

**VILLAGE OF LOCH ARBOUR
MINUTES – SPECIAL MEETING
NOVEMBER 19, 2015**

THE SPECIAL 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 NOVEMBER 19, 2015, CALLED TO ORDER AT 4:00 P.M. BY MAYOR PAUL V. FERNICOLA.

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

Also present was Acting Clerk, Dan Mason.

The Acting 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 Special Meeting to the Village's two official newspapers on November 17, 2015 posting the notice on the office bulletin board on the same date and filing a copy of the notice in the Clerk's office.

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the following **Resolution** be and the same is hereby adopted:

WHEREAS, Section 8 of the Open Public Meetings Act, N.J.S.A. 10:4-12 et seq., permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist.

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. 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

Returned at 5:21 p.m. from Executive Session.

RESOLUTION 2015-88: UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried that the following Resolution be adopted:

WHEREAS, the Village of Loch Arbour is a constituent municipality of the Ocean Township School district, together with Ocean Township; and

WHEREAS, the Board of Commissioners of the Village of Loch Arbour is desirous of resolving the present situation in which the taxpayers Loch Arbour taxpayers are compelled to pay sums per pupil in Ocean Township School District that are greatly disproportionate to the amount per pupil paid by taxpayers in Ocean Township; and

WHEREAS, the Board of Commissioners believes that the children of Loch Arbour can receive an education equal in quality to that received in the Ocean Township School District at a substantially reduced cost per pupil through send-receive agreements with the West Long Branch School District and the Shore Regional High School District; and

WHEREAS, it will be necessary for the Village of Loch Arbour to obtain approval to separate from the Ocean Township School District and to establish a Village of Loch Arbour Board of Education pursuant to N.J.S.A. 18A:8-4 *et seq.* in order to enter the aforesaid send-receive agreements; and

WHEREAS, the initial measure to obtain the aforesaid approval is to request by resolution that the Monmouth County Executive Superintendent of Schools investigate and report on the advisability and the educational and financial effect of the proposed separation of the Village of Loch Arbour from the Ocean Township School District pursuant to N.J.S.A. 18A:8-5 and 6;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that the Village of Loch Arbour hereby requests, pursuant to N.J.S.A. 18A:8-5 that the Monmouth County Executive Superintendent of Schools investigate and report within 30 days pursuant to N.J.S.A. 18A:8-6; on the advisability and the educational and financial effect of the proposed separation of the Village of Loch Arbour from the Ocean Township School District and the establishment of a Board of Education for the Village of Loch Arbour; and

