VILLAGE OF LOCH ARBOUR
MINUTES – REGULAR MEETING
MARCH 4, 2015

THE REGULAR 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 MARCH 4, 2015, CALLED TO ORDER AT 6:30 P.M. BY MAYOR PAUL V. FERNICOLA.

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

Also present were Guy P. Ryan, Esq., Village Attorney, Daniel J. Mason, Acting Clerk and Marilyn Simons, Deputy Clerk.

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 Regular Meeting to the Village's two official newspapers on January 21, 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.

Resolution 2015-44: Amend Temporary Budget

RESOLUTION 2015-44
RESOLUTION AUTHORIZING AN AMENDMENT I TO THE TEMPORARY BUDGET FOR 2015

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

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2015 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first 30 days of the fiscal year, and

WHEREAS, the total appropriations in the 2014 current fund budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance, is the sum of $1,422,158.29 and

WHEREAS, 26.25% of the total appropriations in the 2014 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement and public assistance in said budget is the sum of $373,316.55 and

NOW, THEREFORE, BE IT RESOLOVED by the Board of Commissioners of the Village of Loch Arbour, in the County of Monmouth, State of New Jersey, that the attached listing (Attachment 1 – 2015 Temporary Budget Worksheet) of appropriations be made and a certified copy of this resolution be transmitted to the Chief Financial Officer for his records.

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

Attachment I – Worksheet

Village of Loch Arbour
2015 Temporary Budget

	ORIGINAL	Amendment 1
Administrative/Executive		
Salaries & Wages	$ 4,882.50	
Other Expenses	15,618.75	
Other Expenses –Legal Advertising	1,955.63	
Financial Administration		
Salaries & Wages	8,137.50	
Other Expenses	17,850.00	
Audit Services		
Other Expenses	4,162.50	
Assessment of Taxes		
Salaries & Wages	918.75	
Other Expenses	682.50	
Collection of Taxes		
Salaries & Wages	1,312.50	
Other Expenses	9,318.75	
Legal Services & Costs		
Other Expenses	20,737.50	
Engineering Services & Costs		
Other Expenses	4,541.25	
Planning Board		
Salaries & Wages	262.50	
Other Expenses	262.50	
Insurance – Unemployment		
Other Expenses	131.25	
Insurance – General Liability		
Other Expenses	4,022.68	7,000.00
Insurance – Workers Compensation		
Other Expenses	3,114.74	
Police Contractual		
Other Expenses	38,193.75	40,000.00
Emergency Management		
Other Expenses	131.25	

First Aid Organization Contribution		
Other Expenses	0.00	
Fire		
Contractual	5,250.00	
Hydrants	1,968.75	
Streets & Roads		
Other Expenses	2,362.76	3,000.00
Public Works (Other-Meters)		
Salaries & Wages	556.50	
Other Expenses	26.25	
Building & Grounds		
Other Expenses	3,937.50	
Registrar		
Salaries & Wages	26.25	
Other Expenses		
Health Priorities Act Services – Contractual		
Other Expenses	787.50	
Animal Control Services		
Other Expenses	196.88	
Public Assistance		
Salaries & Wages	65.63	
Other Expenses	57.75	
Beach & Boardwalk		
Salaries & Wages	21,525.00	
Other Expenses	5,643.75	
License Inspector		
Salaries & Wages	52.50	
Zoning Official		
Salaries & Wages	577.50	
Other Expenses	131.25	
Sewer System		
Salaries & Wages	446.25	
Other Expenses	472.50	
Deal Lake Commission		
Other Expenses	984.38	
Accumulated Sick Leave		
Other Expenses	26.25	
Street Lighting		
Other Expenses	1,837.50	

Code Enforcement		
Other Expenses	52.50	
Contribution to PERS		
Other Expenses	16,000.00	
Social Security (FICA/MED)		
Other Expenses	2,940.00	
Sewer Fees-Ocean Twp. Sewer Authority		
Other Expenses	15,000.00	
Refuse/Recycling – Allenhurst Borough		
Other Expenses	27,174.00	
TOTAL:	$ 244,335.95	$ 50,000.00

PAYMENT OF BILLS

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo , carried, that the payment of bills totaling *$39,833.66* for the month of March, 2015 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 *$158,029.92* for the month of March, 2015 be and the same is hereby approved;

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

MINUTES

UPON MOTION, of Mayor Fernicola, seconded by Commissioner Cheswick, carried that the following minutes be tabled until the next Commissioners Meeting for further review.

- Minutes of the Reorganization Meeting and Regular Meeting held January 7, 2015.
- The Minutes of the Regular Meeting held February 4, 2015.
- The Executive Session Minutes held January 7, 2015.
- The Executive Session Minutes held February 4, 2015

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

REPORTS

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo carried, that the following reports for the period ending February 28, 2015 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

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

CORRESPONDENCE

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried that the following correspondence for the period ending February 28, 2015 on file in the Village Clerk's office, be and the same are hereby ordered received and filed:

- Monmouth Regional Health Commission No. 1, agenda and various reports/correspondence;
- 2014 Report received from the Allenhurst Fire Department and First Aid Squad for the Village of Loch Arbour.

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

OLD BUSINESS

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the payment of 2015 1st quarter Library Tax totaling $6,440.37 be and the same is hereby approved as presented.

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

Resolution 2015-25: 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 the Village of Loch Arbour shall not participate in the Monmouth County Library System starting July 1, 2015.

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

Resolution 2015-33: UPON MOTION of Commissioner Cheswick, seconded by Mayor Fernicola, carried, that the following resolution be adopted:

WHEREAS, the Village of Loch Arbour is in need of professional services to maintain its computer hardware, software and internal network; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) permits the award of a contract less that 15% of the bid threshold without competitive bidding.

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose in the 2015 Temporary Appropriations of the Village and provision will be made for this contract in the finally adopted 2015 budget.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that Cross Over Networks be hereby awarded the contract for 2015 network support and maintenance services at the annual cost of $2,520.00.

BE IT FURTHER RESOLVED that the Acting Clerk of the Village of Loch Arbour be authorized to execute the contract authorized pursuant to this Resolution.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Cross Over Networks.

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

UPON MOTION of Commissioner Cheswick, seconded by Mayor Fernicola, carried, that the payment to Cross Over Networks for January and February, 2015 totaling $420.00 be and the same is hereby approved as presented.

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

NEW BUSINESS - None

REPORTS/DISCUSSION

A. Consolidation Matters – Mayor Fernicola reported that a letter was sent to the residents. Mayor Fernicola attended a recent Interlaken Town Meeting and reported the frustration of the lack of real progress regarding consolidation, since the November, 2014 Meeting.

Mayor Fernicola stated that he appeared before a Local Government Committee of the New Jersey Assembly. He testified in favor of proposed amendments to the Consolidation Law. The amendments were approved by the Committee and will be put to a vote by the full Assembly and Senate. One of the amendments will allow one municipality to pay another municipality, as part of a consolidation effort.

B. Local Government Ethics Law Financial Disclosure Law – All local government officials are required to complete and file the Financial Disclosure Form with the Municipal Clerk annually on or before April 30th of each year. The State is requiring all forms be electronically filed. A password and the website will be sent to each official, so the form can be completed online and transmitted to the State.

C. East Egg Hunt – Saturday, March 28, 2015 at 11:00 a.m. (rain date Sunday, March 29, 2015) with the residents of the Borough of Allenhurst and the Borough of Interlaken. The cost of the hunt will be split between the three towns. A flyer will be mailed to the Village Residents.

PUBLIC HEARING

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

John Reng, Euclid Avenue, asked the status of the Historic Ordinance being considered by the Commissioners. Mayor Fernicola stated that Dr. Richard Fernicola will be appearing at the next Commissioners Meeting on

April 8, 2015 to discuss the Borough of Allenhurst's Historic Ordinance and how it was established.

Remo Maisto, Jr., asked about the Fiscal Analysis being done by the Borough of Interlaken.

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

UPON MOTION Mayor Fernicola, seconded by Commissioner Cheswick, carried that the following Resolution be adopted.

WHEREAS, the regular meeting of the Board of Commissioners of the Village of Loch Arbour scheduled for April 1, 2015.

BE IT RESOLVED, the Board of Commissioners of the Village of Loch Arbour will hold a Special Meeting at 6:30 P.M. on Wednesday, April 8, 2015 at the Village of Loch Arbour Municipal Building, 550 Main Street. This meeting is taking the place of the regularly scheduled Board of Commissioners Meeting on Wednesday, April 1, 2015. Official action may be taken at this special meeting.

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 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 consolidation and/or school funding and taxation issues. Anticipated/threatened litigation 101-103 Edgemont Drive. Army Corp of Engineers access. The Board reserves the right to take action 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 that the meeting be finally adjourned at 8:26 p.m.

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Daniel J. Mason, Acting Clerk
Village of Loch Arbour