

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES OF THE REGULAR BUSINESS MEETING
May 15, 2006

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 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. 05/15/2006 – 01: APPROVAL OF PREVIOUS MEETING MINUTES

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

Regular Meeting of April 17, 2006 and Closed Session of April 17, 2006. The motion was seconded by Councilman Husted and unanimously approved by voice vote.

7. MAYORS REPORT

Councilman Husted moved the following:

RESOLUTION NO. 05/15/2006 - 02: CONFIRMING THE APPOINTMENT OF COMMITTEE

WHEREAS, it is the responsibility of the Mayor with the consent of Council to appoint various Committees as a function of government business or political matters; and

WHEREAS, AFTER DUE DELIBERATION, the Mayor and Council have determined that the following individuals are appointed for the committee known as “Committee to Secure Alternate Beach Replenishment Funding” for 2006:

Councilman John Jones, Chairman

Councilman Steve Gillingham

Councilman Peter Strohm

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

REPORT: COMMITTEE TO SECURE ALTERNATE BEACH REPLENISHMENT FUNDING

Councilman Nebel moved the following

RESOLUTION NO. 05/15/2006 – 03: URGING GOVERNOR JON S. CORZINE & STATE LEGISLATURE TO CUT STATE SPENDING & CUT TAXES TO REDUCE PROPERTY TAXES IN THE STATE BUDGET FOR FY2007

WHEREAS, Governor Jon S. Corzine proposed New Jersey's FY2007 budget on March 21, 2006 which is the largest proposed budget in state history; and

WHEREAS, in his proposal, Governor Corzine increases government spending by \$2.9 billion or 10% (spending increase) above last year's \$28 billion budget, making the current proposed budget almost \$31 billion; and

WHEREAS, the Governor's budget proposal raises the sales tax from six to seven percent and requires that the tax be imposed on additional goods and services which would cost the average New Jersey family an additional \$600 per year; and

WHEREAS, the Governor's budget proposal raises taxes on cigarettes, alcohol, small businesses, water usage, landscaping, real estate, prescription drugs, gym memberships, hospital care and more; and

WHEREAS, the Governor's budget proposal increases state debt; and

WHEREAS, local property taxes increased over 30 percent in the last five years and Governor Corzine's budget proposal does nothing to reduce property taxes, and;

WHEREAS, the people of New Jersey and of this municipality can no longer afford state government due to \$8.3 billion in new spending, \$5.8 billion in new taxes and 30 percent increase in property taxes over the last four year; and

WHEREAS, the Democratic controlled Legislature, should bring fiscal sanity back by balancing our state's budget by cutting spending and not raising taxes; now therefore

BE IT RESOLVED that the governing body of the Borough of Mantoloking hereby calls upon Governor Corzine and the State Legislature to cut spending and not to raise taxes for FY State Budget 2007.

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

Councilman Jones moved the following:

RESOLUTION NO. 05/15/2006 – 04: JUNE 2006 MYASTHENIA GRAVIS AWARENESS MONTH

WHEREAS, Myasthenia Gravis is a neuromuscular disease striking children and adults, affecting control of voluntary muscles and afflicting several hundred of our fellow New Jerseyans; and

WHEREAS, the symptoms of this disorder include, but are not limited to, difficulty moving, breathing, swallowing, speaking and seeing; and

WHEREAS, the Myasthenia Gravis Foundation of America, Inc. is a non-profit organization founded, "to facilitate the timely diagnosis and optimal care of individuals affected by myasthenia gravis and closely related disorders, and to improve their lives through programs of patient services, public information, medical research, professional education, advocacy, and patient care"; and

WHEREAS, Myasthenia Gravis is the most common neuromuscular disorder affecting the residents of New Jersey; and

WHEREAS, it is fitting to recognize the many physicians who demonstrate an untiring effort to treat this disease and search for a cure;

NOW, THEREFORE, I, William K. Dunbar, III, Mayor of the Borough of Mantoloking, Ocean County, New Jersey, do hereby proclaim JUNE 2006 as MYASTHENIA GRAVIS AWARENESS MONTH.

The motion was seconded by Councilman Husted and 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. 05/15/2006 – 05: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER March 31, 2006

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2006 municipal budget as of March 31, 2006; and

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

ACCOUNT	BUDGET	EXPENDED YEAR TO DATE	ENCUMBERED	BALANCE
2006 Current Year Appropriation	\$3,268,677.06	\$ 501,893.31	\$ 54,928.20	\$ 2,711,855.55
2005 Appropriation Reserves	\$ 332,526.95	\$ 111,570.31	\$ 9,835.14	\$ 211,121.50
Capital	\$ 681,741.35	\$ 108,525.82		\$ 573,215.53

ACCOUNT	REVENUE THIS MONTH	REVENUE YEAR TO DATE
Cash Receipts	\$ 112,282.96	\$1,897,712.77

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 Jones and unanimously approved by voice vote.

8. ORDINANCES:

Councilman Gillingham moved the following:

RESOLUTION NO. 05/15/2006 – 06: ORD. NO. 522 – AMEND ORD. NO. 406, BOATING REGULATIONS

WHEREAS, on the 15th day of May, 2006 a public hearing on Ordinance No. 522 as was held. All council members present considered all comments made by two public commentators.

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

ORDINANCE NO. 522

AN ORDINANCE AMENDING ORDINANCE NO. 406, PROVIDING FOR BOATING REGULATION IN TIDAL WATERS ADJACENT TO THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY.

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

Councilman Husted moved the following:

RESOLUTION NO. 05/15/2006 – 07: ORD. NO. 523 – DESIGNATION OF MAXIMUM PENALTIES FOR ALL MUNICIPAL ORDINANCES IN ACCORDANCE WITH P.L. 2001, CH. 274

WHEREAS, on the 15th day of May, 2006 a public hearing on Ordinance No. 523 as was held. No comments were made by the public in attendance.

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

ORDINANCE NO. 523

AN ORDINANCE PROVIDING FOR PENALTIES FOR VIOLATION OF ORDINANCES OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY

The motion was seconded by Councilman Gillingham and 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 five (5) resolutions. The motion was seconded by Councilman Gillingham and unanimously approved by voice vote.

RESOLUTION NO. 05/15/2006 – 08: PAYMENT OF BILLS FOR THE MONTH OF APRIL 2006

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of \$1,394,917.53 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. 05/15/2006 – 09: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Mantoloking in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2006 in the sum of \$4,000.00, which is now available from the State of New Jersey, NJ Department of Environmental Protection.

BE IT FURTHER RESOLVED, that the like sum of \$4,000.00 is hereby appropriated under the caption of 2006 Clean Communities Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey, NJ Department of Environmental Protection in the amount of \$4,000.00.

RESOLUTION NO. 05/15/2006 – 10: APPROVE RELEASE OF SURETY BOND TO ALTO ENTERPRISES, INC.

WHEREAS, the Borough is the beneficiary of a Surety Bond posted by Alto Enterprises, Inc. in conjunction with the demolition of a single family home at 1077 Ocean Avenue; 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 May, 2006, resolved by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The referenced Surety Bond posted by Alto Enterprises, 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.

RESOLUTION NO. 05/15/2006 – 11: REFUND OVERPAYMENT OF TAXES, ARTHUR & MARILYN D'ALESSANDRO

BE IT RESOLVED, BY THE Council of the Borough of Mantoloking that a check be drawn to property owner listed below in the designated amount representing an overpayment of Property Tax:

<u>BLOCK/LOT</u>	<u>NAME AND ADDRESS</u>	<u>AMOUNT</u>
35 - 1	D'ALESSANDRO, ARTHUR G. & MARILYN E. 1301 OCEAN AVENUE	\$250.00

RESOLUTION NO. 05/15/2006 – 12: REQUESTING REFUND OF ESCROW FEES

WHEREAS, the Finance Office of the Borough of Mantoloking has researched the balance of the following escrow account which has been completed,

WHEREAS, the Borough Engineer and the Borough Planning Board Attorney have been consulted and confer that the following account is completed as far as they are concerned and

WHEREAS, the balance left on the account is due back to the escrow applicant

NOW THEREFORE BE IT RESOLVED, that the Mayor and the Council of the Borough of Mantoloking authorize the Chief Financial Officer to refund the following escrow balance:

<u>Escrow Applicant</u>	<u>Amount</u>
Paul and Nancy Tomaszeski 1562 Ocean Ave Mantoloking, NJ 08738	\$503.00

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

A. Activities of the Public Safety Committee

B. Action Items:

Councilman Gillingham moved the following three (3) resolutions. The motion was seconded by Councilman Husted and unanimously approved by voice vote.

RESOLUTION NO. 05/15/2006 – 13: ACCEPTANCE OF RESIGNATION OF FULL TIME POLICE OFFICEDR

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey accepts the following resignation:

Name	Position	Effective Date
<i>Jeffrey M. Henba</i>	<i>Full Time Police Officer</i>	<i>April 17, 2006</i>

RESOLUTION NO. 05/15/2006 – 14: APPOINTMENTS AND EMPLOYEE SALARY DESIGNATION

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approves the following amendment of the 2006 Salary Resolution with the terms and conditions indicated:

Name	Position	Effective Date	Salary
<i>Jennifer Andreyev</i>	<i>Police Emergency Serv. Dispatcher/Clerical Clerk</i>	<i>May 1, 2006-Full Time</i>	<i>\$21,000.00 Annually</i>
<i>Gina Marie Cordero</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Melissa Cordero</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Laura Crosby</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Morgan DeAmicis</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Alexandria Gagnon</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Alexa Geroni</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Sara Hahn</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Hilary Hazelet</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Alexandria Intravatola</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Kristin Jamaca</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Brittany Kemper</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Brittany Liantonio</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Amy Lockwood</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Corey O'Connell</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Colleen Poaillo</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>

<i>Frank Poalillo</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Dominick Puccio</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Jamie Puccio</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Erin Smith</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Jessica Sweeney</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Laura Tedeschi</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Philip Tedeschi</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Alycia Woolley</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Jacki Yanovsky</i>	<i>Badge Checker/Sales</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>
<i>Michael Treadway</i>	<i>Class I Police Officer</i>	<i>May 21, 2006-Part Time</i>	<i>\$7.00 per hour</i>

RESOLUTION NO. 05/15/2006 – 15: APPLICATION FOR MEMBERSHIP-MANTOLOKING FIRE COMPANY NO. 1

WHEREAS, Kathleen Toohey 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 May, 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that the application of Kathleen Toohey is hereby approved, subject to receipt of satisfactory physical examination report.

BEACH ORDINANCE & STAFFING REVIEW COMMITTEE COUNCILMAN GILLINGHAM

A. Activities of the Beach Ordinance & Staffing Review Committee

B. Action Items: NONE

GARBAGE & RECYCLING COMMITTEE, COUNCILMAN STROHM

A. Activities of the Garbage and Recycling Committee

B. Action Items: NONE

DRUG & ALCOHOL ALLIANCE COMMITTEE, COUNCILMAN STROHM

A. Activities of the Drug & Alcohol Alliance Committee

B. Action Items: NONE

PUBLIC WORKS COMMITTEE, COUNCILMAN POPACA

A. Activities of the Public Works Department

B. Action Items:

Councilman Popaca moved the following:

RESOLUTION NO. 05/15/2006 – 16: STORM DRAINAGE IMPROVEMENTS FOR BARNEGAT LANE (LYMAN STREET TO HERBERT STREET), CONTRACT NO. 2004-2 – CHANGE ORDER NO. 2

WHEREAS, the Borough entered into Contract No. 2004-2 with Haskell Site Work LLC for drainage improvements for Barnegat Lane (Lyman Street to Herbert Street); and

WHEREAS, due to the final calculations of as-built quantities of work completed under the contract, Haskell Site Work LLC has submitted Change Order No. 2.

WHEREAS, it is deemed to be in the public interest to accept Change Order No. 2 ; and

WHEREAS, the Borough Engineer, Thomas Guldin, P.E. (Hatch Mott MacDonald) has, by letter dated May 12, 2006, (Exhibit “ A “ , attached) recommended the execution of Change Order No. 2 which added to an overall decrease of the total cost of the project by \$52,428.10.

IT IS NOW, THEREFORE, this 15th day of May, 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that Change Order No. 2 is hereby approved and shall forthwith be executed by the Mayor and Borough Clerk.

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

Councilman Popaca moved the following:

RESOLUTION NO. 05/15/2006 – 17: PERMISSION TO APPLY PESTICIDES FROM AIRCRAFT

WHEREAS, the Ocean County Mosquito Extermination Commission has submitted its annual report for permission to make aerial application of pesticides within the Borough of Mantoloking; and

WHEREAS, the areas to be so treated are “only those which have significantly high mosquito populations determined to be either a nuisance or health hazard by the Ocean County mosquito Extermination Commission and verified by the surveillance records of the Commission.”; and

WHEREAS, prior to “each and every” application, the Ocean County Mosquito Extermination Commission will notify the Borough; and

WHEREAS, the Borough has, in recent years, granted the permission now requested and has not been subject to unwanted aerial application; and

WHEREAS, it is deemed to be in the public interest, health, safety and welfare to enable resort to such measures as may be necessary to protect the public health.

IT IS NOW, THEREFORE, this 15th day of May 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

3. The permission requested by the Ocean County Mosquito Extermination Commission, to utilize aerial application, upon terms and conditions set forth in the attached “permission form” is hereby granted.
4. The Mayor is authorized to execute the permission document in the form annexed to this Resolution.

The motion was seconded by Councilman Gillingham and 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: NONE

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:

Councilman Husted moved the following:

RESOLUTION NO. 05/15/2006 – 18: WATER RESOURCES DEVELOPMENT ACT (WRDA)

WHEREAS, the Water Resources Development Act (WRDA) has not been re-authorized since 2000, creating serious infrastructure problems for communities across the United States in coastal and non-coastal areas; and

WHEREAS, water resources are the very backbone of our nation's well-being, providing flood control, water supply, power, transportation, recreation, irrigation, industrial cooling and environmental quality; and

WHEREAS, millions of citizens throughout the United States are growing more and more frustrated as they wait for much needed project authorizations; and

WHEREAS, the Water Resources Development Act of 2006 (S278) will address these projects and provide guidance on a number of policy issues, such as the need to streamline the Corps of Engineers' feasibility study process, provide for sufficient project per review and refine mitigation requirements to embody sound ecological science; and

WHEREAS, given the length of time it takes projects to be completed, we are risking the health of our nation's beaches, rivers, lakes and other water resources and seriously impacting our children's future by delaying passage of WRDA;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Mantoloking, County of Ocean and State of New Jersey, do hereby urge Senate Majority Leader William Frist to schedule floor time for S728; and

BE IT FURTHER RESOLVED that the Municipal Clerk, is hereby directed to forward a certified copy of this Resolution, upon passage, to the Senator Majority Leader William Frist, Senator Frank Lautenberg, Senator Robert Menendez and the American Shore and Beach Preservation Association. The motion was seconded by Councilman Jones and unanimously approved by voice vote.

LEGISLATIVE ACTION COMMITTEE, COUNCILMAN HUSTED:

A. Activities of the Legislative Action Committee

B. Action Items: None

DUNE WALK COMMITTEE, COUNCILMAN JONES:

A. Activities of the Dune Walk Committee

B. Action Items: None

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

Councilman Jones moved the following:

RESOLUTION NO. 05/15/2006 – 19: OCEAN COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

WHEREAS, the Borough of Mantoloking has limited capability to undertake extensive participation in the preparation of a hazard mitigation plan; and

WHEREAS, the Ocean County Sheriffs Department, Office of Emergency Management is able to act on behalf of the Borough of Mantoloking in the analysis and development of a hazard mitigation plan; and

WHEREAS, the Ocean County Sheriffs Department, Office of Emergency Management shall prepare a hazard mitigation plan in accordance with the Disaster Mitigation Act of 2000;

NOW THEREFORE, the Borough of Mantoloking governing body authorizes the Ocean County Sheriffs Department, Office of Emergency Management to prepare the Ocean County Multi-jurisdictional Hazard Mitigation Plan on behalf of the Borough of Mantoloking which shall be reviewed and considered for adoption by the Mayor and Council upon completion.

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

11.EXECUTIVE SESSION AS NECESSARY

Councilman Jones moved the following:

RESOLUTION NO. 05/15/2006 – 20: 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 specific prospective or current employees unless all who could be adversely affected request an open session.

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 Husted and unanimously approved by voice vote at 9:00 p.m.

12.OPEN SESSION AS NECESSARY

The Mayor and Council reconvened at 9:25 p.m. and the public was invited to return to the meeting room.

Councilman Gillingham moved the following:

RESOLUTION NO. 05/15/2006 – 21: APPROVAL OF CONTRACT WITH ROBERT FAUCHER, A MEMBER OF THE POLICE DEPT OF THE BOROUGH OF MANTOLOKING

WHEREAS, it is deemed to be in the public interest to accommodate Sgt. Faucher's desire, upon terms, to retire from his position as a police officer; and

WHEREAS, his retirement, effective as of March 1, 2007, will facilitate the administration of the Department; and

WHEREAS, as an inducement, the Borough will grant to Faucher an additional period of compensatory paid leave, ten (10) days; and

WHEREAS, the negotiated terms and conditions have been memorialized in the attached proposed Contract between the Borough and Robert Faucher; and

WHEREAS, the Chief of Police, Richard Ortley, has endorsed the proposed contract.

IT IS NOW, THEREFORE, this 15th day of May, 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The attached Contract is approved;
2. The Mayor and Clerk are authorized to execute the document;
3. The proposed schedule, for accumulated sick leave compensation, is accepted and the responsible Borough officials are hereby authorized to issue checks in payment of this collective bargaining contractual benefit in accordance with the terms of the proposed Contract.

4. This Resolution is subject to the execution of a form of consent by all other Members of the Police bargaining unit, prior to execution by the Mayor and in form acceptable to the Borough Attorney.

5. This Agreement for resolution of issues with Sgt. Faucher is based upon the facts and circumstances attendant to the retirement of this Member of the Department and shall not be considered or relied upon as precedent, for any purpose.

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

13.NEXT MEETING Regular Meeting of Monday, June 19, 2006 at 8:00 p.m.

14. ADJOURNMENT

There being no further business for this meeting, it was moved by Councilman Gillingham to adjourn at 9:26 p.m. The motion was seconded by Councilman Nebel and unanimously approved by voice vote.

Respectfully submitted,

Irene H. Ryan, R.M.C.