

Office of the Board of Commissioners
Borough of Monmouth Beach
August 13, 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 included in a list of meetings published in the Asbury Park Press and the Link News 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 meeting held on July 9 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.

032973 M	143.29	08/02/13	AMANDA STUMP, MBBP PETTY CASH CUSTODIAN
032974 M	900.00	08/07/13	POSTMASTER BROOKLYN
032976	5422.00	08/13/13	A.R. COMMUNICATIONS
032977	1850.00	08/13/13	ALERT TRAFFIC LINES, LLC
032978	65121.47	08/13/13	ALTEC BUILDING SYSTEMS
032979	143.29	08/13/13	AMANDA STUMP, MBBP PETTY CASH CUSTODIAN
032980	104.90	08/13/13	ANNE P. ROONEY
032981	309.48	08/13/13	ARAMARK UNIFORM SERVICE
032982	52.00	08/13/13	ASBURY PARK PRESS
032983	412.17	08/13/13	ATLANTIC PLUMBING SUPPLY CORP.
032984	3.41	08/13/13	BAIN'S HARDWARE, INC.
032985	426.52	08/13/13	BLUE TARP FINANCIAL INC
032986	104.90	08/13/13	BRADFORD DODSON
032987	89.75	08/13/13	BULLET LOCK & SAFE CO., INC.
032988	942.39	08/13/13	CAMBRIA COMPANIES
032989	38285.10	08/13/13	CAUSEWAY CONSTRUCTION, LLC
032990	78.75	08/13/13	CENTRAL JERSEY EQUIPMENT LLC
032991	25.00	08/13/13	CHRISTINA BERTI
032992	219.83	08/13/13	COMCAST
032993	99.90	08/13/13	COMCAST
032994	20408.70	08/13/13	COUNTY OF MONMOUTH FINANCE DEPARTMENT
032995	100.00	08/13/13	COURTNEY MORRIS
032996	124.00	08/13/13	DANIEL MCMANUS
032997	4908.00	08/13/13	DENNIS A. COLLINS ESQ.
032998	152.78	08/13/13	DREW WINANS, MBPD CUSTODIAN OF
032999	330.00	08/13/13	E. RUNYON T/A AQUATIC SERVICES
033000	193.05	08/13/13	ELITE FORMS, INC.
033001	140.00	08/13/13	ELIZABETH DUNZELMAN
033002	50.00	08/13/13	ERIN MANAHAN
033003	280.11	08/13/13	EVA MCGEE
033004	1885.00	08/13/13	FARMHOUSE ELECTRIC
033005	8.25	08/13/13	GEMPLER'S
033006	385.00	08/13/13	GEORGE CONSTANTINOPOULAS
033007	1289.28	08/13/13	GEORGE WALL LINCOLN MERCURY
033008	25.00	08/13/13	GERALD KOWALSKI
033009	2408.66	08/13/13	GRAINGER GOVERNMENT CALL CENTER
033010	50.00	08/13/13	GRAY SENSENICH
033011	104.90	08/13/13	HEATHER E. TYNAN
033012	2947.16	08/13/13	HIGHLAND PRODUCTS GROUP, INC.
033013	781.43	08/13/13	HOME DEPOT CREDIT SERVICES
033014	2042.90	08/13/13	HORIZON BLUE CROSS BLUE SHIELD OF NJ INC
033015	321.71	08/13/13	JERSEY CENTRAL POWER & LIGHT
033016	104.90	08/13/13	JOSEPH MASICA
033017	75.00	08/13/13	KAREN D'AGOSTINO
033018	165.25	08/13/13	KEPWELL SPRING WATER CO., INC.
033019	240.00	08/13/13	KEVIN E. KENNEDY, ESQ
033020	5400.00	08/13/13	L&L PAVING COMPANY
033021	138.85	08/13/13	LANIGAN ASSOCIATES, INC.
033022	2741.13	08/13/13	LAWES COAL COMPANY, INC.
033023	827.04	08/13/13	LAWES OUTDOOR POWER EQUIPMENT
033024	75.00	08/13/13	LESLIE COHEN
033025	625.00	08/13/13	LISA NORMAN
033026	190.00	08/13/13	LISA TRAPASSO
033027	253.50	08/13/13	METRO SWIM SHOP

033028	50.00	08/13/13	MIKE MARHORWITZ
033029	946.30	08/13/13	MIRACLE CHEMICAL COMPANY
033030	74.18	08/13/13	MONMOUTH BUILDING CENTER
033031	221.00	08/13/13	MR. JOHN INC.
033032	707.27	08/13/13	NAPA AUTO PARTS
033033	3400.80	08/13/13	NEW JERSEY AMERICAN WATER CO.
033034	240.00	08/13/13	NEW JERSEY GRAVEL AND SAND COMPANY
033035	377.21	08/13/13	NEW JERSEY NATURAL GAS CO.
033036	25.00	08/13/13	NICHOLAS & JANICE A. WALSH
033037	100.00	08/13/13	NORTH SHORE LIFESAVING ASSOCIATION
033038	1699.00	08/13/13	NORTHERN TOOL & EQUIPMENT
033039	104.90	08/13/13	PATRICIA KELLER
033040	300.00	08/13/13	PATRICK TRASBORG HOG WILD ENTERTAINMENT
033041	104.90	08/13/13	PAULA MURRAY
033042	60.00	08/13/13	PEARSON UNLIMITED INC.
033043	8151.18	08/13/13	PRESCRIPTION CORPORATION OF AMERICA
033044	722.54	08/13/13	R & R RADAR, INC
033045	115.00	08/13/13	RELIABLE WOOD PRODUCTS, LLC
033046	2100.00	08/13/13	RICHARD DE BARTOLIS
033047	44312.19	08/13/13	RIDGEBACK VENTURES, LLC
033048	245.64	08/13/13	RYSER'S LANDSCAPE SUPPLY
033049	3385.60	08/13/13	SCOLES FLOORSHINE IND.
033050	1125.00	08/13/13	SCOTT'S ULTRA GREEN
033051	21173.40	08/13/13	SHORELANDS CONSTRUCTION, INC
033052	389.70	08/13/13	SIPERSTEIN'S PAINT
033053	1466.58	08/13/13	SPECTROTEL
033054	377.82	08/13/13	STAPLES BUSINESS ADVANTAGE
033055	410.21	08/13/13	STAPLES CREDIT PLAN
033056	104.90	08/13/13	SUSAN JASIO KOCH
033057	245.54	08/13/13	TARA FITZPATRICK
033058	225.00	08/13/13	THE DOOR EXPERTS
033059	67.87	08/13/13	THE HOLLANDER COMPANY
033060	332.79	08/13/13	THE LINK NEWS
033061	145.00	08/13/13	THOMAS PLANNING ASSOCIATES, LLC
033062	50.00	08/13/13	TRACEY ROSSI
033063	25.00	08/13/13	TRISH DALEY BUDSOCK
033064	200.00	08/13/13	U. S. POSTAL SERVICE
033065	101.25	08/13/13	UNITED COMPUTER SALES & SERVICE INC
033066	68052.81	08/13/13	US BANK - CUST SASS MUNI VI dtr
033067	659.71	08/13/13	VINCENT SASSO
033068	200.00	08/13/13	WILLIAM DELEHANTY
033069	4605.53	08/13/13	WRIGHT EXPRESS FSC

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 following Consent Agenda items be passed and adopted:

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 #9 and Final
Project	Monmouth Beach Bathing Pavilion Repair and Reconstruction of Deck and Snack Bar Area
Contractor	Altec Building Systems Incorporated
Amount	\$298.70 Reduction

BE IT FURTHER RESOLVED that this Change Order revised the contract amount to reflect as built quantities and the costs associated with the additional work including an additional light timer and a stand and cover for the time clock; and

BE IT FURTHER RESOLVED that this change order decreases the contract amount by \$298.70,

NOW, THEREFORE, BE IT FINALLY RESOLVED that Change Order #9 for the Repair and Reconstruction of Deck and Snack Bar Area, be and is hereby approved.

RESOLUTION
Designation of Municipal Depositories

WHEREAS, R.E. 17:9-9 and N.J. 40:5-A5-14 provide for the designation of depositories for Municipal Funds by Resolution of the Governing Body;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Monmouth Beach Commissioners that the following banks be designated for deposit of Borough Funds.

Amboy Bank
The Bank of America
Central Jersey Bank, A Division of Kearny Federal Savings
Dean Witter Trust Company, State of New Jersey Cash Management Fund
Investors Savings Bank
Ocean First Savings Bank
PNC Bank
Sovereign Bank
Sun Bank
TD Bank
Valley National Bank
Wells Fargo Bank

RESOLUTION

AUTHORIZING THE EXECUTION OF A COMMODITY RESALE AGREEMENT WITH THE COUNTY OF MONMOUTH

WHEREAS, *N.J.A.C. 5:34-7.15* authorizes local contracting units to enter into Commodity Resale Agreements for the purchase of certain commodities from other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174 – MCCRS), for the period of September 30, 2013 through September 30, 2018; and

WHEREAS, it would be in the best interest of this Municipality to become or remain a member of the Monmouth County Commodity Resale System for that period.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Monmouth Beach that the Mayor and Municipal Clerk be and they are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Commodity Resale Agreement to Stephen G. Callas, Director, Office of Shared Services, County of Monmouth, Hall of Records Annex, First Floor, 1 East Main Street, Freehold, New Jersey 07728.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that Sean McDonald, 2 Karyn Terrace East, Middletown, NJ, be and is hereby appointed to serve as a Special Police Officer, Class II, for the Borough of Monmouth Beach; and

BE IT RESOLVED that said appointment is for the period of one year and shall be effective as of August 13, 2013; and

BE IT FURTHER RESOLVED that a true copy of this Resolution be transmitted to Drew Winans, Sr., Chief of Police, Monmouth Beach Police Department.

RESOLUTION AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS IN THE BOROUGH OF MONMOUTH BEACH

BE IT RESOLVED by the Mayor and Commissioners of the Borough of Monmouth Beach that pursuant to the New Jersey Uniform Fire Code, *N.J.A.C. 5:70-3.2(a) F-3103.3*, the Mayor and Commissioners of the Borough of Monmouth Beach hereby authorize and grant a permit for the public display of Fireworks for September 7, 2013 with a rain date of September 8, 2013; and

BE IT RESOLVED that a contract agreement be entered into by and between the Borough of Monmouth Beach and International Fireworks Mfg. Co. in the amount of Twelve

Thousand Dollars (\$10,000.00) to provide said fireworks display in the Borough of Monmouth Beach; and

BE IT RESOLVED that the municipal fee for the fireworks display should be waived in this case; and

BE IT FURTHER RESOLVED that the Monmouth Beach Fire Official shall insure that all applicable regulations are enforced, all required permits obtained and all necessary insurance documents filed.

RESOLUTION

BE IT RESOLVED by the Mayor and Commissioners of the Borough of Monmouth Beach that the attached Shared Service Agreement with the Borough of Eatontown and the Borough of Tinton Falls for Municipal Court Services be executed by the Mayor and Municipal Clerk; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to take appropriate steps to implement this agreement.

TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of The Borough of Monmouth Beach to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a Resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of The Borough of Monmouth Beach that The Borough of Monmouth Beach hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates John Antonides to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purpose of recycling.

RESOLUTION

Whereas, the 2013 capital budget of the Borough of Monmouth Beach was adopted on July 9, 2013, and

Whereas, it is desired to amend said adopted capital budget,

Now, therefore, be it resolved by the Governing Body of the Borough of Monmouth Beach of the County of Monmouth, that the following amendments to the 2013 capital budget be made:
Capital Budget of the

Borough of Monmouth Beach

(Current Year Action)

2013

<u>Project Title</u>	<u>Project Number</u>	<u>Estimated Total Cost</u>	<u>Capital Improvement Fund</u>	<u>Grants in Aid and Other Funds</u>	<u>Debt Authorized</u>
Beach Road Phase III	8	\$280,000.00		\$225,000.00	\$55,000.00
Storm Water Drainage Improvements - Sailors Way/River Avenue, Griffin Street, Willow Road and Club Circle	9 (a)	158,000.00	7,900.00		150,100.00
Drain Rehabilitation between Shores and Admiralty	10	30,000.00	1,500.00		28,500.00
Curb and Sidewalk Replacement Various Borough Locations	13	20,000.00	1,000.00		19,000.00
Security System for Beach Pavilion	31	8,000.00	400.00		7,600.00
Totals - All Projects		<u>\$4,416,329.00</u>	<u>\$148,790.00</u>	<u>\$225,000.00</u>	<u>\$2,932,010.00</u>

RESOLUTION

WHEREAS, the Monmouth Beach Fire Company has submitted applications for three raffles of the type stated:

One on premise draw raffle (hourly 50/50)
Two on premise non draw raffles (Big-6 Wheel; Assorted Wheels and Games of Chance) to be held during the annual Firemen’s Fair; 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 three raffle licenses be granted to the Monmouth Beach Fire Company, pending final approval from the Legalized Games of Chance Control Commission.

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

End of Consent Agenda

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

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE BOROUGH OF MONMOUTH BEACH, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,160,000 THEREFOR, INCLUDING A GRANT IN THE AMOUNT OF \$225,000 EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE ISSUANCE OF \$1,841,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF.

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 September 10, 2013.

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:

ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF MONMOUTH BEACH, NEW JERSEY OR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2013 (SHORE REGIONAL SCHOOL DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY

The Clerk stated that this Ordinance was being presented for a public hearing and copies were available to the public.

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 audience,

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 no report.

Attorney's Report: Mr. Collins had no report.

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-.

A Navesink Drive resident asked if anything was going to be done to help control the severe flooding on her street.

Mayor Howard said that the Bond Ordinance that was introduced tonight provided for drainage improvements on Navesink Drive but she explained that the Commissioners could not discuss the Ordinance until the public hearing on September 10.

Bob Stetz, T&M Associates, said that there were twenty projects on the list and her street was the second of the two top priority items.

Teja Anderson, the Link News, asked what the top priority item was.

Bob Stetz said that Willow Avenue was at the top of the list.

Commissioner McBride said they were trying to address the major flooding areas first.

Mary Rogowski, Cook Street, noted that water coming from Columbia Avenue in Long Branch affected Cook Street.

Mr. Stetz said that Long Branch was talking about putting a trunk line in that area and that Monmouth Beach was discussing the area with Long Branch at this time.

Roberta Jennings, Cook Street, asked if anyone was talking about bulk heading the area.

Commissioner McBride said that the town might not be permitted to construct a bulkhead since the area is considered wetlands but he said he would take a look at the area with the Borough Engineers.

There being no further comments or questions from the audience,

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
Municipal Clerk
August 13, 2013