

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES OF THE REGULAR BUSINESS MEETING
December 18, 2006

MAYORS ANNUAL PRESENTATION OF CERTIFICATES OF APPRECIATION

The Hulse Family

Mary Anne Finch, Seaweeders of Bay Head and Mantoloking

Kevin DiEugenio, Head Life Guard, South Beach Association

John Fox - Head Life Guard, South Beach Association

William L. Shewan – Police Officer, Mantoloking Police Department

John D. Barcus – Detective, Mantoloking Police Department

Jennifer B. Krieg – Mantoloking Court Administrator

Patricia A. Wojcik – Mantoloking Tax Collector

Lynne A. Hazelet – Administrative Assistant

Thomas S. Guldin – Mantoloking Engineer

Joseph DeAmicis – Mantoloking Planning Board Chairman

PLAQUES:

Richard C. Ortley – Chief of Police

OATH OF OFFICE OF NEW POLICE CHIEF MARK A. WRIGHT

Elbert E. Husted, III – Councilman

William K. Dunbar, III – Mayor

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: 8:24 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. 12/18/2006 – 01: ADOPTION OF MINUTES

Councilman Nebel moved that the following minutes as distributed are approved. Regular Meeting of November 20, 2006
The motion was seconded by Councilman Jones and unanimously approved by voice vote.

7. MAYOR’S REPORT & PRESENTATIONS

Councilman Gillingham moved the following:

RESOLUTION NO. 12/18/2006 – 02: APPOINTMENT OF POLICE SERGEANT

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

Name	Position	Effective Date	Salary
John D. Barcus	Police Sergeant	January 1, 2007	Per Current Contract

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

OATH OF OFFICE FOR SERGEANT JOHN D. BARCUS

Councilman Nebel moved the following:

RESOLUTION NO. 12/18/2006 – 03: ACCEPTANCE OF RESIGNATION, INTERIM TAX COLLECTOR

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

Name	Position	Effective Date
Patricia Wojcik	Interim Tax Collector	December 31, 2006

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. 12/18/2006 – 04: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER

October 31, 2006

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2006 municipal budget as of October 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	\$3,275,329.90	\$2,523,068.46	\$ 72,941.04	\$ 679,320.40
2005 Appropriation Reserves	\$ 332,598.39	\$ 174,279.74	\$ 54.95	\$ 158,263.70
Capital	\$1,219,171.90	\$ 606,893.79		\$ 612,278.11

ACCOUNT	REVENUE THIS MONTH	REVENUE YEAR TO DATE
Cash Receipts	\$ 770,487.97	\$6,812,681.14

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

RESOLUTION NO. 12/18/2006 – 05: PAYMENT OF BILLS FOR THE MONTH OF DECEMBER 2006

WHEREAS, the interim Municipal Finance Officer has presented a list of bills in the total amount of \$196,649.33 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. 12/18/2006 – 06: TRANSFERRING CURRENT YEAR APPROPRIATIONS #3-2006

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers within certain appropriations within the Municipal Budget during the last two months of the fiscal year; and

WHEREAS, the Chief Financial Officer has advised the Mayor and Council of the Borough of Mantoloking that the need for certain transfers within the 2006 Municipal Budget exists; and

WHEREAS, it is recommended that these budget transfers be made;

NOW, THEREFORE BE IT RESOLVED, that the following budget transfers be made in the 2006 Municipal Budget:

<u>CURRENT ACCOUNT</u>	<u>TO</u>	<u>FROM</u>
Municipal Clerk S&W	\$5,000.00	
Gasoline OE	2,200.00	
Social Security OE	2,000.00	
Beach Maintenance OE		\$9,200.00
Group Insurance OE	50,000.00	
Municipal Clerk OE		5,000.00
Legal OE		10,000.00
Planning OE		10,000.00
Road Repair OE		5,000.00
Sewer System OE		10,000.00
Buildings & Grounds OE		10,000.00
TOTAL	\$59,200.00	\$59,200.00

RESOLUTION NO. 12/18/2006–07: APPROVE RELEASE OF SURETY BOND - DALE’S POINT PARTNERSHIP LP

WHEREAS, the Borough is the beneficiary of a Surety Bond posted by Dale’s Point Partnership LP in conjunction with the demolition of a single family home located at 225 Channel Lane; 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 18th day of December, 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 Dale’s Point Partnership LP 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.

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

- A. **Activities of the Public Safety Committee**
- B. **Action Items:**

Councilman Husted moved the following:

RESOLUTION NO. 12/18/2006 – 08: APPOINTMENT OF SEVENTH POLICE OFFICER

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

<i>Name</i>	<i>Position</i>	<i>Effective Date</i>	<i>Salary</i>
<i>Jon W. Meyer</i>	<i>Police Officer</i>	<i>December 19, 2006</i>	<i>Per Current Contract</i>

Councilman Gillingham moved to table Resolution No. 12/18/2006 – 08. Councilman Nebel seconded the motion. The following roll call vote took place: Husted – No, Jones – No, Strohm – No, Nebel – Yes, Gillingham – Yes, Popaca –No With the failure to table Resolution No. 12/18/2006 – 08, it was unanimously approved by roll call vote.

BEACH ORDINANCE & STAFFING REVIEW COMMITTEE, COUNCILMAN GILLINGHAM

- A. **Activities of the Beach Ordinance & Staffing Review Committee**
- B. **Action Items: None**

MUNICIPAL COURT SECURITY COMMITTEE, COUNCILMAN GILLINGHAM

- A. **Activities of the Municipal Court Security 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 & Public Works Facilities Committees**
- B. **Action Items: None**

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

ARCHIVES AND RECORDS COMMITTEE, COUNCILMAN POPACA

- A. Activities of the Archives and Records 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: None

LEGISLATIVE ACTION COMMITTEE, COUNCILMAN HUSTED

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

Councilman Husted moved the following:

RESOLUTION NO. 12/18/2006 – 09: AUTHORIZING THE AWARD OF CONTRACTS FOR PROFESSIONAL SERVICES FOR 2007

WHEREAS, the Borough of Mantoloking has a need to acquire Professional Services as a traditional contract 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 acquisition will exceed \$17,500; and,

WHEREAS, the anticipated term of the contracts is one (1) year commencing on January 1, 2007; and

WHEREAS, the following have submitted proposals by December 18, 2006 indicating they will provide their listed services:

<u>POSITION</u>	<u>OFFICIAL</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Beach Replenishment Lobbyist	N/A	\$2,650/Mo.+ Up to \$350/Mo. For Misc. Expenses	Marlowe & Company, LLC
Dune & Beach Consultant	Dr. Stewart Farrell	\$16,997.90 Annually + Up to \$5,850/Emergency Event Survey	Richard Stockton College

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 has been submitted pursuant to N.J.S.A. 19:44A-20.8, 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.

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

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. NEXT MEETING Organization Meeting of Sunday, January 7, 2007 at 3:00 p.m. and Regular Council Meeting of Tuesday, January 16, 2006.

12. ADJOURNMENT

There being no further business for this meeting, Councilman Husted motioned to adjourn at 8:59 p.m. Councilman Popaca seconded the motion and it was unanimously approved by voice vote.

Respectfully submitted,

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