

Office of the Board of Commissioners
Borough of Monmouth Beach
March 12, 2013

The following statement was read by Mayor Susan Howard:

This meeting is called pursuant to the provisions of the open public meetings law. Notice of this meeting was transmitted to the Asbury Park Press, the Link News and The Atlanticville on January 24, 2013, posted on the bulletin board in the Municipal Building on that date and has remained continuously posted as the required notice under the statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

Pledge of Allegiance

Mayor Howard called the meeting to order at 6:00 pm.

Present – Mayor Howard, Commissioner Cunniff, Commissioner McBride
Absent – None

Commissioner Cunniff moved, seconded by Commissioner McBride that the reading of the minutes of the previous meetings held on January 8, 15 and 22, 2013 be dispensed with and that they stand as recorded.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Commissioner Cunniff moved, seconded by Commissioner McBride that the following bills which had been reviewed by their respective department heads be approved for payment.

031761 M	407.70	02/25/13	JERSEY CENTRAL POWER & LIGHT
031763	276.00	03/12/13	A.R. COMMUNICATIONS
031764	195.00	03/12/13	ACE AUTO TOPS & SEAT COVERS
031765	104.90	03/12/13	ANNE P. ROONEY
031766	2753.76	03/12/13	APPLE, INC
031767	468.10	03/12/13	ARAMARK UNIFORM SERVICE
031768	54.00	03/12/13	ASBURY PARK PRESS
031769	204.02	03/12/13	ASBURY PARK PRESS #1171
031770	1853.34	03/12/13	ASSOCIATED HUMANE SOCIETIES
031771	480.00	03/12/13	ATLANTIC FIRE AND SECURITY INC
031772	249.47	03/12/13	AVAYA FINANCIAL SERVICES
031773	310.47	03/12/13	AVAYA, INC.
031774	87.41	03/12/13	BAIN'S HARDWARE, INC.
031775	286.55	03/12/13	BONNIE ROSS
031776	104.90	03/12/13	BRADFORD DODSON
031777	2880.00	03/12/13	CAUSEWAY CONSTRUCTION, LLC
031778	3500.00	03/12/13	CDS FLOOD TEAM
031779	20.00	03/12/13	CENTRAL JERSEY REGISTRAR'S ASSOC.
031780	50.00	03/12/13	CENTRAL JERSEY REGISTRAR'S ASSOCIATION
031781	2579.00	03/12/13	CINDY CORDERO,NJ DEPT OF COMM. AFFAIRS
031782	305.88	03/12/13	COMCAST
031783	708.80	03/12/13	CONTE'S CARWASH
031784	4175.00	03/12/13	COUNTY OF MONMOUTH
031785	1485.00	03/12/13	CUSTOM TIRE ASSOCIATES
031786	150.00	03/12/13	DAVID FALCO MD
031787	12745.00	03/12/13	DENNIS A. COLLINS ESQ.
031788	195.39	03/12/13	DOUGLAS LOVORMESE
031789	352.60	03/12/13	ECONO SIGNS LLC.
031790	626.50	03/12/13	ELITE FORMS, INC.
031791	2466.00	03/12/13	EMERGENCY SYSTEMS SERVICE COMPANY
031792	1347.50	03/12/13	FARMHOUSE ELECTRIC
031793	3007.00	03/12/13	FEMA FLOOD PAYMENTS
031794	248.20	03/12/13	GALLS, AN ARAMARK COMPANY
031795	440.00	03/12/13	GARDEN STATE HIGHWAY PRODUCTS
031796	883.25	03/12/13	GEMPLER'S
031797	1062.56	03/12/13	GEORGE HYNDSMAN PLUMBING & HEATING
031798	587.67	03/12/13	GEORGE WALL LINCOLN MERCURY
031799	902.85	03/12/13	GRAINGER GOVERNMENT CALL CENTER
031800	104.90	03/12/13	HEATHER E. TYNAN
031801	295.80	03/12/13	HOME DEPOT CREDIT SERVICES
031802	81.30	03/12/13	HOOVER TRUCK CENTERS
031803	10960.00	03/12/13	HORIZON BLUE CROSS BLUE SHIELD OF NJ INC
031804	675.00	03/12/13	HTM GUTTERS
031805	120.00	03/12/13	INTERNATIONAL ASSOC OF CHIEF'S OF POLICE
031806	6727.03	03/12/13	JERSEY CENTRAL POWER & LIGHT
031807	90.00	03/12/13	JERSEY SHORE EMBROIDERY
031808	1882.16	03/12/13	JOHN L. KRAFT, ESQ.
031809	104.90	03/12/13	JOSEPH MASICA
031810	255.65	03/12/13	KEPWELL SPRING WATER CO., INC.

031811	723.80	03/12/13	LANIGAN ASSOCIATES, INC.
031812	2664.07	03/12/13	LAWES COAL COMPANY, INC.
031813	91.00	03/12/13	MGL PRINTING SOLUTIONS
031814	220.50	03/12/13	MINERVA CLEANERS
031815	1500.00	03/12/13	MONMOUTH COUNTY TREASURER
031816	160.00	03/12/13	MONMOUTH MUNICIPAL JUDGES ASSOCIATION
031817	2000.00	03/12/13	MONTEFORTE ARCHITECTURAL STUDIO, LLC
031818	136.00	03/12/13	MR. JOHN INC.
031819	1433.50	03/12/13	NAPA AUTO PARTS
031820	7464.50	03/12/13	NEW JERSEY AMERICAN WATER CO.
031821	295.00	03/12/13	NEW JERSEY CONFERENCE OF MAYORS
031822	100.00	03/12/13	NEW JERSEY EMERGENCY MANAGEMENT ASSOC
031823	30.00	03/12/13	NEW JERSEY LEAGUE OF MUNICIPALITIES
031824	3417.82	03/12/13	NEW JERSEY NATURAL GAS CO.
031825	250.00	03/12/13	NJ STATE ASSOC. OF CHIEFS OF POLICE
031826	6006.25	03/12/13	OLIWA & COMPANY
031827	104.90	03/12/13	PATRICIA KELLER
031828	104.90	03/12/13	PAULA MURRAY
031829	207.00	03/12/13	PETER RECHTMAN
031830	855.35	03/12/13	PLANTERS UNLIMITED
031831	14413.07	03/12/13	PRESCRIPTION CORPORATION OF AMERICA
031832	100.00	03/12/13	RAY SMITH
031833	834.67	03/12/13	RED THE UNIFORM TAILOR
031834	270.22	03/12/13	SCOLES FLOORSHINE IND.
031835	306.24	03/12/13	SCOTT SHANKER
031836	45.25	03/12/13	SEABOARD FIRE & SAFETY EQUIPMENT CO.
031837	50.00	03/12/13	SHREWSBURY BORO-TWO RIVERS MAYORS' ACCT
031838	2293.55	03/12/13	SPECTROTEL
031839	1569.21	03/12/13	STAPLES CREDIT PLAN
031840	104.90	03/12/13	SUSAN JASIO KOCH
031841	346463.00	03/12/13	T & M ASSOCIATES
031844	92.67	03/12/13	THE LINK NEWS
031845	218.09	03/12/13	TRICO CREDIT CORP.
031846	310.00	03/12/13	TRIDENT ABSTRACT TITLE AGENCY, LLC
031847	180.00	03/12/13	TRITON RENOVATION
031848	1896.89	03/12/13	TRIUS, INC
031849	997.50	03/12/13	UNITED COMPUTER SALES & SERVICE INC
031850	104.05	03/12/13	VERIZON COMMUNICATIONS
031851	949.80	03/12/13	VERIZON WIRELESS
031852	298.41	03/12/13	VERMEER NORTH ATLANTIC
031853	851.74	03/12/13	W. E. TIMMERMAN CO., INC.
031854	1530.00	03/12/13	WITMER PUBLIC SAFETY GROUP, INC.
031855	27495.69	03/12/13	WITT GROUP HOLDINGS LLC
031856	3688.99	03/12/13	WRIGHT EXPRESS FSC

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Mayor Howard said that the first item on the agenda was a construction variance hearing for 18 Robbins Street. She noted that Ken Shaw, the contractor for the project, was present this evening to represent the homeowner, who was away. The Mayor pointed out that Mr. Shaw had appeared before the Commissioners several times for variances and was well aware of the possible risks involved in not building to V Zone construction standards.

Mr. Shaw acknowledged the potential risk involved and said that the homeowner was also aware of the possibility of paying increased flood insurance premiums. He said that the home would be in full compliance of the ABFE plus 36" of freeboard.

Commissioner McBride moved the following Resolution which was seconded by Commissioner Cuniff:

**A RESOLUTION GRANTING A VARIANCE TO LOT 11.01 BLOCK 45.01
(18 ROBBINS STREET) FROM THE
STRICT APPLICATION OF FLOODPLAIN CONSTRUCTION STANDARDS
IN THE BOROUGH OF MONMOUTH BEACH
COUNTY OF MONMOUTH, STATE OF NEW JERSEY**

WHEREAS, the Borough of Monmouth Beach participates in the National Flood Insurance Program; and

WHEREAS, The Borough of Monmouth Beach has adopted and enforces a local floodplain ordinance which incorporates the Federal Emergency Management Agency's (FEMA) floodplain standards and recommendations; and

WHEREAS, the owner of the residence located on Lot 11.01 Block 45.01 and more commonly known as 18 Robbins Street seeks the following relief:

- 1. Relief from the requirement that Coastal A Zone properties employ V-Zone construction standards; and**

WHEREAS, the property owner has represented that it will comply with the standards applicable to A Zones; and

WHEREAS, the Borough recognizes that the use of V-Zone construction standards in a Coastal A zone is not a mandatory requirement under federal guidelines and remains a recommendation to local government entities; and

WHEREAS, although the Borough has adopted the maximum standards recommended by FEMA, the requested variance from the Borough standards should be permitted as the owner does not seek to deviate from a minimum standard promulgated by the federal government. Most significantly, the owner only seeks a deviation from a recommendation of the federal government; and

WHEREAS, the Borough recognizes that the grounds upon which variances can and should be granted are met because the federal government has chosen not to mandate V-Zone construction techniques in a Coastal AE or Coastal A zone; and

WHEREAS, the Borough accepts the owner's representation that strict enforcement will result in undue hardship:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Commissioners of the Borough of Monmouth Beach, that a variance be granted to Lot 11.01 Block 45.01, also known as 18 Robbins Street, from the strict application of Floodplain Construction Standards in particular as follows:

1. The owner shall not be required to construct in accordance with V-Zone standards for the proposal that will raise the structure as more fully outlined in the owner's submission; and
2. A Zone construction techniques shall be utilized; and
3. This variance is limited to the relief noted in Paragraph 1 for the proposed repair/reconstruction project that will be first permitted following this approval; and
4. No variance from any other applicable standard shall be considered granted unless specifically noted herein.

BE IT FURTHER RESOLVED, that the Owner is hereby put on notice that this relief may result in increased expenses or diminution in property value which may include but not be limited to increased flood insurance premiums. The owner, by proceeding to construct in accordance with this variance approval, acknowledges that the Borough of Monmouth Beach has granted this approval based on the owner's voluntary request and any adverse conditions created by such deviation from ordinance standards are the sole and exclusive responsibility of the owner.

BE IT FURTHER RESOLVED that a true and accurate copy of this resolution be placed on file with the construction office of the Borough of Monmouth Beach

Upon the call of the roll the foregoing motion was passed by the following vote: Aye -3-.

Commissioner Cunniff moved, seconded by Commissioner McBride that the following Consent Agenda items be passed and adopted:

RESOLUTION

WHEREAS, there exists a need for the services of a Special Labor Counsel for the Borough of Monmouth Beach for the year 2013; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, R.S. 40A:11-1 et.seq., requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bidding must be published no more than ten (10) days following the adoption thereof;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach as follows:

1. The Mayor and Municipal Clerk are hereby authorized on behalf of the Borough, to retain Douglas Kovats, Esq., an Attorney-At-Law of the State of New Jersey, to perform the service of Special Labor Counsel for the year 2013 and do hereby appoint Douglas Kovats to that office.

2. Said attorney is retained and appointed to the office of Borough Attorney without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because the service rendered or performed is to be done by a person authorized by law to practice a recognized profession and whose profession and practice is required by law and bids are not required as per R.S. 40A:5-11.

3. The Contract has been awarded in compliance with State Law under a "Non Fair and Open" process. This award shall be contingent upon the execution of a Business Entity Disclosure Certification as well as all other submissions as required by law.

4. A copy of this Resolution shall be published as required by law within ten (10) days of its passage. The Resolution and contract are on file and available for public inspection in the office of the Borough Clerk.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that Ronald Vigliotti be appointed as Building Sub-Code Official for the Borough of Monmouth Beach; and

BE IT FURTHER RESOLVED that according to law this appointment shall be for a four (4) year term, to expire March 12, 2017; and

BE IT FINALLY RESOLVED that said appointment be effective immediately.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that Robert Hartsgrove be appointed as Plumbing Sub-Code Official for the Borough of Monmouth Beach; and

BE IT FURTHER RESOLVED that according to law this appointment shall be for a four (4) year term, to expire March 12, 2017; and

BE IT FINALLY RESOLVED that said appointment be effective immediately.

RESOLUTION

WHEREAS, on December 11, 2012, the Board of Commissioners of the Borough of Monmouth Beach appointed John Antonides to serve as interim Tax Collector for the Borough of Monmouth Beach for a period of 90 days; and

WHEREAS, the Mayor and Commissioners desire to extend said interim appointment for an additional 90 days; and

WHEREAS, Mr. Antonides has agreed to serve as interim Tax Collector for the Borough of Monmouth Beach for an additional period of 90 days;

NOW, THEREFORE, BE IT RESOLVED that John Antonides be, and is hereby appointed, to serve as interim Tax Collector for the Borough of Monmouth Beach for an additional 90 day period, effective immediately, with said term to expire June 20, 2013.

RESOLUTION

WHEREAS, on December 11, 2012, the Board of Commissioners of the Borough of Monmouth Beach appointed John Antonides to serve as interim Chief Finance Officer for the Borough of Monmouth Beach for a period of 90 days; and

WHEREAS, the Mayor and Commissioners desire to extend said interim appointment for an additional 90 days; and

WHEREAS, Mr. Antonides has agreed to serve as interim Chief Finance Officer for the Borough of Monmouth Beach for an additional period of 90 days;

NOW, THEREFORE, BE IT RESOLVED that John Antonides be, and is hereby appointed, to serve as interim Chief Finance Officer for the Borough of Monmouth Beach for an additional 90 day period, effective immediately, with said term to expire June 20, 2013.

RESOLUTION

BE IT RESOLVED that the Operating Dates and Hours of the Monmouth Beach Bathing Pavilion for the 2013 Summer Season shall be as follows:

May 25 – 27	10:00 am – 5:30 pm
June 1 – 2	10:00 am – 5:30 pm
June 8 – 9	10:00 am – 5:30 pm
June 15 – 16	10:00 am – 5:30 pm
June 22 – Sept. 2	10:00 am – 7:00 pm (Monday thru Thursday)
	10:00 am – 8:00 pm (Friday thru Sunday)
Sept. 7 – 8	10:00 am – 7:00 pm

BE IT FURTHER RESOLVED that the Board of Commissioners reserve the right to modify this Resolution based upon circumstances which would require the closure of the bathing pavilion including weather conditions or a failure to meet staffing requirements.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that the Borough Clerk be authorized to advertise for bids for Concession/Snack Bar services for the 2013 summer season at the Bathing Pavilion; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be authorized to execute the contract for same.

Upon the call of the roll the foregoing motion was carried by the following vote: Ayes -3-.

End of Consent Agenda

The following Ordinance was read by title only by the Clerk:

AN ORDINANCE OF THE BOROUGH OF MONMOUTH BEACH COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER XI ENTITLED "BEACHES, DUNES, PAVILION AND WATERWAYS" SECTION 11-2.2 ENTITLED "FACILITY FEES, BEACH RATES AND BATHHOUSE CHARGES"

Commissioner Cunniff moved, seconded by Commissioner McBride that the Ordinance be passed on title only and that the Clerk be instructed to advertise the Ordinance for a public hearing to be held on April 9, 2013.

Mayor Howard said that this ordinance would provide for free beach and pool badges to the volunteers who serve our community. She noted that last year they had been given beach only badges free of charge.

Upon the call of the roll the foregoing motion was carried by the following vote: Ayes -3-.

The following Ordinance was read by title only by the Clerk:

AN ORDINANCE OF THE BOROUGH OF MONMOUTH BEACH COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING CHAPTER XI ENTITLED "BEACHES, DUNES, PAVILION AND WATERWAYS" SECTION 11-2.2 ENTITLED "FACILITY FEES, BEACH RATES AND BATHHOUSE CHARGES"

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be opened to the public.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Mayor Howard said that this ordinance would establish the beach fees for 2013. She said there would be no increase from last year's rates.

There being no comments or questions from the public,

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be closed.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Commissioner Cunniff moved, seconded by Commissioner McBride that the Ordinance be passed and adopted after a second reading and a public hearing.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

The following Ordinance was read by title only by the Clerk:

AN ORDINANCE TO FIX THE SALARIES AND TERMS OF OFFICE IN SUCH CASES WHERE THE TERMS OF OFFICE ARE NOT FIXED BY STATUTE OF THE OFFICERS AND EMPLOYEES OF THE BOROUGH OF MONMOUTH BEACH AND TO DEFINE THEIR DUTIES IN ADDTION TO THOSE FIXED BY STATUTE OR OTHER ORDINANCE, ADOPTED THE 27TH DAY OF MARCH, 1951, AS SUBSEQUENTLY AMENDED

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be opened to the public.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

There being no comments or questions from the public,

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be closed.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Commissioner McBride moved, seconded by Commissioner Cunniff that the ordinance be passed and adopted after a second reading and a public hearing.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

The following Ordinance was read by title only by the Clerk:

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER VII ENTITLED "TRAFFIC" SECTION 7-14 ENTITLED "PARKING PROHIBITED" SUBSECTION 7-14.3 ENTITLED "PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS DURING CERTAIN TIMES OF THE YEAR" AND SECTION 7-15 ENTITLED "PARKING PROHIBITED DURING CERTAIN HOURS" SUBSECTION 7-15.2 ENTITLED "PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS DURING CERTAIN TIMES OF T HE YEAR" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF MONMOUTH BEACH

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be opened to the public.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Mayor Howard said this amendment would modify the parking on River Avenue so that the residents would not be burdened during pavilion hours.

There being no comments or questions from the public,

Commissioner McBride moved, seconded by Commissioner Cunniff that the hearing on the ordinance be closed.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Commissioner Cunniff moved, seconded by Commissioner McBride that the ordinance be passed and adopted after a second reading and a public hearing.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Administrator's Report – Mr. Chismar had nothing to report.

Borough Attorney's Report – Mr. Collins said he had gotten a response from the director of banking and insurance regarding the Borough's questions to FEMA. He said that a conference call was scheduled for tomorrow.

Commissioner McBride moved, seconded by Commissioner Cunniff that the meeting be opened to the public.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Ray Smith, 15 Ocean Avenue, said he was here tonight with his neighbors at 17 Ocean Ave., Mr. and Mrs. Mayer. Mr. Smith said that a health and safety issue existed behind their homes due to the approximately three feet of standing, stagnant water. He said the rip rap drains were clogged with sand and the water coming over the seawall could not drain and was instead draining onto his neighbor's property.

Mayor Howard included Bob Stetz, T&M Associates, in the discussion. Mr. Stetz said he would talk to Ben Keiser at the DEP and they would address the problem. Mr. Stetz said he would call Mr. Smith to arrange to visit the area in question.

Mr. Mayer, 17 Ocean Ave., said that people ride their bikes on top of the seawall and it's not safe. He also asked if there were any plans to replenish the beach.

Mayor Howard said the State was more concerned with providing public access than they were about safety. She said that as part of the Borough's mitigation measures, she has requested that the seawall be raised by two feet and that it be fortified, repaired, and re-grouted.

Mayor Howard stated that Congressman Pallone said the sand would be replenished, beginning at Sandy Hook and moving down the shore. She said the beach profile had been closely monitored during the 2012 replenishment project so the Army Corps would be able to restore the beach to its pre storm profile.

Ms. Mayer asked if there were any plans to replant and restore the dune grass.

Mayor Howard said the first priority was to get the bathing pavilion up and running. She said the Fall, not the Spring, was the time to plant dune grass. The Mayor said the town was also looking at the concept of engineered sand dunes.

Frank Delaney, 44 Valentine Street, commented that it was upsetting to see so many homes for sale in the borough. He said that many people could not afford to raise their homes and that builders were buying up many of the homes. Mr. Delaney expressed concern with the truckloads of dirt that are being brought in and placed on the lots and the possible drainage problems that might result.

Mayor Howard said that if homeowners were raising their properties more than 18" they were required by Ordinance to file a drainage plan.

Mr. Delaney said he was concerned that builders were buying up so many of the properties in town that were up for sale.

Dennis Collins, Borough Attorney, said that according to law you could not treat builders or contractors any differently than other homeowners.

Bob Stetz said that if there was a question regarding the amount of fill that had been brought onto a property that was under construction, it should be brought to the Construction Official's attention since there would have been a building permit issued.

Commissioner McBride discussed the need to have the river dredged. Mayor Howard said that she would write a letter to the Governor to address the issue.

Mr. Delaney asked if anything had been done to help the residents who could not afford to raise and repair their homes. He noted that the Bathing Pavilion was under construction but that there were still residents who were not back in their homes. Mr. Delaney asked if there would be any kind of a tax break for residents.

Mayor Howard said the Borough was applying for funds through the Hazard Mitigation Grant Program (HMGP). She said if the application was successful, that money would be used to help residents with the cost of raising their homes. She said we can't do more than what we are doing. Mayor Howard noted that property tax assessment cards had recently gone out and that reductions had been given to those who had been damaged due to the storm.

There being no further business,

Commissioner Cunniff moved, seconded by Commissioner McBride that the meeting be closed.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Commissioner McBride moved, seconded by Commissioner Cunniff that the meeting be adjourned.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -3-.

Mayor Howard

Commissioner Cunniff

Commissioner McBride

ATTEST:

Joyce L. Escalante, RMC
Borough Clerk
March 12, 2013