

DRAFT # 1 11/26/2014

MAYOR AND COUNCIL
BOROUGH OF MANTOLOKING
OCEAN COUNTY, NEW JERSEY

MINUTES – REGULAR BUSINESS MEETING

November 25, 2014
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 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 Steve Gillingham, Councilmen Chris Nelson, Robert S. McIntyre, Peter R. Strohm, Councilwoman Ann Elizabeth Nelson

Absent: Councilman James J. Brown

Also Present: Acting Borough Clerk Beverley Konopada, Borough Attorney Edwin J. O'Malley, Jr. Frank Rodgers of The Rodgers Group, LLC Consultants

4. **PLEDGE OF ALLEGIANCE** Mayor George C. Nebel lead the assembly in the Pledge of Allegiance.

5. **RESOLUTION NO. 11/25/2014-01: MINUTES OF PREVIOUS MEETINGS:**

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

Regular Meeting, October 21, 2014

Councilwoman Ann Elizabeth Nelson moved to approve the Council Meeting Minutes as distributed. The motion was seconded by Councilman Peter R. Strohm and approved by unanimous voice vote.

6. **CHIEF OF POLICE SELECTION PROCESS**

Frank Rodgers delivered a slide presentation on the selection of a new Police Chief, then answered questions from the audience.

7. **PRIVILEGE OF THE FLOOR**: Mayor George C. Nebel opened the meeting for public comments and questions about the agenda.

Comment made regarding to Police Chief contract
Comment regarding the hiring of Project Manager for the Borough Hall construction.
Comment regarding qualifications for person taking over duties in OEM

8. **RESOLUTION NO. 11/25/2014-02: ADJOURN TO CLOSED SESSION IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT**

Councilwoman Ann Elizabeth Nelson moved to go into closed session. The motion was seconded by Councilman Peter R. Strohm and approved by unanimous voice vote.

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:

Specific prospective or current employees

and

BE IT FURTHER RESOLVED, the minutes of this closed session be made public when the need for confidentiality no longer exists.

Councilwoman Ann Elizabeth Nelson moved to go back into open session. The motion was seconded by Councilman Peter R. Strohm and approved by unanimous voice vote.

COMMITTEE REPORTS AND RECOMMENDATIONS

9. **PUBLIC SAFETY COMMITTEE**, Councilman Robert McIntyre presented the monthly reports of the Police Department, Municipal Court, Fire Company, and Emergency Management. and moved the following three resolutions A-C.

Mayor George C. Nebel nominated Sgt. Stacy Ferris as new Chief of Police. Councilman McIntyre moved the following resolution. The motion was seconded by Councilman C Nelson and approved by roll-call vote.

AYE:

Councilmen S. Gillingham
C. Nelson
R. McIntyre
P. Strohm

Councilwoman A. Nelson

NAY: None

ABSTAIN: None

The Acting Borough Clerk swore in Sgt. Stacy Ferris as the as new Chief of Police.

- A. **RESOLUTION NO. 11/25/2014-03: APPOINTMENT OF NEW CHIEF OF POLICE**

WHEREAS, the Borough of Mantoloking's (the Borough) Office of Chief of Police of the Borough's Police Department (the Department) is vacant and it is the desire of the governing body to

select from the membership of the Department the best qualified person for promotion to the Office; and

WHEREAS, on July 22, 2014, upon the recommendation of the Public Safety Committee, the Borough engaged the services of Lt. Col. Frank Rodgers (N.J.S.P. Retired), the Rodgers Group, LLC, as a consultant to provide guidance concerning the implementation of the “best practice” to be utilized for the selection of a Chief in this non-civil service municipality; and

WHEREAS, on September 16, 2014, the governing body adopted a Resolution which established the process/procedure for selection of a Chief of Police; and

WHEREAS, the services to be provided by the Rodgers Group, LLC are in the nature of extraordinary non-specifiable and the estimated cost is less than the bid threshold and the Contract was awarded without resort to competitive bidding and such action is ratified and confirmed by this Resolution; and

WHEREAS, Lt. Col. Rodgers engaged the services of Joseph C. Blackburn, Blackburn Strategies, Inc., to assist in the development and implementation of the selection process; and

WHEREAS, the six (6) Member Public Safety Committee (three elected Members of Council and three (3) appointed citizen volunteers) actively participated in all phases of the selection process, including but not limited to training by the consultants, review of materials generated, evaluation of each aspect of the process, collaborative discussions to yield a Committee unanimous consensus in the course of seven (7) meetings, which consumed not less than 250 hours; and

WHEREAS, the Committee and consultants developed an instrument “Professional Development, Experience, and Leadership Profile”, consisting of 15 questions to be answered in writing by the candidates and returned to the Committee following an interval of seven (7) days, after which the responses were individually and collaboratively evaluated by the Committee in the context of defined criteria as to each question answered by the candidate; and

WHEREAS, the Committee and consultants developed and utilized a set of oral interview questions (Structured Interview) also designed to be evaluated in the context of defined criteria in a collaborative discussion by the Committee, with the entire interview of each candidate having been videotaped and stenographically recorded; and

WHEREAS, the Public Safety Committee did specifically consider the length and merit of the service of each candidate as a material component of their ranking decision.

WHEREAS, upon completion of the process, the Public Safety Committee unanimously decided to recommend to the governing body that Sgt. Stacy S. Ferris be appointed to the Office of Chief, with immediate effect, subject to a one (1) year probationary term and the mutual execution of an employment contract within FIFTEEN (15) days of appointment; and

WHEREAS, the Public Safety Committee prepared a Report of its efforts and recommendations for the use of the governing body – Exhibit 1 of this Resolution; and

WHEREAS, pursuant to the promotional process, a candidate could appeal his or her ranking and two (2) candidates did in fact file letters of appeal; and

WHEREAS, the Committee, aided by Lt. Col. Rodgers, has assembled three (3) binders containing all of the documents utilized, generated or assembled by the Committee in the course of its proceedings. The three (3) binders, collectively, comprise Exhibit 2 of this Resolution and are, by reference, incorporated herein; and

WHEREAS, on November 18, 2014, the Mayor and Council Members each received a copy of the Committee Report (no exhibits); and

WHEREAS, on November 19, 2014, the Mayor and Council, in executive session, preliminarily discussed the process and report, aided by Lt. Col. Rodgers; additionally, counsel provided legal advice concerning the two (2) lowest ranking candidates’ letters of appeal; and

WHEREAS, on November 19, 2014, in accordance with the promotional process, the Mayor and Council interviewed the candidate who was recommended for promotion by the Public Safety Committee. No action was undertaken other than to include consideration of the appointment of a Chief as an agenda item for the November 25, 2014 Regular Meeting of Council; and

WHEREAS, Council Members have subsequently had the opportunity to review the three (3)

volume Exhibit 2, available to them in the Clerk's Office, as they deemed appropriate; and **WHEREAS**, on November 25, 2014, Mayor George C. Nebel nominated Sgt. Stacy S. Ferris to the Office of Chief of Police of the Mantoloking Police Department, subject to confirmation by the governing body.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, as follows:

1. All of the foregoing recitals are deemed to be factual and substantive and are incorporated by reference as components of this Resolution.

2. Receipt of the entire Report of the Public Safety Committee entitled Report of Committee Activities, Deliberations and Recommendations In Regard to the Position of Chief of Police dated November 18, 2014, is acknowledged with appreciation for the high quality product and the very generous, able and dedicated efforts of each Member.

3. The Public Safety Committee Report, including all findings and recommendations is now accepted and endorsed without exception or reservation. More particularly, but not by way of limitation, in reliance upon the Report, including the Exhibits and the Council Members' individual knowledge of each candidate and as viewed in the context of the potential for attainment of the goals of the governing body to select a Chief which it believes is best enabled to develop and manage an improved Police Department, fully reflective of contemporary management policies and processes, designed and administered with appropriate fiscal and interpersonal management techniques and enhanced overall efficiency, the Mayor and Council now make the following additional findings and determinations:

(a) Due consideration has been accorded to each candidate; each having fully participated in all aspects of the very deliberate uniform selection process with the results of such participation having been evaluated in a consistent and transparent process utilizing professionally accepted standards. Each candidate, with ample opportunity to prepare, provided written responses to uniform questions which were designed to elicit relevant information concerning the individual profile of each candidate and to facilitate due consideration of the candidate by Council. The questions and written responses provided a comprehensive profile of each candidate (See Professional, Development, Experience and Leadership Profile Form). Analysis of the results by Council and the Committee of the profile process (See graph on page 2 of the report) demonstrated that Sgt. Stacy S. Ferris possesses a markedly superior potential to successfully lead the Department. The Structured Interview, also jointly developed by the Committee and consultants was similarly designed to elicit relevant information and to evaluate the candidates' qualifications utilizing oral communication skills in the context of defined categories. Each candidate's performance was individually and collectively considered by the Committee. The interviews were evaluated with a finding that Sgt. Stacy S. Ferris consistently scored significantly higher in all of the measured competencies. (See graph on page 4 of the Report). The governing body accepts and adopts the findings generated by use of those instruments as evidence of its due consideration of each of the candidates.

(b) The length and merit of the service of each candidate has also been considered by the governing body. In reviewing all of the materials and interviews set forth above, it was clear that Sgt. Stacy S. Ferris clearly excelled above the other candidates. As was most compellingly self-evident as a result of the processes described above, reviewed and now endorsed and adopted by the governing body as to method and conclusions, the qualifications and merit of the candidates are not close to approximately equal. The very significant disparity between the first and second ranked candidates in qualifications and merit is found and determined to be of such magnitude that the statutory preference accorded to seniority in service is manifestly and most patently eclipsed by the clear and persuasively demonstrated superiority of the recommended candidate, Sgt. Stacy S. Ferris.

4. In reliance upon the foregoing recitals, deliberations and findings, Council now endorses, approves and confirms the Mayor's nomination of Sgt. Stacy S. Ferris as Chief of the Mantoloking Police Department, with immediate effect, subject to the following:

(a) the immediately effective and now confirmed appointment shall be probationary for

one (1) year; and

(b) the mutual execution of an Employment Contract between the Borough and Stacy S. Ferris within 15 days from the date of appointment;

4.1. Immediately, subsequent to the adoption of this Resolution of confirmation and approval, a qualified Police Administrative Consultant shall be engaged to serve as a resource to the Chief during the probationary period.

5. (a) The three (3) volume Exhibit which is incorporated as a component of this Resolution constitutes advisory consultative and deliberative material and/or exempt confidential private personnel records which are not subject to public access except in accordance with applicable law. The three (3) volume Exhibit shall be maintained securely and as confidential material by the Borough Clerk, subject to law;

(b) Following adoption of this Resolution, all Exhibit material which is not, upon advice of counsel, deemed to be necessarily considered confidential or protected from disclosure, shall be identified and otherwise separated for public inspection at the Borough Offices. It is expected that the separation of material will be completed by 12:00 noon on Tuesday December 2, 2014. The availability of and access to Exhibit material not so identified shall be subject to the application of the provisions of the Open Public Records Act and other applicable law. The availability of the separated unrestricted material for public inspection shall be subject to the reasonable convenience of the Borough Clerk. Otherwise, and in all events, the availability of all components of the Exhibit is subject to applicable law, including but not limited to the Open Public Records Act.

6. Receipt of letters of appeal (of their ranking) addressed to the governing body by two (2) candidates is acknowledged. On advice of counsel, no action, except for adoption of this dispositive Resolution, is undertaken concerning the letters of appeal.

B RESOLUTION NO. 11/25/2014-04: APPROVAL OF SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF MANTOLOKING AND THE COUNTY OF OCEAN CONCERNING DRIVING WHILE INTOXICATED CHECKPOINTS

WHEREAS, it is deemed to be in the public interest to participate in the Ocean County “Driving While Intoxicated Enforcement Program”; and

WHEREAS, to the extent officers of the Borough’s Police Department provide services under this Agreement, the County will provide compensation at the rate of \$55.00 per hour; and

WHEREAS, all the terms and conditions of the proposed Shared Services Agreement have been reviewed by counsel; and

WHEREAS, participation has been endorsed by the Officer In Charge.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, that the Borough shall participate in the Shared Services Agreement and the Mayor and Clerk are authorized to execute the Agreement in the form annexed.

C. RESOLUTION: NO. 11/25/2014-16: – APPOINTMENT OF POLICE CONSULTANT RAYMOND J. HAYDUCKA, JR.

WHEREAS, a Chief of Police has been appointed, confirmed by the governing body; and

WHEREAS, it is deemed to be in the public interest to provide qualifying mentoring/consultation resources to the Chief during the probationary term; and

WHEREAS, the services of such consultant are in the nature of extraordinary unspecifiable services, specialized and quantative in nature requiring expertise, training and reputation; such are not subject to the competitive bidding process under the Local Public Contracts Law; and

WHEREAS, Raymond. J. Hayducka, Jr. has tendered a proposal to provide such Services; and

WHEREAS, it appears that he is well qualified to perform the services; and

WHEREAS, it is the desire of the governing body to engage his services, with immediate effect.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, as follows:

1. The Borough shall engage Raymond J. Hayducka, Jr. as police mentor/consultant to Chief Stacy S. Ferris during her probationary term.
2. The scope of services and financial terms shall be as are negotiated and incorporated in an agreement between the Borough and Mr. Hayducka in such form as shall be endorsed by the Mayor and the Public Safety Committee, subject to ultimate ratification at the December 16, 2014 Meeting of Council.
3. The Contract shall be subject to the availability of funds and the applicable legal requirements.
4. Compensation for services provided during the interim, November 25, 2014 to December 16, 2014, shall be compensated at the rate of \$150.00 per hour, approved by the Mayor and Public Safety Committee, subject to the availability of funds.

10. **FINANCE COMMITTEE**, Councilman Gillingham presented the monthly finance report and moved the following six resolutions. The motion was seconded by Councilman Strohm and approved by unanimous voice vote.

A. **RESOLUTION NO. 11/25/2014-05: ACCEPT THE REPORT OF THE MUNICIPAL FINANCE OFFICER**

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2014 municipal budget as of September 30, 2014; and

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

<u>ACCOUNT</u>	<u>ORIGINAL BUDGET</u>	<u>2014 BUDGET</u>	<u>EXPENDED</u>	<u>ENCUMBERED</u>	<u>BALANCE</u>
2014 Temporary Budget		7,555,401.96	5,986,554.46	175,990.65	1,392,856.85
2013 Appropriation Reserve	5,671,304.96	405,798.24	152,503.23	180.88	253,114.13
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		1,371,644.74	259,634.23	50,186.60	1,061,823.91
Capital		2,014,353.92	131,917.08	0.00	1,882,436.84

B. **RESOLUTION NO. 11/25/2014-06: PAYMENT OF BILLS FOR THE MONTH OF NOVEMBER 2014**

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of \$ 228,130.69 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. 11/25/2014-07: TRANSFERRING CURRENT YEAR APPROPRIATIONS #1-2014

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 2014 Appropriation exists; and

WHEREAS, it is recommended that these budget transfers be made in the 2014 Municipal Budget;

NOW, THEREFORE BE IT RESOLVED, that the following budget transfers be made in the 2014 Municipal Budget:

<u>DEPARTMENT</u>		<u>TO</u>	<u>FROM</u>
Engineering	OE	\$35,000.00	
Beach Maintenance	OE	7,500.00	
Planning Board	SW	15,000.00	
Planning Board	OE		\$ 5,000.00
Liability Insurance	OE		17,500.00
Group Health	OE		35,000.00
Total		\$57,500.00	\$57,500.00

D. RESOLUTION NO. 11/25/2014-08: APPROVAL OF REFUND FOR CONSTRUCTION PERMIT FEES BLOCK 8, LOT 1 AKA 934 EAST AVENUE

WHEREAS, a construction permit was issued for the above referenced property resulting in an administrative error,

WHEREAS, the Contractor, Neal Barkon of Beaumont Builders overpaid the amount of \$1,328.00 on October 7, 2014 for a construction permit that should have been correctly paid in the amount of \$130.00;

WHEREAS, said payment resulted in an overpayment of the construction permit fee in the amount of \$1,198.00,

WHEREAS, the Construction Office has been consulted and confer that the said overpayment of \$1,198.00 should be refunded to the Contractor, Neal Barkon of Beaumont Builders;

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 overpayment of construction permit fee:

<u>Applicant</u>	<u>Amount</u>
Neal Barkon Beaumont Builders, Inc. 3 Windbrook Drive Springfield, PA 19064	\$1,198.00

RE: 934 East Avenue

E. RESOLUTION NO. 11/25/2014-09: AUTHORIZING THE CARRYOVER OF VACATION TIME FOR THE YEAR 2014 FOR NON- CONTRACTUAL EMPLOYEES

WHEREAS, The Employee Manual of the Borough of Mantoloking has a policy not allowing the carryover of vacation time from year to year and requiring the use of said vacation time within the year in which it accrues,

WHEREAS, it is the wish of the Mayor and Council to authorize the carryover of vacation time for the Year 2014 for non-contractual employees into 2015;

WHEREAS, said authorization is based on unusual circumstances set forth by Super Storm Sandy and the amount of additional work demanded to ensure the operation of the Borough of Mantoloking,

WHEREAS, it is stipulated that this carryover of 2014 vacation into 2015 be for one year only and must be used by the end of 2015;

NOW THEREFORE BE IT RESOLVED, that the Mayor and the Council of the Borough of Mantoloking authorize the carryover of vacation time for the year 2014 into 2015 for non-contractual employees.

F. RESOLUTION NO. 11/25/2014-10: APPROVAL OF TAX REFUND OVERPAYMENT OF TAXES DUE TO STATE TAX APPEAL

WHEREAS, a State Tax Court Judgment has been favorably awarded to Sardano, Peter J. Trust, Block 23, Lot 20, for the fiscal year 2014; and,

WHEREAS, such judgment has resulted in an overpayment of 2014 property taxes in the amount of \$4,182.09,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Mantoloking, County of Ocean, State of New Jersey, that the Chief Financial Officer be hereby authorized to issue a check in the amount of \$4,182.09 for said overpayment to Jacobus & Associates, LLC Trustee for Sardano, Peter J. Trust for the property known as 1063 Ocean Avenue, Mantoloking, NJ 08738.

BE IT FINALLY RESOLVED, that a certified copy of this Resolution be forwarded to the Tax Collector, Chief Financial Officer and property owner.

- 11. 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 Gillingham and approved by unanimous voice vote.

A. RESOLUTION NO. 11/25/2014-11: APPROVAL TO SUBMIT A GRANT APPLICATION

RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2015 Mantoloking Borough-00382 to the New Jersey Department of Transportation on

behalf of the Borough of Mantoloking for pedestrian safety and traffic calming project consisting of signs, crosswalks and speed bumps.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign a grant agreement on behalf of the Borough of Mantoloking and that their signatures constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

B. RESOLUTION NO. 11/25/2014-12: APPROVAL OF PROJECT MANAGER FOR THE BOROUGH HALL REPLACEMENT PROJECT

WHEREAS, the construction project entails significant administration and oversight responsibilities on the part of the (owner) Borough, which are not within the usual scope of work, skill, knowledge or experience for the architect, Borough staff or volunteers; and

WHEREAS, it is deemed to be in the public interest for the Borough to engage a qualified construction project manager to represent the (owner) Borough during the course of the construction; and

WHEREAS, Sabilia Construction Services, LLC has been identified as qualified and is willing to provide such services; and

WHEREAS, Sabilia Construction Services LLC has submitted a comprehensive proposal for professional construction management consultant services dated October 17, 2014; and

WHEREAS, the Public Works Committee has recommended the engagement of Sabilia Construction Services, LLC to provide project management services.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, as follows:

1. The Borough shall engage Sabilia Construction Services, LLC to serve as project manager, subject to and in accordance with the services proposal and pursuant to Contract (to be negotiated), with compensation to be at the rate of \$115.00 per hour.
2. The Contract shall be subject to the approval of the Mayor and Council upon recommendation of the Public Works Committee and counsel.

C. RESOLUTION NO. 11/25/2014-13: APPROVAL OF CONTRACT CHANGE ORDER B.L.D.G. ARCHITECTURE, LLC

WHEREAS, the Borough has contracted with B.L.D.G. Architecture, LLC for architectural services in conjunction with the Borough Hall Replacement Project; and

WHEREAS, at the initiative of the Borough, the contractual requirements for insurance have, as a result of negotiation, resulted in agreed modifications which are more specifically set forth below; and

WHEREAS, the interest of the Borough will be advanced by implementation of the Change Order modifications.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, as follows:

1. The architectural services contract between B.L.D.G. Architecture, LLC and the Borough shall be deemed amended by and in accordance with the terms of the Change Order request dated October 15, 2014 (2 pages attached);
2. Noted and specifically approved is that the premium for the increased insurance coverage will be shared equally between the Borough and B.L.D.G. Architecture, LLC; each shall pay \$5,132.00. The Borough's share of funds to be provided upon approval of the referenced Change Order.

D. RESOLUTION NO. 11/25/2014-14: APPOINTMENT OF PERSONNEL

RESOLVED, Mantoloking Borough Council approves the following appointment with the terms and conditions indicated:

<u>Name</u>	<u>Position</u>	<u>Effective Date</u>	<u>Salary</u>
<i>Ronald J Pizar</i>	<i>Acting Fire Official</i>	<i>November 25, 2014</i>	<i>\$35.00/ per hour</i>

12. **DUNE & BEACH RENOURISHMENT COMMITTEE**, Councilman Strohm stated no reports of the Dune & Beach Renourishment Committee and Ocean County Block Grant Program.
No action item.

13. **MUNICIPAL SERVICES COMMITTEE**, Councilman Brown was absent. No report of the Municipal Services Committee.
No action item.

14. **MANTOLOKING COMMITTEE**, Councilman Chris Nelson present stated no report of the Mantoloking Committee and moved the following resolution. The motion was seconded by Councilman McIntyre and approved by unanimous voice vote.

A. RESOLUTION NO. 11/25/2014-15: APPROVAL FOR EXECUTION OF CONTRACT BETWEEN THE OCEAN COUNTY BOARD OF CHOSEN FREEHOLDERS AND THE BOROUGH RECYCLING CENTER USE AND REVENUE SHARING JANUARY 1, 2015 TO DECEMBER 31, 2019

WHEREAS, pursuant to applicable law, the Borough is obliged to provide for separation and recycling of designated solid waste components; and

WHEREAS, the County of Ocean has adopted a Recycling Plan, duly approved by the New Jersey Department of Environmental Protection; and

WHEREAS, utilization of the County recycling facility will enable the Borough to comply with requirements of the law and may generate income, based upon volume of recyclables delivered; and

WHEREAS, the proposed Agreement has been reviewed by counsel; and

WHEREAS, it is deemed to be necessary and appropriate for the Borough to participate in the County Recycling Program.

IT IS NOW, THEREFORE, this 25th day of November, 2014, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The Borough shall continue to participate in the Ocean County Recycling Program.
2. The Mayor and Clerk are authorized to execute the proposed Contract.
3. The execution of the Contract shall not be construed to supercede or modify any provisions of any existing solid waste recyclable contract between the Borough and its designated hauler.

OEM PRESENTATION, Chris Niebling provided a status update on all Federal, State and Municipal contracts currently going on in the Borough.

15. MAYOR AND COUNCIL COMMENTS

Mayor Nebel stated the Christmas tree lighting will be on Sunday, December 7th at 4:00 pm in the Borough Hall lot.

Mayor Nebel discussed mill rates that were distributed to the public.

16. PUBLIC COMMENT PERIOD

A question concerning the Mantoloking Bridge and whether emergency vehicles will have access while work is being done.

Several questions concerning the curb and sidewalk repairs in town were asked, and addressed by Council.

Comment regarding police resolution being added to the website so late.

17. NEXT MEETING –

Regular Council Meeting, Tuesday December 16, 2014 at 5:30 p.m. at the Mantoloking Yacht Club, 1224 Bay Avenue, Mantoloking, NJ

18. ADJOURNMENT

There being no further business for this meeting, it was moved by Mayor George C. Nebel to adjourn. The motion was seconded by Councilman Peter R. Strohm and approved by unanimous voice vote.

Respectfully submitted,

Beverley A. Konopada,
Acting Borough Clerk