

FINANCE COMMITTEE, COUNCILMAN WITKOWSKI

A. Councilman Witkowski will introduce the Municipal Finance Officer Michelle Swisher who will present the monthly finance report.

B. Action Items:

Councilman Witkowski moves the following _____ resolutions.

RESOLUTION: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER July 31, 2011

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2011 municipal budget as of July 31, 2011; and

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

ACCOUNT	BUDGET	EXPENDED BALANCE YEAR TO DATE	ENCUMBERED
2011 Current Year Appropriation	\$4,055,418.66	\$2,245,049.42 \$1,696,916.05	\$ 113,453.19
2010 Appropriation Reserves	\$ 376,253.59	\$ 132,830.73 243,247.86	\$ 175.00 \$
Capital	\$1,650,518.26	\$ 246,097.81 \$1,385,420.45	

ACCOUNT	REVENUE THIS MONTH	REVENUE YEAR TO DATE
Cash Receipts	\$ 62,980.08	\$4,477,845.12

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: PAYMENT OF BILLS FOR THE MONTH OF September 2011

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of **\$442,639.37** 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: REQUESTING A TAX REFUND OF OVERPAYMENT OF TAXES DUE TO A TAX APPEAL

WHEREAS, a County Tax Court Judgment has been favorably awarded to Peter Adams, Block 35, Lot 3, for the tax year 2011-2012; and,

WHEREAS, such judgment has resulted in an overpayment of 2011 property taxes in the amount of \$593.44 and for 2012 property taxes in the amount of \$296.72. Such refunds have occurred because the property owner has paid his balance for the 2011-2012 tax year in full,

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 \$890.16 for said overpayment to the taxpayer's attorney Wells, Jaworski, & Liebman, LLP, Attorney Trust Account, 12 Route 17 North, PO Box 1827, Paramus, NJ 07653-1827.

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

RESOLUTION: PROVIDING FOR GRANT 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 2011 and has petitioned for an increased allotment of sick leave for 2011; 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 19th day of September, 2011 **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 fourteen (63) hours additional sick leave to cover her absence through August 14, 2011.

PUBLIC SAFETY COMMITTEE, COUNCILMAN GILLINGHAM:

A. Reports of the Public Safety Committee: Councilman Gillingham will present the reports of the Police Department, Municipal Court, Fire Company and Emergency Management.

B. Action Items: None

PUBLIC WORKS COMMITTEE, COUNCILWOMAN NELSON

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

B. Action Items: None

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 moves the following resolution:

RESOLUTION: PROVIDING FOR DUNE SYSTEM REPLENISHMENT AND MAINTENANCE

WHEREAS, as a result of Hurricane Irene, the dune system has been severely compromised by erosion; and

WHEREAS, the Borough's consulting engineers, Hatch Mott MacDonald, have recommended that the Borough should proceed with scraping/bulldozing and dune reconstruction in compliance with New Jersey DEP General Maintenance Permit Conditions, for Post-Storm Dune Restoration; and

WHEREAS, the Mayor and Council agree that it is necessary, in the public Interest, to immediately initiate dune maintenance restoration efforts in accordance with Municipal Ordinance and applicable (NJDEP) regulations; and

WHEREAS, it is necessary to obtain the consent of oceanfront owners for issuance of Dune Maintenance Permits and the owners decision concerning reliance upon the Borough or upon private contractors for completion of the required restoration. and;

WHEREAS, prompt initiation of the permit process is essential to timely completion of the project

IT IS NOW, THEREFORE, this 19th day of September, 2011, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. The dune system within the Borough shall promptly be repaired and restored in compliance with applicable State regulations and the Borough's Ordinance.
2. All project costs will be the expense of the Borough, except in those instances wherein owners elect to engage contractors of their selection. All work must comply with permit specifications and the direction of the Dune Inspector.
3. Subject to the direction of the Mayor and Chairman of the Beach Committee, the Dune Inspector shall promptly provide notification of Ordinance compliance requirements to all oceanfront owners, together with a copy of this Resolution.

MUNICIPAL SERVICES COMMITTEE, COUNCILMAN BROWN

A. Councilman Brown will present the reports of the Municipal Services Committee.

B. Action Items:

Councilman Brown moves the following resolution:

RESOLUTION: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Mantoloking in the County of Ocean, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2011 in the sum of \$567.98, which is now available from the State of New Jersey, under the title of 2011 Recycling Tonnage Grant.

BE IT FURTHER RESOLVED, that the like sum of \$567.98 is hereby appropriated under the caption of 2011 Recycling Tonnage Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the State of New Jersey, Solid Waste Administration in the amount of \$567.98.

RESOLUTION: PROVIDING FOR DUNE SYSTEM REPLENISHMENT AND MAINTENANCE

WHEREAS, as a result of Hurricane Irene, the dune system has been severely compromised by erosion; and

WHEREAS, the Borough's consulting engineers, Hatch Mott MacDonald, have recommended that the Borough should proceed with scraping/bulldozing and dune reconstruction in compliance with New Jersey DEP General Maintenance Permit Conditions, for Post-Storm Dune Restoration; and

WHEREAS, the Mayor and Council agree that it is necessary, in the public Interest, to immediately initiate dune maintenance restoration efforts in accordance with Municipal Ordinance and applicable (NJDEP) regulations; and

WHEREAS, it is necessary to obtain the consent of oceanfront owners for issuance of Dune Maintenance Permits and the owners decision concerning reliance upon the Borough or upon private contractors for completion of the required restoration. and;

WHEREAS, prompt initiation of the permit process is essential to timely completion of the project
IT IS NOW, THEREFORE, this 19th day of September, 2011, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

4. The dune system within the Borough shall promptly be repaired and restored in compliance with applicable State regulations and the Borough's Ordinance.
5. All project costs will be the expense of the Borough, except in those instances wherein owners elect to engage contractors of their selection. All work must comply with permit specifications and the direction of the Dune Inspector.
6. Subject to the direction of the Mayor and Chairman of the Beach Committee, the Dune Inspector shall promptly provide notification of Ordinance compliance requirements to all oceanfront owners, together with a copy of this Resolution.

MANTOLOKING COMMITTEE, COUNCILMAN NESS

- A. Councilman Ness will present the reports of the Mantoloking Committee and the Environmental Commission.
- B. Action Items: None

8. MAYOR AND COUNCIL COMMENTS

9. PUBLIC COMMENTS PERIOD

10. EXECUTIVE SESSION

RESOLUTION: ADJOURN TO CLOSED SESSION IN COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10: 4-11, permits municipal governing bodies to meet in closed session to discuss certain matters, now, therefore be it

RESOLVED, the Mayor and Council adjourns to closed session to discuss: (select one or more)

- a matter rendered confidential by federal or state law
- a matter in which release of information would impair the right to receive government funds
- material the disclosure of which constitutes an unwarranted invasion of individual privacy
- a collective bargaining agreement and/or negotiations related to it
- a matter involving the purchase, lease, or acquisition of real property with public funds

- protection of public safety and property and/or investigations of possible violations or violations of law*
- pending or anticipated litigation or contract negotiation and/or matters of attorney-client privilege*
- specific prospective or current employees unless all who could be adversely affected request an open session*
- deliberation after a public hearing that could result in a civil penalty or other loss, and be it*

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

11. OPEN SESSION AS NECESSARY

12. NEXT MEETING Regular Council Meeting, Monday, October 17, 2011 @ 4:30 p.m.

13. ADJOURNMENT