

**MINUTES OF THE REGULAR MEETING OF THE
LITTLE SILVER BOROUGH COUNCIL
June 1, 2009**

The meeting was called to order and the Statement of Compliance with the Open Public Meetings Act given by Mayor Castleman at 8:08 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 5, 2009."

The salute to the flag was led by Mr. Gilmour and followed by a moment of silence. She asked for thoughts and prayers for a resident seriously hurt the other day.

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

Mayor Castleman called for a Motion to suspend the Regular Order of Business:

Motion: Mr. Bitman
Second: Mr. Gilmour

Vote: Voice Vote – Ayes – Unanimous

Mayor Castleman called on Police Chief Shannon Giblin, who read letters of commendation from himself and Wayne Duggan (attached) for Police Officers Daniel Shafferty and Frank Salerno. The letters referenced their lifesaving efforts in an automobile accident, in which a passenger was seriously injured. Chief Giblin noted the fine job the officers had done and that he was proud of them.

Mayor Castleman then presented the Lifesaving Award to Officers Shafferty and Salerno, noting that the Officers are a credit to the Borough.

Mayor Castleman called for Motion to return to Regular Order of Business:

Motion: Mr. Gilmour
Second: Mr. VanWinkle

Vote: Voice Vote – Ayes – Unanimous

Consideration of Minutes for Regular Meetings and/or Special Meetings:

April 20, 2009

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

Council and Public Discussion: None

Roll Call: Voice Vote – Ayes – Unanimous

May 4, 2009

Motion: Mr. Bitman
Second: Mr. Vanwinkle

Council and Public Discussion: None

Roll Call: Voice Vote – Ayes – Unanimous

Communications: None

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

RESOLUTION - Payment of Bills and Claims, June 1, 2009

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	\$ 118,636.41
Operating – Prior Year	0.00
School Taxes	1,420,468.87
Contra	0.00
Capital	4,368.53
Grant	775.00
Various Trusts & Reserves	6,048.89
Escrow Projects	0.00
Payroll of 5/29/09	\$ 143,075.04
Void Checks:	\$ 0.00
Manual Checks:	\$ 0.00

EFT Transfer	\$	0.00
Wire Transfers:	\$	0.00
Total	\$	1,693,372.74

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. Neff

Council and Public Discussion: Mr. Gilmour questioned an expenditure on Page 3 to Ryser’s Landscape Supply, for crushed bluestone on Alwin Terrace. He said he was under the impression that was a private road. Mr. Biehl explained that the underlying land is owned by the residents, but it is a public right of way, so the Borough performs and maintains all the services.

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, Waterfront Committee, Downtown Development Committee, Little Silver Cross Acceptance Liaison): Mr. O’Hern, no report.

PERSONNEL (Environmental Commission, Shade Tree Commission, Open Space): Mr. Neff noted he had no report beyond what Shade Tree Commission Chairperson presented previously at the Council Workshop regarding the plans for Memorial Park. He added that the Shade Tree Commission is soliciting input from a broad spectrum within the community and hopes to get the project underway in the next couple of months.

PUBLIC WORKS (Planning Board, Americans With Disabilities Act Committee, Parker Homestead Liaison, Recycling): Mr. Bitman reported that the next regularly scheduled meeting of the Planning Board is tomorrow night, and that he had copies of the Agenda for anyone interested.

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

Council and Public Discussion: Eileen Caruso, 15 Crest Drive, asked if there was any further discussion since the previous meeting regarding space for a skateboarding area in Santelle Park. Mr. Biehl and Mayor Castleman replied that the Borough Engineer had determined there is space about the size of tennis court. She asked if further plans and fundraising efforts could move forward. Mr. Bitman replied that as private citizens this could be done, but not on behalf of the Borough. Mr. Biehl further explained that the plan for the park did not include a skateboard area, and there was no budgetary allocation made for it. He said the residents in the area of Santelle Park need to be advised about the proposed plan. Mr. Bennett further clarified the process of discussing this proposal with the residents, revising and amending the plan, then securing the funding for it. After discussion, it was agreed that a meeting of the residents should be held to explain the proposed change in the park, and it was determined that Mr. Biehl would coordinate this.

Mayor's Report: No report.

Other Reports: None

Old Business: None

New Business:

Mr. Biehl read the following:

RESOLUTION

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the municipal budget for the year 2009;

General appropriations for:

Appropriations within "CAPS"	
Municipal purposes	\$ 7,584,738.00
Appropriations excluded from "CAPS":	
Municipal purposes	\$ 1,553,726.24
Reserve for Uncollected Taxes	\$ 1,190,876.62
Total General Appropriations	\$10,329,340.86
Less: Anticipated revenues other	
than current property tax	\$ 4,120,010.89

Difference: Amount to be raised by taxes
for support of municipal budget
as follows:

Local tax for Municipal Purposes
including Reserve for Uncollected Taxes \$ 6,209,329.97

BE IT ALSO RESOLVED, that said budget be published in the Two River Times in the issue of June 19, 2009; and

BE IT FURTHER RESOLVED, that the Governing Body of the Borough of Little Silver does hereby approved the following as the Budget for the year 2009.

BE IT FINALLY RESOLVED that a hearing on the budget and tax resolution will be held at Little Silver Borough Hall on June 29, 2009 at 8:00 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2000 may be presented by taxpayers or other interested persons.

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

Mr. Biehl read the following:

RESOLUTION

WHEREAS, it is desired to adopt a temporary capital budget;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Little Silver, County of Monmouth, that the following temporary capital budget be adopted:

CAPITAL BUDGET 2009

Project	Project Number	Estimated Total Cost	Capital Improvement Fund	Debt Authorized
Various Capital Improvements	3	\$709,000.00	\$35,450.00	\$673,550.00
Totals All Projects		\$709,000.00	\$35,450.00	\$673,550.00

3 YEAR CAPITAL PROGRAM 2009-2011
Anticipated Project Schedule and Funding Requirement

Project	Project Number	Estimated Total Cost	Estimated Completion Time	Budget Year 2009
Various Capital Improvements	3	\$709,000.00	2009	\$709,000.00
Totals All Projects		\$709,000.00		\$709,000.00

Project	Estimated Total Cost	Capital Improvement Fund	General
Various Capital Improvements	\$709,000.00	\$35,450.00	\$673,550.00
Totals All Projects		\$709,000.00	\$673,550.00

BE IT FURTHER RESOLVED, that two certified copies of this Resolution be filed forthwith in the Office of the Director of Local Government Services.

Motion: Mr. VanWinkle
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

ORDINANCE INTRODUCTION

Mayor Castleman introduced by title:
CALENDAR YEAR 2009 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMIT AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

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 June 29, 2009.

Motion: Mr. VanWinkle
Second: 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

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 2009

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 June 29, 2009.

Motion: Mr. O'Hern

Second: Mr. Bitman

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

ORDINANCE INTRODUCTION

Mayor Castleman introduced by title:

A CAPITAL IMPROVEMENTS BOND ORDINANCE APPROPRIATING THE SUM OF
\$709,000.00 AND AUTHORIZING THE ISSUANCE OF \$673,550.00 OF BONDS OF THE
BOROUGH FOR FINANCING SUCH APROPRIATION

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 June 29, 2009.

Motion: Mr. O'Hern

Second: Mr. VanWinkle

Council and Public Discussion: Mr. Biehl stated that he has the supplemental debt statement for
this Bond Ordinance.

Roll Call:

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

Negative: None

Abstentions: None

ORDINANCE INTRODUCTION

Mayor Castleman introduced by title:

AN ORDINANCE APPROPRIATING \$141,434.00 OF CAPITAL IMPROVEMENT FUND
BALANCE FOR VARIOUS IMPROVEMENTS IN THE BOROUGH OF LITTLE SILVER,
COUNTY OF MONMOUTH, STATE OF NEW JERSEY

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 June 29, 2009.

Motion: Mr. Bitman

Second: 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.

Motion: Mr. Neff

Second: Mr. Bitman

Roll Call:

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

Negative: None

Abstentions: None

RESOLUTION

WHEREAS, the Mayor and Council of the Borough of Little Silver awarded a quote to Guzzi
Roofing, Inc., Red Bank, NJ in the amount of \$13,450.00 at their meeting of December 22, 2008
for the stripping of the old roof and the installation of a pitched, insulated roof system with a
Ruberoid felt surface and gutters for the Little Silver Department of Public Works Garage; and

WHEREAS, Guzzing Roofing, Inc. Red Bank, NJ has failed to perform the work despite repeated calls from the DPW Director; and

WHEREAS, the Borough Administrator/Clerk recommends rescinding the December 22, 2008 Resolution awarded to Guzzi Roofing, Inc. and has requested that the Department of Public Works Director solicit new quotes; and

WHEREAS, the Department of Public Works Director has solicited the following new quotes:

Bills & Son, Inc. Red Bank, NJ	\$18,000.00
Red Bank Building Service LLC Red Bank, NJ	\$17,718.75
Wilcox Roofing, LLC Oceanport, NJ	\$17,500.00; and

WHEREAS, adequate funding for this purchase is contained in Ordinance #99-476; and

WHEREAS, the Borough Administrator/Clerk has reviewed the new quotes and finding them to be in order recommends the low quote submitted by Wilcox Roofing, LLC, Oceanport, NJ;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the award of a contract to Guzzi Roofing, Inc., Red Bank on December 22, 2008 in the amount of \$13,450.00 for the installation of a new roof for the Borough of Little Silver Department of Public Works Garage be and is hereby rescinded; and

BE IT FURTHER RESOLVED the low quote submitted by Wilcox Roofing, LLC in the amount of \$17,500.00 for the installation of a new roof for the Borough of Little Silver Department of Public Works Garage be and is hereby accepted.

RESOLUTION

WHEREAS, Amy Berkowitz has distinguished herself, her family and her community with her record of achievement while a student at Red Bank Regional High School; and

WHEREAS, Amy Berkowitz has the highest academic ranking among the Little Silver students as well as being the Valedictorian of the Red Bank Regional High School Class of 2009; and

WHEREAS, Amy Berkowitz is member of the French National Honors Society, member of the English National Honors Society, member of the National Honor Society and a member of the Latin National Honors Society; and

WHEREAS, Amy Berkowitz studied abroad in Nice, France through the Academic Study Associates, studied at Georgetown University with Junior Statesmen of America, is a Red Bank Regional STS Leader, an Administrative Assistant for the Red Bank Armory Ice Skating Complex and served as a Student Council Elected Officer;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the congratulations of the Governing Body and the congratulations of the entire community be extended to Amy Berkowitz in recognition of her outstanding accomplishments at Red Bank Regional High School; and

BE IT FURTHER RESOLVED that the Mayor and Council and the residents of Little Silver wish Amy Berkowitz every success in all her future endeavors.

Public Portion: Remarks of the public for the good of the Borough:

Motion to Adjourn: Mr. Bitman
Second: Mr. VanWinkle

Roll Call: Voice Vote - Ayes – Unanimous

The meeting was adjourned at 8:40 p.m.

Michael D. Biehl
Administrator/Clerk