the certification(s) attached hereto.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor	X		X			
Council President Ludas		X	X			
Mayor Lowande						

#128-06-27-12 Cancellation of Unexpended Balances

**WHEREAS**, certain General Capital Improvement Authorization balances remain dedicated to projects which have now been funded through grants; and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be canceled against the receivable.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Jamesburg that the following unexpended balances of General Capital appropriations be canceled:

ORD #	DESCRIPTION	AMT FUNDED	AMT UNFUNDED
#05-11	West Railroad Avenue	\$8,789.42	

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			
Council Member Carpenter						X
Council Member Kostbar			X			
Council Member Newton			X			
Council Member Taylor		X	X			
Council President Ludas	X		X			
Mayor Lowande						

#129-06-27-12 Authorize Refund of Tax Overpayments

**WHEREAS**, overpayments of taxes have been received by the Tax Collector’s office in the aggregate amount of three thousand, one hundred thirty-three dollars and fifty-seven cents (\$3,133.57); and

**WHEREAS**, these payments have been certified by the Tax Collector as overpayments;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Jamesburg that the Tax Collector be and is hereby authorized to make such refunds and the Chief Financial Officer is hereby directed to issue such checks in accordance with the certification(s) attached hereto.

COUNCIL MEMBER	MOTION	2nd	AYES	NAYS	ABSTAIN	ABSENT
Council Member Busco			X			

Council Member Carpenter						X
Council Member Kostbar		X	X			
Council Member Newton			X			
Council Member Taylor	X		X			
Council President Ludas			X			
Mayor Lowande						

**DISCUSSION ITEMS:**

**COUNCILMATIC COMMITTEE REPORTS:**

- FINANCE and EDUCATION COMMITTEES  
Council Member Taylor

Council Member Taylor reported that the Finance Committee is awaiting the state budget adoption which should take place no later than June 30, 2012. Upon adoption, Mr. Taylor stated, the Borough’s state aid will be certified noting that they do not anticipate the aid to differ from what is anticipated in the Borough’s budget. Once certified, Mr. Taylor continued, the tax rate will be certified. Council Member Taylor also asked that fellow Council members, in the interest of saving money, exercise caution when contacting the Borough Attorney.

Council Member Taylor reported that he attended the School Board meeting of May 31, 2012 where Teacher of the Year awards were presented; Mr. Taylor publicly congratulated the winners. In addition, Mr. Taylor reported that Mr. Darren Larsen has stepped down as President of the School Board and publicly thanked Mr. Larsen for his service. Mr. Taylor further announced that the Board unanimously elected Salvatore Brucato as President and congratulated Mr. Brucato. Mr. Taylor announced that there is now an opening on the Board and encouraged any members of the public who are interested to contact the Board of Education.

- POLICE COMMITTEE  
Council Member Kostbar

Council Member Kostbar reported that a resident contacted him regarding placing the traffic machine on Hooker Street; Chief Horvath agreed to do so. Further, Mr. Kostbar reported that there will likely be a need to replace two police vehicles next year. Finally, Mr. Kostbar read from a letter received from the Chief of Police of Monroe Township recognizing the Chief and members of the Jamesburg Police Department, including Lt. James Craparotta, Detective Jason Muller, Patrolman Joseph Quinn and Patrolman Steve Burzachiello, for their assistance with the search and apprehension of alleged bank robbers. Mr. Kostbar congratulated the men on their efforts.

- PERSONNEL COMMITTEE  
Council President Ludas

Council President Ludas reported that a SERV meeting was held on June 4<sup>th</sup> and meetings will be held twice per year in October and April. Ms. Ludas also reported that area businesses recently affected by a water main break expressed their gratitude to the DPW and Police Department for their quick response. Ms. Ludas further noted that she will be meeting with the Director of County Business Development in an effort to attract new businesses to Jamesburg and has been working with non-profit organizations in holding special events at the Senior Center. Finally, Council President Ludas reported that the county has removed debris from sites along the Manalapan Brook and work on the East Church Street Creek will begin this week.

Council Members Kostbar and Taylor inquired about the Lake Street work. Chief Horvath responded noting that they are hoping to have the work complete soon and would inquire as to whether the bridge could be opened for July 4<sup>th</sup>.

- PUBLIC WORKS COMMITTEE  
Council Member Busco

Council Member Busco reported on the on-going repairs at Buckelew House. Mr. Busco also reported the possibility of placing a “No Parking” spot on East Church Street. Attorney Raffetto is researching the legalities of this and will advise Council on the need for an Ordinance.

- PUBLIC EVENTS COMMITTEE  
Council Member Carpenter

- PUBLIC SAFETY COMMITTEE  
Council Member Newton

No report.

- ADMINISTRATOR’S REPORT  
Denise Jawdzik

No report.

- MAYOR’S REPORT  
Mayor Marlene Lowande

Mayor Lowande extended her congratulations to all the local graduates. In addition, the Mayor commented on the recent showing of the antique fire trucks in town and encouraged members of the public to visit. The Mayor reported that the

railing at the ballpark will be fixed soon and that a grant application is being filed in hopes of obtaining funds to purchase communication radios for the police and fire departments.

**MOTION TO OPEN 2<sup>nd</sup> PUBLIC COMMENT PERIOD – ANY ITEM**

Proposed By: Council Member Newton  
Seconded By: Council President Ludas  
All in favor.

Mr. Elliot Stroul – Mendoker Drive - Mr.Stroul inquired about recent Facebook comments regarding visibility near the Buckelew House and asked if some trimming could take place. Mr. Stroul also voiced concerns that the fence is not being secured thus leaving the House and its memorabilia vulnerable. Administrator Jawidzik agreed to make sure that the construction crews secure the fence upon their departure. Council Member Taylor reported that he spoke to Mr. Intravartola regarding trimming the grass and he agreed to address. Mr. Taylor cautioned the public from using Facebook as a means of voicing concerns and encouraged the public to contact Borough Hall directly. Mr. Stroul reminded the Council and public that the Farmer’s Market would be starting in two weeks.

Robert Czarneski – 189 Gatzmer Avenue – Mr. Czarneski reiterated the School Board opening and encouraged members of the public to express interest. Ms. Jawidzik offered to place a notice on the Borough’s website Mr. Czarneski asked about the “Slow Down in Our Town” signs. The Mayor and Chief reported that approximately fourteen (14) are missing and that they are attempting to obtain more from the County. Mr. Czarneski asked if there was still consideration being given to lining the crosswalks. The Mayor noted that various options have been considered but that there is nothing firmly in place.

**MOTION TO CLOSE 2<sup>nd</sup> PUBLIC COMMENT PERIOD – ANY ITEM**

Proposed By: Council Member Kostbar  
Seconded By: Council President Ludas  
All in favor.

**MOTION TO ADJOURN:**

Proposed By: Council Member Kostbar  
Seconded By: Council President Ludas  
All in favor.

**TIME OF ADJOURNMENT:**                      7:36 PM

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Kathleen M. Capristo  
Acting Municipal Clerk  
Borough of Jamesburg