

**REGULAR MEETING  
OF THE MAYOR AND COUNCIL  
NOVEMBER 14, 2016**

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THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MANVILLE, COUNTY OF SOMERSET, STATE OF NEW JERSEY, WAS HELD ON NOVEMBER 14, 2016 IN THE MANVILLE MUNICIPAL COURTROOM, 325 NORTH MAIN STREET, MANVILLE, NEW JERSEY AT 7:00 P.M.

**MAYOR RICHARD ONDERKO PRESIDED**

The Clerk announced that proper notice had been given by the posting of the Regular Meeting Notice and by providing adequate notice of the Regular Meeting to the Courier News and the Star Ledger.

**ROLL CALL:**

MAYOR RICHARD ONDERKO  
COUNCILWOMAN SUSAN ASHER  
COUNCILWOMAN DAYNA CAMACHO  
COUNCILMAN MICHAEL KASSICK  
COUNCILWOMAN MICHELE MAGNANI  
COUNCILMAN THEODORE PETROCK, III  
COUNCIL PRESIDENT STEPHEN SZABO

**ALSO PRESENT:**

THADDEUS R. MACIAG, BOROUGH ATTORNEY  
ANDREA L. BIERWIRTH, BOROUGH ADMINISTRATOR  
PATRICIA A. ZAMORSKI, BOROUGH CLERK  
MARK PELTACK, CHIEF OF POLICE

**SALUTE TO THE FLAG AND A MOMENT OF SILENCE**

Mayor Onderko asked that the moment of silence be dedicated to Walter Otrimski, a long-time resident of Manville, a life member of Firehouse #2, and a life member of the VFW. He proudly served in the Navy. He passed away, and was buried this morning.

**APPROVAL OF MINUTES**

Mayor Onderko requested a motion to approve the following minutes:

A/ Regular Meeting of October 10, 2016

Council President Szabo, seconded by Councilwoman Asher, made a motion to approve the minutes of the Regular Meeting of October 10, 2016.

ROLL CALL: AYES: SZABO, ASHER, CAMACHO, KASSICK, MAGNANI, PETROCK

B/ Special Meeting of October 18, 2016

Council President Szabo, seconded by Councilwoman Asher, made a motion to approve the minutes of the Special Meeting of October 18, 2016.

ROLL CALL: AYES: SZABO, ASHER, CAMACHO, KASSICK, MAGNANI  
ABSTAIN: PETROCK

## **ORDINANCE - FIRST READING AND INTRODUCTION**

Mayor Onderko requested a motion to introduce Ordinance #2016-1176.

Council President Szabo, seconded by Councilwoman Asher, made a motion to introduce Ordinance #2016-1176.

Ordinance #2016-1176

### **AN ORDINANCE AMENDING ORDINANCE #2015-1163 ENTITLED “AN ORDINANCE FOR THE BOROUGH OF MANVILLE ENTITLED DEALERS OF PRECIOUS METALS, GEMS AND SECONDHAND GOODS ”**

#### **STATEMENT OF PURPOSE**

The purpose of this ordinance is to amend Ordinance #2015-1163.

**BE IT ORDAINED** by the Mayor and Council of the Borough of Manville in the County of Somerset and State of New Jersey, that Ordinance #2015-1163 is amended as follows:

#### **3-16.3 Application and Issuance of License**

##### **a. Initial License Application Process**

Every dealer intending on conducting business within the jurisdiction of the Borough of Manville shall first make application to the Borough Clerk and shall set forth the name and address of dealer, his or her age, whether or not he or she is a citizen of the United States and whether or not he or she has been convicted of a crime, the place of conviction, and the date thereof.

A dealer of previous metals, gems or gemstones or secondhand goods shall, prior to buying, attempting to buy or offering to buy shall be required to be fingerprinted and shall consent to an investigation of the applicant's moral character and business responsibility as deemed necessary, by the Borough of Manville Police Department, for the protection of the public welfare. In the event that the dealer is a business entity other than a sole proprietorship, the officers in a corporation or the partners in a partnership, or limited partnership, **or any employee** shall be deemed to be the applicant(s) who shall be fingerprinted and investigated in accordance with this section.

Upon initial application to the Borough Clerk, each dealer **and employee** shall be provided with an application prescribed by the Borough of Manville Police Department and shall provide the following information on said application:

- a. Renewal. All renewal applications are to be received in the Borough Clerk's office no later than **October 31<sup>st</sup>** of each year. In the event that the Dealer is a business entity other than a sole proprietorship, if the business entity took on a new officer(s) or partner(s) within the preceding year, the new officer(s)/partner(s) shall be deemed to be the applicant(s) who shall be fingerprinted and investigated in accordance with subsection "a" above, "Initial License Application Process."

In the event a Dealer fails to file a RENEWAL application by **December 31<sup>st</sup>** of each year, the Dealer (applicant) will be assessed a Fifty (\$50.00) Dollar penalty.

In the event a Dealer fails to file a RENEWAL application after **December 31<sup>st</sup>** and after receiving notice by the Borough of Manville Police Department and given ten (10) business days to file such RENEWAL application, the Dealer license may be revoked following the process as outlined in Section 3-16.5 set forth below.

### **3-16.4 License Fees; Nontransferability .**

- a. Each application for a dealer of secondhand goods license shall be accompanied by an annual fee of **Two Hundred Fifty Dollars (\$250.00)** payable to the Borough Clerk by January 10<sup>th</sup> annually.
- b.

Borough of Manville,  
/s/ Richard M. Onderko, Mayor

Attest:

Patricia A. Zamorski, Clerk

ROLL CALL: AYES: SZABO, ASHER, CAMACHO, KASSICK, MAGNANI, PETROCK

### **PUBLIC PORTION ON RESOLUTIONS**

Mayor Onderko requested a motion to open the public portion on Resolutions #2016-183 through #2016-194.

Councilman Petrock, seconded by Council President Szabo, made a motion to open the public portion on Resolutions.

All present were in favor.

When no one from the public wished to comment, Mayor Onderko requested a motion to close the public portion.

Mayor Onderko closed the public portion on Resolutions.

All present were in favor.

### **RESOLUTION (TO BE TAKEN SEPARATELY)**

Mayor Onderko requested a motion to adopt Resolution #2016-183.

Council President Szabo, seconded by Councilman Petrock, made a motion to adopt Resolution #2016-183.

Resolution #2016-183

BE IT RESOLVED by the Mayor and Council of The Borough of Manville that the following accounts:

1. Current	\$ 7,854.14
2. Water/Sewer Utility	\$ 966.26
3. General Capital	\$ 78.56
4. Recreation Trust	\$ 5.00
5. Other Trust	\$ 7.00
6. Dedicated Dog	\$
7. Housing Trust	\$
<b>Total</b>	<b>\$ 6,200.96</b>

After being examined by each respective committee, are hereby ordered to be paid.

Borough of Manville,  
/s/ Richard M. Onderko, Mayor

ROLL CALL:     AYES:           SZABO, ASHER, CAMACHO, KASSICK, MAGNANI, PETROCK

**RESOLUTIONS BY CONSENT**

Mayor Onderko asked if any Council Member wished to take any of the Resolutions separately.

Council President Szabo requested that Resolution #2016-185 be taken separately.

Mayor Onderko requested a motion to adopt Resolution #2016-184 and #2016-186 through #2016-194.

Councilwoman Asher, seconded by Councilman Petrock, made a motion to adopt Resolution #2016-184 and #2016-186 through #2016-194.

ROLL CALL:     AYES:           SZABO, ASHER, CAMACHO, KASSICK, MAGNANI, PETROCK

Resolution #2016-184

WHEREAS, there are unexpended balances in various 2016 appropriation accounts not required for the balance of 2016; and

WHEREAS, additional sums are required for the operating expenses of other Borough accounts.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that the following transfers be approved:

**CURRENT FUND**

**FROM:**

<b>Current Fund</b>	<b>Account Name</b>	<b>Amount</b>
6-01-31-435-020	Street Lighting	\$30,000.00
6-01-20-110-020	Mayor and Council O/E	\$300.00
6-01-31-446-020	Natural Gas	\$10,000.00
6-01-31-447-010	Gas / Fuel	\$10,000.00
6-01-20-100-020	Administrative and Executive O/E	\$3,300.00
6-01-25-240-010	Police, S&W	\$3,300.00
<b>Total</b>		<b>\$56,900.00</b>

**TO:**

<b>Current Fund</b>	<b>Account Name</b>	<b>Amount</b>
6-01-31-430-020	Electricity	\$15,000.00
6-01-31-447-020	Water	\$10,000.00
6-01-45-941-020	Improvement Authority Lease	\$300.00
6-01-23-210-020	Other Insurance	\$28,000.00
6-01-20-110-010	Mayor and Council S & W	\$300.00
6-01-25-240-020	Police, O/E	\$3,300.00
<b>Total</b>		<b>\$56,900.00</b>

**SEWER UTILITY**

**FROM:**

<b>Sewer Utility Account</b>	<b>Account Name</b>	<b>Amount</b>
6-09-55-506-020	Utility Electric	\$2,000.00
<b>Total</b>		<b>\$2,000.00</b>

**TO:**

<b>Sewer Utility Account</b>	<b>Account Name</b>	<b>Amount</b>
6-09-55-500-010	Utility S & W	\$2,000.00
<b>Total</b>		<b>\$2,000.00</b>

Borough of Manville,  
/s/ Richard M. Onderko, Mayor

Resolution #2016-186

**RESOLUTION OF THE BOROUGH OF MANVILLE, NEW JERSEY,  
IN REGARD TO ANNUAL DEADLINE TO USE VACATION HOURS**

**WHEREAS**, current Borough policies, labor contracts, and employment agreements, require that Vacation Hours must be used on or before December 31<sup>st</sup> of each year, and do not carry over (in what is commonly known as a “Use It or Lose It” policy); and  
**WHEREAS**, the Mayor and Council may by resolution extend said deadline; and  
**WHEREAS**, the governing body finds that the current December 31<sup>st</sup> deadline creates inefficiencies in that many Borough employees who have not previously used up their vacation time throughout the year, tend to accordingly take their vacation time near year-end so as not to “lose it”, resulting in short-staffing of Borough offices and departments as year-end deadlines and Annual Reorganization deadlines approach; and

**WHEREAS**, the governing body accordingly finds that it is in the best interest of efficient administration of the Borough to afford additional flexibility in regard to the present December 31<sup>st</sup> “Use It or Lose It” deadline;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that up to 50% (rounded up to the next full day) of the Vacation Days allotted to a given employee for each calendar year may be carried over to April 30<sup>th</sup> of the following year. (By way of example, it is the intent of this Resolution that if, for example, an employee is entitled to 15 Vacation Days per year, half (thus 7 days in this example) must be taken by December 31<sup>st</sup>, or are they are “lost” and may not be carried further, and half as rounded up to the next full day (thus 8 days in this example) must be taken by April 30<sup>th</sup> of the following year, or are they are “lost” and may not be carried further]; and it is

**FURTHER RESOLVED**, that this Resolution, other than the limited change as set forth in the paragraph above, makes no change whatsoever to the total number of Vacation Days allotted to each employee; allows no “carryover” of Vacation Days other than the 50% carryover to April 30<sup>th</sup> as set forth above; and makes no other changes whatsoever to any provisions regarding Vacation Days, Personal Days, Sick Days, or any other provisions of Borough labor contracts or employment agreements or procedures, except as set forth herein; and

**BE IT FURTHER RESOLVED**, that should any employee terminate employment with the Borough of Manville prior to April 30<sup>th</sup> of any given year, any unused and carried over vacation days will not be paid out to the employee.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-187

**RESOLUTION OF THE BOROUGH OF MANVILLE, NEW JERSEY,  
ESTABLISHING A STANDARD FEE FOR BOROUGH GRASS-MOWING AT  
NUISANCE OR ABANDONED PROPERTIES**

**WHEREAS**, in accordance with Ordinance #2012-1109, “An Ordinance to Regulate Unsafe Buildings” and Ordinance #2001-960, “Property Maintenance Code of the Borough of Manville”, the Property Maintenance Officer can make a determination that nuisances such as overgrown grass higher than 10” and rodent harborage in the way of trash and abandoned items in the yard exists at certain properties; and

**WHEREAS**, the Property Maintenance Officer pursuant to said Ordinances will send numerous notices to certain properties to abate high grass and rodent harborage nuisances, and those nuisances have not been abated, and will then report same to the governing body; and

**WHEREAS**, Ordinance #2012-1109, **Section 8. Abatement of nuisance; correction of defect; lien against premises**, states:

“The Borough Council, by resolution of its governing body, may abate a nuisance, correct a defect or put the premises in proper condition so as to comply with the requirements of any municipal ordinance or state law applicable thereto, at the cost of the owner or lessor, and expend municipal funds for such purpose and charge the same against the premises, and the amount thereof as determined by the governing body of the municipality shall be a lien against the premises”; and

**WHEREAS**, property owners or mortgage banks holding an interest in said property should be in advance notice of the amount the borough will charge for typical grass-mowing at such properties;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that, upon the governing body resolving to abate a nuisance pursuant to Ordinance #2012-1109, a standard fee of \$250 shall be assessed for each time that the Borough Public Works Department expends time and services to mow grass at any property of up to 1.0 acres in size; for larger properties, the fee shall be determined by the Director of Public Works on a case-by-case basis.

BE IT FURTHER RESOLVED that the Mayor and Council that each \$250 fee shall be a lien against the property in questions, on the tax records of the Borough of Manville.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-188

WHEREAS, the Recreation Department is in need of personnel for their seasonal programs; and

WHEREAS, in accordance with Ordinance #2015-1160, these employees are now referred to as Temporary Seasonal Employees.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey, that the following Temporary Seasonal Employees shall be hired by the Recreation Department:

Name	Title	Length of Service	Pay Rate
Megan Mack	Scorekeeper	11-15-16 to 5-15-17	\$15.00 per game
Rachel Janes	Scorekeeper	11-15-16 to 5-15-17	\$15.00 per game
Jake Bentz	Scorekeeper	11-15-16 to 5-15-17	\$15.00 per game
Samantha Zuza	Scorekeeper	11-15-16 to 5-15-17	\$15.00 per game
Pat Gorbatuk	Sports Instructor	11-15-16 to 5-15-17	\$15.00 per hour
David Markowitch	Sports Instructor	11-15-16 to 5-15-17	\$15.00 per hour
Artie Johnson	Sports Instructor	11-15-16 to 5-15-17	\$15.00 per hour
Anthony Zelewski	Sports Instructor	11-15-16 to 5-15-17	\$15.00 per hour
Michael Pariso	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Greg Chapkowski	Basketball Referee	1-1-17- to 5-31-17	\$40.00 per game
Tom Diamente	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Bruce Perone	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Alex Dolobrowski	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Lars Erickson	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Tod Walker	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Larry Spencer	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Bob Hope	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Jeff Hirshmen	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Rico Sorinanto	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Randy Harding	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
Ed Duncza	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game
John Tria	Basketball Referee	1-1-17 to 5-31-17	\$40.00 per game

BE IT FURTHER RESOLVED that the Recreation Director will have the authority to replace any staff member that leaves during the season in order to maintain the health, safety, and welfare of the public, with the approval of the Borough Administrator.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-189

WHEREAS, the due to rising costs of running the Recreation Department, the Recreation Committee has met and discussed the raising of some of the activity fees; and

WHEREAS, no one fee will be raised more than \$5.00; and

WHEREAS, no fees for Senior Citizen activities have been raised, however, the Committee has recommended that the age at which a resident is qualified for Senior rates be raised from 50+ to 60+.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey, that the following Recreation Department fees become effective for 2017 programs:

### 2017 Recreation Department Fees

Recreation Program	2016 Fees	2017 Recommendation
Youth Travel Sports	\$40.00	<b>\$45.00</b>
Youth Instructional Sports	\$25.00	<b>\$35.00</b>
Senior Fitness	\$15.00 (2x week)	<b>\$15.00</b>
Adult Aqua Aerobics	\$15.00	<b>\$20.00</b>
Pool Badge (Ages 4-59)	\$35.00	<b>\$40.00</b>
Senior Pool Badge (60+)	\$20.00	<b>\$20.00</b>
Pool Day Passes	\$5 for Resident	<b>\$5 for Resident</b>
Pool Day Passes	\$10 for Non-resident	<b>\$10 for Non-resident</b>
Swim Lessons	\$50.00	<b>\$50 (no swim show)</b>
Sports Camps	\$50.00	<b>\$50.00</b>
Weston Camp	\$65.00	<b>\$70.00</b>
ABIS Splash Camp	\$5 /day	<b>\$5 /day</b>

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-190

WHEREAS, the following individuals were the custodians of petty cash funds for their respective departments; and

WHEREAS, the custodian names must be updated in accordance with N.J.S.A. 40:5-21; and

WHEREAS, the custodians named below are all bonded in the amount of \$1,000,000 by virtue of a surety bond:

Office	Former Custodian	New Custodian	Amount of Fund
Police/Narcotics	Michael Moschek	Mark Peltack	\$200.00
Police/General	Michael Moschek	Mark Peltack	\$200.00
Public Works	Philip E. Petrone	Vincenzo LoMedico	\$200.00
Borough Clerk	Kathryn Kinney	Andrea Bierwirth	\$300.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey, hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-191

WHEREAS, a request for a refund of permit fees has been received from Solar City for building and electric applications for premises located at 1301 Gress Street; and WHEREAS, the transaction for the work on that property has been terminated; and WHEREAS, the application fees were as follows:

Total Fees Paid	\$ 190.00
Less DCA Fee	<u>\$ 29.00</u>
	\$ 161.00
Less 25%	<u>\$ 40.25</u>
<b>Total Refundable Amount</b>	<b>\$ 120.75</b>

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that Solar City is hereby granted a refund of the permit in the amount of \$120.75.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-192

1) WHEREAS, the following real property tax payers have overpaid their sewer charges, and the Tax Collector has received proof of such payments after correspondence with said property owners.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that the Tax Collector is hereby authorized to refund said amount to the property owner.

<b>Sewer Acct #</b>	<b>Name of Owner</b>	<b>Amount</b>
5396-0	Buerkle, P	\$ 71.06
801-1	Amundsen, J & K	\$ 102.47

2) WHEREAS, several real property tax payers have redeemed liens held against their property taxes and the Tax Collector has received proof of such payments after correspondence with said property owners.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, hereby authorizes the Tax Collector to release the amount specified to the lienholders listed below.

<b>Block</b>	<b>Lot</b>	<b>Name of Owner</b>	<b>Amount</b>	<b>Lienholder</b>
12	36	Brezin, D & N	\$ 10,224.95	Natu Patel
315	45	Budd, S.A & S. J.	\$ 341.07	FWDSL

53.01	37	DePadua, E & A	\$	320.90	FWDSL
186	31	Rodriguez, L	\$	231.60	Natu Patel
178	47	Brygier, E.	\$	1,764.86	Natu Patel
94	7.01	Merry, Christopher	\$	471.53	U.S. Bank
149	34	Ramos, Leonard	\$	289.97	PC 6
231	14	Gonzalez, R.	\$	1,800.95	Natu Patel

3) WHEREAS, the following real property tax payers have overpaid their property taxes, and the Tax Collector has received proof of such payments after correspondence with said property owners.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that the Tax Collector is hereby authorized to credit the overpayment to the taxpayer's account.

<b>Block</b>	<b>Lot</b>	<b>Name of Owner</b>	<b>Amount of Credit</b>
201	9	Star, Ray	\$ 1,705.25

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-193

**A RESOLUTION IN REGARD TO THE MAKING  
OF FAIR AND OPEN APPOINTMENTS IN THE BOROUGH OF MANVILLE**

BE IT RESOLVED by the Mayor and Council of the Borough of Manville that: It does hereby determine that pursuant to N.J.S.A. 19:44A-20.5 et seq., appointments to the following offices and positions for calendar year 2017 shall be made through a fair and open process:

Labor Attorney	Borough Surveyor
Municipal Attorney	Utility Engineer
Bond Attorney	Architect
Tax Attorney	Appraisal Services
COAH Litigation Attorney	Planner
Land Use Board Attorney	Municipal Auditor
Section 8 Housing Administrator	RCA Housing Rehabilitation Administrator
Board of Health Attorney	Risk Manager & Insurance Broker
Redevelopment Attorney	Flood Hazard Mitigation Consultant
Special Projects Engineers	Redevelopment Consultant
Environmental Engineer	Flood Plain Management Consultant

BE IT FURTHER RESOLVED that the qualifications criteria on file in the Office of the Municipal Clerk, including disclosure of contributions pursuant to Borough Ordinance #2016-1169, shall be utilized in making said appointments.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Resolution #2016-194

WHEREAS, Ordinance #1988-666, entitled “An Ordinance to Regulate the Private Employment of Off Duty Police Personnel” was adopted on October 13, 1988; and WHEREAS, Resolution #1988-142 did fix the hourly rate and administrative fee, and was amended by Resolution #2012-205 to authorize the charge of a four (4) hour minimum; and

WHEREAS, Section 2A Payment states “Private employers shall pay to the Treasurer of the Borough such hourly sum as may be fixed from time to time by resolution of the Borough Committee as compensation for such service”; and

WHEREAS, the Public Safety Committee has recommended that the contract rate be raised from 10% to 15%.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that paragraph 2 of Resolution #1988-142 is hereby amended as follows:

“The portion of such charge to be paid to the member of the Police Department such off-duty service is hereby established not less than time and one-half of the contract rate and the balance, and an additional **15%** is to be retained by the Borough in payment for administrative expenses, which shall not be charged to schools, churches, or any other non-profit or civic organization”

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ALL PRESENT IN FAVOR PER ROLL CALL

Mayor Onderko requested a motion to adopt Resolution #2016-185.

Councilwoman Camacho, seconded by Council President Szabo, made a motion to adopt Resolution #2016-185.

Resolution #2016-185

DISCUSSION

Council President Szabo stated that he will be abstaining, since he belongs to other organizations with Mr. Stefany, and he is a Deacon at his church.

WHEREAS, there is a vacancy in the position of Administrative Coordinator of the Office of Emergency Management; and

WHEREAS, the Director of the Office of Emergency Management has recommended William Stefany for the position of Administrative Coordinator, with a salary of \$1,700 per year.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey, that William Stefany is hereby appointed as Administrative Coordinator of the Office of Emergency Management at the salary of \$1,700 per year, which salary was set forth in Resolution #2015-197.

Borough of Manville  
/s/ Richard M. Onderko, Mayor

ROLL CALL: AYES: CAMACHO, KASSICK, MAGNANI, ONDERKO  
ABSTAIN: ASHER, PETROCK SZABO

Mayor Onderko requested that Mr. Stefany come forward to be sworn in.

Attorney Maciag swore in Mr. Stefany.

### **OFFICIAL REPORTS**

Mayor Onderko stated that the following reports will be placed on file in the Clerk's Office:

- A/ Fire Department Report, September, 2016
- B/ Police Department Report, September, 2016
- C/ Clerk's Report, October, 2016
- D/ Board of Health Report - General Account, October, 2016
- E/ Board of Health Report - Registrar, October, 2016
- F/ Board of Health Report - Animal Control, October, 2016
- G/ Police Department Report, October, 2016

### **NEW BUSINESS**

- A/ Application for Vendor's License - Power Home Remodeling  
Alexander Cortes, Timothy Lawrence, Anthony Lupo, Jr., Robert  
Tyminski
- B/ Best Practices Submission
- C/ Application for Towing License - Mike's Towing

Mayor Onderko requested a motion to approve the above New Business.

Councilwoman Camacho asked, with regard to the Application for Vendor's License, if anyone checks their credentials or does a background check.

Attorney Maciag stated that Power Home Remodeling supplied their credentials earlier in the year, and there has been a police background check. He further stated that the Council could request a copy of their State License.

Councilwoman Camacho requested that the application be amended to include State Registration information and Insurance information.

Councilwoman Magnani asked why we are allowing door-to-door sales in Manville. She stated her concerns for older residents.

A discussion was held regarding procedure for this Application.

Councilwoman Magnani, seconded by Councilwoman Camacho, made a motion to table the Application for Vendor's License until further information is received.

Councilwoman Asher stated that the Police performed the background check, and all the information on the salesmen going door-to-door was provided including pictures and addresses. She further stated that there is a letter from the owner of the company as well.

A discussion was held regarding future applications and amending the Ordinance.

Mayor Onderko requested a roll call on the motion to table the decision on the application.

ROLL CALL: AYES: SZABO, ASHER, CAMACHO, KASSICK, MAGNANI, PETROCK

## **COMMITTEE REPORTS AND COUNCIL COMMENTS**

Mayor Onderko stated that yesterday he attended the Veteran's Day Ceremony at VFW Post #2290. He stated that Girl Scouts and Boy Scouts were there, and it was a great event to thank our Veterans for the freedoms we enjoy. He also congratulated Councilman-Elect Skirkanish and Councilman-Elect Petrone on their successful campaign.

Councilman Petrock asked Administrator Andrea Bierwirth to take over his report, since he was away for the past month. Administrator Bierwirth stated that we are in the process of working on our 2017 budget that a five-year capital improvement plan. She stated that they will be meeting with the Department Heads very soon, and we will be looking at budgeting differently by providing more justification behind the items in the budget. She stated after we have a five-year improvement plan, it will be brought to the Finance Committee for review, then move to the operating budget. She stated we are just getting started, and there will be a kick-off meeting next week.

Councilwoman Camacho, as Chairperson of the Policy, Planning and Personnel Committee reported that they met on Thursday, November 10<sup>th</sup> and reported that they are actively seeking interns for various departments in the Borough through RVCC and Rutgers. She explained how students could receive valuable knowledge by assisting in their areas of study. She stated that pending Contract negotiations were discussed. She reported that she attended the Planning Board meeting on November 1<sup>st</sup>, and the Public Works Committee meeting on November 8<sup>th</sup>. She reported that on Saturday, November 12<sup>th</sup> she attended the Marine Corps Ball, which is held every year to commemorate the birthing of the Marine Corps. She stated it was a great night honoring

local veterans and listening to their stories. She further reported that she attended the Veteran's Day Ceremony at the VFW. She also reported that the Boy Scouts honored our Veterans with a Ceremony of their own, which was a great event. She stated how important it was to her for Veterans to receive the honor and respect they deserve. She thanked all Veterans.

Councilwoman Magnani, as Chairperson of the Public Works Committee reported that they met on November 8<sup>th</sup>, and stated that new flags were purchased for Main Street from the money from Community Day. She stated that a grant application was submitted for Lost Valley Nature Trails. She further reported that the gates inside the Public Works building will be closed during the day, and residents must enter through the front door. She stated that the employees attended classes regarding maintenance of the generator at the OEM building. She further reported that Bridgewater Township will be assisting us in obtaining a sign for the OEM Building. She further reported that a blinking stop sign was installed at the corner of Bridge Street and Huff Avenue. She also reported that the Director is reviewing streets for repair, but cannot begin until the Water Department and Public Service have completed their work. She asked that any residents report bad streets to the Department of Public Works. She also reported that the Department is working with the Boy Scouts to paint the fire hydrants as an Eagle Scout Project so that when the plows come through they can locate them. She also reported that there is a composting project at the Library and they are working with the schools to teach our children to be eco-friendly and how to compost. She further reported that she attended the Veteran's Day Ceremony at the VFW. She also reported that there will be a tree lighting on December 3<sup>rd</sup> at 6:30 p.m. She also wanted to make everyone aware that Dayna and Ted Camacho have been volunteering at the VFW to fix holes in the floors and assist in making the building nicer. She also stated that Ted Camacho and Mike Kassick purchased an insert for the fireplace, which was much appreciated by the VFW.

Mayor Onderko thanked Maryellen Zangara for coordinating the Veteran's Memorial event at the VFW.

Councilwoman Magnani also thanked Ted Camacho for building a Santa House.

Councilwoman Asher, reported that she attended the School Board meeting on October 11<sup>th</sup>, Recreation Committee meeting on October 12<sup>th</sup>, the Special Meeting of the Mayor and Council on October 18<sup>th</sup> with Rescue Squad members regarding the squad covering the Borough 24/7, as well as contract negotiations. She further reported she attended the Public Works Committee meeting on November 8<sup>th</sup>, and the Public Safety Committee meeting. As Chairperson of the Public Safety Committee she reported that there were no problems with either Mischief Night or Halloween, and Police are walking the Main Street, and plain clothes officers are monitoring the pedestrian crossings on Main Street and being paid through a grant. She further reported that on October 13<sup>th</sup> our Police Officers were invited to Gerber Field to play Flag Football with the MYAL team. The football players showed respect and honored our police, and it was a nice Community event. She stated there is a poster on the wall in the back of the room made by the football players and presented to the Police. She further reported that they

discussed Robert Wood Johnson using our Borough Hall when open for breaks. She stated there was a concern about the idling of the vehicle outside the Courtroom, and the Committee was against using electricity from the building to keep the battery charged. She further reported that Police Officer Dave Sheffrin is planning a Night-Out Event next year with the Police Department and the Community. She stated that several neighboring towns are doing it. As Liaison to the Recreation Committee she reported that there was a scarecrow competition and the Cub Scouts and Girl Scouts decorated outside. She reported that the Harvest Fair was held on October 23<sup>rd</sup>, and it was a huge success. She reported that Letters to Santa and Soldiers will take place on December 1<sup>st</sup> at the Library from 5:00 to 6:30 p.m. She stated that the Santa mailbox will be available at the Library from December 1<sup>st</sup> to 15<sup>th</sup>, and the Manville PBA will be sponsoring Toys for Tots. The Tree Lighting will be on December 3<sup>rd</sup> at the Gazebo at 6:30 p.m. Breakfast with Santa will be held at the VFW on Saturday, December 10<sup>th</sup> from 9:00 to 11:30 a.m. She stated that registration is closed for basketball and wrestling, and both programs will be starting soon. She further reported that there are positions available on the Recreation Committee, and anyone interested can contact Stephanie Cornelson. She further reported that she attended the Veteran's Day Ceremony, and she thanked Maryellen Zangara for arranging the special events with the Boy Scouts and Girl Scouts. She further reported that she attended the Rescue Squad meeting last night, however, the Chief was absent so she doesn't have monthly statistics. She will report on them next month.

Council President Szabo, as Chairman of the Progress and Development Committee reported that they have not met, and he has not heard anything regarding the Rustic Mall. He stated that he participated in the Veteran's Day Ceremony. He also reported that Det. William Sampson and Officer Dave Sheffrin from the Police Department gave a presentation on lock boxes for homes of the handicapped or elderly. If anyone knows of anyone who needs a lock box, they should contact the Police Department.

Councilman Kassick, as Chairman of the Buildings and Grounds Committee reported that he spoke with the Director of Public Works regarding the Shade Tree Commission. He reported that Blue Acres has purchased 72 homes to date, on which no taxes will be collected. He also reported that the generator has been received and it will be installed at a trailer at the VFW. He stated that they are in the process of creating a hook-up for the generator at the VFW. He further reported that he attended the Policy, Planning and Personnel meeting on November 10<sup>th</sup>, and the Veteran's Day Ceremony at the VFW. He also reported that he spoke with the Clerk regarding the Shade Tree Commission.

## **PUBLIC PORTION**

Mayor Onderko requested a motion to open the Public Portion.

Attorney Maciag set forth the rules for Public Portion.

Council President Szabo, seconded by Councilman Kassick, made a motion to open the Public Portion.

All present were in favor.

Thomas Kaschak, 19 Hope Road, Bridgewater - commented regarding property he and his family owns at 109-115 South Main Street near Dunkin' Donuts. He commented about how much the taxes have gone up since 1972. He stated that he had a prospective buyer who backed out because of the taxes.

Mayor Onderko addressed his comments.

Inaudible Name, 1303 Bleacher Street - had questions regarding the Blue Acres program and flooding.

Mayor Onderko addressed her questions.

John Mehalick, 1461 Dominic Street - stated that items A & B under New Business were not voted on.

Mayor Onderko stated that all were in favor.

Manuel Solis, 1014 Fable Avenue - questioned two lots owned by the Borough that he would like to purchase located at Block 257, Lots 16 & 17, which are located in back of his property.

Dean Shepard, P.O. Box 222 - had questions regarding the road improvements.

Mayor Onderko addressed his questions.

When no one else wished to comment, Mayor Onderko closed the public portion.

All present were in favor.

Mayor Onderko asked that New Business be addressed again, and requested a motion to approve items B and C under New Business.

Councilman Petrock, seconded by Councilwoman Camacho, made a motion to approved items B and C under New Business.

- B/ Best Practices Submission
- C/ Application for Towing License - Mike's Towing

All present were in favor.

When no one on the Council wished to comment, Mayor Onderko requested a motion to adjourn the meeting.

All present were in favor.

The meeting was adjourned at approximately 7:54 p.m.

ATTEST:

A handwritten signature in black ink that reads "Patricia A. Zamorski". The signature is written in a cursive style with a large, decorative initial 'P'.

Patricia A. Zamorski  
Borough Clerk