

**THE BOROUGH OF MANTOLOKING**  
**MAYOR AND COUNCIL**

**MINUTES OF THE REGULAR BUSINESS MEETING**  
**January 17, 2006**

The regular monthly meeting of the Mayor and Council will be held this day in the meeting room of Borough Hall.

**1. CALL TO ORDER:                    TIME: 8:00 p.m.**

**2. OPEN PUBLIC MEETING STATEMENT: Mayor Dunbar**

*This meeting is called pursuant to the provisions of the New Jersey Open Public Meetings Law. This meeting date was included in a list of meetings sent to the Ocean County Observer, Asbury Park Press, and Ocean Star and posted continuously on the bulletin board in the Municipal Building since December 20, 2005. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.*

**3. ROLL CALL**

Mayor William K. Dunbar, III, Council President Elbert E. Husted, III, Councilmen John H. Jones, Peter R. Strohm, George C. Nebel, Douglas J. Popaca and Steve Gillingham

**ABSENT: NONE**

**4. PLEDGE OF ALLEGIANCE**

**5. PRIVILEGE OF THE FLOOR:** The Mayor will open the meeting for public comment and questions about the agenda and any other matter of public interest.

**6. MINUTES OF PREVIOUS MEETINGS:**

**RESOLUTION NO. 01/17/2006 - 01: APPROVAL OF MINUTES**

Councilman Nebel moved that the following minutes as distributed are approved.

Regular Meeting of December 19, 2005, Closed Session of December 19, 2005 and Organization Meeting of January 2, 2006. The motion was seconded by Councilman Husted and unanimously approved by voice vote.

**7. MAYOR'S REPORT**

Councilman Nebel moved the following:

**RESOLUTION NO. 01/17/2006 – 02: APPOINTMENT OF OFFICIALS**

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approves the following appointments of officials effective January 1, 2006

**James L. Fennessy, Alternate Municipal Prosecutor**

Councilman Jones seconded the motion and it was unanimously approved by voice vote.

**8. DEPARTMENT REPORTS**

- A. Police Report
- B. Municipal Court Report
- C. Fire Report
- D. Emergency Management Coordinator Report
- E. Public Works Superintendent Report
- F. Construction Official Report
- G. Land Use Officer Report
- H. Chief Financial Officer Report

Councilman Nebel moved the following:

**RESOLUTION NO. 01/17/2006 – 03: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER November 30, 2005**

**WHEREAS**, the Chief Finance Officer has presented a report on the status of the 2005 municipal budget as of November 30, 2005; and

**WHEREAS**, that report indicates the following status as of that date:

ACCOUNT	BUDGET	EXPENDED YEAR TO DATE	ENCUMBERED	BALANCE
2005 Current Year Appropriation	\$3,034,122.12	\$2,534,005.22	\$54,747.62	\$ 445,369.28
2004 Appropriation Reserves	\$ 249,250.37	\$ 97,826.93	\$ 8,812.13	\$ 142,611.31
Capital	\$1,338,076.44	\$ 417,367.46		\$ 920,708.98

ACCOUNT	REVENUE THIS MONTH	REVENUE YEAR TO DATE
Cash Receipts	\$ 881,017.06	\$8,959,718.54

now, therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey accept the above referenced and summarized report and directs that a copy be attached to and made part of the minutes of this meeting.

Councilman Jones seconded the motion and it was unanimously approved by voice vote.

8. **ORDINANCES:**

Councilman Popaca moved the following:

**RESOLUTION NO. 01/17/2006 – 04: REINTRODUCTION OF ORDINANCES NO. 502 THROUGH 508 – STORMWATER MANAGEMENT**

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopts on first reading (title only) the following Ordinances:

**ORDINANCE NO. 502**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR STORMWATER CONTROL, IN THE BOROUGH OF MANTOLOKING, OCEAN COUNTY NEW JERSEY, AND PROVIDING PENALTIES FOR VIOLATIONS**

**ORDINANCE NO. 503**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR DISPOSAL OF PET SOLID WASTE IN THE BOROUGH OF MANTOLOKING, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF**

**ORDINANCE NO. 504**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR CONTROL OF LITTERING IN THE BOROUGH OF MANTOLOKING AND PROVIDING FOR PENALTIES FOR VIOLATIONS**

**ORDINANCE NO. 505**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR PROPER HANDLING OF YARD WASTE IN THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF**

**ORDINANCE NO. 506**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR PROHIBITION OF THE DISPOSAL OF MATERIALS OTHER THAN STORM WATER IN THE MUNICIPAL SEPARATE STORM WATER SYSTEM OF THE BOROUGH OF MANTOLOKING, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF**

**ORDINANCE NO. 507**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR PROHIBITION OF THE FEEDING OF UNCONFINED WILDLIFE IN ANY PUBLIC PARK, OR PUBLIC LANDS OWNED OR OPERATED BY THE BOROUGH OF MANTOLKING, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF**

**ORDINANCE NO. 508**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR THE PROHIBITION OF ILLICIT CONNECTIONS TO THE MUNICIPAL SEPARATE STORM WATER SYSTEM IN THE BOROUGH OF MANTOLOKING, AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF**

**and be it**

**FURTHER RESOLVED**, the attached Comprehensive Resolutions of Introduction is hereby adopted, and be it **FURTHER RESOLVED**, that copies of all Ordinances introduced and all Resolutions adopted shall be maintained on file for public examination at the office of the Borough Clerk, published on the Borough's Website, [www.mantoloking.org](http://www.mantoloking.org), and provided to anyone at cost during regular business hours, M-F 9am–1 pm, and be it **FURTHER RESOLVED**, the Borough Clerk advertises and takes all other steps required by law to conduct a public hearing on the proposed ordinances at the next regular business meeting of the Mayor and Council following introduction, absent Council's direction to the contrary upon introduction.  
Councilman Nebel seconded the motion and it was unanimously approved by voice vote.

Councilman Husted moved the following:

**RESOLUTION NO. 01/17/2006 – 05: INTRODUCTION OF ORDINANCES NO. 509 – POLICE OFFICER PRIVATE TRAFFIC DUTY**

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopts on first reading (title only) the following Ordinance:

**ORDINANCE NO. 509**

**AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR PRIVATE TRAFFIC DUTY BY MEMBERS OF THE POLICE DEPARTMENT OF THE BOROUGH OF MANTOLOKING, AND ESTABLISHING COMPENSATION AND ADMINISTRATIVE FEES FOR SUCH ACTIVITY**

**and be it**

**FURTHER RESOLVED**, the attached Comprehensive Resolutions of Introduction is hereby adopted, and be it **FURTHER RESOLVED**, that copies of all Ordinances introduced and all Resolutions adopted shall be maintained on file for public examination at the office of the Borough Clerk, published on the Borough's Website, [www.mantoloking.org](http://www.mantoloking.org), and provided to anyone at cost during regular business hours, M-F 9am–1 pm, and be it **FURTHER RESOLVED**, the Borough Clerk advertises and takes all other steps required by law to conduct a public hearing on the proposed ordinances at the next regular business meeting of the Mayor and Council following introduction, absent Council's direction to the contrary upon introduction.  
Councilman Jones seconded the motion and it was unanimously approved by voice vote.

Councilman Nebel moves the following:

**RESOLUTION NO. 01/17/2006 – 06: INTRODUCTION OF ORDINANCE NO. 510 – BUDGET APPROPRIATIONS AND CAP BANK**

*RESOLVED*, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopts on first reading (title only) the following Ordinance:

**ORDINANCE NO. 510  
ORDINANCE TO EXCEED THE 2006 MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK**

*and be it*

*FURTHER RESOLVED*, the attached Comprehensive Resolution of Introduction is hereby adopted, and be it *FURTHER RESOLVED*, that copies of all Ordinances introduced and all Resolutions adopted shall be maintained on file for public examination at the office of the Borough Clerk, published on the Borough's Website, [www.mantoloking.org](http://www.mantoloking.org), and provided to anyone at cost during regular business hours, M-F 9am–1 pm, and be it

*FURTHER RESOLVED*, the Borough Clerk advertises and takes all other steps required by law to conduct a public hearing on the proposed ordinance at the next regular business meeting of the Mayor and Council following introduction, absent Council's direction to the contrary upon introduction.

Councilman Jones seconded the motion and it was unanimously approved by voice vote.

**10. COMMITTEE REPORTS AND RECOMMENDATIONS**

**FINANCE COMMITTEE, COUNCILMAN NEBEL:**

**A. Activities of the Finance Committee**

**B. Action Items:**

Councilman Nebel moved the following seven (7) resolutions. Councilman Gillingham seconded the motion and it was unanimously approved by voice vote.

**RESOLUTION NO. 01/17/2006 – 07: TO ADOPT APPROPRIATION RESERVE TRANSFER #1**

**WHEREAS**, N.J.S.A. 40A: 4-59 provides that in the first 3 months of the fiscal year, the amount of any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there shall be an excess in any appropriation reserves over and above the amount deemed to be necessary to fulfill its purpose, the governing body may, by resolution adopted by not less than a 2/3 vote of the full membership thereof, transfer the amount of such excess to an appropriation reserve or an appropriation in the prior budget deemed to be insufficient to fulfill its purpose or for which no reserve was provided.

**WHEREAS**, the Chief Financial Officer has advised the Mayor and Council of the Borough of Mantoloking that the need for certain transfers within the 2005 Appropriation Reserves exists; and

**WHEREAS**, it is recommended that these appropriation reserve transfers be made;

**NOW, THEREFORE BE IT RESOLVED** by the governing body of the Borough of Mantoloking that the following budget transfers be made for the 2005 Appropriation Reserve balances

<u>DEPARTMENT</u>		<u>TO</u>	<u>FROM</u>
Engineering	OE	\$15,000.00	
Planning	OE		\$10,000.00
Tax Collector	SW		3,000.00
Road Repair	OE		2,000.00
Gasoline	OE	2,000.00	
Buildings & Grounds	OE		4,000.00
Road Repair	SW	2,000.00	
<b>Total</b>		<b>\$19,000.00</b>	<b>\$19,000.00</b>

**RESOLUTION NO. 01/17/2006 – 08: PAYMENT OF BILLS FOR THE MONTH OF JANUARY 2006**

**WHEREAS**, the Municipal Finance Officer has presented a list of bills in the total amount of **\$270,402.17** and recommended that they be paid, now, therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approves payment of the above referenced bills and directs that a copy be attached to and made part of the minutes of this meeting.

**RESOLUTION NO. 01/17/2006 – 09: AUTHORIZING THE AWARD OF CONTRACTS FOR PROFESSIONAL SERVICES**

**WHEREAS**, the Borough of Mantoloking has a need to acquire Professional Services as traditional contracts pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 (as appropriate); and,

**WHEREAS**, Chief Financial Officer has determined and certified in writing that the value of the acquisitions will exceed \$17,500; and,

**WHEREAS**, the anticipated term of the contracts is one (1) year; and

**WHEREAS**, the following have submitted proposals by January 17, 2006 indicating they will provide their listed services:

<u>POSITION</u>	<u>OFFICIAL</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Borough Auditor	William E. Antonides C.P.A.	\$23,050 + Misc Expenses	William E. Antonides & Co.
Borough Attorney	Edwin J. O'Malley, Jr., Esq.	\$100. - \$200/Hour +Misc Exp.	O'Malley,Surman&Michellini

AND

**WHEREAS**, as may be applicable pursuant to N.J.S.A. 19:44-A-20.4, et seq. obligates the professional contractors to certify that they have not made any reportable contributions to a political or candidate committee in the Borough of Mantoloking in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract, and

**WHEREAS**, the Business Entity Disclosure Certification shall be executed prior to execution of the professional services contract, and

**WHEREAS**, a Certificates of Availability of Funds issued by the Chief Financial Officer has been submitted pursuant to N.J.A.C. 5:30-5.4.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of Mantoloking authorize the Mayor to enter into the contracts with the professional contractors as described herein; and,

**BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. And,

**BE IT FURTHER RESOLVED** that notice of this action is published as a contract award without competitive bidding as professional services pursuant to N.J.S.A. 40:55D-24.

**RESOLUTION NO. 01/17/2006 – 10: OTHER PROFESSIONAL SERVICE AND MAINTENANCE CONTRACTS FOR 2006**

**WHEREAS**, the award of contracts for professional services and maintenance of Borough facilities, equipment and personnel obligations, enumerated in this resolution, is necessary and in the public interest to provide for the efficient operation of the Borough; and

**WHEREAS**, A Certificate of Funds Availability has been filed with the Borough Clerk; now, therefore, be it **RESOLVED** by the Mayor and Council of the Borough of Mantoloking as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute service and maintenance agreements in accordance with the following list, which identifies the services and providers thereof. Said contracts are to be executed following approval, as to form, by the Borough Attorney. Copies of the contracts are available for inspection at the Clerk's office during regular business hours.
2. Notice of this action is to be published as a contract award without competitive bidding as professional services pursuant to N.J.S.A. 40:55D-24.

<u>POSITION</u>	<u>OFFICIAL</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Prosecutor	Steven A. Zabarsky, Esq.	\$100 - \$150 per hour	Citta,Holzapfel,,Zabarsky,Simon
Public Defender	James J. Gluck, Esq.	\$200/Case+\$100 Misc Serv	Gluck, Allen & Gertner
Police Dept. Physician	George Jarahian, Jr., M.D.	\$17-\$155/Office Visit-Procedures	Shore Health Group

**RESOLUTION NO. 01/17/2006 – 11: MISCELLANEOUS SERVICE AND MAINTENANCE CONTRACTS FOR 2006**

**WHEREAS**, the award of contracts for services and maintenance of Borough facilities, equipment and personnel obligations enumerated in this resolution is necessary and in the public interest to provide for the efficient operation of the Borough; and

**WHEREAS**, A Certificate of Funds Availability has been filed with the Borough Clerk; now, therefore, be it **RESOLVED** by the Mayor and Council of the Borough of Mantoloking as follows:

3. The Mayor and Clerk are hereby authorized and directed to execute service and maintenance agreements in accordance with the following list, which identifies the services and providers thereof. Said contracts are to be executed following approval,

as to form, by the Borough Attorney. Copies of the contracts are available for inspection at the Clerk's office during regular business hours.

<u>SERVICE</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Computer Software Maint.	\$125 per hour	Edmunds & Associates, Inc.
Construction Dept Software	\$ 1,750. Annual	Mitchell Humphrey
Schedule "C" Agreement	\$3,000. Annual	County of Ocean Road Department
Elevator Maintenance	\$112. per month	Sharp Elevator Co.
Web Page Consulting	\$140/Mo.+ \$70/Hr. Misc Service	Osprey Technology Consulting

**RESOLUTION NO. 01/17/2006 – 12: ESTABLISHMENT OF EMPLOYEE SALARIES FOR 2006**

*WHEREAS*, the Mayor has recommended annual salaries for all borough employees for 2006, now, therefore, be it

*RESOLVED*, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approves the **attached "Exhibit A"**, schedule of salaries for 2006 and directs that a copy be attached to and made part of the minutes.

**RESOLUTION NO. 01/17/2006 – 13: RELEASE OF 2005 UNUSED VACATION FOR BOROUGH SUPERINTENDENT**

*WHEREAS*, William Heckman, Borough Superintendent, has accrued unused vacation, 74.25 hours, as of December 31, 2005; and

*WHEREAS*, it is the desire of Council to now pay Mr. Heckman for these benefits in lieu of the continued accrual thereof; and

*WHEREAS*, funds are available for this purpose.

**IT IS NOW, THEREFORE**, this 17<sup>th</sup> day of January, 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. That William Heckman shall, forthwith, be compensated for his accrued vacation, 74.25 hours, as of December 31, 2005, at the gross rate of \$28.06 per hour.

**PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:**

**A. Activities of the Public Safety Committee**

**B. Action Items: Councilman Gillingham moved the following:**

**RESOLUTION NO. 01/17/2006 – 14: APPOINTMENT OF POLICE DEPARTMENT DISPATCHER/RECORDS CLERK AND SALARY DESIGNATION**

*RESOLVED*, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approves the following appointments with the terms and conditions indicated:

<b>Name</b>	<b>Position</b>	<b>Effective Date</b>	<b>Salary</b>
Jennifer L. Andreyev	Dispatcher/Records Clk	January 16, 2006	\$11.00 per hour

Councilman Husted seconded the motion and it was unanimously approved by voice vote.

**BEACH ORDINANCE & STAFFING REVIEW COMMITTEE COUNCILMAN GILLINGHAM**

**A. Activities of the Garbage and Recycling Committee**

**B. Action Items: NONE**

**GARBAGE & RECYCLING COMMITTEE, COUNCILMAN STROHM**

**A. Activities of the Garbage and Recycling Committee**

**B. Action Items:**

**DRUG & ALCOHOL ALLIANCE COMMITTEE, COUNCILMAN STROHM**

- A. Activities of the Drug & Alcohol Alliance Committee
- B. Action Items:

**PUBLIC WORKS & PUBLIC WORKS FACILITIES COMMITTEES, COUNCILMAN POPACA**

- A. Activities of the Public Works & Public Works Facilities Committees
- B. Action Items: Councilman Popaca moved the following:

**RESOLUTION NO. 01/17/2006 – 15: AWARD SALE OF SURPLUS MUNICIPAL PERSONAL PROPERTY**

**WHEREAS**, the Borough Clerk advertised for sealed bids for the sale of surplus municipal personal property; and

**WHEREAS**, bids were publicly opened and read aloud at 12:00 p.m. on February 17, 2006 in the office of the Borough Clerk with the following results:

**Item A** – One (1) 1990 Federal Signal, 10hp Fire Siren – Model No. STH10; Serial No. C0015496B90; Includes Trojan Siren Timer – Catalog No. 4802, Serial No. 398, 115 v. 60-AC and relay electronic controls. Minimum bid: \$250.00

Bidder	Amount of Bid
Community Fire Company, Virginville, Pa.	<b>\$301.00</b>

**WHEREAS**, the bid submissions have now been reviewed by the Borough Attorney, now therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey awards the sale to the highest bidder in the amount of **\$301.00** for **Item A** – One (1) 1990 Federal Signal, 10hp Fire Siren – Model No. STH10; Serial No. C0015496B90; Includes Trojan Siren Timer – Catalog No. 4802, Serial No. 398, 115 v. 60-AC and relay electronic controls to **Community Fire Company, Virginville, Pa.**

**Item B** - One (1) Metal Fab, Inc. Boat Trailer – Sea Lion Model, GVW 781, Galvanized Metal. No minimum bid required.

Bidder	Amount of Bid
Laurence H. Gilman, Brick, NJ	<b>\$75.00</b>
Thomas M. Smith, Sr., Brick, NJ	<b>\$25.00</b>
Jersey One Auto Sales, Inc., Jersey City, NJ	<b>\$56.50</b>

**WHEREAS**, the bid submissions have now been reviewed by the Borough Attorney, now therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey awards the sale to the highest bidder in the amount of **\$75.00** for **Item B** - One (1) Metal Fab, Inc. Boat Trailer – Sea Lion Model, GVW 781, Galvanized Metal to **Laurence H. Gilman, Brick, NJ.**

**Item C** - One (1) Onan Gasoline 60kw Generator, Model No. 60.ODYA-15R/9211G; Serial No. K770278495; 208 AMPS; 120/200 Volts; 906 hrs. metered. Minimum Bid: \$1,000.00

Bidder	Amount of Bid
Thomas M. Smith, Sr., Brick, NJ	<b>\$1,101.00</b>
Jersey One Auto Sales, Inc., Jersey City, NJ	<b>\$1,303.00</b>

**WHEREAS**, the bid submissions have now been reviewed by the Borough Attorney, now therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County,

New Jersey awards the sale to the highest bidder in the amount of **\$1,303.00** for **Item C** - One (1) Onan Gasoline 60kw Generator, Model No. 60.ODYA-15R/9211G; Serial No. K770278495; 208 AMPS; 120/200 Volts; 906 hrs. metered to **Jersey One Auto Sales, Inc., Jersey City, NJ.**

**ITEM D** - One (1) Waterous Pump – Model No. PB11-2525C; 11 hp Briggs Straton Gasoline Engine. No minimum bid required.

Bidder	Amount of Bid
Jersey One Auto Sales, Inc., Jersey City, NJ	\$21.00

**WHEREAS**, the bid submissions have now been reviewed by the Borough Attorney, now therefore, be it

**RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey awards the sale to the highest bidder in the amount of **\$21.00** for **ITEM D** - One (1) Waterous Pump – Model No. PB11-2525C; 11 hp Briggs Straton Gasoline Engine to **Jersey One Auto Sales, Inc., Jersey City, NJ.**

Councilman Nebel seconded the motion and it was unanimously approved by voice vote.

**OCEAN COUNTY BLOCK GRANT PROGRAM COMMITTEE COUNCILMAN POPACA**

- A. Activities of the Ocean County Block Grant Program Committee**
- B. Action Items:**

**2006 COMMUNITY DEVELOPMENT BLOCK GRANT - SECOND PUBLIC HEARING**

**PUBLIC NOTICE** was advertised and posted as required for the following: The Community Development Block Grant Program Committee of the Borough of Mantoloking will hold a public hearing regarding applications to be submitted for funding consideration through the 2006 Ocean County Community Development Block Grant (CDBG). The hearing will be held in the Borough Hall on Tuesday, January 17, 2006 at 8:00 p.m. Citizens and agencies/organizations are invited to comment on the proposed CDBG applications listed below. The purpose of the hearing will be to select and prioritize CDBG applications for submittal to Ocean County for funding consideration under the FY 2006 CDBG Program.

**Handicap Accessible Public Walkway Improvements for Bay and Ocean Beach Access** **Cost Estimate: \$ 15,600**

Mayor Dunbar opened the meeting for a second public hearing at 8:15 p.m. on the subject of the 2006 Ocean County Community Development Block Grant (CDBG) projects to be considered in the Borough of Mantoloking.

No comments were made the public in attendance.  
The public hearing was closed at 8:16 p.m.

Councilman Popaca moved the following:

**RESOLUTION NO. 01/17/2006 – 16: AUTHORIZATION TO SUBMIT 2006 CDBG APPLICATION**

**WHEREAS**, the Borough has been notified that funding availability from the Ocean County Community Development Block Grant (CDBG) program for 2006 is now available; and

**WHEREAS**, the CDBG funds are distributed to municipalities through approved applications; and

**WHEREAS**, the Borough of Mantoloking CDBG Local Representative and Committee advertised two public hearings for comments and submission of project applications from citizens and agencies/organizations for housing and community development needs of the Borough of Mantoloking; and

**WHEREAS**, no public comments were made at the first public hearing held on Monday, January 2, 2006 at 8:00p.m.; and

**WHEREAS**, no public comments were made at the second public hearing held on Tuesday, January 17, 2006 at 8:00p.m.; and

**WHEREAS**, the Local Representative and the Ocean Count Block Grant Program Committee of the Borough of Mantoloking have determined that there is a need for Handicap Accessible Public Walkway Improvements for Bay and Ocean Beach Access at a cost estimate of \$15,600.

**THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey to approve the submission of an application for 2006 CDBG funds for the Handicap Accessible Public Walkway Improvements for Bay and Ocean Beach Access project at a cost estimate of \$15,600.

**FURTHER RESOLVED**, that the Local Representative, Councilman Douglas J. Popaca is authorized to execute the 2006 CDBG application.

The motion was seconded by Councilman Nebel and unanimously approved by voice vote.

**REGIONALIZATION & SHARED SERVICES COMMITTEE, COUNCILMAN POPACA:**

- A. Activities of the Regionalization & Shared Services Committee
- B. Action Items: None

**BEAUTIFICATION OF MANTOLOKING COMMITTEE, COUNCILMAN POPACA**

- A. Activities of the Beautification of Mantoloking Committee
- B. Action Items: None

**UTILITY SERVICES COMMITTEE, COUNCILMAN POPACA:**

- A. Activities of the Utility Services Committee
- B. Action Items: None

**LONG RANGE PLANNING COMMITTEE, COUNCILMAN POPACA**

- A. Activities of the Long Range Planning Committee
- B. Action Items: None

**ARCHIVES AND RECORDS COMMITTEE, COUNCILMAN POPACA**

- A. Activities of the Archives and Records Committee
- B. Action Items: None

**DUNE & BEACH RENOURISHMENT COMMITTEE, COUNCILMAN HUSTED:**

- A. Activities of the Dune & Beach Renourishment Committee
- B. Action Items: None

**LEGISLATIVE ACTION COMMITTEE, COUNCILMAN HUSTED:**

- A. Activities of the Legislative Action Committee
- B. Action Items:

Councilman Jones moved the following:

**RESOLUTION NO. 01/17/2006 – 17: “YES TO BEACHES 2006”**

**WHEREAS**, America’s beaches provide vital economic, recreational, storm damage reduction, and environmental benefits to the Nation; and

**WHEREAS**, the devastation caused by recent hurricanes and severe weather underscores the need to invest in our Nation’s water resources infrastructure, including shore protection projects; and

**WHEREAS**, nearly sixty percent of all Americans live within 50 miles of the Atlantic and Pacific Oceans, the Gulf of Mexico, and the five Great Lakes; and

**WHEREAS**, the Nation’s beaches are the leading tourist destination for millions of domestic and foreign visitors, providing jobs and business profits which in turn produce billions of dollars of tax revenues for the Federal government, as well as state and local governments; and

**WHEREAS**, the Federal government has made a commitment to our Nation’s beaches by partnering with state and local governments to fund on-going beach restoration projects, including periodic beach renourishment, for over sixty years.

**WHEREAS**, the past half century has demonstrated that beach nourishment works as a means of repairing erosion and providing public recreation while producing at least \$4 in national economic benefits for every \$1 of Federal money spent.

**NOW, THEREFORE BE IT RESOLVED** by the Borough of Mantoloking:

**THAT**, the Mayor and Council urges Congress to pass the Water Resources Development Act (WRDA), support adequate funding for beach nourishment, reject all efforts to withdraw from or limit the Federal government’s role in our Nation’s beach nourishment projects and recognize that continued Federal support is critical to the sustained environmental and economic health of our coastal resources and communities.

The motion was seconded by Councilman Popaca and unanimously approved by voice vote.

**DUNE WALK COMMITTEE, COUNCILMAN JONES:**

- A. Activities of the Dune Walk Committee
- B. Action Items:

**FLOOD STRATEGY COMMITTEE, COUNCILMAN JONES:**

- A. Activities of the Flood Strategy Committee
- B. Action Items: None

**NFIP FLOOD HAZARD MITIGATION PLANNING COMMITTEE, COUNCILMAN JONES:**

- A. Activities of the NFIP Flood Hazard Mitigation Planning Committee
- B. Action Items: None

**11. EXECUTIVE SESSION AS NECESSARY**

Councilman Gillingham moved the following:

**RESOLUTION NO. 01/17/2006 – 18: ADJOURN TO CLOSED SESSION IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT**

*WHEREAS, the Open Public Meetings Act, N.J.S.A.10: 4-11, permits municipal governing bodies to meet in closed session to discuss certain matters, now, therefore be it*

*RESOLVED, the Mayor and Council adjourns to closed session to discuss pending or anticipated litigation or contract negotiation and/or matters of attorney-client privilege*

*FURTHER RESOLVED, the minutes of this closed session be made public when the need for confidentiality no longer exists.*

The motion was seconded by Councilman Nebel and unanimously approved by voice vote at 8:26p.m.

**12. OPEN SESSION AS NECESSARY**

The Mayor and Council reconvened at 9:16 p.m. and the public was invited to return to the meeting room. No further action was taken by the Mayor and Council.

**13. NEXT MEETING** Regular Meeting of Tuesday, February 21, 2006 at 8:00 p.m.

**14. ADJOURNMENT**

There being no further business for this meeting, Councilman Gillingham motioned to adjourn at 9:17 p.m. The motion was seconded by Councilman Jones and unanimously approved by voice vote.

Respectfully submitted,

Irene H. Ryan, R.M.C.  
Municipal Clerk