

WHEREAS, the Village of Loch Arbour (hereinafter, the "Village") deems it appropriate, necessary, and proper for the good government, order, the protection of persons and property, and for the preservation of the public health, welfare, and safety of the Village and its inhabitants, to promptly address and significantly improve the quality of the replenished sand on the Village's beach; and

WHEREAS, the funding needed to significantly improve the quality of the replenished sand on the Village's beach is available from federal and other sources; and

WHEREAS, in order to secure the necessary funding from federal and other sources, efforts should be promptly made, on behalf of the Village by the Mayor and Commissioners, to bring the sand quality issues to the immediate attention of Congressman Pallone, Governor Christie and DEP Commission Martin, and to encourage those individuals and their offices to take any and all action necessary to secure all available funding needed to significantly improve the quality of the replenished sand on the Village's beach.

NOW, THEREFORE BE IT REOLVED, by the Board of Commissioners that efforts be made to bring the sand quality issues to the immediate attention of Congressman Pallone, Governor Christie and DEP Commission Martin, and to encourage those individuals and their offices to take any and all action necessary to secure all available funding to significantly improve the quality of the replenished sand on the Village's beach.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None Absent: None

B. Resolution 2016-28: UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the following resolution be adopted:

BE IT RESOLVED, by the Mayor and Commissioners of the Village of Loch Arbour that the Acting Tax Collector is authorized to make the following refund due to the redemption of Lien #15-00002 for the property located at 5 Ocean Place, Loch Arbour, assessed to Sally Shalom.

Tax Sale Certificate	Amount	Lienholder
Block 9 Lot 10		US Bank Cust. BV001 Trust & Credit
Certificate #15-00002	\$122,259.32	50 South 16 th St., Suite 2050
Premium	\$180,100.00	Philadelphia, PA 19102

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None Absent: None

C. Resolution 2016-29: UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the following resolution be adopted:

WHEREAS, Jersey Shore Running Club has requested permission to use Village streets for the RunAPalooza road race to Benefit Special Olympics to be held on Saturday, April 22, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that permission is granted to Jersey Shore Running Club to use Village streets for the RunAPalooza road race to Benefit Special Olympics to be held on Saturday, April 22, 2017, subject to the following conditions:

1. A Certificate of Insurance naming the Village as an additional insured must be supplied to the Village on or before March 31, 2017 along with a copy of the insurance policy;
2. All plans must be coordinated with the Borough of Deal Police Department;
3. Adequate personnel must be supplied to ensure the safety of runners and pedestrians.
4. Traffic control devices, i.e., cones or barricades, must be supplied by Jersey Shore Running Club to be set-up and removed as necessary by personnel supplied by Jersey Shore Running Club;
5. Execution of the required Hold Harmless Agreement.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to:

1. Jersey Shore Running Clerk;
2. Chief Ronen Neuman, Borough of Deal Police Department

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None Absent: None

D. Resolution 2016-30: UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried, that the following resolution be adopted:

WHEREAS, Chief Neuman of the Borough of Deal Police Department has requested the Village adopt a curfew for all unaccompanied minors from 8:00 PM to 6:00 AM, inclusive, for the period beginning at 8:00 PM on October 29, 2016 through 6:00 AM on November 1, 2016, inclusive; and,

WHEREAS, said curfew has been authorized in previous years.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that a curfew is hereby authorized for all minors, unaccompanied by parent or designated adult guardian, from 8:00 PM to 6:00 AM, inclusive, each evening beginning October 29, 2016 through 6:00 AM on November 1, 2016, inclusive.

BE IT FURTHER RESOLVED that a certified copy of this resolution be supplied to Chief Neuman of the Borough of Deal Police Department for his information and distribution.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None Absent: None

E. **Resolution 2016-31:** UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried, that the following Resolution be adopted:

WHEREAS, John W. Grossarth, of the Rumson Fair Haven High School Surf Team had requested permission of the Village to hold a Surfing contest at the Loch Arbour Beach on September, 2016, but the event was cancelled due to weather;

WHEREAS, John W. Grossarth, of the Rumson Fair Haven High School Surf Team has requested permission to hold a Surfing Contest on the south end of the Village of Loch Arbour Beach on Friday, October 21, 2016;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that permission is granted to John W. Grossarth, of the Rumson Fair Haven High School Surf Team to hold a Surfing Contest on Friday, October 21, 2016 from 2:00 p.m. until sunset, subject to the following conditions:

1. A Certificate of Insurance naming the Village as an additional insured must be supplied to the Village on or before October 17, 2016 along with a copy of the insurance policy;
2. All plans must be coordinated with the Borough of Deal Police Department;
3. Adequate personnel must be supplied to ensure the safety of the Surfers and the Patrons.
4. Execution of the required Hold Harmless Agreement.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to:

- 1 John W. Grossarth, Rumson Fair Haven High School Surf Team
2. Chief Ronen Neuman, Borough of Deal Police Department

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None Absent: None

REPORTS/DISCUSSION

A. **School Tax Issue** – Mayor Fernicola reported the Village is still waiting for a response from the State of New Jersey, Commissioner of the Department of Education. Mayor Fernicola stated in the middle of September the State advised the Village to serve the Mayor and Council of Ocean Township, which the Village has done. The Village anticipates an answer from the State in the next couple of weeks.

B. **Historic Preservation Ordinance** – Mayor Fernicola explained the Village of Loch Arbour Planning Board has adopted a Historic Preservation Element which was added to the Village's Master Plan. The Mayor and Commissioners agreed that a Historic Preservation Ordinance be prepared and be added to the Agenda for the next Commissioners Meeting for their consideration.

C. **Halloween Party** - The Borough of Allenhurst would like to invite the residents of the Village of Loch Arbour to their Annual Halloween Party on Saturday, October 29th at 1:00 p.m. The party will be at the Railroad Plaza Park. There will be hay rides, paint your own pumpkin and refreshments.

D. **Clean Ocean Action Fall Cleanup** – The Cleanup is scheduled for Saturday, October 22, 2016 at 9:00 a.m. Meeting place will be at the entrance of the beach at the end of Euclid Avenue.

PUBLIC HEARING

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the meeting be opened to the public for comments.

Mary Farrar, Euclid Avenue, reported Mr. Parisi has had a heart attack, he is home and resting, but he will be going back into the hospital for another procedure.

David Den Bleyker, Euclid Avenue, stated regarding Resolution 2016-27, he believes the sand that was replenished must be at least 80% sand and 20% can be other matter. Mayor Fernicola responded the Army Corp of Engineers stated the sand the Village was replenished with complied with the specifications.

Mr. Den Bleyker, asked which homes in Loch Arbour are being demolished. The Mayor stated two homes in the Village have put in Requests for Local Zoning Determination for demolishing and reconstructing new homes at 329 Euclid Avenue and 305 Euclid Avenue. The Zoning Officer has approved both Requests. There has not been any Request submitted, to the Village, to demolish 101

Norwood Avenue. The Clerk stated a Request was submitted to the Zoning Officer for an addition to the 3rd floor of the home.

Mr. Den Bleyker, also stated in the New Jersey School Magazine it was reported the Township of Ocean High School went from a rank of 84 last year, and dropped to 120 ranking this year. He also stated his daughter is attending Rumson-Fair Haven High School and the Ocean Township School System will not provide him with a stipend for transportation to and from Rumson-Fair Haven High School. Ocean Township's reasoning for not giving the stipend is, they have the equivalent program for his daughter at the Ocean Township High School, which Mr. Den Bleyker does not agree with.

Mr. Den Bleyker, also had a conversation with the Mayor regarding the Village's Noise Ordinance.

There being no further comments, UPON MOTION, of Mayor Fernicola, seconded by Commissioner D'Angelo, carried, the meeting be closed to the public for comments.

There being no further business, and UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried that the meeting be finally adjourned at 7:00 p.m.

Marilyn Simons, RMC
Village of Loch Arbour