

DRAFT #1 04/24/2015

MAYOR AND COUNCIL
BOROUGH OF MANTOLOKING
OCEAN COUNTY, NEW JERSEY

MINUTES – REGULAR BUSINESS MEETING

April 21, 2015
Mantoloking Yacht Club
1224 Bay Avenue
Mantoloking, New Jersey

The regular monthly meeting of the Mayor and Council was held this day in the Mantoloking Yacht Club, Mantoloking, New Jersey.

1. **CALL TO ORDER:** Mayor George C. Nebel called the meeting to order at 5:30 p.m.
2. **OPEN PUBLIC MEETING STATEMENT:** Mayor George C. Nebel read the following Statement:

In compliance with the provisions of the New Jersey Open Public Meetings Act, adequate notice of this meeting of the Mantoloking Borough Council has been advertised in the manner provided by law.

3. **ROLL CALL**

Present: Mayor George C. Nebel, Council President Ann Elizabeth Nelson, Councilmen Alan Laymon, Steve Gillingham, Robert McIntyre, Christopher Nelson

Absent: Councilman Peter Strohm

Also Present: Beverly Konopada, Acting Borough Clerk, Edwin J. O'Malley, Jr. Borough Attorney,

4. **PLEDGE OF ALLEGIANCE:** Mayor George C. Nebel led the assembly in the Pledge of Allegiance.
5. **PRIVILEGE OF THE FLOOR:** Mayor George C. Nebel opened the meeting for public comment and questions about the agenda.

A Public Hearing is scheduled for May 19, 2015 on the following agenda item. Questions and comments will be heard at that time.

Introduction to Bond Ordinance 644

6. **RESOLUTION NO. 04/21/2015-01: MINUTES OF PREVIOUS MEETINGS:**

Resolved, the Mantoloking Borough Council approved the following minutes as printed and distributed:

Regular Meeting March 17, 2015

Special Meeting April 6, 2015

Councilman Laymon moved to approve the minutes as distributed. The motion was seconded by Council President Nelson and approved by unanimous voice vote.

COMMITTEE REPORTS AND RECOMMENDATIONS

7. **PUBLIC WORKS COMMITTEE**, Councilwoman Nelson presented reports from the Public Works Superintendent, Construction Official, and Land Use Officer and moved the following four resolutions. The motion was seconded by Councilman Christopher Nelson and approved by unanimous voice vote.

A. **RESOLUTION NO. 04/21/2015-02: PAYMENT NO. 23– EMERGENCY BYPASS PUMPING SYSTEM (CONTRACT 2013-01)**

WHEREAS, the Borough has entered into a Contract with Municipal Maintenance Co. (Contract 2013-01) to provide Emergency Bypass Pumping System; and

WHEREAS, the Contractor has submitted Payment Application No.23, in the sum of \$5,782.00 and

WHEREAS, the Borough Engineer, Lawrence Plevier, P.E. (Hatch Mott MacDonald) has recommended Payment Application No.23 be paid, now, therefore, be it

RESOLVED, the Mantoloking Borough Council hereby approves payment of the claim.

B. **RESOLUTION NO. 04/21/2015-03: PAYMENT NO. 2 – HERBERT STREET PUMP STATION RECONSTRUCTION (CONTRACT 2014-04)**

WHEREAS, the Borough has entered into a Contract with JEV Construction, LLC. (Contract 2014-04) to provide Herbert Street Pump Station Reconstruction; and

WHEREAS, the Contractor has submitted Payment Application No.2 in the sum of \$205,643.20 and

WHEREAS, the Borough Engineer, Lawrence Plevier, P.E. (Hatch Mott MacDonald) has recommended Payment Application No.2 be paid, now, therefore, be it

RESOLVED, the Mantoloking Borough Council hereby approves payment of the claim.

C. **RESOLUTION NO, 04/21/2015-04: APPROVAL OF CHANGE ORDER REQUEST FOR THE HERBERT STREET PUMP STATION RECONSTRUCTION CONTRACT 2014-04 CHANGE ORDER NO. 1**

WHEREAS, the Borough has entered into a Contract with JEV Construction (Contract 2014-4) to provide the Herbert Street Pump Station Reconstruction; and

WHEREAS, Due to additional material, equipment and labor costs for the installation of additional excavation to provide the required adequate support for the concrete stair platform. JEV Construction, LLC has submitted Change Order No. 1.

WHEREAS, it is deemed to be in the public interest to accept Change Order No.1; and

WHEREAS, the Borough Engineer, Lawrence Plevier, P.E. (Hatch Mott MacDonald) has, recommended the execution of Change Order No. 1 for \$12,750.00

IT IS NOW, THEREFORE, this 21st day of April, 2015, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that Change Order No. 1, is hereby approved and shall forthwith be executed by the Mayor and Borough Clerk.

D. **RESOLUTION NO. 04/21/2015-05: APPROVAL OF CHANGE ORDER REQUEST FOR THE HERBERT STREET PUMP STATION RECONSTRUCTION CONTRACT 2014-04 CHANGE ORDER NO. 2**

WHEREAS, the Borough has entered into a Contract with JEV Construction(Contract 2014-4) to provide the Herbert Street Pump Station Reconstruction; and

WHEREAS, Due to additional material, equipment and labor costs for the electrical changes at the wet well, JEV Construction, 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, Lawrence Plevier, P.E. (Hatch Mott MacDonald) has, recommended the execution of Change Order No. 2 for \$4,718.18

IT IS NOW, THEREFORE, this 21st day of April, 2015, **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.

8. FINANCE COMMITTEE, Councilman Gillingham presented the monthly finance reports and moved the following five resolutions. The motion was seconded by Council President Nelson and approved by unanimous voice vote.

A. RESOLUTION NO. 04/21/2015-06: ACCEPT THE REPORT OF THE MUNICIPAL FINANCE OFFICER

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2015 municipal budget as of February 28, 2015; and

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

<u>ACCOUNT</u>	<u>ORIGINAL BUDGET</u>	<u>2015 BUDGET</u>	<u>EXPENDED</u>	<u>ENCUMBERED</u>	<u>BALANCE</u>
2015 Temporary Budget		1,575,350.00	494,193.42	74,081.93	1,007,074.65
2014 Appropriation Reserve	7,555,401.96	638,758.25	127,525.77	105,609.62	405,622.86
2012 Emergency Appropriations					
Sandy Emergency #1	2,000,000.00				
Sandy Emergency #2	2,000,000.00				
Sandy Emergency #3	3,100,000.00				
Subtotal Sandy Emergency		1,030,396.09	77,056.20	1,344.78	951,995.11
Capital		2,470,958.37	104,160.41	110,778.89	2,256,019.07

B. RESOLUTION NO. 04/21/2015-07: PAYMENT OF BILLS FOR THE MONTH OF APRIL 2015

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of \$1,936,518.84 and recommended that they be paid, now, therefore, be it:

RESOLVED, the Mantoloking Borough Council Approve payment of the above referenced bills and directs that a copy attached to and made part of the minutes of this meeting.

C. RESOLUTION NO. 04/21/2015-08: ADOPTION OF TEMPORARY EMERGENCY APPROPRIATIONS #3

WHEREAS, N.J.S.A. 40A: 4-20 provides that an addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may, by resolution adopted by 2/3 vote of the full membership thereof, make emergency temporary appropriations for

any purpose for which the appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year.

WHEREAS, the total emergency temporary resolutions adopted in the year 2015 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total \$1,336,199.00.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Mantoloking, that in accordance with the provisions of N.J.S.A. 40A: 4-20, the Chief Financial Officer be authorized to make the following emergency temporary budget appropriations in the 2015 current fund temporary budget and that said amounts be included under the correct headings in the municipal budget as adopted.

BE IT FURTHER RESOLVED that one certified copy of this resolution be filed with the Director of the Division of Local Government Services and one certified copy with the Chief Financial Officer.

<u>DEPARTMENT</u>	<u>S&W</u>	<u>OE</u>
MUNICIPAL CLERK	\$51,000.00	11,000.00
FINANCE	50,000.00	4,600.00
AUDIT		5,000.00
TAX ASSESSOR	8,999.00	1,200.00
ENGINEERING		44,000.00
PLANNING BOARD	30,000.00	
LIABILITY INSURANCE		35,000.00
WORKMENS COMP		30,000.00
GROUP HEALTH INSURANCE		73,000.00
POLICE	200,000.00	30,000.00
FIRE		6,000.00
ROAD REPAIR	45,000.00	5,000.00
GARBAGE & TRASH REMOVAL		25,000.00
BUILDINGS & GROUNDS		10,000.00
ADMINISTRATION-BEACH ACCESS	5,000.00	4,000.00
BEACH MAINTENANCE		25,000.00
ELECTRICITY		13,000.00
TELEPHONE		5,000.00
FIRE HYDRANTS		5,000.00
GASOLINE		15,000.00
OCEAN COUNTY UTILITIES AUTHORITY		50,000.00
SOCIAL SECURITY		35,000.00
MUNICIPAL COURT	10,000.00	
INTEREST ON NOTES		18,200.00
TOTAL	\$ 399,999.00	\$ 450,000.00
GRAND TOTAL	\$ 849,999.00	

D. RESOLUTION NO. 04/21/2015-09: ADOPTION OF TEMPORARY CAPITAL BUDGET

Whereas, the Borough of Mantoloking desires to amend the 2015 Temporary Capital Budget of said municipality by inserting therein the following projects:

Reconstruction of Municipal Building – Preliminary Project Costs; Acquisition of Police Department Equipment; Acquisition of Fire Department Equipment,

Now, therefore, be it resolved by the Governing Body of the Borough of Mantoloking of the County of Ocean, that the 2015 Temporary Capital Budget shall be amended as follows:

Temporary Capital Budget of the
Borough of Mantoloking
(Current Year Action)
2015

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Debt Authorized</u>
Reconstruction of the Municipal Building				
- Preliminary Project Costs	2015-02	\$67,500.00	\$3,375.00	\$64,125.00
Acquisition of Police Department Equipment	2015-03	26,250.00	1,313.00	24,937.00
Acquisition of Fire Department Equipment	2015-04	33,000.00	1,650.00	31,350.00
Totals - All Projects	33-199	\$226,750.00	\$11,103.00	\$215,647.00

Temporary Capital Budget of the
Borough of Mantoloking
3 Year Capital Program
Anticipated Project Schedule and Funding Requirements
2015 - 2017

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Estimated Completion Time</u>	<u>Budget Year 2015</u>
Reconstruction of the Municipal Building				
- Preliminary Project Costs	2015-02	\$67,500.00	2015	\$67,500.00
Acquisition of Police Department Equipment	2015-03	26,250.00	2015	26,250.00
Acquisition of Fire Department Equipment	2015-04	33,000.00	2015	33,000.00
Totals - All Projects	33-299	\$226,750.00		\$226,750.00

Temporary Capital Budget of the
Borough of Mantoloking
3 Year Capital Program
Summary of Anticipated Funding Sources and Amounts

2015 - 2017

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Capital</u>	<u>Bonds</u>
			<u>Improvement Fund</u>	<u>and Notes General</u>
Reconstruction of the Municipal Building - Preliminary Project Costs	2015-02	\$67,500.00	\$3,375.00	\$64,125.00
Acquisition of Police Department Equipment	2015-03	26,250.00	1,313.00	24,937.00
Acquisition of Fire Department Equipment	2015-04	33,000.00	1,650.00	31,350.00
Totals - All Projects	33-399	\$226,750.00	\$11,103.00	\$215,647.00

The Clerk shall be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after adoption of these projects to be included in the 2015 Temporary Capital Budget, to be included in the 2015 Permanent Capital Budget as adopted.

ROLL CALL:

Ayes: Council President Ann Elizabeth Nelson
 Councilman Alan C. Laymon
 Councilman Steve Gillingham
 Councilman Robert S. McIntyre
 Councilman Chris Nelson

Nays: none

E. RESOLUTION NO. 04/21/2015-10: APPROVAL OF ADDITIONAL SICK LEAVE - PRISCILLA A. LEUCK

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, Priscilla A. Leuck has been caused to utilize all of her allocated sick leave for 2015 and has petitioned for an increased allotment of sick leave for 2015; and

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

IT IS NOW, THEREFORE, this 21st day of April, 2015 **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that, for good cause shown, Priscilla A. Leuck is hereby granted seventy (70) hours additional sick leave to cover her absence.

9. **MUNICIPAL SERVICES COMMITTEE**, Councilman Laymon stated that the Solid Waste and Recycling Bid opening will be May 12, 2015.

10. **MANTOLOKING COMMITTEE**, Councilman Chris Nelson stated there were no reports of the

Mantoloking Committee.

11. PUBLIC SAFETY COMMITTEE, Councilman McIntyre presented the monthly reports of the Police Department, Municipal Court, Fire Company, and Emergency Management and moved the following seven resolutions. The motion was seconded by Council President Nelson and approved by unanimous voice vote.

A. **PUBLIC HEARING:** Mayor George C. Nebel opened the meeting to the public on Bond Ordinance No. 643 –2015 Providing for the acquisition of sport utility vehicles for police department.

B. RESOLUTION NO. 04/21/2015-11: ADOPTION OF ORDINANCE 643 PROVIDING FOR ACQUISITION OF SPORTS UTILITY VEHICLES FOR THE POLICE DEPARTMENT

WHEREAS, on the 21st day of April, 2015, a public hearing on Ordinance No. 643 was held and where one comment was made by the public, now, therefore, be it

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, hereby adopt the following Ordinance:

Sponsored by: Councilman McIntyre

Date Introduced: April 6, 2015

Synopsis: This ordinance authorizes the purchase of two Sports Utility Vehicles for the Police Department at a cost of \$100,000.00 and the issuance of \$95,235 in bonds or bond anticipation notes to fund them
This bond issue will bring the municipality's total bonded indebtedness to \$3,069,041.33.

BOND ORDINANCE 643

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MANTOLOKING, IN THE COUNTY OF OCEAN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Borough of Mantoloking, in the County of Ocean, New Jersey (the "Borough") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$100,000, including the sum of \$4,765 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$95,235 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of two sport utility vehicles for the Police Department, including all related costs and expenditures necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$95,235, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Borough hereby declares the intent of the Borough to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market

disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

C. RESOLUTION NO. 04/21/2015-12: INTRODUCTION TO BOND ORDINANCE 644 PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF MANTOLOKING, IN THE COUNTY OF OCEAN, NEW JERSEY, APPROPRIATING \$126,750 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$120,412 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

RESOLVED, The Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopted on first reading (title only) the following ordinance:

Sponsored by: Council President Nelson & Councilman McIntyre

Date Introduced: April 21, 2015

Synopsis: This ordinance authorizes the acquisition of equipment for the Police Department, including but not limited to, computer equipment and related costs and expenditures incidental to this acquisition in the amount of \$26,250, preliminary project costs in connection with the reconstruction of the Municipal Building including, but not limited to, project manager costs and all related costs expenditures related to such project in the amount of \$67,500, and the acquisition of equipment for the Fire Department and including any and all costs related to this acquisition in the amount of \$33,000. The total amount of said bond ordinance is \$126,750.

This bond issue will bring the municipality's total bonded indebtedness to \$\$3,069,041.33.

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, and provided to anyone free of charge during regular business hours, M-F 8:30 am- 4:30 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 and the next regular business meeting of the Mayor and Council following introduction, absent Council's direction to the contrary upon introduction

D. RESOLUTION NO. 04/21/2015-13: APPOINTMENT OF PERSONNEL – SEASONAL PART TIME HELP

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
Ron Braen	SLEO II	04/27/2015	\$14.00

E. RESOLUTION NO. 04/21/2015-14: REVISION OF THE CENTERLINE PAVEMENT MARKINGS TO A “NO PASSING ZONE” ALONG ROUTE 35 IN THE VICINITY OF M.P. 9.04 TO M.P 11.20

WHEREAS, The New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 35 in Mantoloking; and

WHEREAS, NJDOT recommends a revision to the centerline pavement markings on Route 35 to create a “No Passing Zone” in the vicinity of Mantoloking for safety reasons; and

WHEREAS, this project will create safer driving conditions in this area of Route 35;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mantoloking, County of Ocean, in the State of New Jersey, that it supports the use of a “No Passing Zone” on Route 35 in Mantoloking as recommended by NJDOT

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to NJDOT as requested.

F. RESOLUTION NO. 04/21/2015-15: IN SUPPORT OF THE KATE SHEA FOUNDATION AND THE 12TH ANNUAL BAY HEAD 5 K MEMORY RUN

WHEREAS, the Kate Shea Foundation, have requested permission to utilize roadways in the Borough in conjunction with the 12th Annual Bay Head 5K Memory Run, on Saturday, May 16, 2015; and

WHEREAS, the Mayor and Council wish to endorse and support the Kate Shea Foundation and the 12th annual Bay Head 5K Memory Run

IT IS NOW, THEREFORE, this 21st day of April, 2015,

RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The request to utilize East Avenue, Lyman Street, and Barnegat Lane, is hereby granted subject only to endorsement by the Chief of Police.
2. Upon endorsement by the Chief, a copy of this Resolution shall be forwarded to The Kate Shea Foundation, Attention: Edward Shea Event Director
3. This approval and endorsement is subject to such conditions, if any, as shall be established by the Chief.

G. RESOLUTION NO. 04/21/2015-16: IN SUPPORT OF THE MULTIPLE SCLEROSIS SOCIETY’S NEW JERSEY METRO CHAPTER AND THE “COAST TO COAST” BIKE MS RIDE

WHEREAS, the Multiple Sclerosis Society, have requested permission to pass through the Borough utilizing County Road 528 (Herbert Street) and State Highway Route 35 in conjunction with the “Coast to Coast” Bike MS Ride, on Saturday, May 16, 2015; and

WHEREAS, the Mayor and Council wish to endorse and support the Multiple Sclerosis Society New Jersey Metro Chapter and the “Coast to Coast” Bike MS Ride
IT IS NOW, THEREFORE, this 21st day of April, 2015,
RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. Have requested permission to pass through the Borough utilizing County Road 528 (Herbert Street) and State Highway Route 35 in conjunction with the “Coast to Coast” Bike MS Ride, on Saturday, May 16, 2015; and is hereby granted subject only to endorsement by the Chief of Police.
2. Upon endorsement by the Chief, a copy of this Resolution shall be forwarded to Multiple Sclerosis Society, Attention: Brian Hurwitz Logistics
3. This approval and endorsement is subject to such conditions, if any, as shall be established by the Chief.

H. RESOLUTION NO. 04/21/2015-17: MAYOR AND COUNCIL OF BOROUGH OF MANTOLOKING TO CONVENE IN CLOSED SESSION TO:

Councilman McIntyre motioned to go into closed session at 5:44 p.m. The motion was seconded by Council President Nelson and approved by unanimous voice vote.

1. Consider terms of a proposed Employment Contract between Stacy S. Ferris and the Borough; and
2. Consider confidential report and advice of counsel concerning litigation, Saccone and Barcus.
3. Council will return to open session at which time action may be taken.

Councilman McIntyre motioned to go back into open session as required at 6:23 p.m. The motion was seconded by Council President Nelson and approved by unanimous voice vote.

I. RESOLUTION NO. 04/21/2015-18: APPROVAL OF EMPLOYMENT CONTRACT BETWEEN THE BOROUGH OF MANTOLOKING AND CHIEF STACY S. FERRIS

Councilman McIntyre moved the following resolution. The motion was seconded by Council President Nelson and approved by Roll Call Vote.

WHEREAS, as a result of extensive negotiations, the proposed contractual terms and conditions for the service of Stacy S. Ferris, as Chief of the Police Department, have been considered by Council; and
WHEREAS, it is the desire of the Mayor and Council to accept the negotiated terms; and
WHEREAS, Council has been advised that the terms and conditions of the proposed Contract (Document No: N:\ferris\042015) are accepted by Chief Ferris.

IT IS NOW, THEREFORE, this 21st day of April, 2015, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. That the terms and conditions of the above referenced document are approved and accepted by the Borough subject only to execution of the proposed Contract by Stacy S. Ferris.
2. The Mayor is authorized and requested to sign the Contract following execution of the document by Chief Ferris and receipt by the Clerk of such executed document.
3. Upon completion of execution, the document shall be available for public inspection.

ROLL CALL:

Ayes: Council President Ann Elizabeth Nelson
Councilman Alan C. Laymon
Councilman Steve Gillingham
Councilman Robert S. McIntyre
Councilman Chris Nelson

Nays: None

12. MAYOR AND COUNCIL COMMENTS

Borough Hall Committee will explore other options

13. PUBLIC COMMENT PERIOD

Agenda
Closed Session
New Borough Hall
Architect
Consultant in Municipal Architecture
Renovation of Fire Department and Public Works
Summer residents to weigh in on new Borough Hall
Concern of Transparency
Plans not available
Beach Replenishment
Beach Access for summer
Beach sweep
Litigation

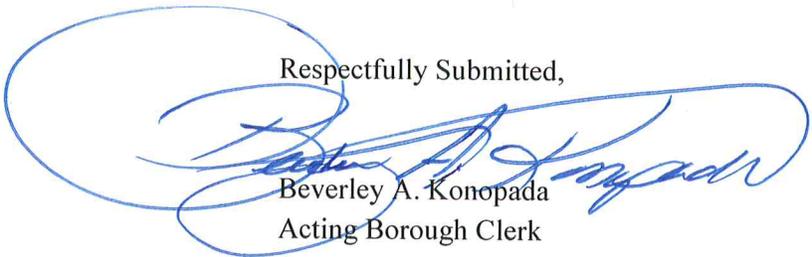
14. NEXT MEETING –

Regular Council Meeting Tuesday, May 19, 2015 at 5:30 p.m. at the Mantoloking Yacht Club,
1224 Bay Avenue, Mantoloking, NJ

15. ADJOURNMENT

There being no further business for this meeting, it was motioned by Council President Nelson to adjourn. The motion was seconded by Councilman Laymon and approved by unanimous voice vote at 7:26 p.m.

Respectfully Submitted,



Beverley A. Konopada
Acting Borough Clerk