

DRAFT NO. 1 – 8/9/2017

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES - AGENDA SETTING PRE-COUNCIL MEETING

August 8, 2017
Mantoloking Yacht Club
1224 Bay Avenue
Mantoloking, New Jersey

The Regular Council Business Meeting of the Mayor and Council was held this day in the Mantoloking Yacht Club, Mantoloking, New Jersey.

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

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

3. **ROLL CALL:**

<u>COUNCIL</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>LATE</u>	<u>DIAL -IN</u>
Council President White	X			
Councilman Gillingham	X			
Councilman Laymon	X			
Councilman Nelson	X			
Councilwoman O'Mealia	X			
Councilman Rzemieniewski		X		
Mayor George C. Nebel	X			
<u>ALSO PRESENT</u>				
Beverley A. Konopada, Borough Clerk	X			
Edwin J. O'Malley, Jr. Borough Attorney	X			
Lynne Hazelet, Deputy Clerk	X			
April Yezzi, CFO, CTC, QPA	X			
Chief Stacy Ferris	X			

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

5. RESOLUTION: MINUTES OF PREVIOUS MEETINGS

RESOLVED, the Mantoloking Borough Council approves the following minutes as printed and distributed.

Agenda Setting Pre-Council Meeting, July 11, 2017
Regular Business Meeting, July 18, 2017

- 6. PRIVILEGE OF THE FLOOR:** Mayor George C. Nebel will open the meeting for public comment and questions about the agenda.
- 7. MUNICIPAL SERVICES COMMITTEE,** Council President White will present the monthly reports from the Public Works Superintendent, Construction Official, Land Use Officer and Building Committee.
- 8. FINANCE COMMITTEE,** Councilman Gillingham will present the monthly finance report and moves the following resolutions:

A. RESOLUTION: ACCEPT THE REPORT OF THE MUNICIPAL FINANCE OFFICER

WHEREAS, the Chief Finance Officer has presented a report on the status of the 2017 temporary Municipal budget as of June 30, 2017; and

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

<u>ACCOUNT</u>	<u>ORIGINAL BUDGET</u>	<u>2017 TEMPORARY BUDGET</u>	<u>EXPENDED</u>	<u>ENCUMBERED</u>	<u>BALANCE</u>
2017 Temporary Budget		4,100,490.00	1,985,883.30	150,565.24	1,964,041.46
2016 Appropriation Reserve	5,789,080.20	501,386.73	163,135.22	45,869.06	292,382.45
2012 Emergency Appropriations					
Sandy Emergency #1	2,000,000.00				
Sandy Emergency #2	2,000,000.00				
Sandy Emergency #3	3,100,000.00	297,639.01	82,582.46	24,699.95	190,356.60
Subtotal Sandy Emergency		297,639.01	82,582.46	24,699.95	190,356.60
Capital		7,195,713.10	1,181,668.67	0.00	6,014,044.43

B. RESOLUTION: PAYMENT OF BILLS

WHEREAS, the municipal finance officer has presented

- A list of bills in the amount of \$405,301.72 with the recommendation they be paid, and
- A list of bills in the amount of \$1,637,532.00 that have been paid with the approval of the municipal clerk and the mayor, now, therefore, be it

RESOLVED, the council approves the payment of all the bills and directs that a copy of these lists be attached to and made part of the minutes of this meeting.

C. RESOLUTION: BEACH BADGE FEE REFUND POLICY

WHEREAS, the Chief Financial Officer experiences occasions whereby persons seek refund of beach badge fees; and

WHEREAS, it is the desire of Council to simplify and facilitate equitable and appropriate refunds without the delay and administrative burden of a separate Council action to process such refunds. **IT IS NOW, THEREFORE**, this 15th day of August, 2017, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey that, as a matter of policy, in the public interest, the Chief Financial Officer is hereby authorized to, upon application, refund beach badge fees in circumstances whereby, as a matter of mistake or inadvertence, retention of the funds would be inequitable and/or inappropriate. The determination of the Chief Financial Officer shall be final as to each application. The Chief Financial Officer shall provide to Council such reports as it may require concerning the implementation of the policy.

PUBLIC HEARING: Mayor George C. Nebel will open the meeting to the public on Ordinance # 671

D. RESOLUTION: ADOPTION OF ORDINANCE NO. 671

WHEREAS, on this 15th day of August, 2017, a public hearing on Ordinance #663 will be held, now, therefore be it

RESOLVED, The Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey hereby adopts the following ordinance:

Sponsored by:	Councilman Gillingham
Date Introduced:	July 18, 2017
Public Hearing & Adoption:	August 15, 2017
Synopsis:	To adjust salary ranges that have been stagnant for the past four years.

ORDINANCE NO. 671

**AN ORDINANCE FIXING SALARY RANGES
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 620**

E. RESOLUTION: ESTABLISHMENT OF EMPLOYEE SALARIES FOR 2017

WHEREAS, the Mayor has recommended annual salaries for Borough employees for 2017; and
WHEREAS, Council has endorsed the salary recommendations.

IT IS NOW, THEREFORE, this 15th day of August, 2017, **RESOLVED**, by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that the schedule set forth below is adopted for 2017:

9. **PUBLIC SAFETY COMMITTEE**, Councilman Laymon will present the monthly reports of the Police Department, Municipal Court, Fire Company, and Emergency Management and moves the following resolution:

A. RESOLUTION: POLICE ACADEMY RECRUITS SPECIAL LAW ENFORCEMENT OFFICER II (SLEO II)

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	Salary	Effective Date
Brandon Kieslor	Police Academy Recruit SLEO II	No compensation	Sept 8, 2017 to May 2018
Nicholas Malvasio	Police Academy Recruit SLEO II	No compensation	Dec 29, 2017 - May 2018

10. **DUNE & BEACH COMMITTEE**: Councilman Nelson will present the reports of the Dune & Beach Committee and Ocean County Block Grant Program moves the following resolution:

Councilman Nelson said he will not be in attendance at the next meeting and would like Councilman White to introduce the Beach Ordinance. He also advised that Robert Mainberger will be in attendance at the meeting.

Councilman Laymon wanted to know when the pumping of sand would start. Councilman Nelson advised that they are sticking with the date of 9/20/17. The cutter head dredge will be on its way up here. The project will take 70 to 75 days and go up to Stephens Place.

Councilwoman O'Mealia asked whether an ordinance could be amended after introduction.

A. RESOLUTION: INTRODUCTION OF PROPOSED ORDINANCE NO. 663

ORDINANCE 663

An Ordinance providing for the Amendment of Ordinance No. 531, Revised General Ordinances of the Borough of Mantoloking, by revocation of Chapter XI – Protection of Beaches and Dunes, Articles 11-1 to and including Article 11-5.3, and annexed Appendix and the adoption of revised Chapter XI and Appendix (new)

Text to be provided

11. **ENVIRONMENTAL COMMITTEE** Councilwoman O’Mealia will present the report of the Environmental Committee.

Councilwoman O'Mealia advised she will have an update on Republic Services at next meeting.

- 12. MUNICIPAL RELATIONS COMMITTEE** Councilman Rzemieniewski will present the report of the Mantoloking Relations Committee.

13. MAYOR AND COUNCIL COMMENTS

Councilman Laymon contacted the Police Department regarding people being on the dunes and asked that cars be towed and more strict enforcement be used when people abuse the beaches.

Chief Ferris addressed Councilman Laymon's concerns and advised that summons were issued where non-compliance was found. She also explained that the Borough has a No Solicitation Ordinance that is enforced.

Councilman Nelson asked if the 4 wheeler has a siren. Councilwoman O’Mealia advised that the young man who was working on Sunday was very polite and interacted with everyone. She also asked how the three comments received regarding the Dune and Beach Ordinance would be incorporated into the Ordinance.

Councilwoman O'Mealia also wanted to know if the Dune Consultant was separate from the Dune Inspector.

Councilman Nelson said almost all of the comments have been incorporated in the ordinance.
Stockton University- Dr. Stewart Farrell is our Dune Consultant and Mott MacDonald is our Dune Inspector.

14. PUBLIC COMMENTS PERIOD

A resident wanted clarification on the language (direct and indirect) on Page 8 of the Dune and Beach Ordinance.

A thank you to everybody involved in getting a new stop sign on Lyman.

15. NEXT MEETING:

Regular Business Council Meeting, August 15, 2017 at 5:30 p.m. at the Mantoloking Yacht Club,
1224 Bay Avenue, Mantoloking, NJ

16. ADJOURNMENT

There being no further business for this meeting, it was motioned by Councilman Laymon to adjourn.
The motion was seconded by Councilman White and approved by unanimous voice vote at 5:50 p.m.

Respectfully submitted,

Beverley A. Konopada
Borough Clerk