



**ORDINANCE NO. 33-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 33-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 11-1, UNIFORM CONSTRUCTION CODE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address.

Christine Balint  
137 Wilson Avenue

Ms. Balint asked for a summary of changes of the ordinances.

Mr. McCarthy stated the changes simply are the fee structures of various ordinances and have adjusted them to deal with current realities. Fees have not been changed on some for 15 – 20 years.

There being no one else present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 33-2005.

Councilman Perry made a motion that Ordinance No. 33-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Deputy Mayor Drapkin

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 34-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 34-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 10-13, ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM FIRE SAFETY CODE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 34-2005.

Councilman Perry made a motion that Ordinance No. 34-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Deputy Mayor Drapkin

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 35-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 35-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 15-13, LAND SUBDIVISION"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 35-2005.

Councilman Perry made a motion that Ordinance No. 35-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Minutolo

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

### **ORDINANCE NO. 36-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 36-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 11-2, HOUSING CODE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 36-2005.

Councilman Raymond made a motion that Ordinance No. 36-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Minutolo

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

### **ORDINANCE NO. 37-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 37-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 11-3, PROPERTY MAINTENANCE CODE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 37-2005.

Councilman Raymond made a motion that Ordinance No. 37-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue

of the Courier.

Seconded by Councilman Minutolo

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: Councilman Raymond

Abstain: None

**ORDINANCE NO. 38-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 38-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 18-4 ALARM CONSOLE LICENSE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 38-2005.

Councilman Raymond made a motion that Ordinance No. 38-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Vinci

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 39-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 39-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-13, TENNIS COURTS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 39-2005.

Councilman Minutolo made a motion that Ordinance No. 39-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 40-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 40-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-9, REGISTRATION OF CONTRACTORS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 40-2005.

Councilman Minutolo made a motion that Ordinance No. 40-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 41-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 41-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further

consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 7, REGULATION OF KENNEL, PET SHOPS, SHELTER OR POUND"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 41-2005.

Councilman Perry made a motion that Ordinance No. 41-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilwoman Gumbs

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 42-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 42-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 17-2, RETAIL FOOD ESTABLISHMENT CODE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 42-2005.

Councilman Vinci made a motion that Ordinance No. 42-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 43-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 43-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 17-4, INDIVIDUAL SEWAGE DISPOSAL SYSTEM"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 43-2005.

Councilman Vinci made a motion that Ordinance No. 43-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Minutolo

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: Councilman Raymond

Abstain: None

**ORDINANCE NO. 44-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 44-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 17-6, PUBLIC SWIMMING POOL"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their

name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 44-2005.

Councilman Vinci made a motion that Ordinance No. 44-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 45-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 45-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-7, CIRCUSES; CARNIVALS; TRAVELING SHOWS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 45-2005.

Deputy Mayor Drapkin made a motion that Ordinance No. 45-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 46-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 46-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to

the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-8, VITAL STATISTICS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 46-2005.

Deputy Mayor Drapkin made a motion that Ordinance No. 46-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilwoman Gumbs

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: Councilman Raymond

Abstain: None

#### **ORDINANCE NO. 47-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 47-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-3, SOLICITORS AND CANVASSERS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 47-2005.

Deputy Mayor Drapkin made a motion that Ordinance No. 47-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 48-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 48-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-5, JUNK YARDS, JUNK SHOPS, USED GOODS"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address.

Joel Tully  
10 Charles Street

Mr. Tully asked what this ordinance is.

Mr. Brown stated this is an increase of fee from \$25 a year to \$50 a year.

There being no one else present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 48-2005.

Councilwoman Gumbs made a motion that Ordinance No. 48-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 49-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 49-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING

**THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN –  
SECTION 2-26, FEES FOR CERTIFICATION AND COPIES OF MUNICIPAL RECORDS”**

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 49-2005.

Councilwoman Gumbs made a motion that Ordinance No. 49-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: Councilman Raymond

Abstain: None

**ORDINANCE NO. 50-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 50-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, “ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 5-10, COIN OPERATED LAUNDRY AND DRY CLEANING MACHINES”

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 50-2005.

Councilwoman Gumbs made a motion that Ordinance No. 50-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ORDINANCE NO. 51-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 51-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 6-3, ALCOHOLIC BEVERAGE CONTROL LICENSES"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 51-2005.

Councilman Perry made a motion that Ordinance No. 51-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

#### **ORDINANCE NO. 52-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 52-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 8-4, TAXICAB LICENSE"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 52-2005.

Councilman Perry made a motion that Ordinance No. 52-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilwoman Gumbs

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

### **ORDINANCE NO. 53-2005 - PUBLIC HEARING**

Mayor Sobel stated that Ordinance No. 53-2005, introduced and passed on first reading by title on December 6, 2005 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of publication of this ordinance in the Courier Newspaper of December 8, 2005 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the Municipal Building and that copies were available to the general public upon request.

Thereupon the Clerk read the aforementioned ordinance by title, "ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ABERDEEN – SECTION 9-3, PARKING"

Mayor Sobel opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance and asked anyone wishing to be heard to come forward and state their name and address. There being no one present wishing to be heard, Mayor Sobel closed the public hearing on Ordinance No. 53-2005.

Councilman Perry made a motion that Ordinance No. 53-2005 be finally passed and adopted and that notice of its passage and adoption be published by title in the December 22, 2005 issue of the Courier.

Seconded by Councilman Raymond

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

### **NEW BUSINESS**

#### **CONSENT AGENDA**

Councilman Raymond made a motion to approve the consent Agenda all items listed under 7A.

Seconded by Councilman Minutolo.

ROLL CALL VOTE:

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

1. RESOLUTION NO. 2005-144 - BE IT RESOLVED by the Township Council that it

- hereby authorizes appropriation transfers in the 2005 budget.
2. RESOLUTION NO. 2005-145 - BE IT RESOLVED by the Township Council that it hereby authorizes the settlement agreement between Barrington Gardens, LLC v. Township of Aberdeen.
  3. RESOLUTION NO. 2005-146 - BE IT RESOLVED by the Township Council that it hereby awards a contract for the Sale of Surplus and Obsolete Vehicles.
  4. RESOLUTION NO. 2005-147 - BE IT RESOLVED by the Township Council that it hereby awards a contract through the County Cooperative Bid with Atlantic Salt Co. with a bid price of \$43.29 per ton.
  5. RESOLUTION NO. 2005-148 - BE IT RESOLVED by the Township Council that it authorizes the release of performance guarantees posted for 268 Cliffwood Avenue.
  6. EXECUTIVE SESSION RESOLUTION - BE IT RESOLVED that the general public shall be excluded from discussion held during executive session - Contractual
  7. RA-875 - Raffle License for Temple Shalom of Aberdeen, Aberdeen, NJ

### **HEARING OF THE CITIZENS/CORRESPONDENCE AND PETITIONS**

Mayor Sobel asked any member of the public wishing to be heard to come forward and to state their name and address.

Ed Fitzgerald  
15 Bank Street

Mr. Fitzgerald stated with the amount of ordinances we adopted, maybe we could think of something user friendly. The Courier link on the web-site has been down. Is there any way ordinances can be put online.

Mr. Brown stated we can do that. We are in the process of looking into the web site and will consider that.

Christine Balint  
127 Wilson Avenue

Ms. Balint stated when it is published maybe put a summary that explains it.

Ben Defibaugh  
June Place

Mr. Defibaugh stated he hasn't seen any leaves being picked up yet.

Mr. Brown stated 3 of our machines have been out since Friday and the weather is not cooperating.

Mr. Defibaugh stated he understands and he is not complaining. Maybe we need to fine tune the system.

There being no one else present wishing to be heard, Mayor Sobel closed the public portion.

Councilman Raymond made a motion to adjourn to executive session, seconded by Councilman

Minutolo and unanimously concurred by Council.

The meeting reconvened from executive session with the same members in attendance.

Deputy Mayor Drapkin made a motion to introduce Resolution No. 2005-149 and move its adoption. Seconded by Councilman Minutolo.

**RESOLUTION NO. 2005-149**

**RESOLUTION AUTHORIZING ASSIGNMENT OF THE DEVELOPMENT OF THE GREENWOOD PROJECT SITE BY GREENWOOD HOLDINGS, LLC TO K. HOVNIANIAN SHORE ACQUISITIONS, L.L.C.**

**WHEREAS**, on August 9, 1999, Township of Aberdeen (“Township”), through its Council (the “Governing Body”) adopted Resolution 99-115, and on May 6, 2003, the Governing Body further amended the area by Resolution 2003-57, both resolutions resulting in the designation of the Freneau Redevelopment Area as an area in need of redevelopment (“Freneau Redevelopment Area” or “Redevelopment Area”), in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (hereinafter “Redevelopment Law”);

**WHEREAS**, on May 20, 2003, the Governing Body adopted Ordinance 8-2003 approving a redevelopment plan for the Freneau Redevelopment Area (“Redevelopment Plan”), and amendments thereto were adopted on August 19, 2003 by way of Ordinance 13-2003;

**WHEREAS**, the Governing Body has determined, pursuant to N.J.S.A. 40A:12A-4, that the Township will exercise the powers granted to it to exercise all powers, duties and functions relating to redevelopment in the manner of a redevelopment entity under the Redevelopment Law, which powers include contracting with redevelopers for the planning, replanning, construction, or undertaking of any project or redevelopment work under N.J.S.A. 40A:12A-8.f;

**WHEREAS**, on July 15, 2003, the Township adopted a Resolution 2003-93, designating Greenwood Holdings, LLC, a New Jersey limited liability company (“Greenwood”) as redeveloper for the Greenwood Project Site (also known as Mirror Lake) and Aberdeen Associates Development, LLC (now known as Horizons at Aberdeen Forge, LLC), as redeveloper for the Horizons Project Site;

**WHEREAS**, the Township and Greenwood entered into a certain redevelopment agreement dated January \_\_, 2005 (“Redevelopment Agreement”), which agreement provided for the development of the Greenwood Project Site within the Freneau Redevelopment Area;

**WHEREAS**, Greenwood now desires to assign all of its obligations, rights, title and interest in the development of the Greenwood Project Site to K. Hovnianian Shore Acquisitions, L.L.C. (“K. Hovnianian”);

**WHEREAS**, the Governing Body has reviewed substantial evidence, consistent with the Redevelopment Agreement, which establishes that K. Hovnanian has the financial wherewithal to undertake this project without unreasonable delay;

**WHEREAS**, the Governing Body of the Township has determined that Greenwood has satisfied its obligations under Section 8 of the Redevelopment Agreement with regard to this assignment, by demonstrating the reputability and financial ability of K. Hovnanian to fulfill the obligations of the Redevelopment Agreement, including the Construction Schedule, the competence and experience of the management of K. Hovnanian to complete the development of the Greenwood Project Site, and that the transfer will facilitate completion of the Project under the Construction Schedule;

**WHEREAS**, K. Hovnanian, Greenwood, and Terry Sherman have reached agreement on an Assignment Agreement (the "Assignment Agreement"), a copy of which is attached to this Resolution, setting forth the terms and conditions for Greenwood's assignment of the development of the Greenwood Project Site to K. Hovnanian;

**WHEREAS**, the Governing Body, acting in its capacity as redevelopment entity, has considered the proposed Assignment Agreement, finding that Greenwood is assigning all of its obligations, rights, title and interest in the Redevelopment Agreement, the Joint Development Agreement attached to the Redevelopment Agreement as Exhibit A ("JDA"), and the development of the Greenwood Project Site to K. Hovnanian and having determined that it is in the best interests of the Township to approve this Assignment Agreement;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Aberdeen that the Township Council hereby authorizes and consents to Greenwood's assignment of the Redevelopment Agreement, the JDA, and the development of the Greenwood Project Site to K. Hovnanian;

**BE IT FURTHER RESOLVED** that the Mayor is hereby authorized to issue a certificate to K. Hovnanian consenting to Greenwood's assignment of the development of the Greenwood Project Site to K. Hovnanian, and certifying that no default of Greenwood or any other entity will impair K. Hovnanian's rights under the Redevelopment Agreement, along with any other documents and/or agreements necessary to implement the Redevelopment Plan in connection with this assignment.

**ROLL CALL VOTE:**

Ayes: Councilmember Gumbs, Minutolo, Perry, Raymond, Vinci, Deputy Mayor Drapkin and Mayor Sobel

Nays: None

Abstain: None

**ADJOURNMENT**

Councilman Raymond made a motion to adjourn, seconded by Councilman Minutolo and unanimously concurred by Council.

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David G. Sobel, Mayor

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Karen Ventura, Municipal Clerk