

VILLAGE OF LOCH ARBOUR
MINUTES ~ SINE DIE MEETING
JUNE 1, 2016

THE SINE DIE MEETING OF THE BOARD OF COMMISSIONERS OF THE VILLAGE OF LOCH ARBOUR, MONMOUTH COUNTY, NEW JERSEY, WAS HELD IN THE VILLAGE OF LOCH ARBOUR MUNICIPAL BUILDING, 550 MAIN STREET, LOCH ARBOUR, NEW JERSEY ON JUNE 1, 2016, CALLED TO ORDER AT 6:30 P.M. BY MAYOR PAUL V. FERNICOLA.

Following the salute to the Flag the Clerk called roll, present were Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola.

Also present were William H. Healey, Esq., Village Attorney and Dan Mason, Deputy Village Clerk.

The Deputy Clerk read the Open Public Meetings Announcement: The notice requirements of C.231, P.L. 1975, have been satisfied by transmitting the notice of this Sine Die Meeting to the Village's two official newspapers on January 14, 2016 posting the notice on the office bulletin board on the same date and filing a copy of the notice in the Clerk's office.

OLD BUSINESS ~

Ordinance No. 2016-421 ~

The Mayor read the said Ordinance by Title and advised of its publication in its entirety in The Coaster on April 21, 2016.

ORDINANCE NO. 2016-421
AN ORDINANCE TO EXCEED THE CALENDAR YEAR 2016
MUNICIPAL BUDGET APPROPRIATION LIMITS AND
TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

BE IT ORDAINED by the Board of Commissioners of the Village of Loch Arbour as follows:

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1, et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Board of Commissioners of the Village of Loch Arbour in the County of Monmouth finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of its citizens; and,

WHEREAS, the Board of Commissioners hereby determines that a 3.5% increase in the budget for the said year, amounting to \$26,014.07 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Board of Commissioners hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Village of Loch Arbour, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Village of Loch Arbour shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$26,014.07 and that the CY 2016 municipal budget for the Village of Loch Arbour be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance, upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, the meeting be opened to the public for comments on Ordinance 2016-421 only.

There being no comments, and UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried that the public hearing be closed.

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

Recorded Vote:

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

Nays: None

Absent: None

2016 Municipal Budget ~

Rich from Hulsart and Company, Village Auditor, was in attendance and briefly explained the 2016 Municipal Budget.

UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried the Deputy Clerk advised of the following information:

1. The Deputy Clerk advised the Affidavit of Publication of 2016 Municipal Budget Summary was published in *The Coaster* on April 21, 2016 and was received and on file in the Clerk's office.
2. The Deputy Clerk read the 2016 Budget (title only).

Recorded Vote:

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

Nays: None

Absent: None

UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried, that the meeting be opened to the public for comments on the 2016 Municipal Budget Only.

Paul Williams, Euclid Avenue, asked for the 2015 Beach Income and the 2015 Surplus.

There being no further comments and UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried that the public hearing on the 2016 Municipal Budget Be closed.

Resolution 2016-65: UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the following Resolution be adopted:

WHEREAS, the Village of Loch Arbour 2016 Municipal Budget was introduced and approved on the 14th day of April, 2016; and,

WHEREAS, pursuant to N.J.S.A. 40A:4-1, et seq., the Synopsis of the Budget was published in *The Coaster* on April 21, 2016 and the Affidavit of Publication is on file in the Village Clerk's office; and,

WHEREAS, a public hearing thereon is being held on the 1st day of June, 2016.

WHEREAS, permission to adopt the 2016 Municipal Budget was received from the Division of Local Government Services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that the budget hereinbefore set forth shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$1,624,437.06 for municipal purposes.

Recorded Vote:

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

Nays: None

Absent: None

SPECIAL ELECTION ~ Results Report ~ the Special Election to elect three Commissioners to serve as the governing body for the period through June 30, 2020 was held on May 10, 2016 in the Village of Loch Arbour. The results are as follows:

ALFRED J. CHESWICK, 44 VOTES

PAUL V. FERNICOLA, 43 VOTES

DENIS D'ANGELO, 38 VOTES

There being no further business, and UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried that the Sine Die Meeting be adjourned

MINUTES - ORGANIZATION MEETING

June 1, 2016

THE ORGANIZATION MEETING OF THE BOARD OF COMMISSIONERS OF THE VILLAGE OF LOCH ARBOUR, MONMOUTH COUNTY, NEW JERSEY, WAS HELD IN THE VILLAGE OF LOCH ARBOUR MUNICIPAL BUILDING, 550 MAIN STREET, ON WEDNESDAY, JUNE 1, 2016 AND WAS CALLED TO ORDER IMMEDIATELY FOLLOWING THE CONCLUSION OF THE SINE DIE MEETING OF THE BOARD OF COMMISSIONERS

The Deputy Clerk announced the results of the Special Election held May 10, 2016 to elect three persons to the Board of Commissioners: Alfred J. Cheswick - 44 votes, Paul V. Fernicola - 43 votes; Denis D'Angelo - 38 votes.

THE OATH OF OFFICE WAS ADMINISTERED TO THE NEWLY ELECTED COMMISSIONERS FOR FULL FOUR-YEAR TERMS AS COMMISSIONER THROUGH JUNE 30, 2020.

Resolution 2016-01: UPON MOTION of Commissioner Cheswick, seconded by Commissioner D'Angelo, carried, that the following resolution be adopted:

BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that Paul V. Fernicola be and he is hereby appointed Mayor of the Board of Commissioners of the Village of Loch Arbour for a period of four years, commencing June 1, 2016 through June 30, 2020, inclusive, and until his successor has been duly appointed.

Recorded Vote:

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

Nays: None

Absent: None

Resolution 2016-02: UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried, that the following resolution be adopted:

WHEREAS, pursuant to N.J.S.A. 40:72-4 through 40:72-6, inclusive, the Board of Commissioners of the Village of Loch Arbour shall establish Departments and assign a Commissioner to oversee each Department.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners that the following Departments be and the same are hereby established and do hereby assigns the Commissioner designated to oversee each Department:

Department of Public Affairs and Public Safety ~ Mayor Paul V. Fernicola

- Municipal Clerk, including Elections
- Legal Services
- Planning Board
- Police
- Fire
- EMS
- Emergency Management
- Board of Health
- Animal Control
- Public Assistance
- Municipal Court (including Municipal Prosecutor, Public Defender)

Department of Revenue and Finance ~ Commissioner Alfred J. Cheswick

- Financial Administration
- Audit Services
- Tax Collection
- Tax Assessment
- Insurances
- Licenses (Dog, Mercantile)
- Deal Lake Commission (Interlocal ~ Administrative-CFO Services)
- Capital Improvement Fund
- Debt Service

Department of Public Works, Public Property and Beaches ~ Commissioner Denis D'Angelo

- Engineering - contractual
- Streets and Road Maintenance
- Meters
- Uniform Construction Code
- Zoning
- Sewerage (Other)

- Sewerage (TOSA)
- Street Lighting
- Refuse/Recycling
- Deal Lake Commission
- Village Beach Club

Recorded Vote:

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

Nays: None

Absent: None

Resolution 2016-03: UPON MOTION of Mayor Ferricola, seconded by Commissioner D'Angelo, carried, that the following resolution be adopted:

WHEREAS, N.J.S.A. 40:72-12, the Commissioner of Revenue and Finance shall be designated Deputy Mayor of the Board and, in the case of vacancy in the office of Mayor, shall perform the duties of that office.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that Commissioner Alfred J. Cheswick, the Commissioner of Revenue and Finance, shall be designated Deputy Mayor of the Board and, in the case of vacancy in the office of Mayor, shall perform the duties of that office.

Recorded Vote:

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

Nays: None

Absent: None

Resolution 2016-04: Appoint Tax Assessor. This matter was discussed and tabled until the next Board of Commissioners meeting on July 6, 2016.

ORGANIZATION APPOINTMENTS AND RESOLUTION (consent agenda)

The following Resolutions may be moved by a single motion. Any Commissioner may request that any item be removed from the Consent Agenda for discussion.

UPON MOTION of Mayor Ferricola, seconded by Commissioner D'Angelo, carried, that the following resolutions be adopted:

Resolution 2016-05:

BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that the regular meetings of the Board of Commissioners for the year 2016 shall be scheduled for the following dates at 6:30 PM:

July 6	October 5
August 3	November 2
September 7	December 7

BE IT FURTHER RESOLVED that Workshop Meetings of the Board of Commissioners, when necessary, for the year 2016 shall be scheduled on the following dates at 6:30 PM:

July 27	September 28
August 24	October 26

BE IT FURTHER RESOLVED that the Reorganization Meeting for the year 2017 shall be scheduled for Wednesday, January 4, 2017 at 6:30 PM, to be immediately followed by a Regular Meeting.

BE IT FURTHER RESOLVED that all meetings shall be held in the Municipal Building, 550 Main Street, Loch Arbour until further notice; and,

BE IT FURTHER RESOLVED that the Asbury Park Press and The Coaster are hereby designated official newspapers for notices, and said notices shall be sent to either or all, when necessary, under the provisions of the Open Public Meetings Act; and,

BE IT FURTHER RESOLVED that in accordance with R.S. 10:4-19, any person, upon prepayment of a fee of \$10.00 for each calendar year or part thereof, may request a copy of any regular or workshop meeting agenda or revision, and advance notice of any regular, workshop, special or re-scheduled meeting of the Board of Commissioners, be mailed to such a person within the time limit prescribed by the Open Public Meetings Act.

Resolution 2016-06:

WHEREAS, the Village of Loch Arbour 2016 Municipal Budget was introduced and approved on the 14th day of April, 2016; and,

WHEREAS, pursuant to N.J.S.A. 40A:4-1, et seq., the Synopsis of the Budget was published in The Coaster on April 21, 2016 and the Affidavit of Publication is on file in the Village Clerk's office; and,

WHEREAS, a public hearing thereon is being held on the 1st day of June, 2016.

WHEREAS, permission to adopt the 2016 Municipal Budget was received from the Division of Local Government Services.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that the budget hereinbefore set forth shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$1,624,437.06 for municipal purposes.

Recorded Vote:

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

Nays: None

Absent: None

PAYMENT OF BILLS

UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried, that the payment of bills totaling \$22,374.48 for the month of June, 2016 be and the same is hereby approved as presented.

Recorded Vote:

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

Nays: None

Absent: None

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the payment to the Township of Ocean Board of Education in the amount of \$164,347.00 for the month of June, 2016 be and the same is hereby approved;

Recorded Vote:

Ayes: Commissioner D' Angelo, Mayor Fernicola

Nays: Commissioner Cheswick Absent: None

REPORTS/CORRESPONDENCE

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the following reports and correspondence for the period ending May 31, 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;
- Audit, 2014 Correction Action Plan prepared by CFO, M. Mariniello
- Loss Control Report from the Monmouth County Joint Insurance Fund
- MEL ~ Joint Insurance Fund ~ Annual Report
- Letter from the Monmouth County Park System stating there is currently funds available for 2016 for Municipal Open Space Grant Program
- Storm Water Management - Annual Report and Certification

Recorded Vote:

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

Nays: None

Absent: None

NEW BUSINESS

Ordinance #2016-421: Introduction

Ordinance 2016-422

DRONE ORDINANCE

UPON MOTION of Mayor Fericola, seconded by Commissioner D' Angelo, carried to table Ordinance 2016-422 until the next regular scheduled Commissioner's Meeting.

Recorded Vote:

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

Nays: None

Absent: None

ABC License Renewals:

Resolution 2016-07: Loch Arbour Liquors, Inc. (1324-44-002-002)

The Deputy Clerk reported the following information

- Renewal application has been completed and filed;
- Appropriate fees submitted;
- Tax clearance certificate received;
- Report received from the Borough of Deal Police Department indicating no problems with renewal.

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, the meeting be opened for the public hearing on the said license renewal only. There were no questions or comments from the public. UPON MOTION of Mayor Fericola, seconded by Commissioner Cheswick, carried that the public hearing be closed.

UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried, the following Resolution be adopted:

WHEREAS, an application was made for a Plenary Retail Distribution License renewal (#1324-44-002-002) by Loch Arbour Liquors, Inc., t/a Loch Arbour Liquors, for the premises located at 541 Main Street (north store), Loch Arbour, accompanied by a check in the amount of \$1,150.00 for the required municipal license fee. A check in the amount of \$200.00 for the required State fee, was paid directly to the State of New Jersey; and,

WHEREAS, the governing body makes the following findings with respect to the Plenary Retail Distribution License to be issued by it:

1. The submitted application form is correct in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations.
3. The applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license, and the licensed business and/or additional financing obtained in the previous license term for use in the licensed business.

NOW, THEREFORE, BE IT RESOLVED, as follows:

That a Plenary Retail Distribution License, State assigned license number 1324-44-002-002, for the period July 1, 2016 through June 30, 2017, both dates inclusive, be issued to Loch Arbour Liquors, Inc., t/a Loch Arbour Liquors, for the premises located at 541 Main Street (north store), Loch Arbour, New Jersey; and,

BE IT FURTHER RESOLVED that the Village Clerk be and she is hereby authorized and directed to execute and deliver said license certificate to the aforementioned applicant; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to Loch Arbour Liquors, Inc. t/a Loch Arbour Liquors, and to the Alcoholic Beverage Control of the State of New Jersey.

Recorded Vote:

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

Nays: None

Absent: None

Resolution 2016-08: Stress Management t/a McGillicuddy's Lakeside Taphouse (1324-33-001-015)

The Deputy Clerk reported the following information:

- Renewal application has been completed and filed;
- Appropriate fees submitted;
- Tax Clearance Certificate received;
- Report received from the Borough of Deal Police Department indicating no problems with renewals.

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, the meeting be opened for the public hearing on the said license renewal only.

Joseph Gassaro, Ocean Place, questioned the signs on the restaurant building, if there is an Ordinance to prohibit the signage.

There were no other questions or comments from the public. UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried that the public hearing be closed.

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, the following Resolution be adopted:

WHEREAS, an application was made for a Plenary Retail Consumption License renewal (#1324-33-001-016) from Stress Management, LLC t/a McGillicuddy's Lakeside Taphouse for the premises located at 601 Main Street, Loch Arbour, accompanied by a check in the amount of \$2,000.00 for the required municipal license fee. A check in the amount of \$200.00 for the required State fee; was paid directly to the State of New Jersey and,

WHEREAS, the governing body makes the following findings with respect to the Plenary Retail Consumption License to be issued by it:

1. The submitted application form is correct in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations.
3. The applicant has disclosed and the issuing authority has reviewed the source of all funds used in the purchase of the license, and the licensed business and/or additional financing obtained in the previous license term for use in the licensed business.

NOW, THEREFORE, BE IT RESOLVED, as follows:

That a Plenary Retail Consumption License, State assigned license number 1324-33-001-016, for the period July 1, 2016 through June 30, 2017, both dates inclusive, be issued to Stress Management, LLC t/a McGilllicuddy's Lakeside Taphouse, for the premises located at 601 Main Street, Loch Arbour, New Jersey with the following special conditions to address the documented problems of inappropriate behavior by rowdy patrons leaving the premises in the early morning hours, and inappropriate behavior by certain staff members:

1. Within six months of the date of adoption of this resolution, all current bar staff and employees shall attend the Techniques of Alcohol Management (TAMS) training provided by the New Jersey Licensed Beverage Association. New staff members and employees shall attend the TAMS training within six months of initial hire date.
2. Within thirty (30) days of the initial hire date, new staff members and employees shall register with and be photographed by the Borough Deal of Police Department.
3. On an annual basis, all other employees and staff members shall register with and be photographed by the Borough of Deal Police Department.
4. The establishment shall ban problem customers from the premises for a period of one year.
5. Occupancy of the patio area, including bar stools, dining tables and standees, shall not exceed 90 people at any time.
6. Live entertainment shall end at 1:00 A.M.
7. Employees of the licensed premise shall make inspections on Friday, Saturday, Sunday and Monday mornings before 11:00 A.M. along Main Street and Euclid Avenue to Page Avenue for the purpose of removing debris left by departing patrons.

BE IT FURTHER RESOLVED that the Licensee hereby stipulates that he accepts these conditions without appeal to the Director of the Division of Alcohol Beverage Control.

BE IT FURTHER RESOLVED that the Village Clerk be and she is hereby authorized and directed to execute and deliver said license certificate to the aforementioned applicants; and,

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to Stress Management, LLC t/a McGilllicuddy's Lakeside Taphouse and to the Alcoholic Beverage Control of the State of New Jersey .

Recorded Vote:

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

Nays: None

Absent: None

Resolution 2016-09: UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, the following Resolution be adopted:

WHEREAS, the Village Clerk, in consultation with Beach Manager John Bosmans, has recommended the following personnel for seasonal employment at the Village Beach Club for the summer season of 2016; and,

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the Village of Loch Arbour, as follows:

1. The following person is appointed for employment at the Village Beach Club, Loch Arbour, for the summer season of 2016:

NAME	TITLE	SALARY PER HOUR	HOURS PER WEEK
Liam Gleason	GATEPERSON	8.55	40 hours

BE IT FURTHER RESOLVED that the weekly scheduled hours for any employee may be changed at the Beach Manager's discretion based upon the staffing.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the Chief Financial Officer for his action.

Recorded Vote:

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

Nays: None

Absent: None

REPORTS/DISCUSSION

A. **School Tax Issue** ~ Mayor Fernicola stated no further updates to the School Tax Issue.

B. **Summer Monthly Meetings** ~ Wednesday, July 6, 2016

Wednesday, August 3, 2016

Wednesday, September 7, 2016

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

Joseph Gassaro, Ocean Place, commented the Deal Police Department are not enforcing "No Dogs on the Village Beach". Mr. Gassaro stated the Deal Police Department should enforce parking meters during the week. He believes the Police Department have become lax on general enforcement. Mayor Fernicola stated the Village would look into whether the Police Specials started yet.

Paul Williams, Euclid Avenue, commented the Deal Police Department are not issuing tickets for handicap spot at Mahon's home. Mr. Williams would like the Commissioners to consider installing speed bumps between Ocean Avenue and Ocean Place.

Mr. Williams commented the Memorial Day Service was very nice, and the Mayor did a good job.

Remo Maisto, Elberon Avenue, commented cars are not being moved for long periods of time, and cars block driveways.

Barbara Gnassi, Euclid Avenue, commented people block sidewalks.

Remo Maisto, Elberon Avenue, asked for a recap on School Tax Issue.

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

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, the following Resolution be adopted:

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour, Monmouth County, New Jersey, as follows:

1. The public shall be excluded from discussion of and actions upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows: Discuss, contract negotiations and anticipated or threatened litigation and attorney client privileged information regarding school funding and taxation issues. Mayor Fernicola stated no official action will be taken after the Executive Session.
3. It is anticipated at this time that the above stated subject matter will be made public within 120 days.
4. This resolution shall be effective immediately.

Recorded Vote:

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

Nays: None

Absent: None

There being no further business, and UPON MOTION of Mayor Fernicola seconded by Commissioner D' Angelo, carried the Meeting be adjourned at 8:10 PM.

MARILYN SIMONS, R.M.C.

Village Clerk

