

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES OF THE REGULAR BUSINESS MEETING
June 19, 2006
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: Councilman John Jones

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

Councilmen John H. Jones, Peter R. Strohm, George C. Nebel and Douglas J. Popaca

ABSENT: Mayor William K. Dunbar, III, Council President Elbert E. Husted, III and Councilman Steve Gillingham

4. PLEDGE OF ALLEGIANCE

5. PRIVILEGE OF THE FLOOR: Councilman Jones 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. 06/19/2006 – 01: APPROVAL OF MINUTES

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

Regular Meeting of May 15, 2006, Closed Session of May 15, 2006, Special Meeting of May 30, 2006 and Closed Session of May 30, 2006. The motion was seconded by Councilman Popaca and unanimously approved by voice vote.

7. MAYOR'S REPORT & PRESENTATIONS

Councilman Jones moved the following:

RESOLUTION NO. 06/19/2006 – 02: APPOINTMENT OF MUNICIPAL ALLIANCE COMMITTEE MEMBER

WHEREAS, it is the responsibility of the Mayor with the consent of Council to appoint various committee members 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 "Municipal Alliance Committee" for 2006:

Kathleen May

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

Councilman Jones moved the following:

RESOLUTION NO. 06/19/2006 – 03: RECOGNITION FOR VISITING HOMECARE SERVICE OF OCEAN COUNTY

WHEREAS, The Visiting HomeCare Service of Ocean County (VHCS) is celebrating its 40th Anniversary in 2006; and

WHEREAS, VHCS is a non-profit agency dedicated to the goal that those who require home health care are able to obtain it; and

WHEREAS, VHCS has strived to assure that adequate safe, efficient, and economical in-home health and social services are available to all Ocean County residents in need of them, regardless of their race, creed, color, national origin, ancestry, gender, affectional or sexual orientation, age, marital status, political affiliation, disability, beliefs, or ability to pay; and

WHEREAS, VHCS has assisted individuals and/or families to maintain a stable in-home health, social, and environmental situation where illness, aging, disability, emotional stress, or social needs threaten to disrupt the household; and

WHEREAS, VHCS has provided professionally supervised health and social services which include case management, nursing, social work, homemaker-home health aide, housekeeping, adult day care and other supportive and/or therapeutic services as are appropriate for the needs of the individual and/or family served; and

WHEREAS, VHCS has formed many formal and informal relationships with other service providers and community service agencies in Ocean County to enable the community to obtain needed service.

BE IT HEREBY RESOLVED that the Mayor and Council of the Borough of Mantoloking congratulates the Visiting HomeCare Service of Ocean County on attaining 40 years of community service to the citizens of Ocean County.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the following:

- Ms. Evelyn Stratton, Executive Director, Visiting HomeCare of Ocean County
- Freeholder Director, Gerry P. Little, Ocean County Board of Chosen Freeholders
- All Members, Ocean County Board of Social Services

BE IT FINALLY RESOLVED that authorization is granted to release this resolution prior to formal adoption.

The motion was seconded by Councilman Nebel 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. 06/19/2006 – 04: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER

April 30, 2006

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2006 municipal budget as of April 30, 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 | \$1,158,430.50 | \$ 99,257.66 | \$ 2,010,988.90 |
| 2005 Appropriation Reserves | \$ 332,526.95 | \$ 121,188.69 | \$ 108.26 | \$ 211,230.00 |
| Capital | \$ 681,741.35 | \$ 108,857.32 | | \$ 572,884.03 |

| ACCOUNT | REVENUE THIS MONTH | REVENUE YEAR TO DATE |
|---------------|-----------------------|-------------------------|
| Cash Receipts | \$ 488,961.03 | \$2,386,673.80 |

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 Strohm and was unanimously approved by voice vote.

9. ORDINANCES None

10. COMMITTEE REPORTS AND RECOMMENDATIONS

FINANCE COMMITTEE, COUNCILMAN NEBEL:

A. Report of the Municipal Finance Officer

B. Action Items:

Councilman Nebel moved the following three (3) resolutions. Councilman Popaca seconded the motion and it was unanimously approved by voice vote.

RESOLUTION NO. 06/19/2006 – 05: PAYMENT OF BILLS FOR THE MONTH OF JUNE 2006

WHEREAS, the interim Municipal Finance Officer has presented a list of bills in the total amount of \$1,058,974.45 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. 06/19/2006 – 06: BOROUGH BEACH BADGES FREE OF CHARGE OR FEE

WHEREAS, in recognition of their service to and identification with the Borough, it has been customary for the Borough to distribute, free beach badges, to Borough employees and members of the Volunteer Fire Company; and

WHEREAS, it is the desire of Council, in the public interest, to continue this salutary policy.

IT IS NOW, THEREFORE, this 19th day of June, 2006, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. All Borough employees and members of the Mantoloking Volunteer Fire Company shall, upon application, receive Borough beach badges (2006) without charge or fee.

RESOLUTION NO. 06/19/2006 – 07: APPOINTMENT OF PERSONNEL – SEASONAL PART TIME HELP

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

| <i>Name</i> | <i>Position</i> | <i>Effective Date</i> | <i>Salary</i> |
|--------------|-------------------|-----------------------|---------------|
| Helen Carver | Beach Badge Sales | May 24, 2006 | \$7.75 /Hour |

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

A. Activities of the Public Safety Committee

B. Action Items: None

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:

Councilman Strohm moved the following:

RESOLUTION NO. 06/19/2006 – 08: SUBMISSION OF ANNUAL RECYCLING REPORT, ANNUAL TONNAGE REPORT AND APPLICATION FOR 2005 TONNAGE GRANT

WHEREAS, the Borough has continued to implement its recycling program in accordance with applicable regulations; and

WHEREAS, it desires to apply for and to receive any entitlement available under the Recycling Tonnage Grant Program, for 2005; and

WHEREAS, it is the desire of the Borough of Mantoloking to apply for all grants for which it is eligible; and

NOW, THEREFORE, this 19th day of June, 2006, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The Borough of Mantoloking does hereby file its 2005 Recycling Tonnage Report and now applies for all of the Recycling Tonnage Grants for which it may be eligible, more particularly 2006 Tonnage Grant.
2. The Mayor and Borough Clerk and any other Borough Officer or Official are hereby authorized and directed to execute and deliver any other documents which may be necessary to implement the purposes of this Resolution.
3. A certified true copy of this Resolution shall forthwith be forwarded to the New Jersey DEP, bureau of Recycling and Planning and to Ocean County District Recycling Coordinator.

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

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 & Public Works Facilities Committees
- B. Action Items:

Councilman Popaca moved the following:

RESOLUTION NO. 06/19/2006 – 09: BARNEGAT LANE PHASE 4 STORM DRAINAGE IMPROVEMENTS AND ROADWAY RESURFACING – PAYMENT NO. 1

WHEREAS, the Borough has entered into a Contract with Earle Asphalt Company (Contract 2006-2) to provide storm drainage improvements and roadway resurfacing: and

WHEREAS, the Contractor's Application for Payment No. 1 has been reviewed and recommended for payment by the Borough Engineer, Thomas Guldin, P.E. in the sum of \$78,342.93, by letter dated June 15, 2005; and

WHEREAS, funds have heretofore been appropriated by Ordinances 486 and 512.

IT IS NOW, THEREFORE, this 19th day of June, 2006, RESOLVED by the Mayor and Council of the Borough of Mantoloking that the Application for Payment No. 1 of Earle Asphalt Company is hereby approved in the sum of \$78,342.93 and shall be paid forthwith from funds heretofore appropriated and shall be disbursed upon receipt, by the Chief Financial Officer, of appropriate documentation.

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

Councilman Popaca moved the following:

RESOLUTION NO. 06/19/2006 – 10: NJDOT, FY2007 MUNICIPAL DISCRETIONARY AID APPLICATION – BERGEN AVE., CHANNEL LN., LYMAN ST., DOWNER AVE.

Attached resolution, entitled:

**NEW JERSEY DEPARTMENT OF TRANSPORTATION
RESOLUTION, APPLICATION, AND AGREEMENT FOR
STATE AID TO COUNTIES AND MUNICIPALITIES**

The motion was seconded by Councilman Nebel 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 HUSTED

- 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: 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

COMMITTEE TO SECURE ALTERNATE BEACH REPLENISHMENT FUNDING, COUNCILMAN JONES

- A. Activities of the Committee to Secure Alternate Beach Replenishment Funding
- B. Action Items: None

11. EXECUTIVE SESSION AS NECESSARY

Councilman Jones moved the following:

RESOLUTION NO. 06/19/2006 – 11: 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 Strohm and unanimously approved at 8:30 p.m.

12. OPEN SESSION AS NECESSARY

The Council reconvened at 10:27 p.m. and the public was invited to return to the meeting room. No action was taken.

13. NEXT MEETING Regular Meeting of July 17, 2006

14. ADJOURNMENT

There being no other business for this meeting, it was motioned by Councilman Nebel and seconded by Councilman Popaca to adjourn at 10:27p.m. This was unanimously approved by voice vote.

Respectfully submitted,

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