

DRAFT NO. 1 – 8/16/2017

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL

MINUTES - REGULAR COUNCIL BUSINESS MEETING

August 15, 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	X		
Chief Stacy Ferris				
Robert Mainberger, P.E.	X			

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

5. **RESOLUTION NO. 08/15/2017-01: 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

Councilman Gillingham inquired about executive session minutes. The Borough Clerk advised that they would be submitted for approval at the next Regular Council Business Meeting.

Councilman Gillingham moved to approve the minutes as distributed. The motion was seconded by Councilman White and approved by unanimous voice vote.

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

No comments were made

7. **MUNICIPAL SERVICES COMMITTEE**, Council President White presented the monthly reports from the Public Works Superintendent, Construction Official, Land Use Officer and Building Committee and moved the following resolutions. The motion was seconded by Councilman Gillingham and approved by unanimous voice vote.

Public Work's Superintendent Scott Hulse discussed safety concerns resulting from vegetation overgrowth on sidewalks and streets throughout town. Violations letters have been sent out.

Councilman White provided an update on the new Borough Hall. The concrete foundation and steel work has been completed. The inspection for the steel framing passed. Metal decks to go up next week. The soil moisture problem will be resolved. The Borough Hall Building Committee is reviewing simple options for building security.

A. **RESOLUTION NO. 08/15/2017-02: 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

B. RESOLUTION NO. 08/15/2017-03: APPOINTMENT OF PERSONNEL – FULL TIME PUBLIC WORKS LABORER

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
Scott Bland	Public Works Laborer	\$50,000.00 annually	September 1, 2017

8. **FINANCE COMMITTEE**, Councilman Gillingham presented the monthly finance report and moved the following resolutions 8A-8C. The motion was seconded by Councilman White and approved by unanimous voice vote.

A. RESOLUTION NO. 08/15/2017-04: 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 NO. 08/15/2017-05: 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 NO. 08/15/2017-06: 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 opened the meeting to the public on Ordinance # 671
No comments were made.

D. RESOLUTION NO. 085/15/2017-07 : ADOPTION OF ORDINANCE NO. 671

WHEREAS, on this 15th day of August, 2017, a public hearing on Ordinance #671 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**

“SEE ATTACHED”

ROLL CALL VOTE:

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT	RECUSE
Council President White		X	X				
Councilman Gillingham	X		X				
Councilman Laymon						X	
Councilman Nelson						X	
Councilwoman O'Mealia			X				
Councilman Rzemieniewski						X	
		VOTE:	3	0			
Mayor Nebel- TIE ONLY							

9. ENVIRONMENTAL COMMITTEE Councilwoman O'Mealia presented the report of the

Environmental Committee.

Councilwoman O'Mealia advised that there has been some progress with Republics. They will not be collecting cardboard and recyclables on Mondays, only Wednesdays. Bulk pickup items will be picked up the last Thursday of the month.

10. **MUNICIPAL RELATIONS COMMITTEE** Councilman Rzemieniewski was excused from the meeting.

11. **MAYOR AND COUNCIL COMMENTS**

Mayor Nebel announced that the County Tax Bill Rate increased three tenths of a cent from 69.4 to 69.7. He also advised that the tax bills have been mailed. The last day to pay taxes before being charged interest is September 11, 2017.

Sewer bills were sent out on April 28, 2017. Payment needs to be received by August 17, 2017. If received late, interest dates back to April 28, 2017.

Council President White advised the public that the beach ordinance was not ready yet and therefore was removed from the agenda. The ordinance will be reintroduced next month. He also indicated that an appeals board would be set up. He notified the public that Robert Mainberger was present to answer questions regarding the Dune and Beach Ordinance.

12. **PUBLIC COMMENTS PERIOD**

The status of homes with mold.

Pictures of foundations being taken of Ocean Front properties.

Resident concerned about fill on neighbor's property and the profile of the dune

He was advised that the Borough Engineer issued a letter to neighbor and contractor regarding material. Mayor Nebel advised that the dune profile will be addressed by the Borough Engineer.

Elevated walk way issue on seaward dune (dune deck)

Homeowner representative looking to have the ordinance changed to allow multiple dune decks and walkways as opposed to one.

Robert Mainberger updated the residents regarding the Army Corp. meeting with Weeks Marine. Projected milestones may vary. Anticipated arrival of equipment on September 20, 2017.

Seismic monitoring will be conducted. Survey work to be performed on Monday or Tuesday the 22nd or the 23rd that will determine beach conditions and where the actual dune ties into dune on the westerly side. Stakes will be placed where the work will be done. Contractor will make the decision on option 11 up to Stephens. Pipeline North of Downer.

13. NEXT MEETING:

Agenda Setting Pre-Council Meeting, September 12, 2017 at 5:30 p.m. at the Mantoloking Yacht Club, 1224 Bay Avenue, Mantoloking, NJ

14. ADJOURNMENT

There being no further business for this meeting, it was motioned by Councilman White to adjourn. The motion was seconded by Councilman Gillingham and approved by unanimous voice vote at 6:00 p.m.

Respectfully submitted,

Beverley A. Konopada,
Borough Clerk