

DRAFT NO.2–2/11/2021

THE BOROUGH OF MANTOLOKING
MAYOR AND COUNCIL
FEBRUARY 16, 2021

AGENDA – CAUCUS AND REGULAR BUSINESS MEETING
MANTOLOKING ZOOM MEETING- 5:30 P.M.

Click on the link below, copy and paste the link into your web browser or go directly to the zoom website at <https://zoom.us/> and download to your computer. You will be asked to enter the Meeting ID # and passcode provided below.

Join Zoom Meeting

<https://us02web.zoom.us/j/82382888497?pwd=THRHK2c2M2JhOWMzeXNkS3RwTjBkUT09>

Meeting ID: 823 8288 8497

Passcode: 024162

Call In Phone Numbers:

1- 646-558- 8656 US (New York)

Meeting ID: 823 8288 8497, **Passcode:** 024162

1- 301-715- 8592 US (Washington D.C)

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1- 669-900- 9128 US (San Jose)

1- 253-215- 8782 US (Tacoma)

1- 346-248- 7799 US (Houston)

One tap mobile

+16465588656,,82382888497#,,,,*024162# US (New York)

+13017158592,,82382888497#,,,,*024162# US (Washington D.C)

CAUCUS MEETING

CALL TO ORDER:

OPEN PUBLIC MEETING STATEMENT: Mayor E. Laurence White 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.

ROLL CALL:

A. REVIEW OF REGULAR MEETING AGENDA

B. BOROUGH COUNCIL DISCUSSION ITEMS FOR NEXT MONTHS AGENDA.

1. Raising Beach Badge Fees for 2021 Season
2. Business Administrator Job Description
3. Bronze Certification Sustainable Jersey

Administration & Legal Committee- Councilwoman O’Mealia, Councilman Gillingham, Councilman Batcha

Finance Committee - Councilman Amarante and Councilman Gillingham

Land Use Committee- Councilman Nelson and Councilman Batcha

Public Safety Committee – Councilman Gillingham and Councilwoman O’Mealia

Public Works Committee- Councilman Amarante and Councilman Nelson

Recreation Committee-Councilman Batcha, Councilwoman O’Mealia, Councilman Amarante

C. PUBLIC COMMENT PERIOD- State your name and address for the record. Once you have finished speaking, please place your phone or computer audio on mute.

ADJOURN CAUCUS MEETING:

MOTION: _____

SECOND: _____

ALL IN FAVOR: _____

REGULAR BUSINESS MEETING

1. **CALL TO ORDER:**

2. **OPEN PUBLIC MEETING STATEMENT:** Mayor White 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:**

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

5. **RESOLUTION NO. 2021-41**

RESOLUTION: MINUTES OF PREVIOUS MEETINGS

Special Meeting Minutes- January 13, 2021

Executive Session Minutes- January 13, 2021

Caucus/Regular Business Meeting- January 19, 2021

RESOLVED, the Mantoloking Borough Council approves the minutes as distributed.

ROLL CALL VOTE RESOLUTION 2021-41

RESOLUTION NO. 2021-42

RESOLUTION OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING COUNCILWOMAN BARBARA BENZ TO STANDING COMMITTEES FOR THE YEAR 2021

WHEREAS, Pursuant to §2-2.3.1 of the Borough Code, the Mayor has nominated, and the Council established Council Committee assignments at the Borough of Mantoloking Reorganization Meeting for the year 2021; and

WHEREAS, it is the desire of the Mayor and Council to appoint Councilwoman Barbara Benz to the Land Use and Recreation Committees; and

WHEREAS, Councilwoman Lynn O’Mealia has volunteered to be removed from the Recreation Committee in order to allow Councilwoman Benz to participate.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Mantoloking, County of Ocean, State of New Jersey, that Councilwoman Barbara Benz is hereby appointed to the Land Use and Recreation Committee for the 2021 calendar year and Councilwoman O’Mealia is removed from the Recreation Committee.

RESOLUTION NO. 2021-43

RESOLUTION OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR CONFIRMATION OF THE APPOINTMENT OF JOHN MOONEY TO THE ENVIRONMENTAL COMMISSION

WHEREAS, the Chairwoman of the Environmental Commission has recommended John Mooney to become a member of the Environmental Commission; and

WHEREAS, the Mayor has nominated John Mooney serve on the Environmental Commission with a term ending December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough of Mantoloking, County of Ocean, State of New Jersey, that the appointment of John Mooney as an Environmental Commission member is hereby confirmed.

ROLL CALL VOTE RESOLUTIONS 2021-42 - 2021-43

6. **PRIVILEGE OF THE FLOOR:** Mayor White will open the meeting for public comment and questions about the agenda. State your name and address for the record. Once you have finished speaking, please place your phone or computer audio on mute.

7. **FINANCE COMMITTEE** (Budget, Grants, Reports, FEMA)- Chairman Amarante will present the monthly reports.

RESOLUTION NO. 2021-44

RESOLUTION THE REPORT OF THE MUNICIPAL FINANCE OFFICER

SEE ATTACHED REPORT

RESOLUTION NO. 2021-45

RESOLUTION: PAYMENT OF BILLS

WHEREAS, the municipal finance officer has presented

- A list of bills in the amount of \$264,098.67 with the recommendation they be paid, and
- A list of bills in the amount of \$139,380.31 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.

RESOLUTION NO. 2021-46

RESOLUTION TO ADOPT TEMPORARY EMERGENCY APPROPRIATIONS #1

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 2021 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total \$343,100.00.

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 2021 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	\$20,000.00	\$ 10,000.00
Finance	\$10,000.00	\$ 10,000.00
Tax Collection	\$ 1,000.00	
Tax Assessor	\$ 1,000.00	
Engineering		\$ 10,000.00
Planning	\$ 3,000.00	\$ 2,000.00
Construction	\$10,000.00	\$ 3,000.00
Insurance-Group Health		\$ 40,000.00
Police	\$90,000.00	\$ 10,000.00
Emergency Management	\$ 500.00	\$ 3,000.00
Road Repair	\$20,000.00	

<u>DEPARTMENT</u>	<u>S&W</u>	<u>OE</u>
Garbage		\$ 25,000.00
Buildings & Grounds		\$ 5,000.00
Sewer Systems		\$ 1,000.00
Beach Access	\$ 1,500.00	\$ 5,000.00
Beach Maintenance		\$ 10,000.00
Aid to First Aid		\$ 1,500.00
Telephone		\$ 3,000.00
Electricity		\$ 2,000.00
Fire Hydrant		\$ 3,000.00
Gasoline		\$ 1,000.00
Ocean County Utilities Authority		\$ 30,000.00
Social Security		\$ 7,500.00
Municipal Court	\$ 3,000.00	\$ 1,000.00
Capital Improvement		\$ 100.00
TOTAL	\$ 160,000.00	\$183,100.00
GRAND TOTAL	\$ 343,100.00	

RESOLUTION NO. 2021-47

RESOLUTION: TO ADOPT APPROPRIATION RESERVE TRANSFER #1

WHEREAS, N.J.S.A. 40A: 4-59 provides that in the first 3 months of the fiscal year, the amount of any appropriation reserve for the immediately preceding fiscal year is insufficient to pay the claims authorized or incurred during said preceding year which were chargeable to said appropriation, and there shall be an excess in any appropriation reserves over and above the amount deemed to be necessary to fulfill its purpose, the governing body may, by resolution adopted by not less than a 2/3 vote of the full membership thereof, transfer the amount of such excess to an appropriation reserve or an appropriation in the prior budget deemed to be insufficient to fulfill its purpose or for which no reserve was provided.

WHEREAS, the Chief Financial Officer has advised the Mayor and Council of the Borough of Mantoloking that the need for certain transfers within the 2020 Appropriation Reserves exists; and

WHEREAS, it is recommended that these appropriation reserve transfers be made;

NOW, THEREFORE BE IT RESOLVED by the governing body of the Borough of Mantoloking that the following budget transfers be made for the 2020 Appropriation Reserve balances

<u>DEPARTMENT</u>	<u>TO</u>	<u>FROM</u>
Insurance - Health	OE	\$14,400.00
Beach Maintenance	OE	\$25,000.00
Police	SW	\$ 2,500.00

<u>DEPARTMENT</u>		<u>TO</u>	<u>FROM</u>
Police	OE	\$ 2,500.00	
O. C. Utilities Authority	OE	\$38,500.00	
Telephone	OE	\$ 900.00	
 Total		 \$41,900.00	 \$41,900.00

RESOLUTION NO. 2021-48

RESOLUTION OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, AUTHORIZING AN AGREEMENT WITH HOLMAN FRENIA ALLISON, P.C. FOR 2020 OCCARES ACT EXPENDITURE REIMBURSEMENT ADVISEMENT & SUPPORT

WHEREAS, there exists a need for professional services as an expert in financial consulting for the collection and compilation of 2020 OCCARES-eligible COVID-19 expenditures and the coordination and management of claims filed with Ocean County for the Borough of Mantoloking to be awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer has recommended that Holman, Frenia Allison, P.C., be appointed as a financial consultant in accordance with its proposal, attached hereto as Schedule A, in an amount not to exceed \$3,500.00; and

WHEREAS, the performance of the services requires knowledge of an advanced type in a field of learning pursuant to N.J.S.A. 40A:11-2 and the Borough has determined that Holman, Frenia Allison, P.C. has the ability and expertise to perform the services required by the Borough; and

WHEREAS, Holman, Frenia Allison, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has 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 Holman, Frenia Allison, P.C. from making any reportable contributions to a political or candidate committee in the Borough of Mantoloking through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of contracts for “Professional Services” and requires that the resolution and contract be made available for public inspection.

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

1. That Holman, Frenia Allison, P.C. be appointed as an expert in financial consulting, is hereby appointed as Consultant for the 2020 OCCARES Act Expenditures Reimbursement AdviseMENT & Support for the Borough of Mantoloking. The firm shall be compensated at the rates set forth in its proposal, attached hereto as Schedule A, for a total amount not to exceed \$3,500.00.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, an agreement with Holman, Frenia Allison, P.C. in accordance with the provisions of this resolution.

3. That this contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts law because it is for services to be performed by a person or persons authorized by law to practice a recognized profession.
4. That the Business Disclosure Entity Certification be placed on file with this resolution.
5. That a notice of this action shall be printed once in the official newspaper of the Borough of Mantoloking.
6. That a copy of the written determination of value by the Borough shall be placed on file with this resolution.
7. That this resolution shall become effective immediately.
8. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract: _____
_____.
9. That a certified copy of this resolution, together with a copy of the Agreement, shall be forwarded to the Chief Financial Officer and Holman, Frenia Allison, P.C.

ROLL CALL VOTE RESOLUTIONS 2021-44 - 2021-48

INTRODUCTION TO ORDINANCE NO. 714

AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING ORDINANCE OF THE BOROUGH OF MANTOLOKING, FIXING AND DETERMINING SALARIES AND WAGES OF CERTAIN OFFICIALS AND EMPLOYEES

BE IT ORDAINED, by the governing body of the Borough of Mantoloking, County of Ocean, State of New Jersey, as follows:

SECTION 1. That Section 1 of the Ordinance of the Borough of Mantoloking, Fixing and Determining Salaries and Wages of Certain Officials and Employees be amended and supplemented so as to include the following position and salary range:

Borough Administrator (Part-Time)	\$30,000.00 to \$60,000.00
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SECTION 2. All ordinances or parts or ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect after second reading and publication as required by law.

ROLL CALL VOTE ORDINANCE NO. 714

8. **PUBLIC SAFETY COMMITTEE** (Police, Fire, First Aid, OEM, Court)- Chairman Gillingham will present the monthly reports.

RESOLUTION NO. 2021-49

RESOLUTION: 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
Jacob Cook	SLEO I	3/1/2021	\$13.50
Karly Morgan	SLEO I	3/1/2021	\$13.50
Blake Birdsong	SLEO I	3/1/2021	\$13.50

RESOLUTION NO. 2021-50

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MANTOLOKING AUTHORIZING SPONSORSHIP FOR POLICE ACADEMY RECRUITS

BE IT RESOLVED, by the Borough Council of the Borough of Mantoloking to hereby sponsor the following individuals to attend the Police Academy:

Name	Position	Effective Date
Jacob Cook	Police Academy Recruit SLEO 1	3/1/2021
Karly Morgan	Police Academy Recruit SLEO I	3/1/2021
Blake Birdsong	Police Academy Recruit SLEO I	3/1/2021

RESOLUTION NO. 2021 -51

RESOLUTION: IN SUPPORT OF THE MULTIPLE SCLEROSIS SOCIETY’S NEW JERSEY METRO CHAPTER AND THE “COAST THE COAST” BIKE MS RIDE

WHEREAS, the Multiple Sclerosis Society, have requested permission to pass through the Borough utilizing Barnegat Lane north, Lyman Street and Route 35 in conjunction with the “Coast the Coast” Bike MS Ride, on Saturday, May 8, 2021; and

WHEREAS, the Mayor and Council wish to endorse and support the Multiple Sclerosis Society New Jersey Metro Chapter and the “Coast the Coast” Bike MS Ride.

IT IS NOW, THEREFORE, this 16th day of February, 2021,

RESOLVED by the Mayor and Council of the Borough of Mantoloking, Ocean County, New Jersey, as follows:

1. Have requested permission to pass through the Borough utilizing Barnegat Lane, Lyman Street and State Highway Route 35 in conjunction with the “Coast the Coast” Bike MS Ride, on Saturday, May 8, 2021; and is hereby granted subject only to endorsement by the Chief of Police.
2. Upon endorsement by the Chief, a copy of this Resolution shall be forwarded to Multiple Sclerosis Society, Attention: Michael Franken
3. This approval and endorsement is subject to such conditions, if any, as shall be established by the Chief.

ROLL CALL VOTE RESOLUTIONS 2021-49 – 2021-51

9. LAND USE COMMITTEE (Building, Zoning, Land Use Board, Flooding)- Chairman Nelson will present the monthly reports.

INTRODUCTION TO ORDINANCE NO. 715

AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE BOROUGH CODE OF THE BOROUGH OF MANTOLOKING, SO AS TO AMEND CHAPTER 18, ENTITLED “STORMWATER MANAGEMENT AND CONTROL”

SEE ATTACHED ORDINANCE

ROLL CALL VOTE ORDINANCE NO. 715

10. PUBLIC WORKS COMMITTEE (Public Works, Engineering, Code Enforcement)- Chairman Amarante will present the monthly reports
11. ADMINISTRATION & LEGAL COMMITTEE (Administration, Personnel and Law, Insurance, Technology)- Chairwoman O’Mealia will present the monthly reports.

RESOLUTION NO. 2021-52

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MANTOLOKING AUTHORIZING RED CANARY, INC. TO PROVIDE TECHNOLOGY SUPPORT (ACTIVE MONITORING AND RESPONSE SOFTWARE PROVIDER) SERVICES

WHEREAS, there exists a need for the technology support (active monitoring and response software provider) for the Borough; and

WHEREAS, Red Canary, Inc. is duly qualified to provide technology support (active monitoring and response software provider) services to the Borough;

WHEREAS, Red Canary, Inc. has provided a proposal to the Borough to provide said services;

WHEREAS, the Local Public Contracts Law, specifically N.J.S.A. 40A:11-5, authorizes the award of contracts for without competitive bids pursuant to; and

WHEREAS, it is the desire of the governing body to award a contract to Red Canary, Inc. to provide Technology support (active monitoring and response software provider) for the Borough at a cost not to exceed \$8,775.00;

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

1. That Red Canary, Inc. is hereby awarded a contract to provide Technology support (active monitoring and response software provider) to the Borough in an amount not to exceed \$8,775.00 in accordance with the proposal which is on file in the Office of the Borough Clerk and can be viewed during normal business hours.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to, respectively, the attached agreement with Red Canary, Inc. in accordance with the provisions of this resolution.
3. That this resolution shall take effect immediately.
4. That a certified copy of this resolution shall be provided by the Borough Clerk to the Chief Financial Officer and Red Canary, Inc.
5. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract: _____

ROLL CALL VOTE RESOLUTION 2021- 52

INTRODUCTION TO ORDINANCE NO. 716

AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE BOROUGH CODE OF THE BOROUGH OF MANTOLOKING, SO AS TO AMEND CHAPTER 2, ENTITLED “ADMINISTRATION”

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Mantoloking, County of Ocean, and State of New Jersey, as follows:

SECTION 1. Section 2-17 of the Borough Code of the Borough of

Mantoloking, entitled “Borough Administrator (Part-Time)” is hereby created and shall read in its entirety as follows:

§2-17 Borough Administrator (Part-Time).

§2-17.1 Purpose.

The responsibilities and operations of local government are complex due to the ever-increasing rules and regulations set forth by various state and federal agencies. The position of Borough Administrator (Part-Time) is hereby created to provide assistance to elected officials and Borough staff by facilitating the proper administration of the affairs of the municipality while preserving the character and culture specific to the Borough of Mantoloking. A Borough Administrator will provide structured managerial support to enhanced continuity of operations to mitigate the potential disruption occasioned by the turnover of elected officials. The appointment of a Borough Administrator will improve Borough operations, processes and services by serving as a liaison to better facilitate communication and cooperation among Departments, Mayor and Council. The duties and responsibilities of the Borough Administrator shall relate to the general management of all Borough business, except those duties and responsibilities conferred upon other Borough officials by applicable laws, rules and regulations, judicial authority, or Borough ordinance.

§2-17.2 Creation.

The office of Borough Administrator (Part-Time) is hereby created pursuant to N.J.S.A. 40A:9-136 within the Borough of Mantoloking, County of Ocean, State of New Jersey.

§2-17.3 Appointment.

The Borough Administrator shall be appointed by the Mayor with the advice and consent of Borough Council.

§2-17.4 Term of Office.

The Borough Administrator shall serve at the pleasure of the governing body, pursuant to N.J.S.A. 40A:9-137.

§2-17.5 Compensation.

The Borough Administrator shall receive compensation as provided in the Salary Ordinance.

§2-17.6 Duties.

The duties of the Borough Administrator shall be as follows:

- 1) Improving communications among the various Borough personnel, departments, professionals, boards, and the governing body.
- 2) Integrating and facilitating the functions of all departments, boards, professionals, offices and elected and appointed officials so as to provide a key link for day-to-day operations and allowing department heads to focus on their areas of expertise.
- 3) Consulting with the Mayor and Council and staff to establish goals and objectives for the Borough as a whole as well as Borough personnel to be reviewed on an annual basis with special emphasis on critical problems and any deterrents to the achievement thereof.

- 4) Implementing the policies, priorities and directives of the governing body and providing information and analysis to the Mayor and Council in connection with their policy development.
- 5) Assisting the governing body in translating its vision and goals into action plans by monitoring accomplishment of projects/initiatives and assisting in expediting as appropriate.
- 6) Coordinating the fulfillment of the objectives as set forth recommended in the Borough's strategic plan with the budget and with long range planning.
- 7) Recommending process improvement initiatives to the Mayor and Council to enhance organizational productivity and implementing such process(es) as directed.
- 8) Providing municipal government orientation and training for newly elected officials.
- 9) Assisting the Municipal Clerk, Mayor and Council in preparation of Council Meeting agendas.
- 10) Attending all council meetings and other meetings as may be directed by the governing body.
- 11) Keeping the governing body informed as to the conduct of the Borough affairs; submit periodic reports, either in writing or orally as deemed advisable or as the governing body shall request.
- 12) Establishing clear expectations, providing clarity around roles, and ensuring transparent communication throughout the organization including keeping employees informed of Borough activities that affect them and involve employees in the identification and solution of problems facing the Borough.
- 13) Under the direction of the Mayor and Council, encouraging regional cooperation with other municipalities and government agencies.
- 14) Ensuring the Borough has effective community outreach and public relations including all appropriate and effective technology.
- 15) Advising Borough department heads on a full range of organizational, management, administrative, technological, budget, and financial policies and related issues.
- 16) Advising Mayor and Council and department heads in the recruitment, hiring, discipline and evaluation systems of employees and all matters of personnel administration including facilitating development of formalized job descriptions for appropriate positions.
- 17) Serving as the personnel officer of the Borough and maintaining personnel files as required by law.

- 18) Assisting the Chief Financial Officer, Finance Committee and Mayor and Council in the preparation, review, and adoption of the temporary budget, annual capital, and operating budgets.
- 19) Administering, in conjunction with the Chief Financial Officer and department heads, the adopted budget, including maintenance of a continuing review and analysis of the budget operation, work progress and costs of municipal services; and assessing the attainment of budget and service goals and reporting the same regularly to the Mayor and Council.
- 20) Ensuring that the provisions of all contracts, franchises, leases, permits and privileges granted by the Borough are complied with and providing periodic reports of said compliance upon request.
- 21) Negotiating, researching, recommending, and implementing contracts, in conjunction with the appropriate department head(s), for the Borough upon request of the governing body and subject to the approval of the governing body
- 22) Researching, recommending and implementing funding grants from various sources for the improvement and development of Borough capital projects and needs as well as for services to the Borough and its residents.
- 23) Perform such other functions and duties as may from time to time be assigned by ordinance, resolution or direction of the Mayor and Council, consistent with the laws of the State of New Jersey.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

ROLL CALL VOTE ORDINANCE NO. 716

12. **RECREATION COMMITTEE (Recreation, Beach, Beautification)**- Chairman Batcha will present the monthly reports.

RESOLUTION NO. 2021- 53

RESOLUTION OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, AUTHORIZING AN AGREEMENT WITH AQUA-SERVE LIFEGUARDS

WHEREAS, the Borough of Mantoloking has determined it is in the best interests of the Borough to provide lifeguarding services at three locations for the summer of 2021; and

WHEREAS, the Borough is in receipt of a proposal from Aqua-Serve Lifeguards for the provision of Lifeguarding Services; and

WHEREAS, the Borough hereby accepts the proposal of Aqua-Serve Lifeguards, attached hereto as Schedule A, and authorizes the execution of an Agreement with Aqua-Serve-Lifeguards in accordance with Option C of the proposal for the summer season of 2021 on three beaches in the Borough, subject to the approval of the Borough Attorney in accordance therewith; and

WHEREAS, the Chief Financial Officer has certified that there are funds available for this contract, which certification is annexed hereto; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 *et seq.*, authorizes the award of contracts for “Professional Services” and requires that the resolution and contract be made available for public inspection.

IT IS THEREFORE RESOLVED, by the Borough Council of the Borough of Mantoloking as follows:

1. That Option C of the proposal of Aqua-Serve Lifeguards, attached hereto as Schedule A, is hereby accepted.
2. That the Mayor is hereby authorized to execute and the Borough Clerk to attest to an Agreement with Aqua-Serve Lifeguards for the provision of lifeguarding services in accordance with Option C of the proposal.
3. That a certificate of availability of funds executed by the Chief Financial Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract:
_____.
4. That a copy of this resolution shall be forwarded to Chief Financial Officer and the Chief of Police.

ROLL CALL VOTE RESOLUTION 2021-53

INTRODUCTION TO ORDINANCE NO. 717

AN ORDINANCE OF THE BOROUGH OF MANTOLOKING, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING THE BOROUGH CODE OF THE BOROUGH OF MANTOLOKING, SO AS TO AMEND CHAPTER 10, ENTITLED “BEACH REGULATIONS”

NOW, THEREFORE, BE IT ORDAINED, by the governing body of the Boroug of Mantoloking, County of Ocean, State of New Jersey, as follows:

SECTION 1. The Borough Code of the Borough of Mantoloking is hereby amended and supplemented so as to amend Chapter 10, entitled “Beach Regulations,” so as to amend §10-3.2 entitled “Application and Fee” in its entirety so that it shall read as follows:

§10-3.2 Application and Fee.

Badges may be purchased at the municipal facilities on Downer Avenue, or such other location(s) as may be advertised, from 10:00 a.m. and 6:00 p.m. Individuals desiring to purchase a seasonal beach badge shall be required to pay a fee of \$80.00 if said badge is purchased between April 1st and close of business on Memorial Day. If the seasonal beach badge is purchased after Memorial Day and on or before Labor Day, the cost of such seasonal beach badge shall be \$95.00. The beach badge shall be valid for the entire summer season of the year it is issued. Half season badges will be available starting the first Saturday in August for \$50.00. Daily badges will be sold for \$12.00 dollars per badge. No replacement badges will be issued without payment of the entire, then current, badge fee.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. This ordinance shall take effect after second reading and publication as required by law.

ROLL CALL VOTE ORDINANCE NO. 717

13. **MAYOR AND COUNCIL COMMENTS:**

14. **PUBLIC COMMENTS PERIOD:** State your name and address for the record. Once you have finished speaking, please place your phone on mute.

15. **NEXT MEETING:** Caucus and Regular Business Meeting, Tuesday, March 16, 2021 Zoom Meeting.

16. **ADJOURNMENT** :