

DRAFT #1 (05/01/2012)

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES OF THE REGULAR BUSINESS MEETING
APRIL 23, 2012

The regular monthly meeting of the Mayor and Council was held this day in the meeting room of Borough Hall with the following actions:

- 1. CALL TO ORDER:** Mayor Nebel called the meeting to order at 4:30 p.m.

- 2. OPEN PUBLIC MEETING STATEMENT:** Mayor 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 Peter R. Strohm, Stanley F. Witkowski, James J. Brown and Councilwoman Ann Elizabeth Nelson
Absent: Councilman Donald S. Ness

Also Present: Municipal Clerk Irene H. Ryan, Borough Attorney Edwin J. O'Malley, Jr., Chief Financial Officer Michelle Swisher and Police Chief Mark Wright

- 4. PLEDGE OF ALLEGIANCE:** The Mayor led the assembly in the Pledge of Allegiance.

- 5. PRIVILEGE OF THE FLOOR:** The Mayor opened the meeting for public comment and questions about the agenda. No comments were made.

6. MINUTES OF PREVIOUS MEETINGS:

RESOLUTION NO. 04/23/2012 - 01: APPROVAL OF MINUTES

Councilman Brown moved that the minutes of the Regular Meeting of March 26, 2012 and Executive Session of March 26, 2012 be approved as distributed. The motion was seconded by Councilman Gillingham and approved by unanimous voice vote.

7. COMMITTEE REPORTS AND RECOMMENDATIONS

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

A. Reports of the Public Safety Committee: Councilman Gillingham introduced Chief Wright who presented the report of the Police Department. Councilman Gillingham concluded with the presentation of the reports of the Municipal Court and Fire Company.

B. Action Items:

Councilman Gillingham moved the following two (2) resolutions. The motion was seconded by Councilman Brown and approved by unanimous voice vote.

RESOLUTION NO. 04/23/2012 – 02: AUTHORIZE BOROUGH INSURANCE COMMISSIONER TO INCREASE LIMITS OF LIFE AND DISABILITY INSURANCE COVERAGE FOR ACTIVE VOLUNTEER FIRE COMPANY MEMBERS

WHEREAS, on April 17, 2012, a quotation (attached) from Polaris Galaxy Insurance LLC of Hasbrouck Heights, NJ for various increases to an existing blanket accident and sickness insurance policy for the Mantoloking Fire Company No. 1 active members has been received; and

WHEREAS, the Mayor and Council have reviewed the outline of basic benefits at different levels; and

WHEREAS, the Mayor and Council are favorable to increasing the limits of coverage to the highest limit quoted which will result in an increase of the annual premium by \$2,629.

IT IS NOW, THEREFORE, this 23rd day of April, 2012, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, authorize the Mayor to execute an application to increase the coverage limits of Policy No. V40001NUFIC to the highest quoted limit.

RESOLUTION NO. 04/23/2012 – 03: 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>
<i>Robert K. Sherman</i>	<i>Class II Special Officer</i>	<i>May 25, 2012</i>	<i>\$ 13.00/Hour</i>
<i>Brian J. Brunas</i>	<i>Class II Special Officer / Public Works Laborer</i>	<i>January 1, 2012</i>	<i>\$13.00/Hour</i>

PUBLIC HEARING: Mayor Nebel opened the meeting for a Public Hearing on Bond Ordinance No. 608 – Replacement of Fire House Garage Doors and Bond Ordinance No. 609 – Purchase of Police Cameras.

Councilman Gillingham moved the following two (2) resolutions. The motion was seconded by Councilwoman Nelson and approved by unanimous voice vote.

RESOLUTION NO. 04/23/2012 – 04: ADOPTION OF BOND ORDINANCE NO. 608 – REPLACEMENT OF FIRE HOUSE GARAGE DOORS

WHEREAS, on the 23rd day of April, 2012 a public hearing on Ordinance No. 608 was held and no comments were 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:

ORDINANCE NO. 608

**BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING,
OCEAN COUNTY, NEW JERSEY, PROVIDING FOR REPLACEMENT OF FIREHOUSE
DOORS AT A COST OF \$22,000.00, AUTHORIZING THE ISSUANCE OF BONDS AND
NOTES IN THE PRINCIPAL SUM OF \$20,000.00, AND APPROPRIATING THE SUM OF
\$2,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR SAID PURPOSE**

BE IT ORDAINED by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), as follows:

SECTION 1: The improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Mantoloking, County of Ocean and State of New Jersey. For the said purpose stated in said Section 3, there is hereby appropriated the sum of \$22,000.00, said sum being inclusive of all appropriations heretofore made for this purpose. There is also appropriated from the capital improvement fund of the Borough of Mantoloking the sum of \$2,000.00 as a down payment for the contemplated project.

SECTION 2: For the financing of said purpose and to meet the said \$22,000.00 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$20,000.00 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement, the negotiable notes of the Borough in a principal amount not exceeding \$20,000.00 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

SECTION 3: (a) The purpose for which said obligations are to be issued is for the replacement of firehouse doors.

(b) The estimated amount of bonds or notes to be issued for said purpose is \$20,000.00.

(c) The estimated cost to the Borough of said project is \$22,000.00.

SECTION 4: The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is a general improvement and the cost thereof will be paid by the Borough of Mantoloking.

(b) The period of usefulness of said improvement within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance, is thirty (30) years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the Office of the Borough 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, and such statement shows that the gross debt of the Borough, as defined in said Law, is increased by the authorization of the bonds and notes provided in this Bond Ordinance by \$20,000.00, and the issuance of said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by Law.

(d) An aggregate amount not exceeding \$4,000.00 for interest on said obligations, cost of issuing said obligations and other items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said improvement, and is included in the foregoing estimate thereof.

(e) This Bond Ordinance authorizes obligations of the Borough solely for purposes described herein and said purposes are in the public interest and are for the health, welfare, convenience or betterment of the inhabitants of the Borough; the amounts to be expended for said purposes pursuant to this Bond Ordinance are not unreasonable or exorbitant and issuance of the said obligations will not materially impair the credit of the Borough or substantially reduce its ability to pay punctually the principal of and interest on its debts or to supply other essential public improvements and services.

SECTION 5: All funds received from any sources by way of grant, gift or otherwise for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations (Bonds and Notes) issued pursuant to this Ordinance. The amount of debt obligations authorized herein shall be directly reduced to the extent that the funds described herein are actually received.

SECTION 6: The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal and interest on the obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 7: This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

RESOLUTION NO. 04/23/2012 – 05: ADOPTION OF BOND ORDINANCE NO. 609 – PURCHASE OF POLICE CAMERAS

WHEREAS, on the 23rd day of April, 2012 a public hearing on Ordinance No. 609 was held and no comments were 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:

ORDINANCE NO. 609
BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR PURCHASE OF POLICE CAMERAS AT A COST OF \$70,000.00, AUTHORIZING THE ISSUANCE OF BONDS AND NOTES IN THE

PRINCIPAL SUM OF \$66,000.00, AND APPROPRIATING THE SUM OF \$4,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR SAID PURPOSE

BE IT ORDAINED by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), as follows:

SECTION 1: The purchase described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Mantoloking, County of Ocean and State of New Jersey. For the said purpose stated in said Section 3, there is hereby appropriated the sum of \$70,000.00, said sum being inclusive of all appropriations heretofore made for this purpose. There is also appropriated from the capital improvement fund of the Borough of Mantoloking the sum of \$4,000.00 as a down payment for the contemplated project.

SECTION 2: For the financing of said purpose and to meet the said \$70,000.00 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$66,000.00 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said purchase, the negotiable notes of the Borough in a principal amount not exceeding \$66,000.00 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

SECTION 3: (a) The purpose for which said obligations are to be issued is for the purchase of police cameras.

(b) The estimated amount of bonds or notes to be issued for said purpose is \$66,000.00.

(c) The estimated cost to the Borough of said project is \$70,000.00.

SECTION 4: The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is a general improvement and the cost thereof will be paid by the Borough of Mantoloking.

(b) The period of usefulness of said improvement within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the Office of the Borough 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, and such statement shows that the gross debt of the Borough, as defined in said Law, is increased by the authorization of the bonds and notes provided in this Bond Ordinance by \$66,000.00, and the issuance of said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by Law.

(d) An aggregate amount not exceeding \$4,000.00 for interest on said obligations, cost of issuing said obligations and other items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said purchase, and is included in the foregoing estimate thereof.

(e) This Bond Ordinance authorizes obligations of the Borough solely for purposes described herein and said purposes are in the public interest and are for the health, welfare, convenience or betterment of the inhabitants of the Borough; the amounts to be expended for said purposes pursuant to this Bond Ordinance are not unreasonable or exorbitant and issuance of the said obligations will not

materially impair the credit of the Borough or substantially reduce its ability to pay punctually the principal of and interest on its debts or to supply other essential public improvements and services.

SECTION 5: All funds received from any sources by way of grant, gift or otherwise for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the purchase or to payment of the obligations (Bonds and Notes) issued pursuant to this Ordinance. The amount of debt obligations authorized herein shall be directly reduced to the extent that the funds described herein are actually received.

SECTION 6: The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal and interest on the obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 7: This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

PUBLIC WORKS COMMITTEE, COUNCILWOMAN NELSON

A. Reports of the Public Works: Councilwoman Nelson presented the reports from the Public Works Superintendent, Construction Official and Land Use Officer.

B. Action Items:

PUBLIC HEARING: Mayor Nebel opened the meeting for a Public Hearing on Bond Ordinance No. 610 – Bay Avenue Drainage Improvements and Bond Ordinance No. 611 – Barnegat Bay ADA Walkway No. 4 Improvements

Councilwoman Nelson moved the following two (2) resolutions. The motion was seconded by Councilman Gillingham and approved by unanimous voice vote.

RESOLUTION NO. 04/23/2012 – 06: ADOPTION OF BOND ORDINANCE NO. 610 – BAY AVENUE DRAINAGE IMPROVEMENTS

WHEREAS, on the 23rd day of April, 2012 a public hearing on Ordinance No. 610 was held and no comments were 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:

ORDINANCE NO. 610

BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR BAY AVENUE DRAINAGE IMPROVEMENTS AT A COST OF \$28,000.00, AUTHORIZING THE ISSUANCE OF BONDS AND NOTES IN THE PRINCIPAL SUM OF \$26,000.00, AND APPROPRIATING THE SUM OF \$2,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR SAID PURPOSE

BE IT ORDAINED by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), as follows:

SECTION 1: The improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Mantoloking, County of Ocean and State of New Jersey. For the said purpose stated in said Section 3, there is hereby appropriated the sum of \$28,000.00, said sum

being inclusive of all appropriations heretofore made for this purpose. There is also appropriated from the capital improvement fund of the Borough of Mantoloking the sum of \$2,000.00 as a down payment for the contemplated project.

SECTION 2: For the financing of said purpose and to meet the said \$28,000.00 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$26,000.00 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements, the negotiable notes of the Borough in a principal amount not exceeding \$26,000.00 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

SECTION 3: (a) The purpose for which said obligations are to be issued is for Bay Avenue Drainage Improvements.

(b) The estimated amount of bonds or notes to be issued for said purpose is \$26,000.00.

(c) The estimated cost to the Borough of said project is \$28,000.00.

SECTION 4: The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is a general improvement and the cost thereof will be paid by the Borough of Mantoloking.

(b) The period of usefulness of said improvements within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the Office of the Borough 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, and such statement shows that the gross debt of the Borough, as defined in said Law, is increased by the authorization of the bonds and notes provided in this Bond Ordinance by \$26,000.00, and the issuance of said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by Law.

(d) An aggregate amount not exceeding \$4,000.00 for interest on said obligations, cost of issuing said obligations and other items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said improvements, and is included in the foregoing estimate thereof.

(e) This Bond Ordinance authorizes obligations of the Borough solely for purposes described herein and said purposes are in the public interest and are for the health, welfare, convenience or betterment of the inhabitants of the Borough; the amounts to be expended for said purposes pursuant to this Bond Ordinance are not unreasonable or exorbitant and issuance of the said obligations will not materially impair the credit of the Borough or substantially reduce its ability to pay punctually the principal of and interest on its debts or to supply other essential public improvements and services.

SECTION 5: All funds received from any sources by way of grant, gift or otherwise for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations (Bonds and Notes) issued pursuant to this Ordinance. The amount of debt obligations authorized herein shall be directly reduced to the extent that the funds described herein are actually received.

SECTION 6: The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal and interest on the obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 7: This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

RESOLUTION: NO. 04/23/2012 – 07: ADOPTION OF BOND ORDINANCE NO. 611 – BARNEGAT BAY ADA WALKWAY NO. 4 IMPROVEMENTS

WHEREAS, on the 23rd day of April, 2012 a public hearing on Ordinance No. 608 was held and no comments were 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:

ORDINANCE NO. 611

CAPITAL IMPROVEMENT ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR IMPROVEMENT OF ADA WALKWAY#4 AND APPROPRIATING THE SUM OF \$5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR SAID PURPOSE

BE IT ORDAINED by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), as follows:

SECTION 1: The improvement of ADA Walkway #4 by the Borough of Mantoloking, in the County of Ocean and State of New Jersey is hereby authorized. For this purpose, there is hereby appropriated from the Capital Improvement Fund of the Borough of Mantoloking the sum of \$5,000.00. Said sum being inclusive of all appropriations hereto made for said purpose.

SECTION 2: The within contemplated project constitutes a general improvement and the cost hereof will be paid by the Borough of Mantoloking.

SECTION 3: The Capital Budget of the Borough of Mantoloking is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistencies between the Budget and this Ordinance.

SECTION 4: This Ordinance shall be effective upon its adoption according to law.

DUNE & BEACH RENOURISHMENT COMMITTEE, COUNCILMAN STROHM

- A. Report of the Dune & Beach Renourishment Committee and Ocean County Block Grant Program**
- B. Action Items:**

Councilman Strohm moved the following resolution.

RESOLUTION NO. 04/23/2012 – 08: PROVIDING FOR AWARD OF CONTRACT FOR EMERGENCY STORM RESPONSE TO R.W.V. LAND AND LIVESTOCK SOUTH, INC.

WHEREAS, R. W. V. Land and Livestock South, Inc., has submitted the lowest, responsive responsible bid, \$50,284.24 for year one; and \$54,066.24 for optional year two; and

WHEREAS, the Contract provides that the Borough shall pay R. W. V. Land and Livestock South, Inc, the sum of \$3,000.00 as an annual non-refundable retainer; and

WHEREAS, all services are to be provided only if, as and when directed by the Borough, at the unit prices for labor, material and equipment, as are more particularly described in the bid;

WHEREAS, the annual contract cost, up to \$50,284.24 for year one and up to \$54,066.24 for optional year two, shall not be exceeded without the approval of the Mayor and Council; and

WHEREAS, the attorney and engineer (bid tabulation letter attached) have recommended award of the Contract to R. W. V. Land and Livestock South, Inc.; and

WHEREAS, A Certificate of Funds Availability has been provided.

IT IS NOW, THEREFORE, this 23rd day of April, 2012, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. Contract 2012-1, for emergency storm response is awarded to R. W. V. Land and Livestock South, Inc.;

(a) one-year base term, \$50,284.24; and

(b) supplemental one-year term, \$54,066.24, subject to exercise of extension option by the Borough.

2. The Mayor and Clerk are authorized to execute the Contract upon satisfaction of post award requirements.

The motion was seconded by Councilwoman Nelson and approved by unanimous voice vote.

PUBLIC HEARING: Mayor Nebel opened the meeting for a Public Hearing on Bond Ordinance No. 612 – Construction of Lyman Street Dune Walkover.

Councilman Strohm moved the following resolution.

RESOLUTION NO. 04/23/2012 – 09: ADOPTION OF ORDINANCE NO. 612 – CONSTRUCTION OF LYMAN STREET DUNE WALKOVER

WHEREAS, on the 23rd day of April, 2012 a public hearing on Ordinance No. 612 was held and no comments were 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:

ORDINANCE NO. 612

BOND ORDINANCE OF THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, PROVIDING FOR CONSTRUCTION OF LYMAN STREET DUNE WALKOVER AT A COST OF \$85,000.00, AUTHORIZING THE ISSUANCE OF BONDS AND NOTES IN THE PRINCIPAL SUM OF \$80,000.00, AND APPROPRIATING THE SUM OF \$5,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR SAID PURPOSE

BE IT ORDAINED by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring), as follows:

SECTION 1: The improvement described in Section 3 of this Bond Ordinance is hereby authorized by the Borough of Mantoloking, County of Ocean and State of New Jersey. For the said purpose stated in said Section 3, there is hereby appropriated the sum of \$85,000.00, said sum being inclusive of all appropriations heretofore made for this purpose. There is also appropriated from the capital improvement fund of the Borough of Mantoloking the sum of \$5,000.00 as a down payment for the contemplated project.

SECTION 2: For the financing of said purpose and to meet the said \$85,000.00 appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$80,000.00 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement

, the negotiable notes of the Borough in a principal amount not exceeding \$80,000.00 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Law.

SECTION 3: (a) The purpose for which said obligations are to be issued is for the construction of Lyman Street Dune Walkover.

(b) The estimated amount of bonds or notes to be issued for said purpose is \$80,000.00.

(c) The estimated cost to the Borough of said project is \$85,000.00.

SECTION 4: The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this Bond Ordinance is a general improvement and the cost thereof will be paid by the Borough of Mantoloking.

(b) The period of usefulness of said improvement within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this Bond Ordinance, is fifteen (15) years.

(c) The supplemental debt statement required by said Law has been duly made and filed in the Office of the Borough 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, and such statement shows that the gross debt of the Borough, as defined in said Law, is increased by the authorization of the bonds and notes provided in this Bond Ordinance by \$80,000.00, and the issuance of said obligations authorized by this Bond Ordinance will be within the debt limitations prescribed by Law.

(d) An aggregate amount not exceeding \$5,000.00 for interest on said obligations, cost of issuing said obligations and other items of expense listed in and permitted under Section 40A:2-20 of said Law may be included as part of the cost of said improvement, and is included in the foregoing estimate thereof.

(e) This Bond Ordinance authorizes obligations of the Borough solely for purposes described herein and said purposes are in the public interest and are for the health, welfare, convenience or betterment of the inhabitants of the Borough; the amounts to be expended for said purposes pursuant to this Bond Ordinance are not unreasonable or exorbitant and issuance of the said obligations will not materially impair the credit of the Borough or substantially reduce its ability to pay punctually the principal of and interest on its debts or to supply other essential public improvements and services.

SECTION 5: All funds received from any sources by way of grant, gift or otherwise for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations (Bonds and Notes) issued pursuant to this Ordinance. The amount of debt obligations authorized herein shall be directly reduced to the extent that the funds described herein are actually received.

SECTION 6: The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal and interest on the obligations authorized by this Bond Ordinance. Said obligations shall be direct, unlimited obligations of the Borough and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 7: This Bond Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by said Local Bond Law.

The motion was seconded by Councilman Gillingham and approved by unanimous voice vote.

MUNICIPAL SERVICES COMMITTEE, COUNCILMAN BROWN

- A. Councilman Brown stated that no reports of the Municipal Services Committee were submitted.
- B. Action Items: None

MANTOLOKING COMMITTEE, COUNCILMAN NESS (Absent)

- A. Councilman Ness - No reports of the Mantoloking Committee and the Environmental Commission were submitted.
- B. Action Items: None

FINANCE COMMITTEE, COUNCILMAN WITKOWSKI

- A. Councilman Witkowski introduced the Municipal Finance Officer Michelle Swisher who presented the monthly finance report.
- B. Action Items:

Councilman Witkowski moves the following three (3) resolutions. The motion was seconded by Councilwoman Nelson and approved by unanimous voice vote.

RESOLUTION NO. 04/23/2012 – 10: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER February 29, 2012

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2012 municipal budget as of February 29, 2012; and

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

ACCOUNT	BUDGET	EXPENDED YEAR TO DATE	ENCUMBERED	BALANCE
2012 Current Year Appropriation	\$2,022,700.00	\$ 620,850.23	\$ 42,287.70	\$ 1,359,562.07
2011 Appropriation Reserves	\$ 447,532.84	\$ 112,820.51	\$ 40,193.18	\$ 294,519.15
Capital	\$1,295,592.49	\$ 7,957.69		\$1,287,634.80

ACCOUNT	REVENUE THIS MONTH	REVENUE YEAR TO DATE
Cash Receipts	\$1,533,779.07	\$2,163,988.84

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.

RESOLUTION NO. 04/23/2012 – 11: PAYMENT OF BILLS FOR THE MONTH OF APRIL 2012

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of \$1,742,288.24 and recommended that they be paid, now, therefore, be it

RESOLVED, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey approve 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. 04/23/2012 – 12: AUTHORIZE SERVICE CONTRACT FOR 2012

WHEREAS, the award of contract for services, enumerated in this resolution, is necessary and in the public interest to provide for the efficient operation of the Borough; and

WHEREAS, A Certificate of Funds Availability has been filed with the Borough Clerk; now, therefore, be it

RESOLVED by the Mayor and Council of the Borough of Mantoloking as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the service agreement in accordance with the following list, which identifies the services and providers thereof. Said contracts are to be executed following approval, as to form, by the Borough Attorney. Copies of the contracts are available for inspection at the Clerk’s office during regular business hours.

<u>POSITION</u>	<u>OFFICIAL</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Consultant	Raymond A. Cassetta	\$150 per hour	Raymond A. Cassetta

PUBLIC HEARING: Mayor Nebel opened the meeting to the public for a hearing on the 2012 MUNICIPAL BUDGET.

Councilman Witkowski moved the following resolution:

RESOLUTION NO. 04/23/2012 – 13: APPROVAL OF THE 2012 MUNICIPAL BUDGET

WHEREAS, on March 26, 2012 the Mayor and Council approved summary statements of revenues and appropriations and determined that they constitute the Municipal Budget for the year 2012 and;

REVENUE AND APPROPRIATION SUMMARIES

Anticipated Revenues

<u>Summary of Revenues</u>	<u>2012</u>	<u>2011</u>
1. Surplus	\$531,500.19	\$618,254.00
2. Total Miscellaneous Revenues	533,104.59	501,402.21
3. Receipts from Delinquent Taxes	50,000.00	20,000.00
4. Local Tax for Municipal Purposes	2,920,124.00	2,920,355.73
Total General Revenues	\$4,034,728.78	\$4,060,011.94

<u>Summary of Appropriations</u>	<u>2012</u>	<u>Final 2011</u>
1. Operating Expenses: Salaries and Wages	\$1,462,150.00	\$1,418,170.00
Other Expenses	1,580,044.59	1,588,662.21
2. Deferred Charges and Statutory Expenditures	282,100.00	293,686.92
3. Capital Improvements	51,500.00	51,500.00
4. Debt Service	356,500.00	400,000.00
5. Reserve for Uncollected Taxes	302,434.19	307,992.81
Total General Appropriations	\$4,034,728.78	\$4,060,011.94

Total Number of Employees (full and part-time)	<u>59</u>	<u>59</u>
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Balance of Outstanding Debt

Interest	\$6,500.00
Principal	350,000.00
Outstanding Balance at December 31, 2011	455,000.00

now, therefore, be it

WHEREAS, since its approval, the proposed municipal budget for 2012 has been:

- Available for public review,
- Advertised as required by law, and
- The subject of a public hearing in the Borough Hall at 4:30 pm April 23, 2012; now, therefore be it

RESOLVED, the Mayor and council of the Borough of Mantoloking, Ocean County, New Jersey, hereby approves this budget for 2012 in full compliance with the Local Budget Law, N.J.S. 40A:4-1 et seq. and authorizes the Borough Clerk to include a complete copy of this adopted budget as part of the minutes of this meeting.

This resolution was moved by Councilman Witkowski, seconded by Councilman Gillingham and approved by the following roll-call vote:

AYE: Council Members: Witkowski, Gillingham, Nelson, Brown and Strohm

NAY: None

ABSTAIN: None

ABSENT: Councilman Ness

8. MAYOR AND COUNCIL COMMENTS

Councilwoman Nelson reported on road projects that will be commencing in the Borough this spring.

9. PUBLIC COMMENTS PERIOD

No comments were made by the public.

10. NEXT MEETING Regular Meeting, Monday, May 21, 2012 @ 4:30 p.m.

11. ADJOURNMENT

There being no further business for this meeting, it was motioned by Councilwoman Nelson to adjourn. The motion was seconded by Councilman Strohm and approved by unanimous voice vote at 4:45 p.m.

Respectfully submitted,

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