

July 22, 2008

MINUTES of a Regular meeting of the Mayor and Board of Council of the Town of Secaucus, County of Hudson, State of New Jersey held on the 22nd day of July, 2008 at 7:00 P.M. in the Council Chamber of the Municipal Government Center, Secaucus, N.J.

Present: Mayor Dennis Elwell
Councilmembers: John Bueckner
Richard Kane
Michael Gonnelli
Gary Jeffas
John Shinnick
John Reilly

Pledge of Allegiance

The following statement was read by Town Clerk Michael Marra:

"Adequate notice for this meeting, as required by the Open Public Meetings Act, has been provided by the filing of the notice of Meetings with the Municipal Clerk, the posting of said notice on the official bulletin board in the Municipal Building, and the delivery of same to the Secaucus Home News on January 4, 2008."

This body wishes to advise you that in accordance with N.J.A.C. 5:23-11.1, et seq. of the Indoor Air Quality Standards and Procedures for Buildings Occupied by Public Employees, smoking anywhere in this public building is prohibited by law.

In the event of a fire or other emergency, please note that there are two exits in the rear of the Council Chamber which may be used."

The first item on the agenda is as follows:

The following ordinance was read for introduction: No. 2008-21

BOND ORDINANCE TO AMEND SECTIONS 2,4,5,6,7,8 AND 11 OF THE BOND ORDINANCE (ORD. No. 2007-12) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE RECONSTRUCTION OF PENHORN AVENUE IN, BY AND FOR THE TOWN OF SECAUCUS, IN THE COUNTY OF HUDSON, STATE OF NEW JERSEY, A LOCAL IMPROVEMENT, TO APPROPRIATE THE SUM OF \$800,000 TO PAY THE COST THEREOF, TO MAKE OF DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS, "ADOPTED ON APRIL 10, 2007.

Public hearing on the foregoing ordinance will be on August 26, 2008

Councilman Shinnick moved that the foregoing ordinance and passed on first reading, seconded by Councilman Reilly.

AYES: Bueckner, Kane, Gonnelli, Jeffas, Shinnick, Reilly, Elwell
NAYS: None
ABSENT: None Motion carried.

The following ordinance was read for introduction: No. 2008-22

ORDINANCE TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

Councilman Kane moved that the foregoing ordinance and passed on first reading, seconded by Councilman Jeffas.

AYES: Bueckner, Kane, Gonnelli, Jeffas, Shinnick, Reilly, Elwell
NAYS: None
ABSENT: None Motion carried.

CONSENT AGENDA-RESOLUTIONS

All matters listed under Consent Agenda are considered to be routine by the Mayor and Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

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The following resolution was read:

No. 2008-95

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, by Resolution No. 2007-152, the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, approved a settlement of a tax appeal for property situated at Block 227, Lot 4.01 (the "subject property") for tax years 2006, 2007 and 2008; and

WHEREAS, the approved settlement provided for a 2008 assessment on the subject property to be based on a fair market value of \$91,842,920 multiplied by the appropriate "Chapter 123" ratio; and

WHEREAS, the Town's 2008 Chapter 123 ratio has been determined to be 45.38%; and

WHEREAS, the agreed upon 2008 fair market value of \$91,842,930 multiplied by the appropriate "Chapter 23" ratio or 45.38% results in an assessment of \$41,678,300; and

WHEREAS, for the tax year 2008, the subject property was redesignated as Block 227, Lot 4.05.

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that Peter J. Zipp, Esq., Special Tax Attorney for the Town of Secaucus, is hereby authorized to execute on behalf of the Town of Secaucus, Stipulation of Settlement resolving the Complaints filed by :

Wal-Mart# 1-3520 for property situated at Block 227, Lot 4.05 for tax year 2008.

Assessment reduced:

<u>Tax year</u>	<u>Original Assessment</u>	<u>Proposed Assessment</u>
2008	\$48,709,900	\$41,678,300

Refund and interest to be paid in accordance with N.J.S.A. 54:3-27.2, except that interest on any refund due is waived provided the refund is paid within 90 days of the date of the Judgement, and any interest due on the refund to be calculated at 5% per annum, from the date of judgement.

All in accordance with the discussion held at certain caucus meeting of the Town Council on July 22, 2008.

The following resolution was read:

No. 2008-96

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey awarded the contract for New Recreation Center in the amount of \$8,418,000.00 and Change Orders #1-5, in the amount of \$284,202.00 to APS Contracting, Inc.

WHEREAS, Change Order #6 is needed for all labor, material mark-ups, overhead and profit required to complete the following additional work in accordance with terms and conditions of the original contract dated October 18, 2006. The work included, but not limited to the following:

Four (4) months additional general conditions required to extend the contract completion date to June 30, 2008, per COR#52 revised dated January 4, 2008. This monthly cost is at the previously agreed upon cost per month per Change Order #3 for a added total value for this change order \$96,681.00.

THEREFORE, APS Contracting, Inc., requires additional funds in the amount of \$96,681.00 for this change order.

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey hereby approves Change Order #6 in the amount of \$96,681.00 to APS Contracting, Inc.

Financial Officers
Certification attached.

The following resolution was read:

No. 2008-97

**RESOLUTION AUTHORIZING FAIR & OPEN
SOLICITATION PROCESS SPECIAL COUNSEL APPLICATION**

WHEREAS, the Town of Secaucus is desirous of obtaining expert legal representation to continue its Appeal of the New Jersey Meadowlands Commission's approval, without public hearing or participation, to Hartz/Damascus Bakery, Inc., to construct and operate an industrial bakery designated under the Uniform Construction Code as HIGH HAZARD USE within forty seven (47') feet of a residence and five hundred (500') feet of an elementary school, in a primarily residential area of the Town of Secaucus in contravention of Building and Fire Codes and common sense,; and

WHEREAS, the Town Attorney has prepared a Fair & Open solicitation therefore.

NOW, THEREFORE, BE IT RESOLVED, that the Town Clerk is hereby authorized to post and accept proposals for obtaining such legal representation.

BE IT FURTHER RESOLVED, that proposals for obtaining expert legal representation to continue the Town of Secaucus' Appeal of the New Jersey Meadowlands Commission's approvals, without public hearing or participation, to Hartz/Damascus Bakery, Inc., to construct and operate an industrial bakery, shall be received on August 20, 2008 at 11:30am.

The following resolution was read:

No. 2008-98

**RESOLUTION REJECTING ALL BIDS FOR TELECOMMUNICATIONS MONOPOLE AND
AUTHORIZING NEW ADVERTISEMENT AND RECEIPT OF BIDS**

WHEREAS, the Mayor and Council advertised for bids for construction and operation of a telecommunication monopole and received a bid on May 28, 2008; and

WHEREAS, the Town Attorney, in consultation with the Town Administrator has determined that it would be in the Town's best interest to reject all bids received because only one bid was received as set forth in N.J.S.A.40A-11-13.2 (e).

NOW, THEREFORE, BE IT RESOLVED, that the bid received for construction and operation of a telecommunications monopole be hereby rejected pursuant to the rights reserved by the Town of Secaucus; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to advertise and accept bids for construction and operation of a telecommunications monopole; and

BE IT FURTHER RESOLVED, that bids for the construction and operation of a telecommunications monopole be received on August 21, 2008 at 11:00a.m.

The following resolution was read:

No. 2008-99

**RESOLUTION REJECTING ALL BIDS FOR POWER SWEEPING OF COMMERCIAL STREETS
AND AUTHORIZING NEW ADVERTISEMENT AND RECEIPT OF BIDS**

WHEREAS, the Mayor and Council advertised for bids for weekly power sweeping of all commercial streets in the Harmon Cove Area and received bids on March 18, 2008; and

WHEREAS, the Town Attorney, in consultation with the Town Administrator and Town Superintendent of Public Works, has determined that it would be in the Town's best interest to reject all bids received because experience has shown that additional streets and additional sweeping times should be added to the bid as set forth in N.J.S.A.40A-11-13.2 (d).

NOW, THEREFORE, BE IT RESOLVED, that the bid received for weekly power sweeping of all commercial streets in the Harmon Cove Area received on March 18, 2008 be hereby rejected pursuant to the rights reserved by the

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Town of Secaucus; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to advertise and accept bids power sweeping of designated streets in Harmon Cove Area; and

BE IT FURTHER RESOLVED, that bids for the power sweeping of designated streets in the Harmon Cove Area be received on August 19, 2008 and 2:00 pm.

The following resolution was read: No. 2008-100

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

WHEREAS, the Mayor and Council of the Town of Secaucus awarded a Professional Service Contract in regards to the Fair and Open Public Solicitation Process for the year 2008 to Rogut McCarthy Troy LLC for services of Bond Counsel.

WHEREAS, an amendment is needed for an increase to the Bond Counsel Service contract for Rogut Mc Carthy Troy LLC.

WHEREAS, an additional amount of \$5,000.00 is needed.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Secaucus amend the contract for the firm of Rogut Mc Carthy Troy LLC to \$25,500.00

Financial Officers
Certification attached.

The following resolution was read: No. 2008-101

WHEREAS, the Town of Secaucus, County of Hudson, State of NJ entered into a Professional Service and Other Service Contracts with the following Vendors for the year 2008.

J. O Donnell Construction (lease of heavy Equipment)	\$50,000.00
Nowel Amoroso Klein Berman P.A. (Munic Prosecutor)	\$60,000.00
McManimon & Scotland LLP (Special Bond Counsel)	\$15,500.00
Weiner Lesniak, LLP(Special Counsel Affordable Hous)	\$350,000.00
Krivit & Krivit, P.C. (Spec. Counsel/Fed. Regulatory Spec)	\$45,000.00
Cooney Bovasso Realty Advisors Inc (Real Prop. Appraise)	\$59,000.00

WHEREAS, after review of the not to exceed amounts, there was a need to decrease the contract amounts, since the entire amount is not expected to be expended.

WHEREAS, the contracts need to be decreased by the following amounts:

J. O Donnell Construction (lease of heavy Equipment)	\$20,000.00
Nowel Amoroso Klein Berman P.A. (Munic Prosecutor)	\$10,000.00
McManimon & Scotland LLP (Special Bond Counsel)	\$10,000.00
Weiner Lesniak, LLP(Special Counsel Affordable Hous)	\$100,000.00
Krivit & Krivit, P.C. (Spec. Counsel/Fed. Regulatory Spec)	\$10,000.00
Cooney Bovasso Realty Advisors Inc (Real Prop. Appraise)	\$10,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus to approve the decreased funds for said contracts.

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The following resolution was read:

No. 2008-102

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that the Town Clerk is hereby authorized to advertise for and receive bids for 2007 CDBG sidewalk and curb replacements on Third and Fifth Streets between Front Street and Centre Avenue.

The following resolution was read:

No. 2008-103

TOWN OF SECAUCUS, COUNTY OF HUDSON
RESOLUTION

BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus, County of Hudson, State of New Jersey, that pursuant to the recommendation of Glenn Beckmeyer, Superintendent of the Secaucus Department of Public Works, the following persons are hereby appointed as Part-Time Seasonal Employees, effective June 30 at the following hourly wages:

<u>Name</u>	<u>Hourly wages</u>
Christopher Bann	\$8.00
Adam Bligh	\$7.15
Dylan Genatt	\$7.15
Joseph Mandaglio	\$7.15
Craig O'Keefe	\$8.00
Daniel Spiegel	\$8.00
Jeffrey Voss	\$7.15
Frank Sasso, Sr.	\$10.00

The following resolution was read:

No. 2008-104

A RESOLUTION CONSENTING TO THE INCLUSION OF THE HUDSON COUNTY
WASTEWATER MANAGEMENT PLAN (WMP) IN THE NORTHEAST WATER QUALITY
MANAGEMENT (WQM) PLAN

WHEREAS, the Town of Secaucus desires to provide for the orderly management of wastewater within Hudson County as detailed in the Hudson County WMP;

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that wastewater treatment and conveyance facilities and wastewater treatment services areas, as well as related subjects, be in conformance with an approved WQM plan; and

WHEREAS, the NJDEP has established the WQM plan amendment procedure as the method of incorporating existing facilities into a WQM plan; and

WHEREAS, a proposed WQM plan amendment, noticed in the New Jersey Register on the 5th of May, 2008 for the adoption of the Hudson County WMP has been prepared for Hudson County and submitted by CMX, 200 State Highway 9, Manalapan, New Jersey 07726;

NOW, THEREFORE, be it resolved on this 22ND DAY OF July, 2008 by the Mayor and Council of the Town of Secaucus that:

1. The Town of Secaucus hereby consents to the amendment entitled the Hudson County WMP, and publicly noticed on the 5th of May, 2008, submitted by CMX on behalf of Hudson County for the purpose of its incorporation into the Northeast WQM Plan.

2. This consent shall be submitted to the NJDEP in accordance with the N.J.A.C. 7:15-3.4.

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The following resolution was read:

No. 2008-105

**RESOLUTION AUTHORIZING CONTRACT FOR ROADWAY IMPROVEMENTS
TO PENHORN AVENUE**

WHEREAS, the Mayor and Council advertised for and receiving the following bids for Roadway Improvements to Penhorn Avenue on July 17, 2009:

<u>BIDDER</u>	<u>BID</u>
Joseph M. Sanzari, Inc.	\$641,701.50
English paving Co., Inc.	\$662,153.12
Smith Soudy	\$671,513.25
D.L.S. CONTRACTING, Inc.	\$758,600.00

WHEREAS, the Town Engineer and Town Attorney have reviewed the bids and determined that the bid of Joseph M. Sanzari, Inc., is the lowest responsive bid, concluding that inclusion of a Business Registration Certificate or Registration as a Public Contractor (which such documents have been subsequently received) by a \$2,000 striping subcontractor was not contemplated by the bid documents.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Secaucus that a contract for Roadway Improvements to Penhorn Avenue be awarded to Joseph M. Sanzari, Inc., in the amount of \$641,701.50.

BE IT FURTHER RESOLVED, that the Mayor and Town Clerk shall be authorized to execute a contract for Roadway Improvements to Penhorn Avenue with Joseph M. Sanzari, Inc.

Financial Officers
Certification attached.

The following resolution was read:

No. 2008-106

**RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX APPEAL REGARDING LOT 1
IN BLOCK 116 AS SET FORTH ON THE OFFICIAL TAX MAPS OF THE TOWN OF
SECAUCUS OWNED BY RED ROOF INNS INC.**

WHEREAS, Red Roof Inns Inc., the owner of property located at 15 Meadowland Parkway, otherwise designated as Lot 1 in Block 116 on the official tax maps of the Town of Secaucus, has taken an appeal to the Tax Court of the State of New Jersey from the assessed value of said property for tax years 2007 and 2008; and

WHEREAS, the taxpayer has agreed to withdraw its appeal filed from the assessed value of said property for the tax year 2007; and

WHEREAS, the parties have agreed to a reduction in the property's assessment from a total of \$6,839,300 to a total of \$5,800,000 for tax year 2008; and

WHEREAS, the property owner has further agreed to waive statutory pre-judgement interest on the tax refund; and

WHEREAS, the Town Tax Assessor has agreed to the reduction in value on the property for the 2008 tax year in accordance with the settlement; and

WHEREAS, the settlement results in an approximate aggregate total tax refund for tax year 2008 in the amount of \$31,189.39 (based on the 2007 tax rate); and

WHEREAS, the Town Council of the Town of Secaucus has determined that

it is in the best interest of the Town to adjust assessment on the aforesaid property for the tax year 2008 in accordance with the settlement.

NOW, THEREFORE, be it resolved by the Town Council of the Town of Secaucus in the County of Hudson and State of new Jersey, as follows:

1. The tax assessment on the property located at 15 Meadowland Parkway and otherwise designated as Lot 1 in Block 116 on the official tax maps of the Town of Secaucus shall be reduced from a total of

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\$6,839,300 to a total of \$5,800,000 for a tax year 2008.

2. The Town Tax Collector is hereby authorized to apply the tax refund attributable to the reduction in the assessment for the 2008 tax year as a credit against future taxes owed on the property upon receipt of the Tax Court Judgement.

3. This resolution shall take effect immediately or as otherwise provided by law.

The following resolution was read:

No. 2008-107

RESOLUTION AUTHORIZING THE SETTLEMENT OF THE TAX APPEAL REGARDING LOT 3.01 IN BLOCK 56 AS SET FORTH ON THE OFFICIAL TAX MAPS OF THE TOWN OF SECAUCUS OWNED BY PROLOGIS TRUST

WHEREAS, Prologis Trust, the owner of property located at 1 Enterprise Avenue, otherwise designated as Lot 3.01 in Block 56 on the official tax maps of the Town of Secaucus, has taken an appeal to the Tax Court of the State of New Jersey from the assessed value of said property for tax years 2007 and 2008; and

WHEREAS, the taxpayer has agreed to withdraw its appeal filed from the assessed value of said property for the tax year 2007; and

WHEREAS, the parties have agreed to a reduction in the property's assessment from a total of 18,000,000 to a total of \$16,500,00 for tax year 2008; and

WHEREAS, the property owner has further agreed to waive statutory pre-judgement interest on the tax refund; and

WHEREAS, the Town Tax Assessor has agreed to the reduction in value on the property for the 2008 tax year in accordance with the settlement; and

WHEREAS, the settlement results in an approximate aggregate total tax refund for tax year 2008 in the amount of \$45,015 (based on the 2007 tax rate); and

WHEREAS, the Town Council of the Town of Secaucus has determined that it is in the best interest of the Town to adjust assessment on the aforesaid property for the tax year 2008 in accordance with the settlement.

NOW, THEREFORE, be it resolved by the Town Council of the Town of Secaucus in the County of Hudson and State of new Jersey, as follows:

1. The tax assessment on the property located at 1 Enterprise Avenue and otherwise designated as Lot 3.01 in Block 56 on the official tax maps of the Town of Secaucus shall be reduced from a total of \$18,000,000 to a total of \$16,500,000 for a tax year 2008.

2. The Town Tax Collector is hereby authorized to apply the tax refund attributable to the reduction in the assessment for the 2008 tax year as a credit against future taxes owed on the property upon receipt of the Tax Court Judgement.

3. This resolution shall take effect immediately or as otherwise provided by law.

Councilman Reilly moved to approve the resolutions on the Consent Agenda, seconded by Councilman Kane.

AYES: Bueckner, Kane, Gonnelli, Jeffas, Shinnick, Reilly, Elwell

NAYS: None

ABSTAIN: Gonnelli on 2008-97 only

ABSENT: None

Motion carried.

PAYMENT OF CLAIMS

Councilman Shinnick moved that the following Salary Vouchers and Claims Fund Register be approved, seconded by Councilman Reilly.

Town of Secaucus Payroll Acct. w/ending 07/11/08 371,683.85

Adm. & Exec 8,939.47

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Mayor & Council	10,000.67	
Municipal Clerk	5,499.02	
Legal Dept.	2,493.58	
Treasurer	15,739.98	
Tax Assessor	5,384.84	
Tax Collector	5,223.44	
Municipal Court	13,087.91	
Engineering	778.50	
Community Shuttle Bus	1,642.45	
Pub. Bldgs. & Grds.	29,094.28	
Off. Of Inspect.	3,457.58	
Planning Board	541.66	
Bd. Of Adjustments	541.66	
Public Defender	600.00	
Comm. & Security Adm.	3,411.62	
Fire Department	000.00	
Police Dept.	297,107.25	
Construction	9,014.07	
School Cross Grds.	298.90	
Office of Emergency Man.	623.40	
Unif. Fire Safety Off.	4,331.62	
Rd. Repair & Maint.	93,384.09	
Sewer System	1,606.40	
Recycling Coord.	9,345.40	
Bd.of Health	798.62	
Mosquito Control	000.00	
Social Services	10,090.48	
Pks. & Play Grds.	1,833.04	
Supv. Of Play Act.	32,765.85	
Rec. Activities	000.00	
Pool Oper.	28,244.55	
CDBG	639.35	
Town of Secaucus Tax Escrow Acct. w/ending 07/11/08		196,591.28
Town of Secaucus Payroll Acct. w/ending 07/25/08		427,000.00
Adm. & Exec	8,281.14	
Mayor & Council	1,594.04	
Municipal Clerk	5,499.02	
Legal Dept.	2,493.58	
Treasurer	15,818.31	
Tax Assessor	5,350.85	
Tax Collector	5,223.44	
Municipal Court	12,188.76	
Engineering	000.00	
Community Shuttle Bus	1,840.56	
Pub. Bldgs. & Grds.	34,336.52	
Off. Of Inspect.	3,517.58	
Planning Board	000.00	
Bd. Of Adjustments	100.00	
Public Defender	900.00	
Comm. & Security Adm.	3,411.62	
Fire Department	18,600.00	
Police Dept.	287,543.26	
Construction	9,014.07	
School Cross Grds.	150.00	
Office of Emergency Man.	623.40	
Unif. Fire Safety Off.	4,331.62	
Rd. Repair & Maint.	118,674.33	
Sewer System	1,086.70	
Recycling Coord.	13,584.74	
Bd.of Health	673.62	
Mosquito Control	000.00	
Social Services	9,555.81	
Pks. & Play Grds.	2,787.95	
Supv. Of Play Act.	68,451.94	
Rec. Activities	000.00	
Pool Oper.	33,304.72	
CDBG	639.35	
Town of Secaucus Payroll Acct. w/ending 07/25/08		209,272.51
Total Amount Claims Check No. 24034-24238		\$1,933,196.81
Recreation Acct. Check No. 1885-1886		\$131,623.20
Current Account Check No. 1594-1604		\$ 423,156.00

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Mr. Lesniak.

Mayor Elwell stated that 90% of the work done by Mr. Lesniak did not have anything to do with that actual Bill. He gave a detailed explanation of the issue and actions taken. He said that he would recommend looking at it and speaking about the issue at the next meeting.

Councilman Gonnelli said that he asked for an amount of money over the past two years that was spent with the firm. He asked for a breakdown of how much of that money was spent on the items being discussed.

Mayor Elwell said that Assemblyman Prieto abstained from voting on that Bill and stated that he did not like everything in the Bill.

Councilman Gonnelli spoke about lobbyist that work for the Town and asked how they missed this problem with the Bill.

Mayor Elwell suggested bringing in Mr. Prieto for further explanation.

Councilman Jeffas asked if the explanation could be at the next Caucus Meeting.

Mayor Elwell said that it would.

Councilman Bueckner asked if Mr. Hanley would be present. He spoke about the League of Municipalities and their opinion on the Bill.

Mayor Elwell discussed the issue and asked for a motion be made to support the New Jersey League of Municipalities.

Councilman Bueckner moved to support the New Jersey State League of Municipalities' opposition to Thirds Round Affordable Housing Rules, seconded by Councilman Shinnick.

AYES: Bueckner, Kane, Gonnelli, Jeffas, Shinnick, Reilly, Elwell
NAYS: None
ABSENT: None Motion carried.

Mayor Elwell added that at the Mayor's Conference, they spoke also about contributing to the effort. He hoped that action would be taken in the future. He explained the difference in the two issues.

Councilman Jeffas asked if Lesniak's firm continuing to front the Town's interest in the Bill.

Mayor Elwell said on other issues they would be used by the Town and spoke about the parking issue in the Transit Village area.

Discussion continued among the Mayor, Administrator and Council regarding the COAH issue.

Councilman Reilly spoke about the Route 3 bridge.

Mayor Elwell explained what the DOT is doing on the bridge as well as the future plans for the bridge.

Councilman Gonnelli asked if the Town did anything with the sidewalk at the Baker Property.

Mayor Elwell said there is a plan in place and construction should start in the near future.

Councilman Gonnelli asked how this was being funded?

Mayor Elwell said that it will be done in-house. He said that the original grant for the bicycle trail was used for other purposes.

NEW BUSINESS

None

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REMARKS OF CITIZENS

Nick Nagomy
Joe Kellenberger
Anthony Aiello
Carole Acropolis
Tom Troyer
Frank Mac Cormack
Barbara Napierski

Councilman Reilly moved to adjourn the meeting at 7:58 pm, seconded by Councilman Jeffas.

AYES: Bueckner, Kane, Gonnelli, Jeffas, Shinnick, Reilly, Elwell
NAYS: None
ABSENT: None

Motion carried.

Michael Marra, Town Clerk

