

DRAFT #3 (04/22/2013)

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

AGENDA – REGULAR BUSINESS MEETING
APRIL 23, 2013
4:30 P.M.
BRICK TOWNSHIP MUNICIPAL BUILDING
401 CHAMBERS BRIDGE ROAD
BRICK, NEW JERSEY

The regular monthly meeting of the Mayor and Council will be held this day in the Courtroom of the Brick Township Municipal Building.

- 1. CALL TO ORDER:** **TIME:**

- 2. OPEN PUBLIC MEETING STATEMENT:** Mayor Nebel will 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:
 Absent:

 Also Present:

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

- 5. PRIVILEGE OF THE FLOOR:** The Mayor will open the meeting for public comment and questions about the agenda.

- 6. MINUTES OF PREVIOUS MEETINGS:**
 None

7. COMMITTEE REPORTS AND RECOMMENDATIONS

FINANCE COMMITTEE, COUNCILMAN STEVE GILLINGHAM

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

B. Action Items:

Councilman Gillingham moves the following _____ resolutions.

RESOLUTION: ACCEPTANCE OF THE REPORT OF THE MUNICIPAL FINANCE OFFICER February 28, 2013

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2013 municipal budget as of February 28, 2013; and

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

<u>ACCOUNT</u>	<u>ORIGINAL 2012 BUDGET</u>	<u>2013 BALANCE BUDGET</u>	<u>EXPENDED YEAR TO DATE</u>	<u>ENCUMBERED</u>
2013 Current Yr. Appropriation		\$1,329,600.00	\$ 414,520.65	\$ 36,925.63 \$ 878,153.72
2012 Appropriation Reserves		\$ 440,086.77		
Sandy Emergency #1	\$4,034,728.78			
Sandy Emergency #2	2,000,000.00	3,354,059.22		
Total 2012 Approp Reserve	2,000,000.00	\$3,794,145.99	\$ 863,569.24	\$ 512,520.90
Capital		\$ 734,242.74	\$ 0.00	\$ 734,242.74
CASH RECEIPTS		<u>REVENUE THIS MONTH</u>	<u>REVENUE YEAR TO DATE</u>	
		\$1,620,183.09	\$2,193,406.59	
5 Yr. EMERGENCY-SANDY		<u>2013 BALANCE BUDGET</u>	<u>EXPENDED YEAR TO DATE</u>	<u>ENCUMBERED</u>
		\$3,354,059.22	\$ 835,739.63	\$ 499,436.09
		\$2,018,883.50		

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 APRIL 2013

WHEREAS, the Municipal Finance Officer has presented a list of bills in the total amount of \$822,164.77 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: TO ADOPT 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 2013 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total \$1,262,450.00.

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 2013 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	\$ 32,000.00	\$10,000.00
Finance	13,000.00	3,000.00
Audit		10,000.00
Tax Collector	3,000.00	500.00
Tax Assessor	8,000.00	900.00
<u>DEPARTMENT</u>	<u>S&W</u>	<u>OE</u>
Legal		25,000.00
Engineering		40,000.00
Planning	10,000.00	
Construction	40,000.00	3,000.00
Sub-Code Plumbing	3,000.00	
Sub-Code Fire	3,000.00	
Sub-Code Electrical	3,000.00	
Police	210,000.00	10,000.00
Liability Insurance		
Municipal Prosecutor		
Public Defender		
Workmen's Comp		10,000.00
Group Health Ins		75,000.00
Group Health Waiver		14,000.00
Emergency Management		1,000.00
Fire Department		10,000.00
Uniform Fire Safety	1,000.00	
Municipal Prosecutor		3,000.00
Municipal Alliance		300.00
Road Repair	50,000.00	10,000.00
Garbage		

Buildings & Grounds		5,000.00	
Sewer		5,000.00	
Board of Health		50.00	
Dog Account		1,000.00	
Beach Guard	5,000.00	4,000.00	
Beach Maintenance		50,000.00	
Electric		3,000.00	
Telephone		5,000.00	
Water		1,000.00	
Fire Hydrant		10,000.00	
Natural Gas			
Gasoline		10,000.00	
Ocean County Utility Auth		10,000.00	
<u>DEPARTMENT</u>		<u>S&W</u>	<u>OE</u>
Contingent			
PERS			
Social Security			30,000.00
PFRS			
Court	10,000.00		2,000.00
Note Principal			
Note Interest			6,000.00
TOTAL		\$391,000.00	\$367,750.00
GRAND TOTAL	\$ 758,750.00		

RESOLUTION: OTHER PROFESSIONAL SERVICE AND CONTRACTS FOR 2013

WHEREAS, the Borough of Mantoloking has a need to acquire Professional Services as traditional contracts pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 (as appropriate); and,

WHEREAS, Chief Financial Officer has determined and certified in writing that the value of the acquisitions will exceed \$17,500; and,

WHEREAS, the anticipated term of the contract is May 1, 2013 to October 31, 2013 and

WHEREAS, the following have submitted proposals indicating they will provide their listed services:

<u>POSITION</u>	<u>OFFICIAL</u>	<u>CONTRACT AMOUNT</u>	<u>BUSINESS NAME</u>
Special Counsel	Christopher Nelson, Esq.	\$100.00 per hour	Emerging Wave Consulting LLC
	And		

WHEREAS, as may be applicable pursuant to N.J.S.A. 19:44-A-20.4, et seq. obligates the professional contractors to certify that they have not made any reportable contributions to a political or candidate committee in the Borough of Mantoloking in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract, and

WHEREAS, the Business Entity Disclosure Certification shall be executed prior to execution of the professional services contract, and

WHEREAS, a Certificates of Availability of Funds issued by the Chief Financial Officer has been submitted pursuant to N.J.A.C. 5:30-5.4.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Mantoloking authorize the Mayor to enter into the contracts with the professional contractors as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution. And,

BE IT FURTHER RESOLVED that notice of this action is published as a contract award without competitive bidding as professional services pursuant to N.J.S.A. 40:55D-24.

RESOLUTION: PROVIDING FOR APPOINTMENT OF PAUL V. FERNICOLA, ESQ. (PAUL V. FERNICOLA & ASSOCIATES, LLC) AS SPECIAL COUNSEL FOR THE BOROUGH OF MANTOLOKING AND PROVIDING FOR RECRUITMENT OF APPRAISER FOR PROSPECTIVE CONDEMNATION ACTIONS

WHEREAS, the post-Sandy condition of the beach and dune system is such that construction of the U. S. Army Corps of Engineers, Manasquan Inlet to Barnegat Inlet Storm Damage Reduction Project is now deemed essential to the survival and long term viability of the Borough; and

WHEREAS, the Borough is seeking to acquire the required easements from private property owners, a condition precedent to the construction of the dune refurbishment project; and

WHEREAS, a very significant majority of all of the involved oceanfront owners have indicated that they will sign and deliver the easements as a donation to the public good and well-being of the community; and

WHEREAS, funding and construction of the project necessitates acquisition of all easements at this time; and

WHEREAS, it is in the public interest that that Borough be in a position to initiate such legal proceedings as may be necessary to acquire easements from those owners, if any, who are not willing to now grant the easement; and

WHEREAS, it is the desire of the Mayor and Council to engage qualified special counsel, experienced in all aspects of issues relating to eminent domain proceedings; and

WHEREAS, funds are available for this purpose; and

WHEREAS, Paul V. Fernicola, Esq. of Paul V. Fernicola & Associates, LLC , is deemed qualified to provide this service.

IT IS NOW, THEREFORE, this 23rd day of April, 2013, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. There exists a need for the engagement of special counsel and an appraiser for the purposes described above;
2. Paul V. Fernicola, Esq. is hereby appointed to serve as special counsel to the Borough of Mantoloking;
3. The Mayor and Clerk are authorized and directed to execute a Professional Services Contract with Paul V. Fernicola & Associates, LLC (Paul V. Fernicola, Esq.) in such form as shall be endorsed by counsel;
4. The Mayor is authorized to execute a Contract with such appraiser as may be identified in response to a request for proposals;
5. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a);
6. Upon mutual execution, a copy of the Contract shall be available for public inspection at the office of the Borough Clerk.

7. A Notice of this action shall be published in the official newspaper of the Borough.

PUBLIC HEARING – Mayor Nebel will open the meeting for a public hearing on Ordinance No. 620, MANTOLOKING BOROUGH SALARY ORDINANCE

RESOLUTION: ADOPTION OF ORDINANCE NO. 620 –MANTOLOKING BOROUGH SALARY ORDINANCE

WHEREAS, on the 23rd day of April, 2013 a public hearing on Ordinance No. 620 was held and _____ 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. 620

AN ORDINANCE FIXING SALARY AND COMPENSATION OF CERTAIN OFFICERS, POSITIONS AND EMPLOYEES IN THE BOROUGH OF MANTOLOKING, OCEAN COUNTY, NEW JERSEY, TO BE KNOWN AS THE “MANTOLOKING BOROUGH SALARY ORDINANCE” AND RESCINDING ORDINANCE 591 AND ORDINANCE 616

WHEREAS, it is necessary and appropriate to set forth the salary and compensation ranges for all officers and employees of the Borough of Mantoloking;

Now, therefore, **BE IT ORDAINED** by the Borough Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey, as follows:

SECTION 1: The offices and positions under the municipal government of the Borough of Mantoloking shall be compensated at the amount fixed in this Ordinance.

SECTION 2: The Borough’s Chief Financial Officer is hereby authorized to transfer such sums of money from the Municipal Current Account and other such accounts that may permit periodical payrolls in the amounts fixed by this Ordinance.

SECTION 3: Officers and employees of the Borough of Mantoloking shall be compensated at the following rates:

ADMINISTRATION

POSITION

SALARY RANGE

Minimum

Maximum

Chief Financial Officer	\$ 40,000.00	\$ 90,000.00
Tax Assessor	\$ 9,000.00	\$ 25,000.00
Borough Clerk	\$ 41,000.00	\$ 130,000.00
Deputy Borough Clerk	\$ 17,000.00	\$ 50,000.00
Tax Collector (Full-Time)	\$ 10,000.00	\$ 50,000.00

POSITION

SALARY RANGE

	<u>Minimum</u>	<u>Maximum</u>
Tax Collector (Part-Time)	\$ 25.00/hr	\$ 50.00/hr
Registrar of Vital Statistics	\$ 200.00	\$ 250.00
Qualified Purchasing Agent	\$.00	\$ 5,000.00
Administrative Assistant	\$ 14,040.00	\$ 50,000.00
Clerical Help (hourly)	Min. Wage	\$ 25.00/hr
Council Meeting Recorder (per session)		\$40.00/session

MUNICIPAL COURT

POSITION

SALARY RANGE

	<u>Minimum</u>	<u>Maximum</u>
Magistrate	\$ 8,000.00	\$ 25,000.00
Magistrate - Special Court Session	1/12th of annual salary	
Municipal Court Administrator	\$ 15,000.00	\$ 35,000.00
Deputy Municipal Court Administrator	\$10.00/hour	\$ 25.00/hour
Municipal Court Violations Clerk	\$100.00/Day	\$130.00/Day
Municipal Court Recorder (per session)		\$40.00/session
Municipal Court Personnel Call-Out Time (hourly)	-	

Min. 3 hr. - not to exceed \$ 25.00 per hour

POLICE DEPARTMENT

<u>POSITION</u>	<u>SALARY RANGE</u>	
	<u>Minimum</u>	<u>Maximum</u>
Police Dispatcher	\$ 17,000.00	\$ 40,000.00
Police Salary Range (Full Time)	\$ 26,069.00	\$ 150,000.00
Special Police (hourly)	Min. Wage	\$ 25.00/hr
Beach Patrol (hourly)	Min. Wage	\$ 25.00/hr.
Police Recruit Trainees	Minimum hourly wage	

PUBLIC WORKS DEPARTMENT

<u>POSITION</u>	<u>SALARY RANGE</u>	
	<u>Minimum</u>	<u>Maximum</u>
Borough Superintendent	\$ 38,000.00	\$100,000.00
Public Works Manager	\$ 35,000.00	\$ 85,000.00
Public Works Laborer (hourly)	\$ 9.00/hr	\$ 50.00/hr
Public Works Laborer (Full Time)	\$ 35,000.00	\$ 65,000.00
Public Works Building Custodian	\$ 5,000.00	\$ 20,000.00

CONSTRUCTION AND LAND USE

<u>POSITION</u>	<u>SALARY RANGE</u>	
	<u>Minimum</u>	<u>Maximum</u>
Zoning Officer	\$ 10,000.00	\$ 40,000.00
Municipal Planner	\$ 3,885.00	\$ 10,000.00
Dune Inspector	\$ 1,000.00	\$ 5,000.00
Planning Board Recorder (Hourly-Minimum 3 Hours), Not to Exceed \$30.00/hr.		
Construction Official	\$ 6,500.00	\$ 80,000.00
Deputy Construction Official-(hourly)-	\$ 25.00/hr	\$ 40.00/hr
Building Inspector/Subcode Official	\$ 6,500.00	\$ 25,000.00
Deputy Building Subcode Official-(hourly)	\$25.00/hr.	\$ 40.00/hr.
Deputy Building Inspector-(hourly)	\$25.00/hr.	\$ 40.00/hr.
Fire Official	\$ 2,000.00	\$ 4,000.00

Deputy Fire Official	Min. \$ 25.00/hr.	\$ 40.00/hr
Fire Subcode Official	\$ 2,000.00	\$ 6,000.00
Over two hours per week	\$ 35.00/hr	
Deputy Fire Subcode Official	\$ 25.00/hr.	\$ 40.00/hr
Plumbing Subcode Official	\$ 2,000.00	\$ 6,000.00
Over two hours per week	\$ 35.00/hr	
Deputy Plumbing Subcode Official	\$ 25.00/hr	\$ 40.00/hr
Electrical Subcode Official	\$ 2,000.00	\$ 6,000.00
Over two hours per week	\$ 35.00/hr	
Deputy Electrical Subcode Official	\$ 25.00/hr	\$ 40.00/hr

SECTION 4: All salary or compensation provided for by this Ordinance shall be effective from the date of passage of this Ordinance, unless otherwise provided by the Borough Council.

Employees no longer employed by the Borough at the time of adoption of this Ordinance shall not be eligible for retroactive pay. Salaries shall not be paid to employees represented by any Union until such time as a Contract has been duly ratified and signed by both the Union and the Borough.

SECTION 5: Individual officer and employee compensation, within the salary range provided by this Ordinance, shall be fixed in accordance with duly adopted Resolution(s) of the Mayor and Council.

SECTION 6: All Ordinances or portions of Ordinances adopted prior to this date which are inconsistent with the provisions of this Ordinance, including but not limited to Ordinance 561 are hereby repealed.

SECTION 7: If any sentence, clause or other portion of this Ordinance is declared invalid by any court of law of appropriate jurisdiction, the remaining provisions of this Ordinance shall remain in full force and effect.

SECTION 8: This Ordinance shall become effective upon its final passage and publication as required by law.

PUBLIC SAFETY COMMITTEE, COUNCILMAN ROBERT MC INTYRE:

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

B. Action Items:

Councilman McIntyre moves the following ____ resolutions.

RESOLUTION: APPOINTMENT OF PERSONNEL – HURRICANE RECOVERY EMERGENCY 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:

Name	Position	Effective Date	Salary
Andy Frizzell	OEM Clerical - Debris/Demo Coordinator	05/01/13 – 10/31/13	\$25.00/hour
Kurt Akersten	OEM Clerical – Debris/Demo Coordinator	05/01/13 – 10/31/13	\$25.00/hour
Kelly Burdge	OEM Clerical	05/01/13 – 10/31/13	\$13.00/hour
Al Bartone	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour
Bruce C. Garon	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour
Christopher Gibson	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour
Andrew T. Harchetts	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour
Chris R. Niebling	OEM Clerical- Coordinator	05/01/13 – 10/31/13	\$25.00/hour
Douglas Popaca	OEM Clerical	05/01/13 – 10/31/13	\$13.00/hour
John A. Miceli	Traffic Enforcement	05/01/13 – 10/31/13	\$13.00/Hour
Scott J. Ferguson	Traffic Enforcement	05/01/13 – 10/31/13	\$13.00/Hour
Ryan Clark	Class II Special Officer	05/01/13 – 10/31/13	\$13.00/Hour
Michael Dreher	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour
Lynn Mizer	OEM Clerical	05/01/13 – 10/31/13	\$13.00/Hour
Linda A. Stagliano	OEM Clerical	05/01/13 – 10/31/13	\$13.00/Hour
Brian Brunas	Special Police Officer	05/01/13 – 10/31/13	\$13.00/Hour
Robert Sherman	Special Police Officer	05/01/13 – 10/31/13	\$13.00/hour

RESOLUTION: ACCEPTANCE OF RESIGNATION, JOSEPH D. CORONATO

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

Name	Position	Effective Date
Joseph D. Coronato, Esq	Municipal Prosecutor	March 22, 2013

RESOLUTION: APPOINTMENT OF PERSONNEL

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

Name	Position	Effective Date	Salary
<i>Kim A. Pascarella, Esq.</i>	<i>Municipal Prosecutor</i>	<i>March 22, 2013</i>	<i>Per Current Contract</i>
<i>Kyle J. Casaletto</i>	<i>Class I Special Officer – Academy Recruit</i>	<i>April 23, 2013</i>	<i>No compensation</i>
<i>John A. Miceli</i>	<i>Class I Special Officer – Academy Recruit</i>	<i>April 23, 2013</i>	<i>No compensation</i>
<i>Kevin M. O’Leary</i>	<i>Class I Special Officer – Academy Recruit</i>	<i>April 23, 2013</i>	<i>No compensation</i>

RESOLUTION: PROVIDING FOR INTER-MUNICIPAL TRANSFER OF VEHICLE

WHEREAS, the Borough of Mantoloking owns a 1969 U. S. Army Truck for which no present public needs exists; and

WHEREAS, the Borough of Lavallette has expressed a desire to acquire the vehicle.

IT IS NOW, THEREFORE, this 23rd day of April, 2013, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. Title to the vehicle, a 1969 Diamond Rio Army Truck, VIN: 05E2267C13610213 shall be transferred to the Borough of Lavallette in consideration of mutual good will;
2. The transfer is made on an “as is”, “where is” basis without warranty or any representation of any nature, express or implied;
3. Acceptance of title by Lavallette shall operate as a full release of the Borough of Mantoloking, its officers and employees of any claims which could, or may be, asserted based upon or arising from the condition or operation of the vehicle;
4. The vehicle shall be removed from the Borough of Mantoloking within seven (7) days from the adoption to this Resolution. Failure to timely remove the vehicle shall operate as rescission of this Resolution.

PUBLIC WORKS COMMITTEE, COUNCILWOMAN BETH 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:

Councilwoman Nelson moves the following ____ resolutions:

RESOLUTION: APPOINTMENT OF OFFICIALS

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

Name	Position	Effective Date	Salary
<i>Robert E. Torrance</i>	<i>Acting Fire Sub Code Off</i>	<i>April 11, 2013</i>	<i>\$35.00/Hr.</i>

RESOLUTION: PROVIDING FOR APPROVAL OF PAYMENT APPLICATION NO. 3 FOR EMERGENCY BYPASS PUMPING SYSTEM TO MUNICIPAL MAINTENANCE CO. (CONTRACT NO. 2013-01)

WHEREAS, the Contractor has submitted Payment Application No. 3, in the sum of \$16,993.00; and
 WHEREAS, the Borough engineer has recommended approval of the requested payment by letter dated April 18, 2013; and

IT IS NOW, THEREFORE, this 23rd day of April, 2013, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. Payment Application No. 3 in the sum of \$16,993.00 is approved.

RESOLUTION: WAIVING CONSTRUCTION DEPARTMENT FEES FOR DEMOLITION PERMITS

WHEREAS, it is the desire of the Mayor and Council to facilitate post Sandy restoration; and

WHEREAS, the waiver of demolition permit fees will advance the restoration efforts.

IT IS NOW, THEREFORE, RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that demolition permit fees shall be waived until December 31, 2013. The requirement for surety or deposit is not waived.

RESOLUTION: RE- INTRODUCTION OF ORDINANCE NO. 621 –AMENDMENT OF LAND USE REGULATIONS, SOIL DISTURBANCE

***RESOLVED**, the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopts on first reading (title only) the following Ordinance:*

ORDINANCE NO. 621

AN ORDINANCE AMNDING THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MANTOLOKING, 2007, AND PROVIDING FOR REGULATIONS OF SOIL DISTURBANCE

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 8:30am –4:30pm, 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 at the next regular business meeting of the Mayor and Council following introduction, absent Council's direction to the contrary upon introduction.*

DUNE & BEACH RENOURISHMENT COMMITTEE, COUNCILMAN PETER STROHM

- A. Report of the Dune & Beach Renourishment Committee and Ocean County Block Grant Program
- B. Action Items: None

MUNICIPAL SERVICES COMMITTEE, COUNCILMAN JAMES J. BROWN

- A. Councilman Brown will present the reports of the Municipal Services Committee.
- B. Action Items: None

MANTOLOKING COMMITTEE, COUNCILMAN DONALD NESS

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

Special Council Meeting, Monday, May 6, 2013 at 4:30 p.m. at the G. Harold Antrim Elementary School, 401 Niblick St., Point Pleasant Beach, NJ

Regular Council Meeting, Monday, May 20, 2013 at 4:30 p.m. at the G. Harold Antrim Elementary School, 401 Niblick St., Point Pleasant Beach, NJ

13. ADJOURNMENT
