

Office of the Board of Commissioners
Borough of Monmouth Beach
April 9, 2015, 4:00 PM

The following statement was read by Mayor Susan Howard:

This special meeting is called pursuant to the provisions of the Open Public Meetings Law. Notice of this meeting was published in the Asbury Park Press on April 8, 2015 and transmitted to the Link News on April 7. In addition a copy of this notice was posted on the bulletin board in the Municipal Building and filed in the office of the Municipal Clerk on April 7. The notice has remained continuously posted as required under the statute.

Mayor Howard called the meeting to order at 4:00 pm.

Present - Mayor Howard, Commissioner McBride
Absent – Commissioner Cunniff

The Mayor requested that all persons rise for the Pledge of Allegiance.

Commissioner McBride moved, seconded by Mayor Howard that bills totaling \$24,188.38 be approved for payment.

Upon the call of the roll the foregoing motion was carried by the following vote: Aye -2-, Nay -0- Absent -1-.

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

RESOLUTION
AWARDING A CONTRACT FOR BONDING, PAINTING AND SYSTEM START UP
AND PREP OF THE POOLS AT THE MONMOUTH BEACH BATHING PAVILION

WHEREAS, proposals were solicited by T&M Associates, Borough Engineers, on behalf of the Borough of Monmouth Beach for the Bonding, Painting and System Start Up and Prep of the Pools at the Monmouth Beach Bathing; and

WHEREAS, two quotes were received as indicated:

- 1) Aquatic Integrity: \$20,410.00
- 2) Ransom Hydronics, Inc.: \$24,750.00; and

WHEREAS, the Mayor and Commissioners have reviewed the quotes submitted and the recommendation of the Borough Engineer;

NOW, THEREFORE, BE IT RESOLVED to accept the quote of Aquatic Integrity in an amount not to exceed \$20,410.00, subject to the Financial Officer certifying that funds are available; and

BE IT FURTHER RESOLVED that the Mayor and Clerk be authorized to confirm and authorize the work outlined in the quote of Aquatic Integrity referred to herein.

RESOLUTION

WHEREAS, proposals were solicited by T&M Associates, Borough Engineers, on behalf of the Borough of Monmouth Beach for a Project entitled: Monmouth Beach Bathing Pavilion Phase XI – Egress Stairs; and

WHEREAS, two quotes were received as indicated:

1) Shorelands Construction Inc.:		
<u>Base Bid</u>	<u>Base Bid + Alternate 1</u>	<u>Base Bid + Alternates 1 & 2</u>
\$34,999.00	\$39,499.00	\$52,299.00

2) J&M Quality Contracting, LLC:		
<u>Base Bid</u>	<u>Base Bid + Alternate 1</u>	<u>Base Bid +Alternates 1 & 2</u>
\$65,900.00	\$72,400.00	\$79,200.00

WHEREAS, the Mayor and Commissioners have reviewed the proposals submitted and the recommendation of the Borough Engineer as set forth in a letter dated April 6, 2015;

NOW, THEREFORE, BE IT RESOLVED that the proposal submitted by Shorelands Construction Inc. for the Base Bid in an amount not to exceed \$34,999.00 be and is hereby accepted and awarded; and

BE IT FURTHER RESOLVED that said award is subject to the Chief Financial Officer certifying that funds are available and review and approval of the bid documents by the Borough Attorney; and

BE IT FINALLY RESOLVED that the Mayor and Clerk are authorized to confirm and authorize the work outlined in the proposal submitted by Shorelands Construction Inc.

RESOLUTION

BE IT RESOLVED by the Mayor and Commissioners of the Borough of Monmouth Beach that the following Change Order has been presented for approval for the following project:

Change Order #	Change Order #1
Project	Dune Construction Project NFWF Hurricane Sandy Coastal Resiliency Competitive Grant Program
Contractor	Earthworks, Inc.
Amount	\$12,700.00

BE IT FURTHER RESOLVED that this Change Order increases the contract amount by \$12,700.00 to reflect the costs associated with the following:

- Replacement of the Cape American Beachgrass, Seaside Goldenrod, Switch Grass and Costal Panicgrass with four hundred seventy five (475) 1 Gallon Rosa Rugosa and six hundred twenty five (625) 3 Gallon Rosa Rugosa. Four hundred seventy five 1 Gallon Rosa Rugosa Plants (Pink Flowering) will be installed in front of the Bathing Pavilion to infill the existing plants and six hundred twenty five (625) 3 Gallon Rosa Rugosa Plants (Pink Flowering) will be installed in a triple staggered row in front of the Bathing Pavilion proposed sand fence.
- The existing sand fence will be replaced with the new stronger sand fence and post 8 feet on center.

BE IT FURTHER RESOLVED that the Borough Engineers, T&M Associates, in a letter dated April 3, 2015, have recommended that the change order be approved,

NOW, THEREFORE, BE IT FINALLY RESOLVED that Change Order #1 for the Dune Construction Project NFWF Hurricane Sandy Coastal resilience Competitive Grant Program be and is hereby approved.

RESOLUTION

WHEREAS, the Mental Health Association of Monmouth County, Inc. has made application for an on premise draw raffle for merchandise (theme baskets) to take place during an event to be held on May 13, 2015, at the Channel Club, Monmouth Beach; and

WHEREAS, the Board of Commissioners of the Borough of Monmouth Beach feel that the applicant is qualified; that the members designated to conduct the games and to assist are of good moral character and have never been convicted of crime;

FURTHERMORE, that the games will be conducted in accordance with the rules and regulations of the Legalized Games of Chance Control Commission and the entire net proceeds are to be devoted to a purpose permitted by the Commission; and

WHEREAS, there is satisfactory proof that no payment will be made for conducting the games or assisting therein and that the prizes are of the nature and amount allowed;

NOW, THEREFORE, BE IT RESOLVED that a raffle license be granted to the Mental Health Association of Monmouth County Inc., pending final approval from the Legalized Games of Chance Control Commission.

RESOLUTION

WHEREAS, Thomas J. Smith, III, the Municipal Public Defender for the Borough of Monmouth Beach, submitted a letter of resignation on April 2, 2015; and

WHEREAS, New Jersey law provides for the appointment of a Municipal Public Defender for a term of one (1) year; and

WHEREAS, the Borough of Monmouth Beach has an immediate need for a Municipal Public Defender,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that Richard M. Keil, Esq. be and is hereby appointed Municipal Public Defender commencing April 9, 2015; and

BE IT FURTHER RESOLVED that the foregoing appointment be and it is hereby made without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Laws (N.J.S.A. 40A:11-1 et seq.) because said person is authorized by law to practice the profession of Attorney At Law, which profession is regulated by Law.

Upon the call of the roll the foregoing motion was passed by the following vote: Aye -2-, Nay -0-, Absent -1-.

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

Upon the call of the roll the foregoing motion was passed by the following vote: Aye -2-, Nay -0-, Absent -1-.

There being no public in attendance and no further business,

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

Upon the call of the roll the foregoing motion was passed by the following vote: Aye -2-, Nay -0-, Absent -1-.

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

Upon the call of the roll the foregoing motion was passed by the following vote: Aye -2-, Nay -0-, Absent -1-.

Mayor Howard

Commissioner McBride

ATTEST:

Joyce L. Escalante, RMC
Borough Clerk
April 9, 2015