

DRAFT NO. 1 – 07/20/2016

**THE BOROUGH OF MANTOLOKING**  
**MAYOR AND COUNCIL**

**MINUTES – REGULAR BUSINESS MEETING**

**JULY 19, 2016**

**Mantoloking Yacht Club**

**1224 Bay Avenue**

**Mantoloking, New Jersey**

The regular monthly 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:**

**Present:** Mayor George C. Nebel, Council President Ann Elizabeth Nelson, Councilmen Steve Gillingham, Peter Strohm, Chris Nelson, Alan Laymon, Lance White

**Absent:** None

**Also Present:** Beverley Konopada, Borough Clerk, Edwin J. O'Malley, Jr., William Heckman

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

**PLAQUE PRESENTATION:** Mayor Nebel presented an award to Public Works Superintendent William Heckman for his twenty seven years of service with the borough.

5. **RESOLUTION NO. 07/19/2016-01: MINUTES OF PREVIOUS MEETINGS**  
**RESOLVED**, the Mantoloking Borough Council approves the following minutes as printed and distributed.

Regular Council Meeting June 22, 2016

Councilman Strohm moved to approve the minutes as distributed. The motion was seconded by Councilwoman Nelson 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

7. **PUBLIC WORKS COMMITTEE,** Councilwoman Nelson presented the reports from the Public Works Superintendent, Construction Official, and Land Use Officer and moved the following resolutions. The motion was seconded by Councilman Strohm and approved by unanimous voice vote.

A. **RESOLUTION NO. 07/19/2016-02 : PROVIDING FOR APPROVAL OF CHANGE ORDER NO. 3 – FINAL EARLE ASPHALT CO. - CONTRACT NO. 2015-2**

**WHEREAS,** Contractor has requested approval of Change Order No. 3 dated July 13, 2016, for adjustment of Contract quantities to reflect completed as-built quantities; and

**WHEREAS,** the Municipal Engineer, Lawrence Plevier, P. E., has recommended approval of the requested changes.

**IT IS NOW, THEREFORE,** this 19th day of July, 2016, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that Change Order No. 3 – Final of Earle Asphalt Co., attached, shall be and is hereby approved.

B. **RESOLUTION NO. 07/19/2016-03 : PROVIDING FOR APPROVAL OF PAYMENT APPLICATION NO. 2 – FINAL, EARLE ASPHALT CO. CONTRACT 2015-2 – RESTORATION OF VARIOUS ROADWAYS**

**WHEREAS,** Contractor has requested final payment, under Application No. 2 – Final, in the sum of \$57,682.95; and

**WHEREAS,** Contractor has submitted the Final Release and Indemnity Agreement and Maintenance Bond; and

**WHEREAS,** counsel has approved the submittals as compliant with contractual requirements; and

**WHEREAS,** the Municipal Engineer, Lawrence Plevier, P. E. has recommended approval of Contractor's request.

**IT IS NOW, THEREFORE,** this 19th day of July, 2016, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County New Jersey, that the Release, Indemnity and Maintenance Bond are accepted and that Payment Application No. 2 – Final of Earle Asphalt Co., Contract 2015-2 – Restoration of Various Roadways shall be and is hereby approved.

C. **RESOLUTION NO. 07/19/2016-04 : PROVIDING FOR EMPLOYMENT OF LAURENCE H. GILMAN AS MUNICIPAL PUBLIC WORKS SUPERINTENDENT**

**WHEREAS,** in anticipation of the retirement of William Heckman, the Borough has initiated a search to identify his successor as Municipal Public Works Superintendent; and

**WHEREAS,** upon completion of the search, the Public Works Committee recommended that Laurence H. Gilman be promoted to the position effective upon the retirement of his predecessor.

**IT IS NOW, THEREFORE**, this 19th day of July, 2016, **RESOLVED** by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, that Laurence H. Gilman shall be and is hereby promoted to the position of Municipal Public Works Superintendent for the Borough of Mantoloking at the salary of \$80,000.00 per annum.

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

**A. RESOLUTION NO. 07/19/2016-05 : ACCEPT THE REPORT OF THE MUNICIPAL FINANCE OFFICER**

**WHEREAS**, the Chief Finance Officer has presented a report on the status of the 2016 temporary Municipal budget as of May 31, 2016; and

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

<u>ACCOUNT</u>	<u>ORIGINAL BUDGET</u>	<u>2016 TEMPORARY BUDGET</u>	<u>EXPENDED</u>	<u>ENCUMBERED</u>	<u>BALANCE</u>
2016 Temporary Budget		2,713,447.00	1,646,885.08	92,454.31	974,107.61
2015 Appropriation Reserve	5,683,083.23	384,922.49	73,369.59	43,831.71	267,721.19
2012 Emergency Appropriations					
Sandy Emergency #1	2,000,000.00				
Sandy Emergency #2	2,000,000.00				
Sandy Emergency #3	3,100,000.00	834,812.90	27,650.13	9,949.00	797,213.77
Subtotal Sandy Emergency		834,812.90	27,650.13	9,949.00	797,213.77
Capital		7,522,809.40	0.00	1,001,696.97	6,521,112.43

**B. RESOLUTION NO. 07/19/2016-06: PAYMENT OF BILLS**

**WHEREAS**, the municipal finance officer has presented

- A list of bills in the amount of \$1,624,351.07 with the recommendation they be paid, and
- A list of bills in the amount of \$715,434.29 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. 07/19/2016-07 : MEMORIALIZING THE EXTENSION OF THE GRACE PERIOD TO AUGUST 22, 2016 FOR THE AUGUST 1<sup>ST</sup>, 2016 TAX QUARTER DUE TO DELAY IN MAILING THE TAX BILLS**

**WHEREAS**, The mailing of Borough of Mantoloking tax bills were slightly delayed due to the late start of the tax billing process pending approval of the State budget and State Aid figures and bills were not mailed until 7/26/2016, and;

**WHEREAS**, State Statute provides that the Grace Period must be extended to allow for 25 days from the date of the mailing of the tax bills for payments of the August 1, 2016 tax quarter to be made without interest, and;

**WHEREAS**, The Tax Collector has set the last day to pay the August 1<sup>st</sup>, 2016 tax quarter at August 22, 2016, being the next business day after the 25 calendar days from the date the tax bills were mailed, and;

**WHEREAS**, the extension only applies to the August 1, 2016 tax quarter. The normal Borough grace period will apply to all other tax quarters on the bill.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Mantoloking, in the County of Ocean, State of New Jersey as follows:

1. The Governing Body of Mantoloking Borough memorializes the extension of the grace period to August 22, 2016 for the August 1, 2016 tax quarter and recognizes that the normal Township grace period will apply to all other quarters on the tax bill.

**D. RESOLUTION NO. 07/19/2016-08 : REQUESTING REFUND OF ESCROW FEES**

**WHEREAS**, the Finance Office of the Borough of Mantoloking has researched the balance of the following escrow account which has been completed,

**WHEREAS**, the Borough Engineer and Zoning Officer has been consulted and confer that the following account is completed as far as they are concerned and

**WHEREAS**, the balance left on the account is due back to the escrow applicant

**NOW THEREFORE, BE IT RESOLVED**, that the Mayor and the Council of the Borough of Mantoloking authorize the Chief Financial Officer to refund the following escrow balance:

<b><u>Escrow Applicant</u></b>	<b><u>Amount</u></b>
East Avenue LLC	\$3,000.00
c/o Szaferman, Lakind, Blumstein & Blader, P.C.	
101 Grovers Mill Road, Suite 200	
Lawrenceville, NJ 08648	
Ringwood, NJ 07456	

RE: 1005 East Avenue

9. **PUBLIC SAFETY COMMITTEE**, Councilman Strohm presented the monthly reports of the Police Department, Municipal Court, Fire Company, and Emergency Management and moved the following resolutions. The motion was seconded by Councilman C. Nelson and approved by unanimous voice vote.

Chief Ferris advised residents that JCP& L would be checking their lines and would have a low flying helicopter in the area. She also advised residents of safety concerns regarding the new Pokémon Go game.

A. **RESOLUTION NO. 07/19/2016-09: 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	Effective Date	Salary
Logan LaRue	Police Academy Recruit SLEO II	September 1, 2016	\$8.38 per hour
Stephen Bailey	Police Academy Recruit SLEO II	September 1, 2016	no compensation

B. **RESOLUTION NO. 07/19/2016-10 : 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:

Name	Position	Effective Date	Salary
Ellexa Lemarie	Badge Checker	7/1/2016	\$10.00

10. **DUNE & BEACH RENOURISHMENT COMMITTEE**: Councilman Nelson stated no reports of the Dune & Beach Renourishment Committee and Ocean County Block Grant Program.

11. **MUNICIPAL SERVICES COMMITTEE**,

Councilman White discussed garbage collection.

He reminded residents that backdoor pick-up is in effect (3 cans maximum). All excess waste (within reason) should be placed at the curb. Any garbage placed at the curb should be in sealed cans.

Bulk Trash (Curbside Only)- April 2nd-September 30th      4<sup>th</sup> Thursday of every month  
Bulk Trash (Curbside Only)- October 1st-April 1<sup>st</sup>      4<sup>th</sup> Monday of every month

**12. MANTOLOKING COMMITTEE**

Councilman Laymon stated no reports of the Mantoloking Committee.

**13. MAYOR AND COUNCIL COMMENTS**

Councilwoman Nelson advised that bids for the New Borough Hall Building have been received and are under Attorney Review. Due to a re-organization, Hatch Mott McDonald has changed their name to Mott McDonald. All inquiries regarding their service should be referred to Borough Hall.

**14. PUBLIC COMMENTS PERIOD**

Trash collection issues

Princeton Ave. Beach Access walkway

Contractors working past 6:00 p.m.

Power outage

Traders Cove- Private Restaurant and Bar proposal concerns. Contact Save Barnegat Bay to support their fight in saving Traders Cove Park.

**15. NEXT MEETING:**

Regular Council Meeting, Tuesday, August 16, 2016 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 Strohm to adjourn. The motion was seconded by Councilwoman Nelson and approved by unanimous voice vote.

Respectfully submitted,

Beverley A. Konopada, RMC  
Municipal Clerk