



Ayes: Commissioner D' Angelo, Mayor Fernicola  
Nays: Commissioner Cheswick Absent: None

## MINUTES

UPON MOTION of Commissioner Cheswick, seconded by Mayor Fernicola, carried, the minutes of the following meeting be approved:

- The minutes of the Regular Meeting held November 2, 2016;
- The minutes of the Special Meeting held November 7, 2016;
- The minutes of the Executive Session held November 7, 2016.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola  
Nays: None Absent: None

## REPORTS/CORRESPONDENCE

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, the following reports and correspondence for the period ending November 30, 2016 on file in the Village Clerk's office, be and the same are hereby ordered received and filed:

- Expenditure Report
- Revenue Received Report
- Tax Collections Report
- Deal Police Department, Monthly Incident Report
  
- Monmouth Regional Health Commission No. 1, agenda and various reports/correspondence;
- Letter from State of New Jersey, Department of Transportation – announcing applications are accepted for NJDOT – FY2017 State Aid Programs
- Newsletter from the Monmouth County Regional Health Commission

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola  
Nays: None Absent: None

## OLD BUSINESS –

### A. Ordinance 2016-423 -

ORDINANCE 2016-423  
HISTORIC PRESERVATION ORDINANCE  
An Ordinance of the Village of Loch Arbour Establishing a Historic  
Preservation Zone and Promulgating Regulation Therefore.

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the meeting be opened to the public for comments on Ordinance 2016-423 only.

No public was present and UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried that the public hearing be closed.

**UPON MOTION of Commissioner D' Angelo, seconded by Commissioner D' Angelo, carried that the modified Ordinance be adopted on final reading, directing the Clerk to post and publish as required by law.**

Recorded Vote:

Ayes: None  
Nays: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola  
Absent: None

## NEW BUSINESS

**A. Resolution 2016-35:** UPON MOTION Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the following Resolution be adopted:

WHEREAS, on December 21, 2015, Jack and Joyce Kassin filed an Irrevocable Letter of Credit (\$901819) written by Israel Discount Bank of New York in the amount of \$111,348.00, guaranteeing site improvements at 10 Ocean Place; and

WHEREAS, the Village Engineer has certified that all site improvements have been completed in a satisfactory manner as stated in their letter dated December 2, 2016 and said performance guarantee can be released; and

WHEREAS, Jack and Joyce Kassin have posted a maintenance guarantee in the amount of \$15,465.00 for a period of two years; and

THEREFORE, BE IT RESOLVED, by the Board of Commissioner of the Village of Loch Arbour that the Maintenance Guarantee as stated above be and is hereby accepted; and,

BE IT FURTHER RESOLVED, that the cash portion of the performance guarantee and inspection fee escrow deposited with the Village be and is hereby authorized to be refunded; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Jack and Joyce Kassin and the Village Engineer.

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. The Village anticipates an answer from the State in the next couple of weeks.

B. **Update on Improvements to Euclid Avenue, Phase II and Phase III** – The Mayor and Commissioners received a report from the Village Engineers office updating the progress.

C. **Special/Reorganization Meeting** –

**UPON MOTION** of Mayor Fernicola, seconded by Commissioner D' Angelo carried a Regular/Reorganization Meeting is scheduled for January 4, 2017 has been cancelled and rescheduled for Tuesday, January 3, 2017. The purpose of the meeting is to take the place of the Regular/Reorganization Meeting of the Village of Loch Arbour.

BE IT RESOLVED, the Clerk is instructed to post and publish by

Recorded Vote:

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

Nays: None Absent: None

#### PUBLIC HEARING

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

Cathy Cunniff, Euclid Avenue, asked about the project on Euclid Avenue and the schedule for this project.

David DenBleyker, Euclid Avenue, had a conversation with the Mayor regarding the ACOE and the compliance of the contract, regarding the percentage between sand and rocks/other matter. Mr. DenBleyker asked about a breach of intent in the contract.

Paul Williams, Euclid Avenue, asked about the Best Practices Worksheet submitted to the State.

Mr. Williams, discussed with the Mayor and Commissioners about the dilapidated apartment building on Edgemont Drive. It was determined that Mr. Williams would bring the pictures he has taken of the property to the Clerk's office for the Code Enforcement Officer to review.

Cathy Cunniff, Euclid Avenue, asked if the Village can have a pre-determined schedule for street cleaning in the Village and inform the residents of the schedule.

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 the meeting be finally adjourned at 8:55 p.m.

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Marilyn Simons, RMC  
Village of Loch Arbour