

Office of the Board of Commissioners
Borough of Monmouth Beach
September 3, 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 published in the Asbury Park Press and the Link News on August 22, 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

Absent – Commissioner McBride

Commissioner Cunniff moved, seconded by Commissioner McBride that the reading of the minutes of the previous meetings held on July 23, August 13 and August 19 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 -2-, Absent -1-.

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

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| 033070 M | 43.90 | 08/20/13 | AMANDA STUMP, MBBP PETTY CASH CUSTODIAN |
| 033073 | 124.65 | 08/28/13 | A.R. COMMUNICATIONS |
| 033074 | 3040.77 | 08/28/13 | ALL HANDS FIRE EQUIPMENT |
| 033075 | 104.90 | 08/28/13 | ANNE P. ROONEY |
| 033076 | 532.50 | 08/28/13 | ASBURY PARK PRESS |
| 033077 | 926.67 | 08/28/13 | ASSOCIATED HUMANE SOCIETIES |
| 033078 | 104.90 | 08/28/13 | BRADFORD DODSON |
| 033079 | 125.11 | 08/28/13 | BUILDERS GENERAL |
| 033080 | 2700.00 | 08/28/13 | CITY OF LONG BRANCH |
| 033081 | 56.40 | 08/28/13 | CLAYTON BLOCK COMPANY, INC. |
| 033082 | 209.90 | 08/28/13 | COMCAST |
| 033083 | 99.90 | 08/28/13 | COMCAST OF MONMOUTH |
| 033084 | 1133.65 | 08/28/13 | CUSTOM TIRE ASSOCIATES |
| 033085 | 1592.50 | 08/28/13 | CUSTOM LAWN SPRINKLER CO. |
| 033086 | 170.00 | 08/28/13 | DYNAMIC TESTING SERVICE |
| 033087 | 571.86 | 08/28/13 | EDMUNDS & ASSOCIATES, INC. |
| 033088 | 145.00 | 08/28/13 | ELITE FORMS, INC. |
| 033089 | 353.84 | 08/28/13 | ESI EQUIPMENT, INC |
| 033090 | 2137.50 | 08/28/13 | FARMHOUSE ELECTRIC |
| 033091 | 822.50 | 08/28/13 | GLUCKWALRATH LLP |
| 033092 | 104.90 | 08/28/13 | HEATHER E. TYNAN |
| 033093 | 3833.76 | 08/28/13 | HORIZON BLUE CROSS BLUE SHIELD OF NJ INC |
| 033094 | 10138.70 | 08/28/13 | JERSEY CENTRAL POWER & LIGHT |
| 033095 | 104.90 | 08/28/13 | JOSEPH MASICA |
| 033096 | 308.17 | 08/28/13 | KAY PRINTING |
| 033097 | 95.00 | 08/28/13 | M. SCHWARTZ & SONS, INC. |
| 033098 | 660.50 | 08/28/13 | MGL PRINTING SOLUTIONS |
| 033099 | 394.50 | 08/28/13 | MINERVA CLEANERS |
| 033100 | 100.00 | 08/28/13 | MONMOUTH BEACH BEAUTIFICATION COMMITTEE |
| 033101 | 15.00 | 08/28/13 | MONMOUTH COUNTY TREASURER |
| 033102 | 6050.00 | 08/28/13 | MXI ENVIRONMENTAL SERVICES LLC |
| 033103 | 2629.82 | 08/28/13 | NEW JERSEY AMERICAN WATER CO. |
| 033104 | 355.74 | 08/28/13 | NEW JERSEY NATURAL GAS CO. |
| 033105 | 104.90 | 08/28/13 | PATRICIA KELLER |
| 033106 | 104.90 | 08/28/13 | PAULA MURRAY |
| 033107 | 176.00 | 08/28/13 | REID SOD FARM |
| 033108 | 285.00 | 08/28/13 | RELIABLE WOOD PRODUCTS, LLC |
| 033109 | 289.91 | 08/28/13 | RYSER'S LANDSCAPE SUPPLY |
| 033110 | 202.72 | 08/28/13 | SCOLES FLOORSHINE IND. |
| 033111 | 75.00 | 08/28/13 | SIGNS BY TOMORROW |
| 033112 | 389.70 | 08/28/13 | SIPERSTEIN'S PAINT |
| 033113 | 100.00 | 08/28/13 | SITTING DUCK RESTAURANT |
| 033114 | 360.00 | 08/28/13 | SKIP'S SPORTS |
| 033115 | 2100.00 | 08/28/13 | SOFT SURFBOARDS |
| 033116 | 1427.19 | 08/28/13 | STAPLES BUSINESS ADVANTAGE |
| 033117 | 104.90 | 08/28/13 | SUSAN JASIO KOCH |
| 033118 | 73.58 | 08/28/13 | THE LINK NEWS |
| 033119 | 51.57 | 08/28/13 | THERESA PARKER |
| 033120 | 750.00 | 08/28/13 | UNDERWRITERS LABORATORIES, INC |
| 033121 | 270.00 | 08/28/13 | UNITED COMPUTER SALES & SERVICE INC |
| 033122 | 16.28 | 08/28/13 | UPS |

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| 033123 | 939.99 | 08/28/13 | VERIZON WIRELESS |
| 033129 | 596.00 | 09/03/13 | A.R. COMMUNICATIONS |
| 033130 | 300.00 | 09/03/13 | ADD BAND/RICH SCHWARTZ |
| 033131 | 267.00 | 09/03/13 | ASBURY PARK PRESS |
| 033132 | 85.00 | 09/03/13 | ATLANTIC PLUMBING SUPPLY CORP. |
| 033133 | 300.00 | 09/03/13 | BUSTER WHITE BAND |
| 033134 | 240.00 | 09/03/13 | DRAEGER SAFETY DIAGNOSTICS INC |
| 033135 | 283.05 | 09/03/13 | DREW WINANS |
| 033136 | 134.95 | 09/03/13 | GEMPLER'S |
| 033137 | 626.22 | 09/03/13 | GEORGE WALL LINCOLN MERCURY |
| 033138 | 86.00 | 09/03/13 | GRAINGER GOVERNMENT CALL CENTER |
| 033139 | 80.94 | 09/03/13 | JOHN DEERE LANDSCAPES/LESCO, INC. |
| 033140 | 289.27 | 09/03/13 | LAWES OUTDOOR POWER EQUIPMENT |
| 033141 | 901.50 | 09/03/13 | MAX GRAFIX, LLC |
| 033142 | 282.45 | 09/03/13 | MIRACLE CHEMICAL COMPANY |
| 033143 | 100.00 | 09/03/13 | MONMOUTH BEACH RECREATION |
| 033144 | 1120.58 | 09/03/13 | MONTEFORTE ARCHITECTURAL STUDIO, LLC |
| 033145 | 3400.80 | 09/03/13 | NEW JERSEY AMERICAN WATER CO. |
| 033146 | 250.00 | 09/03/13 | NEW JERSEY CONFERENCE OF MAYORS |
| 033147 | 138.30 | 09/03/13 | RED THE UNIFORM TAILOR |
| 033148 | 145.83 | 09/03/13 | SAFEGUARD |
| 033149 | 262.92 | 09/03/13 | STAPLES BUSINESS ADVANTAGE |
| 033150 | 500.00 | 09/03/13 | TOM & TOM BAND C/O TOM FISH |
| 033151 | 776.25 | 09/03/13 | UNITED COMPUTER SALES & SERVICE INC |
| 033152 | 999.00 | 09/03/13 | WITMER PUBLIC SAFETY GROUP,INC. |
| 088979 M | 400.00 | 08/28/13 | JUNGLE LASERS LLC |

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

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

RESOLUTION

Whereas, 36 children in the United States will be diagnosed with cancer each day and at an average age of six-years-old; and,

Whereas, one out of five children diagnosed with cancer will not survive the disease; and,

Whereas, the types of cancers that affect children are most often very different from those that affect adults; and,

Whereas, childhood cancer is not just one disease but is made up of a dozen types and countless subtypes of cancer; and,

Whereas, childhood cancer spares no socioeconomic, ethnic, racial or geographic class; and,

Whereas, pediatric cancer is the leading cause of death by disease in US children under 15 years of age; and,

Whereas, the causes of most pediatric cancers are largely unknown and not strongly linked to lifestyle, unlike adult cancers; and,

Whereas, two-thirds of childhood cancer patients will develop long-lasting chronic conditions resulting from treatment; and,

Whereas, the childhood cancer rates have been rising for the past few decades, and approximately 11,630 children in the US under the age of 15 will be diagnosed with cancer in 2013; and,

Whereas, cancer kills more kids than AIDS, asthma, cystic fibrosis, diabetes, and muscular dystrophy combined; and,

Whereas, in the last 25 years, only 2 drugs have been specifically developed for children's cancer; and,

Whereas, less than 5% of the federal government's total funding for cancer research is dedicated to childhood cancers, and only about 3% of funds raised for the National Cancer Institute go directly to pediatric cancer research; and,

Whereas, the funding for pediatric cancer research has gone down steadily since 2003; and,

Whereas, despite the facts, childhood cancer research is vastly and consistently underfunded; and,

Whereas, despite major advances in treatment, it is still critically important to conduct research and increase awareness regarding pediatric cancer,

Therefore, I, Susan Howard, Mayor of the Borough of Monmouth Beach, do hereby proclaim September 2013 CHILDHOOD CANCER AWARENESS MONTH in Monmouth Beach in order to help raise awareness of pediatric cancer and its victims.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that the proposal submitted by T & M Associates for professional services associated with the Preparation and Re-submittal of the Borough of Monmouth Beach Municipal Tax Map for Revaluation Approval from the New Jersey Division of Taxation, more fully set forth in their letter dated August 16, 2013, is hereby accepted; and

BE IT FURTHER RESOLVED that the amount authorized for this proposal shall not exceed Eleven Thousand Five Hundred Dollars (\$11,500.00).

RESOLUTION

WHEREAS, the Church of the Precious Blood has made an application for an on premise 50/50 cash raffle to be held during an event at the parish center, 72 Riverdale Avenue, on October 12, 2013; 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 according to the Act and rules and Regulations and the entire net proceeds are to be devoted to a purpose permitted by the Act; 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 by the Act;

NOW, THEREFORE, BE IT RESOLVED that a Raffle License be granted to the Church of the Precious Blood, pending final approval from the Legalized Games of Chance Control Commission.

RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE MONMOUTH MUNICIPAL JOINT INSURANCE FUND

WHEREAS, the Borough of Monmouth Beach is a member of the Monmouth Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2013 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Borough of Monmouth Beach agrees to renew its membership in the Monmouth Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Monmouth Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

RESOLUTION

BE IT RESOLVED by the Board of Commissioners of the Borough of Monmouth Beach that the following registration fee be established for participation in the following program/activity of the Recreation Commission:

| | |
|---------------------|---------------------|
| Fishing Tournament: | |
| Youth Division | \$20.00 per entrant |
| (12 yrs. and under) | |

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

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

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.

The Clerk stated that copies of the Ordinance were available to the public.

Commissioner Cunniff moved, seconded by Mayor Howard 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 -2-, Absent -1-.

Mayor Howard said the Bond Ordinance would provide funding for the items listed in the Ordinance as items a through r. Mayor Howard read each of the items, and when she finished, she asked if anyone from the audience had any comments or questions on the Ordinance.

There being no comments or questions from the audience,

Commissioner Cunniff moved, seconded by Mayor Howard, that the hearing on the Ordinance be closed.

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

Commissioner Cunniff moved, seconded by Mayor Howard, 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 -2-, Absent -1-.

Administrator's Report: Mayor Howard said that Mr. Chismar was away on vacation in Italy.

Attorney's Report: Mr. Collins had nothing to report.

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

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

Roberta Jones, 4 Cook Street, asked if residents were allowed to place a shed and other items on Borough owned property.

Chief Winans said the Borough property in question was a parcel that ran between Cook Street and Jessica Place. He said he was familiar with the property and homeowner in question and that he had already spoken with Bonnie Heard, the Zoning Officer, about it. Chief Winans said that Ms. Heard had sent a letter to the homeowner instructing them to remove the items from the Borough property or to appeal to the Board of Commissioners to allow them to use it.

Ms. Jones said she had been told that that it was a Borough easement and that the Borough had refused to sell it. She said she had been told that it was a safety issue as the Borough needed to have that piece of land in order to be able to get their emergency vehicles into the area.

Mayor Howard said that the Commissioners always did their due diligence whenever they were approached and asked to sell a Borough owned piece of property.

Ms. Jones asked how a resident would know if the Borough was selling a piece of property.

Dennis Collins explained that an Ordinance would have to be done and all adjacent property owners would be notified. He said there were publication requirements for any Ordinance considered by the Commissioners.

Bonnie Crotty, 10 Cook Street, said that a homeowner in the area appeared to have two sheds and two garages on their lot and she felt that the property was becoming an eyesore.

Mayor Howard asked Chief Winans to have Bonnie Heard check it out.

Chief Winans said he would also look at the area.

At this time Mr. Collins said the Commissioners would go into executive session. He said that no official action would be taken and that the Commissioners would re-convene the regular meeting at the conclusion of the closed session.

Commissioner Cunniff offered the following Resolution which was seconded by Mayor Howard:

RESOLUTION

BE IT RESOLVED that the following portion of this meeting dealing with the following generally described matters shall not be open to the public: contract negotiations and matters related to pending/anticipated litigation or contract negotiations in which the public body is or may be a party; and

BE IT FURTHER RESOLVED that it is anticipated that the matters to be considered in private may be disclosed to the public at a later date when confidentiality is no longer required:

BE IT FURTHER RESOLVED that private consideration is deemed required and is permitted because of the following noted exceptions set forth in the Open Public Meetings Act:

Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party.

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

At the conclusion of the executive session,

Commissioner Cunniff moved, seconded by Mayor Howard that the executive session be adjourned and that the regular meeting be re-convened.

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

There being no further business,

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

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

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

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

Mayor Howard

Commissioner Cunniff

ATTEST:

Joyce L. Escalante, RMC
Municipal Clerk
September 3, 2013