

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES OF THE REGULAR BUSINESS MEETING
February 15, 2005
BOROUGH HALL

The regular monthly meeting of the Mayor and Council was 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 21, 2004. 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 Steve Gillingham, Councilmen Elbert E. Husted, III, John H. Jones, Alan C. Laymon, Douglas J. Popaca,

ABSENT: George C. Nebel

NEXT MEETING: MONDAY, MARCH 21, 2005

RESOLUTION NO. 02/15/2005 - 01: APPROVAL OF FUTURE ABSENCES

Councilman Gillingham moved that Councilman Jones be excused from the March 21, 2005 Regular Meeting of the Mayor and Council. The motion was seconded by Councilman Husted and unanimously approved by voice vote.

4. PLEDGE OF ALLEGIANCE

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

6. MINUTES OF PREVIOUS MEETINGS:

RESOLUTION NO. 02/15/2005 – 02: APPROVAL OF MINUTES

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

Regular Meeting of January 18, 2005 and Closed Session of January 18, 2005. The motion was seconded by Councilman Laymon and unanimously approved by voice vote.

7. MAYOR'S REPORT

8. DEPARTMENT REPORTS

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

Councilman Jones moves the following:

**RESOLUTION NO. 02/15/1005 – 03: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER
December 31, 2004**

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2004 municipal budget as of December 2004; and

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

	Cash Balance	Appropriation Balance	Fund Balance
Current Fund	1,417,510.73	230,628.46	1,472,544.22
Reserve Year		45,646.22	
Payroll			13,121.39
Trust & Escrow Fund	88,303.49		45,025.57
General Capital Fund	982,776.13		2,692,210.72
Total	2,488,590.35		

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.

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

9. ORDINANCES: Councilman Jones moves the following:

RESOLUTION NO. 02/15/2005 – 04: PUBLIC HEARING/ADOPTION OF CAPITAL ORDINANCE NO. 486

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 486, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 486 entitled: (Copy attached)

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

ORDINANCE NO.: 486

**BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING,
OCEAN COUNTY, NEW JERSEY, PROVIDING FOR
ROAD IMPROVEMENTS – BARNEGAT LANE,
FROM BERGEN AVENUE TO HERBERT STREET
AT A PROJECT COST OF \$280,000.00**

**AUTHORIZING THE ISSUANCE OF BONDS
AND NOTES IN THE PRINCIPAL SUM OF \$266,00.00, AND APPROPRIATING
THE SUM OF \$14,000.00 FROM THE CAPITAL IMPROVEMENT
FUND FOR SAID PURPOSE**

Councilman moved the following:

RESOLUTION NO. 02/15/2005 – 05: PUBLIC HEARING/ADOPTION OF CAPITAL ORDINANCE NO. 487

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 487, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 487 entitled: (Copy attached)

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

ORDINANCE NO.: 487

**BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING,
OCEAN COUNTY, NEW JERSEY, PROVIDING FOR
SANITARY SEWER PUMP STATION GENERATOR REPLACEMENT
AT A PROJECT COST OF \$80,000.00**

**AUTHORIZING THE ISSUANCE OF BONDS
AND NOTES IN THE PRINCIPAL SUM OF \$76,000.00, AND APPROPRIATING
THE SUM OF \$4,000.00 FROM THE CAPITAL IMPROVEMENT
FUND FOR SAID PURPOSE**

Councilman Husted moved the following:

RESOLUTION NO. 02/15/2005 – 06: PUBLIC HEARING/ADOPTION OF CAPITAL ORDINANCE NO. 488

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 488, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 488 entitled: (Copy attached)

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

**ORDINANCE NO.: 488
BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING,
OCEAN COUNTY, NEW JERSEY, PROVIDING FOR
ACQUISITION AND INSTALLATION OF ARCHIVES SHELVING
AT A PROJECT COST OF \$25,000.00
AUTHORIZING THE ISSUANCE OF BONDS
AND NOTES IN THE PRINCIPAL SUM OF \$23,000.00, AND APPROPRIATING
THE SUM OF \$2,000.00 FROM THE CAPITAL IMPROVEMENT
FUND FOR SAID PURPOSE**

Councilman Husted moved the following:

RESOLUTION NO. 02/15/2005 – 07: PUBLIC HEARING/ADOPTION OF CAPITAL ORDINANCE NO. 489

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 489, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 489 entitled: (Copy attached)

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

**ORDINANCE NO. 489
BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING,
OCEAN COUNTY, NEW JERSEY, PROVIDING FOR
POLICE EQUIPMENT
AT A PROJECT COST OF \$33,000.00
AUTHORIZING THE ISSUANCE OF BONDS
AND NOTES IN THE PRINCIPAL SUM OF \$31,000.00, AND APPROPRIATING
THE SUM OF \$2,000.00 FROM THE CAPITAL IMPROVEMENT
FUND FOR SAID PURPOSE**

Councilman Jones moved the following:

RESOLUTION NO. 02/15/2005 – 08: PUBLIC HEARING/ADOPTION OF ORDINANCE NO. 490

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 490, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 490 entitled: (Copy attached)

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

**ORDINANCE NO. 490
ORDINANCE TO EXCEED THE 2005 MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

Councilman Gillingham moved the following:

RESOLUTION NO. 02/15/2005 – 09: PUBLIC HEARING/ADOPTION OF ORDINANCE NO. 491

WHEREAS, on the 15 day of February, 2005 a public hearing on Ordinance No. 491, was held and,

WHEREAS, comments were not made by the public and therefore,

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance 491 entitled: (Copy attached)

The motion was seconded by Councilman Jones. Councilman Laymon was opposed to the adoption of this ordinance. Ordinance No. 491 was approved by voice vote of the majority of the members present.

ORDINANCE NO.: 491
AN ORDINANCE AMENDING ORDINANCE 179, ENTITLED:
“AN ORDINANCE TO REGULATE THE DIRECTION OF TRAFFIC
ON PRINCETON AVENUE, BAY AVENUE, ARNOLD STREET,
AND EAST AVENUE, PROVIDING FOR CERTAIN RELATED TURN
PROHIBITIONS AND FOR THE LOCATION OF STOP INTERSECTIONS
IN THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY”
AND PROVIDING FOR ADDITIONAL STOP INTERSECTIONS

10. COMMITTEE REPORTS AND RECOMMENDATIONS

FINANCE COMMITTEE, COUNCILMAN NEBEL:

- A. **Activities of the Finance Committee**
- B. **Action Items:** Councilman Jones moves the following:

RESOLUTION NO. 02/15/2005 – 10: PAYMENT OF BILLS FOR THE MONTH OF FEBRUARY 2005

*WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of **\$136,773.32** 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

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

Councilman Jones moved and Councilman Gillingham seconded the motion on the following:

RESOLUTION NO. 02/15/2005 – 11: INTRODUCTION OF THE 2005 MUNICIPAL BUDGET

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2005;

BE IT FURTHER RESOLVED, that said Budget be published in the Ocean Star in the issue of February 25, 2005.

The Governing Body of the Borough of Mantoloking does hereby approve the following Budget for the year 2005:

RECORDED VOTE (Last Names)

AYES: Gillingham, Husted, Jones, Laymon and Popaca

NAYS: None

ABSTAINED: None

ABSENT: Nebel

Notice is hereby given that the Budget and Tax Resolution was approved by the Governing Body of the Borough of Mantoloking, County of Ocean, on February 15, 2005. A hearing on the Budget and Tax Resolution will be held at the Municipal Building on March 21, 2005 at 8:00 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2005 may be presented by taxpayers or other interested persons.

Councilman Husted moved the following:

RESOLUTION NO. 02/15/2005 – 12: PROFESSIONAL SERVICE CONTRACTS FOR 2005

WHEREAS, The Local Public Contracts Law requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bidding and the contracts must be available for public inspection; and

WHEREAS, the award of contracts for the professional services enumerated in the

attached Exhibit “B” 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 professional services agreements in accordance with the attached Exhibit “B”, which identifies the services and providers thereof. Copies of the contracts are available for inspection at the Clerk’s office during regular business hours.
2. These Contracts are awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(I) et. seq., the Local Public Contracts Law, because the contracts are for professional services by a person authorized by law to practice a recognized profession that is regulated by law.
3. Appropriate legal notice of this action shall be published once in the official newspaper of the Borough.

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

Councilman Jones moved the following:

RESOLUTION NO. 02/15/2005 – 13: APPROVE RELEASE OF SURETY BOND TO JEFF VAN SCHOICK BUILDER, INC.

WHEREAS, the Borough is the beneficiary of a Surety Bond posted by Jeff Van Schoick Builder, Inc. in conjunction with the demolition of a single family dwelling located at 1516 Runyon Lane, property owners, Tom & Eileen McIntyre; and

WHEREAS, the Construction Official, John Wardell, has advised that a final inspection has been completed, the debris has been completely cleared and it is appropriate to release the Bond at this time.

IT IS NOW, THEREFORE, this 15th day of February, 2005, resolved by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The referenced Surety Bond posted by Jeff Van Schoick Builder, Inc. in the amount of \$1,000.00 shall be released, forthwith;
2. All officials having jurisdiction in the matter shall take such action as may be necessary to implement this Resolution.

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

Councilman Jones moved the following:

RESOLUTION NO. 02/15/2005 – 14: PROVIDING FOR GRANT OF ADDITIONAL SICK LEAVE-SANDRA MAIDLING

WHEREAS, as a matter of policy the Borough Council may, in its discretion, upon petition, grant extensions to an employee’s sick leave; and

WHEREAS, due to demonstrated need, Sandra Maidling, has been caused to utilize all of her allocated sick leave for 2005 and has petitioned for an increased allotment of sick leave for 2005; and

WHEREAS, Council is satisfied that the circumstances presented are extraordinary and that Sandra Maidling is deserving of its favorable consideration of her petition.

IT IS NOW, THEREFORE, this 15th day of February, 2005, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that, for good cause shown, Sandra Maidling is hereby granted fourteen (14) hours and fifteen (15) minutes additional sick leave to cover her absence through February 1, 2005.

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

Councilman Jones moved the following:

RESOLUTION NO. 02/15/2005 – 15: PROVIDING FOR GRANT OF ADDITIONAL SICK LEAVE-SUSAN DOLAN

WHEREAS, as a matter of policy the Borough Council may, in its discretion, upon petition, grant extensions to an employee’s sick leave; and

WHEREAS, due to demonstrated need, Susan Dolan, has been caused to utilize all of her allocated sick leave for 2005 and has petitioned for an increased allotment of sick leave for 2005; and

WHEREAS, Council is satisfied that the circumstances presented are extraordinary and that Susan Dolan is deserving of its favorable consideration of her petition.

IT IS NOW, THEREFORE, this 15th day of February, 2005, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that, for good cause shown, Susan Dolan is hereby granted fifty-six (56) hours additional sick leave to cover her absence through February 6, 2005. The motion was seconded by Councilman Husted and unanimously approved by voice vote.

Councilman Jones moved the following:

RESOLUTION NO 02/15/2005 – 16: RELEASE OF 2004 UNUSED VACATION AND COMP TIME FOR BOROUGH SUPERINTENDENT

WHEREAS, William Heckman, Borough Superintendent, has accrued unused vacation, 90.5 hours, as of December 31, 2004; 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 15th day of February, 2005, 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, 90.5 hours, as of December 31, 2004, at the gross rate of \$26.98 per hour.

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

Councilman Jones moved the following:

RESOLUTION NO. 02/15/2005 – 17: OPPOSE THE RESTORATION OF CERTAIN BENEFITS AVAILABLE TO PUBLIC EMPLOYEES UNDER WORKERS COMPENSATION STATUTES

WHEREAS, N.J.S.A. 34:15-43, a part of the New Jersey Workers Compensation Law, was amended by the legislature in 1997; and,

WHEREAS, the amendment deleted a provision that would permit retired, former employees to collect certain workers compensation benefits for on the job disabilities; and,

WHEREAS, Assembly Bill A-3529 would reinstate the provision allowing former employees who are retired to collect certain workers compensation benefits; and,

WHEREAS, the amendment would allow retirees to collect both a disability pension and workers compensation benefits; and,

WHEREAS, the League of Municipalities is opposed to the bill which would cost municipalities additional expenditures in certain cases; and,

WHEREAS, it is the position of the Borough Council of the Borough of Mantoloking that the expansion of certain workers compensation benefits to former employees should not be allowed at this time given the fiscal restraints on municipal governments.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Mantoloking, County of Ocean, State of New Jersey, hereby opposes the passage of A-3529 for the aforesaid reasons; and,

BE IT FURTHER RESOLVED that the Borough Clerk shall forward certified copies of this resolution to the following:

- A. Acting Governor Richard J. Codey;
- B. New Jersey State Legislature;
- C. 9th, 10th and 30th Legislative Districts;
- D. League of Municipalities;
- E. Ocean County Municipalities.

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

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

A. Activities of the Public Safety Committee

B. Action Items:

Councilman Gillingham reported that when the new Mantoloking Bridge is completed, the State Department of Public Safety has approved lowering the speed limit on Herbert Street to 35 mph.

Councilman Gillingham moved and Councilman Jones seconded the following three resolutions. All were unanimously approved by voice vote.

RESOLUTION NO. 02/15/2005 – 18: APPLICATION FOR MEMBERSHIP-MANTOLOKING FIRE COMPANY NO. 1

WHEREAS, John H. Mathey has applied for membership in the Mantoloking Fire Company No. 1; and

WHEREAS, the fire company has approved the application; and

WHEREAS, pursuant to the provisions of the By-Laws of the Mantoloking Fire Company No. 1, all applications are also subject to approval of Council.

IT IS NOW, THEREFORE, this 15th day of February, 2005, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that the application of John H. Mathey is hereby approved, subject to receipt of satisfactory physical examination report.

RESOLUTION NO. 02/15/2005 – 19: APPOINTMENT OF PERSONNEL – SEASONAL PART TIME

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

Name	Position	Effective Date	Salary
<i>Christopher Fager</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Michael Bennett</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Kimberly Balk</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Joseph Riavaz III</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Michael Treadway</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Jon Meyer</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>
<i>Kevin Nagle</i>	<i>Class I Police Officer</i>	<i>March 1, 2005</i>	<i>\$7.00 per hour</i>

RESOLUTION NO. 02/15/2005 – 20: AWARD OF CONTRACT FOR PURCHASE OF 2005 POLICE VEHICLE

WHEREAS, the Borough Clerk advertised for sealed bids for the purchase of one (1), new, 2005 full size law enforcement vehicle.

WHEREAS, bids were publicly opened and read aloud at 1:00 p.m. on February 7, 2005 in the office of the Borough Clerk with the following results:

Bidder	Amount of Bid
<i>Hertrich Fleet Services, Inc, Milford, De..</i>	<i>\$19,910.00</i>
<i>Warnock Automotive, Inc. d/b/a Warnock Ford, East Hanover, New Jersey</i>	<i>\$19,997.00</i>
<i>Winner Ford of Cherry Hill, New Jersey</i>	<i>\$19,950.00</i>
<i>Route 23 Ford Automall, Butler, New Jersey</i>	<i>\$19,711.00</i>
<i>Larson Ford, Inc., Lakewood, New Jersey</i>	<i>\$20,439.00</i>

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 a contract in the amount of **\$19,711.00** for the furnishing of a new law enforcement vehicle to the lowest bidder, Route 23 Ford Automall, Butler, New Jersey.

GARBAGE & RECYCLING COMMITTEE, COUNCILMAN LAYMON:

- A. Activities of the Garbage and Recycling Committee
- B. Action Items: None

BEAUTIFICATION OF MANTOLOKING COMMITTEE, COUNCILMAN LAYMON:

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

DRUG & ALCOHOL ALLIANCE & COUNTY BLOCK GRANT COMMITTEES, COUNCILMAN LAYMON:

A. Activities of the Drug & Alcohol Alliance & Ocean County Block Grant Committees

B. Action Items:

Councilman Laymon reported that a public hearing was advertised for and held on January 28, 2005 at 1:00 p.m. for public requests for Block Grant projects. There were no attendees to the meeting and therefore no projects will be applied for in 2005.

PUBLIC WORKS & PUBLIC WORKS FACILITIES COMMITTEES, COUNCILMAN POPACA

A. Activities of the Public Works & Public Works Facilities Committees

B. Action Items:

Councilman Popaca reported that the cupola on the public works garage was designed and built by Borough Superintendent William Heckman.

Councilman Popaca moved the following:

RESOLUTION NO. 02/15/2005 – 21: REQUEST APPROVAL (FROM NJ DOT) OF SIX MONTH EXTENSION OF THE TIME FOR AWARD OF CONTRACT FOR ROADWAY AND STORM DRAINAGE IMPROVEMENTS FOR BARNEGAT LANE FROM LYMAN STREET TO HERBERT STREET

WHEREAS, the Borough has been awarded a Municipal Aid FY 2004 Grant, by the New Jersey DOT, allocating \$150,000.00 for the Barnegat Lane project; and

WHEREAS, the Borough was granted a six-month extension to June 8, 2005; and

WHEREAS, the Mayor and Council of the Borough of Mantoloking is obligated to memorialize the grant of extension by the New Jersey Department of Transportation.

IT IS NOW, THEREFORE, this 15th day of February, 2005, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. All of the prefatory recitals are deemed included by reference into this Resolution.
2. The Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, do hereby petition the State of New Jersey, Department of Transportation, to grant a six (6) month extension of time for award of this Contract, to insure that the allotment of \$150,000.00 will remain available for this project.
3. Upon adoption, a sealed, true copy of this Resolution with original signature of the Clerk, shall be forthwith forwarded to the District III Office of the New Jersey DOT and to the Borough Engineer, Stetler and Guldin (Thomas S. Guldin, P.E.)
4. The Borough Engineer is hereby authorized and directed to take all action necessary to obtain the grant extension now requested.

REGIONALIZATION & SHARED SERVICES COMMITTEE, COUNCILMAN POPACA:

A. Activities of the Regionalization & Shared Services Committee

B. Action Items:

Councilman Popaca reported on a meeting he attended in Point Pleasant for shared services. It looks promising for all the local towns to benefit in the area of schools.

UTILITY SERVICES COMMITTEE, COUNCILMAN POPACA:

A. Activities of the Utility Services Committee

B. Action Items: None

LONG RANGE PLANNING COMMITTEE, COUNCILMAN HUSTED:

A. Activities of the Long Range Planning Committee

B. Action Items: None

DUNE & BEACH RENOURISHMENT COMMITTEE, COUNCILMAN HUSTED:

- A. Activities of the Dune & Beach Renourishment Committee
- B. Action Items:

Councilman Husted reported that beach renourishment remains in limbo. Without a new WRDA bill, the renourishment program of Manasquan Inlet to Barnegat Inlet will die.

LEGISLATIVE ACTION COMMITTEE, COUNCILMAN HUSTED:

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

Councilman Husted reported that he and Councilman Jones will be making a trip to Washington, DC to continue the push for renourishment of the beaches in our reach.

DUNE WALK COMMITTEE, COUNCILMAN JONES:

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

Councilman Jones reported that the last storm did bring back some sand to the toe of the dunes. Much more is needed.

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

Borough Tax Assessor, James Anderson made a presentation as a result of a notice received from the Ocean County Board of Taxation dated January 13, 2005. Said notice implied that the Borough of Mantoloking should expect that an Order for Revaluation may be required if the real estate market continues to reach ever-higher selling prices. Mr. Anderson has suggested that the council consider a reassessment in 2006 in order to avoid a complete revaluation order. The reassessment can be completed "in-house" as opposed to having strangers unfamiliar with our town to value our properties. The matter will be discussed further at the May, 2005 meeting.

11.EXECUTIVE SESSION AS NECESSARY

Councilman Gillingham moved the following:

RESOLUTION NO. 02/15/2005 – 22: 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 and possible acquisition of land utilizing public funds.*

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 Popaca and unanimously approved by voice vote at 8:50 p.m.

12.OPEN SESSION AS NECESSARY

The Mayor and Council returned to open session at 10:22 p.m. The public was invited to return to the meeting room.

Councilman Popaca moved the following:

RESOLUTION NO. 02/15/2005 – 23: AUTHORIZATION OF LEGAL ACTION TO ACQUIRE EASEMENT FOR RUNYON LANE STORM DRAINAGE MODIFICATION

WHEREAS, the Borough and private property owners have experienced extensive problems with the storm drainage at the southern end of Runyon Lane which causes local flooding and;

WHEREAS, the Borough Engineer, Thomas S. Guldin, P.E. has outlined proposed remedial modifications of the storm drainage system in the area of the south end of Runyon Lane, and;

WHEREAS, in conclusion, the remedial modifications will require the acquisition of easements adjacent to private property.

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey that the Borough Engineer and Borough Attorney are authorized to file permit applications and to take all legal steps necessary to acquire an easement adjacent to private property for the remedial modifications of the storm drainage of Runyon Lane.

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

13.NEXT MEETING Regular Meeting of March 21, 2005 at 8:00 p.m.

14. ADJOURNMENT

There being not further business for this meeting, it was moved by Councilman Laymon and seconded by Councilman Gillingham to adjourn at 10:25 p.m. This was unanimously approved by all present.

Respectfully submitted,

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