

Oceanport, New Jersey
June 15, 1995

- REGULAR MEETING:** The regular meeting of the Oceanport Mayor and Council was called to order on June 15, 1995 at 8:00 P.M.
- MEMBERS PRESENT:** Councilpersons McGee, Filippone, Miller, Taylor, Wolfe, Silkworth and Mayor Cavanagh.
- OFFICIALS PRESENT:** Borough Clerk, Patricia L. Varca and Borough Attorney, Francis A. Margalotti.
- PLEDGE OF ALLEGIANCE:** The Mayor led the audience and members of the Council in the flag salute.

As copies of the minutes from the regular meeting held on June 1, 1995 had been made available for review by the Governing Body, Councilman Wolfe moved to waive the reading of same and approve the minutes as presented by the Borough Clerk. It was seconded by Councilwoman Silkworth and unanimously approved by Council.

Mayor Cavanagh stated that the next item on the agenda is a public hearing regarding the application for funding under our annual submission to the Monmouth County Community Development Program application and this year we are applying for a grant which would allow us to install handicapped ramps at various locations throughout the Borough. Mayor Cavanagh explained that the reason we are applying for this project is due to the fact that the Borough no longer has a designated target neighborhood in the Borough of Oceanport, which means there is no area in the Borough that the Community Development recognizes as needing these types of funds. He continued that in order to make any application, we had to go outside the geographic distinction and what we are doing now is trying to comply with the ADA requirements and we are looking to fund replacing sidewalk/concrete to make intersections essentially handicapped accessible and we will be applying for a grant in the amount of \$50,200 based upon the Borough Engineer's estimates.

Mayor Cavanagh then opened the meeting to the public for any comments or questions they might have with regard to this application.

As no one from the public wished to be heard on this subject, Mayor Cavanagh closed the public hearing.

Mayor Cavanagh then stated the next public hearing is regarding the ComCast Cable renewal contract and we are in the fourth year of a five year contract and as part of the process, one of the items we must do is conduct a public hearing to allow the public to comment on the cable service, selection, etc. Mayor Cavanagh advised that Mr. Lyons, Chairman of the Oceanport Citizens Cable Committee is present this evening as well as another member of that Committee and we are all here tonight to entertain public commentary. Mayor Cavanagh then introduced Mr. Robert Smith of ComCast and asked him to make an opening statement.

160 Mr. Smith advised that he is the Area Director of Public and Government Relations for ComCast and this is referred to as an Ascertainment Hearing and is one of two public hearings that are held during a formal renewal process. He continued that this hearing is specifically for the members of the Governing Body and for ComCast to hear the public's comments about the company's past performance and the public's interest in their future ability to serve the town. He stated that in October, 1995, ComCast will file a formal application seeking renewal of their Franchise which is a non-exclusive franchise, and at that time the public will again be afforded the ability to comment on their specific application and their proposals.

Mr. Smith commented that he is here tonight to listen and before sitting down wanted to say that Mr. Lyons, Councilpersons Miller and Silkworth have been very diligent in their investigations of ComCast's past performance and in meeting with the Company to begin this process and he is very appreciative of their professionalism.

Mayor Cavanagh then opened the meeting to the public for any comments or questions they wished to make.

Mr. Elwood Baxter, 21 Pocano Ave., commented that he had a copy of a bill from his former cable company in Florida and questioned why he received more programming than he does now, which included the Bravo Channel and the American Movie Channel as well as CSPAN II, for less money.

Mr. Smith stated that the present channel capacity is limited and we try to put on programs that we feel our customers want and this system only has a 41 channel capacity and we are right now re-building the system to have a minimum of 60 channels and when that is completed, they will be able to add more programs and both the Bravo and AMC channels are very popular and AMC is the most requested program that is not carried yet by ComCast. Mr. Smith continued that we are scheduled to be completed with the upgrade project by March of 1996, but he felt they would be done by the end of this year and following the completion, they will begin adding new channels and he would not be surprised if AMC is one of the first channels added to the programming.

Mr. Smith explained with regard to the question raised concerning the rates, that the 1992 Cable Act regulated the rates that cable systems can charge for basic and expanded basic service and in New Jersey the first level of service, which is basic only and is primarily broadcast channels is regulated by the Board of Public Utilities and all of the rest, with the exception of HBO and PayPreview is regulated by the FCC. He continued that there are two formulas for rate regulations, one is called benchmark rate formula and the other is cost of service and the system in Oceanport is a cost of service system and there are a number of factors which go in to determining the rates. Mr. Smith stated this includes the number of subscribers, how many channels do we provide, what is our cost to provide those services, how many of them are broadcast versus satellite and at the end it gives us a rate on these factors and the rates are reviewed for the basic service by the State and in case of expanded basic and the other programs he mentioned earlier, by the FCC and we have done our calculations and implemented rates that we believe are correct and they have been reviewed by both the Board of Public Utilities and the FCC.

Mr. Smith commented that he does not know what the conditions are for the cable service Mr. Baxter had in Florida, but while he will take his word for it that there were more programs than he may have here right now, there may be other intricacies that we cannot cover in this type of conversation. He also stated that for some reasons there are differences in the cost to provide the same services in Florida then here in New Jersey and there may be more channels that we have

here that are more expensive on an individual basis. Mr. Smith pointed out that many people think that the basic service does not cost the Cable Company any money and stated that they get nothing for free and have to pay for everything and also stated that in the New York area, sporting programs are extremely expensive.

Mayor Cavanagh commented that when we renewed the cable contract four years ago, we initiated for the first time a Citizens Cable Committee and it was a new idea that he thought would work and it has and this Committee has done an enormous amount of work and they have been meeting since the last renewal and have put in many hours. He also commented that one of the reasons we will be seeing the expanded service is due to the follow up job they have done over the past several years.

Mayor Cavanagh stated that one of the more frustrating things he has found throughout this renewal process concept is trying to explain to people that we have nothing to do with programming and no matter what they may want to see, for some reason, the Board of Public Utilities decided that is not a factor in a renewal. He also commented that we have at times, the new History Channel but it is only on once in awhile.

Mr. Smith explained that the History Channel is a service of the Arts & Entertainment Network and is a spin off and they may air some History Channel programming on A & E, but the reason we do not have AMC, Bravo, the History or the FX channel is not because it is not part of this discussion, but simply because we do not have the room for extra channels right now.

Mayor Cavanagh stated that with 19 more channels to be added shortly, which will give us a total of 60, how many of those channels will be pay channels, to which Mr. Smith some will, but not the majority, which Mayor Cavanagh stated with an additional 19 channels, 9 could possibly be pay channels, to which Mr. Smith stated at this point in time he could not say, but explained that certainly one of the goals of the business, is to create alternative revenue means from optional services so all of the burden is not on the basic services. Mr. Smith continued that if the cable company does not make money from PayPerview and HBO and Showtime, then all of their revenue would have to come from basic and expanded basic services, which is what most customers buy. He went on to say that if they were to add three channels, he felt it would be perfectly fair if one of them was a basic service, like CSPAN II; one of them was an expanded basic service like the History Channel and one of them was a premium or PayPerview service, which gives the customers some things and the company gets some things, but there is no formula in place to tell us how to divide up 19 or 20 channels.

Mr. Smith stated that in some of the systems where they already have extra channel capacity, we are running a unique type of poll because people want to be polled and the customers want to feel that they have a say in what the programming is and it was mentioned that it is difficult to communicate with the customer and if he polled 500 people in Oceanport on what channels they would want, the rest of the people would be upset because they were not asked.

Mayor Cavanagh stated that the last time we renewed with Storer, we talked the cable representatives to placing a form in their cable guide for Oceanport residents which asked them about programming and we were able to get back some response.

Mr. Smith stated they have done a unique type of survey in some of their other systems by taking a vacant channel and selected five services and run each of those services on a free preview basis for one or two weeks and give people a phone number to call and vote on their favorite and at the end of the selected period, we add the service that received the most votes and it is a purely

162 popularity contest and in one system, the History Channel won and in another, ESPN II won and you would never have guessed these by just looking at the community.

Mr. Smith stated this is something they are looking to do with this system, once the additional channels are in place and will do what they are called the ComCast Channel Challenge. He explained also that some of the added programming, like the FX Channel, which is owned by Fox and as a result of the 1992 Cable Act, broadcasters were given the right to charge the cable company to carry the broadcast channels, but they would not pay Fox for the right to carry Channel 5, because everyone can get it for free with the use of an antenna, but the Cable Company did agree that when we have extra channel capacity, they would add their cable channel, FX to the system, so it will be there, but he did not know exactly when that will occur.

Chuck Wolf, 70 Main Street, also commented that he felt we have too few channels as compared to other local cable companies who have more channels on their system and charge their customers less money.

Mr. Wolf stated that he also knew about a friend of his in Long Branch who waited for the installers to show up at a project he was working on and they never did and he is concerned because he recently got a new job and cannot take a day off to wait for the company to send someone out and then no one shows up and even though it happened in Long Branch, it is the same cable company.

Mr. Smith advised Mr. Wolf that ComCast has instituted an "on time guarantee" which began March 1 which states that the installation appointments will be made on time or the installation is free whether it is a \$9 installation or a \$99 installation fee and he also stated they will make their service appointments on time or the customer will receive \$20 and all they have to do is ask. He advised that he has been personally tracking those numbers with this system and in no month since March 1, have they issued more than one credit in each of the service and/or install areas and in fact, they have an exceptional record of meeting their install and service appointments on time.

Mr. Wolf complained that the same "infomercial" is being shown on three different channels at the same time and he is tired of seeing the same thing being shown over and over again and asked if some other programming can be put on the other channels.

Mr. Smith stated that the only channel that ComCast controls is the local programming on Channel 8 and if there is an infomercial being shown on USA Network or on other channels, ComCast has no control over those channels and what is being shown. He explained that when ComCast signs a contract with another Network, the contract requires them to carry the programming in its entirety.

Mayor Cavanagh asked if we are paying the cable company for cable service and for programming, and the person who is making the infomercial pays whatever cost involved to have this program on, and then the cable customer pays to watch the infomercial that was paid to be put on that station, which seems very bizarre and he does not really understand this, to which Mr. Smith stated it is not a perfect system and also advised that none of the revenues realized from these types of commercials, come to the Cable Company unless it is something from a local business and shown on our local channel. Mr. Smith stated that while they do not like these types of advertising, they understand why the networks sell the time in that manner and stated that programming is extremely expensive.

Mr. Wolf questioned the reduction in the services from ComCast and stated he went to the Offices to pay for one year in advance, which in the past allows you to have the 13th month free, but when he questioned this he was informed that this service has been stopped because not many people were using this type of payment. Mr. Smith stated he was not aware of this, but would look into the matter and find out about the program.

Mr. Wolf stated that we have been told that ComCast will be adding more channels and wanted to know how much more we are going to have to pay for the extra channels, since they have been in town replacing the old wiring with fiber optics, which he thinks is great, but he felt that this is going to have to cost the customer.

Mr. Lyons, Chairman of the Cable Committee stated he spoke with someone who has another cable company with expanded channels and they pay approximately \$30 per month and have no premium or pay channels.

Mr. Smith stated there is no rate increase proposed because of the rebuild and the rebuild is being funded through revenues of the Company as a whole and there will not be an increase to pay for the fiber optic upgrade, but when we add new services, like any retailer putting products on the shelf, we put them out with the idea of selling them, so there will be some rate increases going forward to match the programming increases, but because they are regulated now, they are not going to be the types of increases that customers saw in previous years and it comes out to roughly twenty cents per basic channel.

Mr. Wolf stated that ComCast is a monopoly in Oceanport and if there was a way to allow other cable companies to come into the Borough, the prices would begin to drop, but that is not allowed to happen.

Mr. Lyons responded to Mr. Wolf's comments stating that this is not correct and responded that they do not say that the Borough cannot go out and get another franchise, and the Cable Committee has investigated this and it is not economically feasible, and no cable company is going to come in to a community where there is already an existing cable company in place providing service and install wiring throughout the Borough just to compete for service that not all present customers are going to subscribe to and added that anyone who has seen the commercials running for the new satellite dishes, realize that competition is around the corner in several different forms and felt that this problem will go away within the near future.

Mr. Smith stated that the franchise that ComCast currently operates under is a non-exclusive and New Jersey has never allowed an exclusive franchise and in the 1992 Cable Act, they banned exclusive franchises in those States where it was permissible. He continued that in terms of competition, he agreed that competition is certainly here today and the salesmen at both the Wiz and Tops will brag about the sales of the digital satellite systems from RCA and they are popping up on roof tops all over Monmouth and Ocean County. Mr. Smith commented that at the present time, anyone has the opportunity to receive multi-channel video, CNN/HBO from ComCast Cable, two different 18" dish vendors, which are Direct TV and USSB and from another company called Prime Star which has a bigger dish and within a very short amount of time, inside three years, Bell Atlantic will be delivering video here.

Mayor Cavanagh questioned the cost of the new satellite dishes and the cost to hook them up, to which Mr. Smith stated that the RCA 18" dishes have two levels of service unlike cable where you rent the equipment, you must purchase it outright and the first level of service is \$799 which allows

164 to watch one set and if you wanted service on two sets it is a little more and is approximately \$1,000, but there are pros and cons to both services.

Mayor Cavanagh stated that Mr. Wolf's point is that it is in effect a de facto monopoly because there is no where he can call tomorrow and for \$50 have someone come to his home and hook him up to a different system where he can receive 50 channels. Mayor Cavanagh stated that what Mr. Wolf is saying is that on a comparable level, it really is a de facto monopoly and although it is no one's fault, when we go through the renewal process, you really have to acknowledge that this is how the system exists.

Mr. Smith stated that presently ComCast has 1,612 customers in the Borough, which is approximately 65%, so if another cable company were to come into the Borough and spend roughly several hundred thousand dollars to build a distribution here to compete for a portion of 65% of the market, the numbers are not there.

Mr. Wolf stated he was not interested in having a satellite dish on his roof plus paying monthly bills on top of that, to which Mr. Lyons stated that if anyone bought a VCR last year and one five years ago, they can see that the prices of VCR's have gone way down and he felt that the rest of the technology will follow, so the \$800 satellite dish is also going to go down within the next five years.

Mayor Cavanagh commented that this should mean that when we enter into the new discussions, ComCast will certainly be desirous of trying to put a long term arrangement together, which would mean they may be most gracious in their approach, to which Mr. Lyons agreed.

Mr. Wolf complained about the fact that he recently purchased a brand new television, which is capable of getting all kinds of channels, but after he connects the cable box up to it, he puts the television on three and uses the on/off button and volume control and he does not like this and he felt there should be a way of having the cable company put the pay channels directly through.

Mr. Smith explained that you only need one of the company's converter boxes if you are purchasing optional services like PayPerview or a premium channel, because back in the days when there were only 1 or 2 optional services and you wanted to remain a basics only customer, the company could put a physical device to keep these other channels out, but now that there are seven premium channels and so many PayPerview services that there is no way we can keep that number of traps that we can fit out at the tap to keep all of these pay services out of the homes, so we use a method known as signal encoding. He explained that they encode those signals that are optional and if a customer wants them, we give them a decoder to receive them.

Mr. Smith continued that there are technologies that allow those signals to be trapped outside of the home, but to put them into your television, which is called interdiction and it is being tested and it is not a favorite technology of the cable industry. He stated that what the Consumer Electronics Industry and the Cable Industry are working on together, and they had been working very slowly on this until recently, when the FCC told them to get going on this project, and there will be a chip in a television set, which will be very much like your set top converter so, five years from now, you will come home with your new television set and call in the serial number to the cable company and that number will go in their computer, much like they do now with the converter and the converter would be built into your television set. Mr. Smith advised that the FCC is mandating that the two industries get together, but what has been difficult is that most of the televisions are manufactured in other countries, which are not under FCC regulations, but we are moving to a day when the set top box could go away. Mr. Smith also pointed out though, that at the present time, whether you get your

multi channel video from any of the dishes, from ComCast or from Bell Atlantic, everyone uses a top converter and he stated that the Bell Atlantic set top converter is very large. 165

Mr. Smith also explained that in order to deliver the full range of interactive services that are going to be available in the next three years, the converter box is going to be much more than just a channel selector, but will be either a 486 or Pentium Chip personal type computer, so we are really in a box world and if we want something more than just the basic service, there is going to be a box involved.

Mr. Wolf also stated he felt it was not right when they are selling televisions that claim to be cable ready and you purchase one thinking that you can now get all kinds of channels, when that is not true, to which Mr. Smith responded that the FCC has banned the consumer electronics industry from using the words "cable ready" in selling their sets because it is not true.

Mr. Wolfe also stated that a while back he responded to a Poll from the cable company in which he asked in large letters for a copy of the financial statement because he would like to know where all the money they are making goes and he has yet to receive anything.

Mr. Smith questioned when the survey was, because he had no knowledge of the Company doing a recent poll for the customers in this area, to which Mr. Wolf stated he thought it was approximately two years ago and asked what channels the customer liked most, etc.

Mr. Lyons asked if it was a survey from the Borough or the Cable Company and Mr. Wolf stated he thought it was from Storer Cable, to which Mr. Lyons stated there has been no survey/polls since he has been part of the Committee, which is almost five years.

Mr. Lyons stated he wanted to remind the Council that this Hearing constitutes the requirement for an Ascertainment Hearing and the ultimate thing is the report that the Borough files, which the Cable Committee will prepare and present for the Borough Council's review and approval. Mr. Lyons continued that this report plus the application that ComCast will then file in response to that report, which is essentially a report of the needs for the Borough regarding cable service. He commented that there is then another hearing process, which begins approximately 60 days after they have filed their application which runs for about 3 months, during which time we would have an ordinance drafted and hopefully signed within a year from now.

Mr. Lyons stated for the record that during the time he has been on the Cable Committee and this process, they have received a total of two complaints from the Borough residents, to which Mayor Cavanagh explained to the residents that as part of the renewal process, the complaints that are filed have to be given to either the PUC or to our Cable Committee and that is really the only area when the renewal process comes up, that can challenge the renewal.

Mayor Cavanagh stated that during the last renewal process, there were a large number of residents who came out to request religious programming and he notices now that on Channel 8 on Sundays, there is religious programming most of the day, so it would seem to him that although it may not be part of the process technically, that if the residents bring enough pressure to bear, you can affect the judgment of the people running cable.

Mayor Cavanagh thanked Mr. Smith of ComCast for being here this evening, as well as both Mr. Lyons and Ms. Jablonski of the Cable Committee.

1. CLERK'S REPORTS:

- #R-95-40** The Clerk read resolution **R-95-40** renewing the liquor license of Olde Wharf Chef's Inc. t/a Old Wharf Inne, after which Councilman Wolfe moved to approve same. It was seconded by Councilman McGee and unanimously approved by Council.
- #R-95-41** The Clerk read resolution **R-95-41** renewing the liquor license of Arthur & Alvina, Inc. t/a Dug Out Tavern, after which Councilwoman Silkworth moved to approve same. It was seconded by Councilman McGee and unanimously approved by Council.
- #R-95-42** The Clerk read resolution **R-95-42** renewing the liquor license of Oceanport Spirits, Inc., after which Councilman McGee moved to approve same. It was seconded by Councilman Miller and unanimously approved by Council.

COMMITTEES:

COUNCILMAN MCGEE: Councilman McGee reported on the Shore Regional High School Post Prom Party and advised that this Council provided seed money for this event this year and he received a report back from one of the organizers who stated that it was a huge success. He continued that this was held at the Ocean Fitness Center in Ocean and of 138 seniors, 110 participated in this event and only six students left before 5:00 AM and two because their parents had asked them to be home prior to that time. He felt that this Council should be very proud of our support of this event and the positive impact it had on the senior class this year and the main benefit of this function was that the kids had a great time and because of the positive feedback and there were no incidents on a negative level, it is something that speaks well for the future and will be an event that is ongoing for many years in the future. Councilman McGee offered his congratulations to all the volunteers who helped to make this happen and again, congratulated the Councilmembers for their contribution and pointed out that Oceanport Borough Council was only one of two municipalities who donated seed money for this event.

Councilman McGee advised that he will be attending a Loss Prevention Seminar in Parsippany tomorrow as part of the Borough's requirement for participation in the Statewide Worker's Compensation Fund.

COUNCILWOMAN FILIPPONE: Councilwoman Filippone thanked Larry Souville for the tremendous photos he took of the Memorial Day Parade and he did this gratis and the Council is very appreciative of his efforts and the photos were excellent and some of them will be in the next Bulletin.

Councilwoman Filippone offered her congratulations to Elwood Baxter, since it is his first time at our meeting since he was appointed as one of the Borough Representatives to the Northeast Monmouth County Regional Sewerage Authority and she is happy that he will be representing the Borough and she is sure he will do a fine job.

COUNCILMAN MILLER: Councilman Miller reported that on June 3, 1995 the Water Watch Committee did water sampling and the numbers came out to predict that we might have an algae bloom and we did and also had a slight fish kill out in the Shrewsbury River between Oceanport, Rumson and Little Silver, but it was minor.

Councilman Miller stated that under the guidance of Ken Frank and the assistance of Councilman Taylor, we had a clean up of four parks and filled up a dump truck full of litter and finished down at the east end of Pocano Avenue and cleaned up that area.

Councilman Miller advised that the Waterways sampling is continuing and the last sampling was taken on June 6 and as of right now, in Branchport Creek, fecal coliform numbers are still way down and all the sites are under 100, so he will be holding off on putting up the pollution signs until such time as the numbers go above 200.

Councilman Miller commented that one of our residents contacted him and Councilwoman Silkworth recently and reported that one of the neighbors was actually throwing grass clippings off the bulkhead into the river and he pointed out that this is a violation of DEPE law and a town ordinance, which can be enforced by the Police Department. Councilman Miller urged any resident who sees this type of action going on to please report it immediately to the Police Department. He explained that although this may seem like an innocent action, when the grass, leaves, etc. decompose, it adds to the nutrients that creates the algae blooms that we experience, which cause the fish kills.

Councilman Miller stated that if anyone is interested in the chemistry involved with this, he has just received copies of the Water Lines newspaper which comes from the NJ Department of Environmental Protection Waterways Program and discusses why this type of thing should not be done and he has extra copies if anyone would like one after the meeting.

Councilman Miller reported that the County Environmental Council, which we work with in our Environmental Region, will be picking up the costs involved with the fecal coliform testing as well as some of the chemicals that are necessary, which will help free up some of our money budgeted for this and use it in other areas, such as maintenance of our Litterbug and one of our other Water Watch boats.

Councilman Miller commented that they will be sampling again this Saturday and also mentioned that there has been no reports listed in the Two River Times because their computer is down and their data is analyzed by computer and Mr. Gruskos should have it up and running some time next week and he will have the results posted in Borough Hall as well as sending them off to the Two River Times, so that everyone can keep up with the quality of the Shrewsbury River and know where to fish and swim and where not to do these activities.

Councilman Miller urged all the residents to please not litter in the River and to also cut back on the use of fertilizers, because both of these activities affect the quality of our water.

COUNCILMAN TAYLOR: Councilman Taylor reported under recycling, he wanted to remind all the residents that the new phone books will be coming out in the next week or so and we will have a trailer specifically for this purpose in the recycling drop off center and urged everyone to please recycle their phone books and added that we will be receiving money for the phone books this year for the first time.

Councilman Taylor asked the Clerk to read resolution **R-95-43** authorizing the submission of a Drug Alliance grant application for 1996 funding, after which he moved to approve same. It was seconded by Councilman Wolfe and approved by Council.

#R-95-43

COUNCILMAN WOLFE: Councilman Wolfe asked the Clerk to read resolution **R-95-44** waiving the building permit fees involved with the construction planned by the Oceanport Board of Education to turn the offices into classrooms, after which he moved to approve same. It was seconded by Councilwoman Filippone and unanimously approved by Council.

Councilman Wolfe moved to accept the bid from Middle Department Inspection Agency for elevator safety inspections, upon the review and recommendation of the Borough Construction Official, Walter Joyce. It was seconded by Councilman Taylor and unanimously approved by Council.

COUNCILWOMAN SILKWORTH: Councilwoman Silkworth announced that the new 1995 Borough Directory is out and it also designates our 75th Anniversary on its cover.

Councilwoman Silkworth stated she was pleased to announce that we are in the process of obtaining bids for the redoing of the hallways of this Building and we have received our first bid in and expect to receive the other two in the very near future and get that project underway.

MAYOR CAVANAGH: Mayor Cavanagh stated he has one item of business and asked that some move a motion to hire the firm of Mullin & Lonergan, Planning Consultants, for professional services, which are exempt from competitive bidding as defined under the Local Public Contracts Law, to assist the Borough in reviewing and preparing a feasibility study relative to the Affordable Housing Plan.

Councilman Miller moved to approve the above stated motion. It was seconded by Councilman Wolfe and unanimously approved by Council.

Mayor Cavanagh reported that he spent Monday morning in Trenton with the Governor and about a dozen other Mayors and other people who were invited to attend and speak with her about the plan, which is known as the Shore Easy Plan which relates to the closing of Marlboro and the other facility in Princeton and her plan to address the result of that, particularly in some of the towns that are contiguous to us, as an example Long Branch, which is one of the four towns that received the targeted funds to assist with the rooming house situation and that entire population problem. He commented that he attended as the representative of the Two Rivers Council of Mayors and there have been articles in the newspapers about her plan, which is a different approach to a situation that has existed for a number of years in terms of controlling a problem and addressing the problem and hopefully it will meet with success.

Mayor Cavanagh then opened the meeting to the public for any comments or questions the public might have.

PETITIONS FROM THE PUBLIC:

Chuck Wolf, 70 Main St., P.O. Box 101 stated he enjoys reading the Bulletin when he does receive it and asked if there was a way that it could be mailed to the post office boxes, since it is not delivered if you receive your mail through a post office box.

Mayor Cavanagh asked if this was true, to which the Clerk advised the Bulletins are printed and counted up in the Postal Routes that the mailmen have and it is the policy of the Post Office that they do not place these types of mailings in box office boxes.

Councilwoman Silkworth stated she would contact the Post Master and see what can be done to alleviate the problem. 169

Mr. Elwood Baxter, 21 Pocano Ave. commented on the hiring of the firm of Mullin & Lonergan and asked if they have been retained by the Borough since the seventies, to which Mayor Cavanagh stated not on a continuous basis, but because they have developed most of the material that they need already, it has always been a desirable alternative, rather than having a new firm come in and start all over again.

Mr. Baxter thanked Councilwoman Silkworth for providing him with a copy of Chapter 9 under Title 13, which applies specifically to water pollution control and she has highlighted the appropriate sections, which brings him to the subject that he called about the other day, which was this business of people who cut their lawns and blow the grass into the street. He continued that he has now learned from the Council that we do indeed have an ordinance covering this situation and the Police will enforce this if people report these types of incidents.

Mr. Baxter stated he had a suggestion to make from his own observations in that most private homeowners do not have blowers and cut their own grass and leave the cuttings on the lawn, which is the way it is supposed to be, but the commercial landscaper/gardeners almost all utilize blowers and if those people were told by the Police that they were not to do that, he felt most of it would stop.

Mayor Cavanagh asked Chief Joyce, who was in the audience, to mention this suggestion to his Patrolmen when they are riding around town, perhaps this would help to resolve this matter.

Mr. Baxter thanked the Governing Body for his recent appointment as one of the Borough Representative to the Northeast Monmouth County Regional Sewerage Authority.

As no one else wished to be heard, Mayor Cavanagh closed the public portion of the meeting.

Councilman Wolfe moved to approve the bills as listed on the Voucher Register dated June 15, 1995. It was seconded by Councilman Taylor and unanimously approved by Council. TOTAL 1994 VOUCHERS PAID THIS MEETING \$10.95. TOTAL 1995 VOUCHERS \$60,545.71. TOTAL 1995 VOUCHERS PAID THIS MEETING \$73,512.02. TOTAL 1995 OPERATING FUND \$134,057.73. TOTAL PUBLIC ASSISTANCE II ACCOUNT \$595.00. TOTAL MONEY MARKET ACCOUNT \$140,000.00. TOTAL CAPITAL ACCOUNT \$3,565.25. TOTAL RECREATION ACCOUNT \$75.00. TOTAL TRUST ACCOUNT \$1,824.79. TOTAL GENERAL LEDGER-MIDDLE DEPARTMENT INSPECTION AGENCY \$1,141.00. TOTAL GENERAL LEDGER-LIEN REDEMPTION \$9,550.38. TOTAL GENERAL LEDGER-STATE TRAINING FEES \$1,695.82. (SEE VOUCHER REGISTER).

At 9:02 P.M. Councilwoman Filippone moved to adjourn this meeting until the next regular meeting which is scheduled to be held on July 20, 1995 at 8:00 P.M. It was seconded by Councilwoman Silkworth and unanimously approved by Council.

Respectfully submitted,

Patricia L. Varca

PATRICIA L. VARCA
BOROUGH CLERK