

**MINUTES OF THE REGULAR MEETING OF THE
LITTLE SILVER BOROUGH COUNCIL
February 1, 2010**

The meeting was called to order and the Statement of Compliance with the Open Public Meetings Act given by Mayor Castleman at 8:19 p.m.

"Adequate notice of this meeting has been provided by the mailing of a notice to the Asbury Park Press and The Two River Times, by filing same with the Clerk of the Borough of Little Silver and by prominently posting said notice on the bulletin board of the Borough Hall, all since January 4, 2010."

The salute to the flag was led by Mr. Bennett and followed by a moment of silence.

Roll Call:

Present: Mayor Castleman, Mr. Bitman, Mr. Gilmour, Mr. Levine, Mr. Neff, Mr. O'Hern, Mr. VanWinkle, Attorney Bennett and Mr. Biehl, Administrator/Clerk

Absent: None

Consideration of Minutes for Regular Meetings and/or Special Meetings: None

Consideration of Executive Session Minutes: None

Communications: None

Student remarks and brief remarks on the Agenda from other members of the Public: None

RESOLUTION - Payment of Bills and Claims

Mr. VanWinkle offered this resolution in favor of the payment of the following vouchers which have been properly authenticated and presented for payment representing expenditures for which an appropriation was duly made in the budget adopted by the governing body, including any emergency expenditures in the said appropriation for this payment of said vouchers and which the Deputy Municipal Financial Officer has certified that sufficient funds are available to pay the same from each designated appropriation.

Check Disbursements

Operating – Current Year	\$ 19,828.57
Operating – Prior Year	18,993.25
School Taxes	0.00
Contra	0.00
Capital	0.00
Grant	812.50
Various Trusts & Reserves	4,190.24

Escrow Projects		0.00
Payroll of	\$	0.00
Void Checks:	\$	0.00
Manual Checks:	\$	0.00
Wire Transfers:	\$	0.00
Total		\$ 43,824.56

I hereby certify that there are sufficient funds available to pay the above listed vouchers as submitted. Laura M. Geraghty, C.M.F.O., Deputy Finance Officer.

Motion: Mr. VanWinkle
 Second: Mr. O'Hern

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
 Mr. Neff, Mr. O'Hern, Mr. VanWinkle
 Negative: None
 Abstentions: None

REPORTS OF COUNCIL MEMBERS:

FIRE, FIRST AID AND NEWSLETTER (Board of Health, Public Affairs, Library Trustees):
 Mr. Levine, no report.

POLICE AND EMERGENCY PREPAREDNESS (Traffic Safety Committee, Drug Alliance,
 Local Emergency Planning Council): Mr. Gilmour, no report.

BUILDINGS, GROUNDS, EQUIPMENT, STREET LIGHTS (Recreation, Property
 Maintenance, Downtown Development Committee): Mr. O'Hern, no report.

PERSONNEL (Environmental Commission, Shade Tree Commission, Open Space):
 Mr. Neff, no report.

PUBLIC WORKS (Planning Board, Americans With Disabilities Act Committee, Parker
 Homestead Liaison, Recycling, Little Silver Cross Acceptance Liaison): Mr. Bitman reported
 that the Regular Meeting of the Planning Board, scheduled for February 6, has been cancelled for
 lack of Agenda.

FINANCE AND BUDGET AND INSURANCE (Business and Professional Association, Finance Advisory, Waterfront Committee): Mr. VanWinkle, no report.

Council and Public Discussion: None

Mayor's Report: No report.

Other Reports: Mr. Biehl noted that there is a Finance Committee meeting this Wednesday, February 3.

Old Business: None

New Business:

ORDINANCE INTRODUCTION

Mayor Castleman introduced by title:

AN ORDINANCE FOR SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE BOROUGH OF LITTLE SILVER, FOR THE YEAR 2010

Mr. Biehl noted that upon introduction same would be advertised according to law, posted on the Borough bulletin board, and held over for a public hearing on March 1, 2010. Mayor Castleman noted this is for the Website Editor.

Motion: Mr. O'Hern

Second: Mr. Neff

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O'Hern, Mr. VanWinkle

Negative: None

Abstentions: None

CONSENT AGENDA: Mayor Castleman announced that the following Resolutions had been discussed and would now be approved by Consent Agenda. Mr. Biehl noted that the Resolution authorizing Animal Control Contract is the same as last year.

Motion: Mr. VanWinkle

Second: Mr. Levine

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O'Hern, Mr. VanWinkle

Negative: None
Abstentions: None

RESOLUTION

WHEREAS, the Borough of Little Silver has a need to acquire COAH Professional Planning services as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and,

WHEREAS, the Purchasing Agent, Michael D. Biehl, has determined and certified in writing that the value of the acquisition may exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year (January 1, 2010-December 31, 2010); and

WHEREAS, Coppola & Coppola Associates has submitted a proposal, indicating they will provide Professional Planning services for the Borough of Little Silver in the amount of \$140.00 per hour for Principal's time, \$120.00 per hour for Associate's time and \$75.00 per hour for Drafting Personnel; and

WHEREAS, Coppola & Coppola Associates has completed and submitted a Business Entity Disclosure Certification which certifies that Coppola & Coppola has not made any reportable contributions to a political or candidate committee in the Borough of Little Silver in the previous one year, and that the contract will prohibit Coppola & Coppola Associates from making any reportable contributions through the term of the contract, and

WHEREAS, pursuant to N.J.S.A. 40A:4-57, adequate funds are available for the payment of this contract in the Housing Rehabilitation Trust Fund;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Little Silver authorizes Suzanne S. Castleman, Mayor to enter into a contract with Coppola & Coppola Associates as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

RESOLUTION

Authorizing Disposal of Surplus Property

WHEREAS, the Borough of Little Silver is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Borough of Little Silver is desirous of selling said surplus property in an "as is" condition without express or implied warranties;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver, County of Monmouth, as follows:

- (1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com.
- (2) The sale will be conducted online and the address of the auction site is govdeals.com.
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-09.
- (4) A list of surplus property to be sold is as follows:

1997 Ford Crown Vic (Police Interceptor) VIN #2FALP71W9VX210809
and the odometer reading is 100,904 miles.

1986 Ford Jet Truck VIN #1FDYR80UXGVA41996 and the odometer reading is
38,252 miles and 5,210 hours.

1985 Chevy Pick Up VIN #1GCHD34JXGF305170 (mileage not recorded).
- (5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
- (6) The Mayor and Council reserves the right to accept or reject any bid submitted.

RESOLUTION

WHEREAS, the Borough of Little Silver requires the services of a Dog Warden for the capture and impoundment of at-large domestic pets and the care of injured, trapped or sick animals;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Little Silver that the Mayor and Borough Clerk be and are hereby authorized to enter into an agreement with the Borough of Red Bank for the providing of Dog Warden Services to the Borough of Little Silver for the period January 1, 2010 to December 31, 2010 in accordance with the attached agreement in the amount of seven thousand five hundred sixty five dollars (\$7,565.00) plus four dollars (\$4.00) per cat (210 cats \$840.00) licensed by the Borough of Little Silver during the contract period.

Mr. Biehl then read the following:

RESOLUTION

WHEREAS, application has been made to the Borough of Little Silver by the Little Silver Volunteer Fire Company No. 1 to hold an Off Premise 50/50 Raffle on March 13, 2010; and

WHEREAS, all requirements have been complied with for the holding of such Raffle;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the application for an Off Premise 50/50 Raffle by the Little Silver Volunteer Fire Company No. 1 be and is hereby approved.

Motion: Mr. Bitman
Second: Mr. VanWinkle

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O'Hern, Mr. VanWinkle
Negative: None
Abstentions: None

RESOLUTION

WHEREAS, Little Silver Volunteer Fire Company No. 1 has made application to the Mayor and Council of the Borough of Little Silver for a one (1) day liquor license for March 13, 2010 to be held at the Little Silver Firehouse Grounds, 543 Prospect Avenue, Little Silver, NJ; and

WHEREAS, the applicant has complied with all regulations governing such license;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the one (1) day liquor license for Little Silver Volunteer Fire Company No. 1 be and is hereby approved.

Motion: Mr. Bitman
Second: Mr. Neff

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O'Hern, Mr. VanWinkle
Negative: None

Abstentions: None

Attorney Bennett presented the following:

RESOLUTION

WHEREAS, there currently exists an Anti-Nepotism Policy, known as Appendix B within the Borough of Little Silver; and

WHEREAS, the Policy is found to be redundant, as the issue of nepotism is already listed in the existing Personnel Manual of the Borough of Little Silver;

NOW, THEREFORE, BE IT RESOLVED, that the Resolution known as Appendix B within the Personnel Manual is hereby adopted on _____ is hereby recinded.

Motion: Mr. Bitman

Second: Mr. Levine

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O'Hern, Mr. VanWinkle

Negative: None

Abstentions: None

RESOLUTION

RESOLUTION AUTHORIZING ACCEPTANCE OF BIDS TO PROVIDE TICKET MACHINES FOR THE NEW JERSEY TRANSIT PARKING LOT IMPROVEMENT PROJECT

WHEREAS, the Borough of Little Silver had authorized the Borough Engineer to negotiate with contractors to provide ticket machine shelters for the New Jersey Transit Parking Lot Improvement Project; and

WHEREAS, the Borough Engineer negotiated the lowest price of \$8,500 with Paul Caruso for the construction of the ticket machine shelter; and

WHEREAS, the Borough Mayor and Council finds that it would be in the best interest of the Borough to award the contract for the construction of Ticket Machine Shelter to Paul Caruso in the amount of \$8,500;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Little Silver that the quote solicited from Paul Caruso for the construction of Ticket Machine Shelter will be accepted by the Borough and published as required pursuant to Local Public Contract Law N.J.S.A. 40A:11 et seq.

Motion: Mr. Levine
Second: Mr. Neff

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O’Hern, Mr. VanWinkle
Negative: None
Abstentions: None

RESOLUTION

RESOLUTION AUTHORIZING THE CONTRACT AWARD FOR THE PROVISION AND INSTALLATION OF THE TICKET MACHINES FOR THE NEW JERSEY TRANSIT PARKING LOT IMPROVEMENT PROJECT

WHEREAS, pursuant to N.J.S.A. 40A11-5(3) the Borough of Little Silver authorized the Borough Engineer to negotiate with contractors for the provision and installation of two ticket machines for the New Jersey Transit Parking Lot Improvement Project; and

WHEREAS, the Borough Engineer negotiated the lowest price of \$37,116 and \$240 per month for maintenance software from Amano Integrated Systems; and

WHEREAS, the Mayor and Council finds that it would be in the best interest of the Borough to award the contract for the provision and installation of the ticket machines to Amano Integrated Systems;

Motion: Mr. Bitman
Second: Mr. Gilmour

Council and Public Discussion: None

Roll Call:

Affirmative: Mr. Bitman, Mr. Gilmour, Mr. Levine,
Mr. Neff, Mr. O’Hern, Mr. VanWinkle
Negative: None
Abstentions: None

Public Portion: Remarks of the public for the good of the Borough: None

Motion to Adjourn: Mr. VanWinkle

Second: Mr. Levine

Roll Call: Voice Vote - Ayes – Unanimous

The meeting was adjourned at 8:32 p.m.

Michael D. Biehl
Administrator/Clerk