

BOROUGH COUNCIL MEETING
BOROUGH HALL – 7:00 P.M.
April 24, 2023

1. Meeting called to Order and Statement of Compliance with Open Public Meetings Act by Mayor Neff
2. Salute to the Flag
3. Moment of Silence
4. Roll Call
5. Suspend regular order of business:
6. Swearing in of Police Officer Charito A. Cintron as a Borough of Little Silver Police Officer (probationary) Badge #152
7. Resume normal order of business.
8. Communications: Red Bank CROP Hunger Walk, October 15, 2023. Block Party request. Bennett Lane between Salem and Standish, Sunday May 21, 2023 Noon-7:00pm. Closure of Silverside-Oceanport Ave.'s May 1-May 8
9. **Ordinance: Public Hearing #867-23**

Ordinance to exceed the municipal budget appropriations limits and to establish a Cap Bank (N.J.S.A.40A:4-45.14)

(Advertised in the T.R.T. April 6, 2023)

- b) Motion to open hearing.
Second
VOTE:
- c) Mayor declares the hearing open.
Council and Public Discussion
- d) Motion hearing be closed.
Second
VOTE:
- e) Mayor declares hearing closed.
- f) Motion to adopt Ordinance 867-23 on second reading and advertise

in accordance with the law.

Motion:

Second:

Roll Call:

10. Ordinance Introduction: 868-23

**AN ORDINANCE OF THE BOROUGH OF LITTLE SILVER,
IN THE COUNTY OF MONMOUTH, NEW JERSEY,
PROVIDING FOR IMPROVEMENTS TO DOMINICK F.
SANTELLE PARK LOCATED IN THE BOROUGH AND
APPROPRIATING \$228,000 THEREFOR FROM THE
BOROUGH'S OPEN SPACE TRUST FUND AND \$127,000
THEREFOR FROM THE BOROUGH'S GRANT FUND**

(Advertised in the A.P.P., March 11, 2023)

Public Hearing May 8, 2023

Motion:

Second:

VOTE:

11. Public Hearing:

2023 BUDGET AND TAX RESOLUTION.

Certification of Publication (T.R.T., April 6, 2022)

- b) Motion to open hearing.
Second
VOTE:
- c) Mayor declares the hearing open.
Council and Public Discussion
- d) Motion hearing be closed.
Second
VOTE:
- e) Mayor declares hearing closed.
- f) Motion to adopt the 2023 Budget and Tax Resolution on second
reading
Motion:
Second:
Roll Call:

12. Brief remarks on the agenda from members of the Public.

13. REPORTS OF COUNCILMEMBERS:

TRAFFIC AND PEDESTRIAN SAFETY,
PUBLIC WORKS, INFRASTRUCTURE AND
(Traffic Safety Committee and Municipal Court) Mr. Brennan
(Council President)

POLICE AND EMERGENCY PREPAREDNESS:
(Open Space, Capital Projects, Emergency
Planning, Information Technology and Cyber Security) Mr. Galante

BUDGET AND INSURANCE (Finance):
(Shade Tree, Little Silver Schools,
Little Silver Business Community and CFO) Mr. Smith

PLANNING AND ZONING, COAH, AND
TELECOMMUNICATIONS:
(COAH, Litigation, Planning Board,
Assessor's Office and Environmental Commission) Mr. Holzapfel

PERSONNEL
(Two River Water Reclamation Authority
Recycling and 100th Birthday Celebration Committee) Mrs. Brannagan

PUBLIC COMMUNICATION AND INFORMATION
(Shared Services w/ Mayor, Library Trustees,
Board of Health, Red Bank Regional and Recreation.) Mr. Christensen

Mayor's Report
(Two River County of Mayors, Monmouth County Commissioners,
Governor's Office and local legislators, Parker Homestead and
Shared services in conjunction with Mr. Christensen) Mayor Neff

Administrator's Report: Mr. Burke

Old Business.

14. New Business

15. Public Comment

16. CONSENT AGENDA

Motion:

Second:

Council and Public discussion:

Roll Call:

1. Resolution: Authorizing the payment of bills
2. Resolution: Authorizing the approval of a contract between the Borough and the Association for Choices in Community Supports and Employment Services-New Jersey (ACCSES NJ, Trenton, NJ) for general janitorial services for the Borough of Little Silver Train Station for a two-year contract period from May 1, 2023 through April 31, 2025 for an amount of \$20,793.12 under state contract T-1480. Funding for this contract is provided in the Railroad Trust Account.
3. Resolution: Authorizing the approval of a contract between the Borough and the Association for Choices in Community Supports and Employment Services-New Jersey (ACCSES NJ, Trenton, NJ) for general janitorial services for the Borough of Little Silver Buildings and locations for a two-year contract period from May 1, 2023 through April 31, 2025 for an amount of \$78,673.44 under state contract T-1480. Funding for this contract is provided in the Operating Budget.
4. Resolution: Authorizing the renewal of an amended cooperation agreement between the County of Monmouth and Borough of Little Silver for fiscal year 2024 through the end of fiscal year 2026 for potential funds for cooperative participation in the community development program within Title I of the Housing and Community Development Act of 1974.
5. Resolution: Requesting the Director of the Division of Local Government Services to approve the insertion of revenue in the amount of \$7,000.00 into the Borough's 2023 budget to be utilized for the distracted driving statewide crackdown.
6. Resolution: Requesting the Director of the Division of Local Government Services to approve the insertion of revenue in the amount of \$1,500.00 into the Borough's 2023 budget to be utilized for the 2022 Challenger Field Rain Garden Grant from the Association of New Jersey Environmental Commissions (ANJEC).

Motion:

Second:

Roll Call:

17. Adjournment

RESOLUTION

WHEREAS, it is necessary for the Mayor and Council to fill a vacancy in the Little Silver Police Department; and

WHEREAS, after a detailed application and interview process a candidate has been recommended by the Police Chief with the support of the Police Committee; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that Charito A. Cintron be appointed to the position of Police Officer (probationary) and be assigned badge number 152, effective this date, April 24, 2023; and

BE IT FURTHER RESOLVED Charito A. Cintron will be paid in accordance with the collective bargaining agreement salary scale; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Clerk, Chief Financial Officer and Police Chief.

CALENDAR YEAR 2023 (#867-23)
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% 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 Mayor and Council of the Borough of Little Silver in the County of Monmouth finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 1% increase in the budget for said year, amounting to \$94,102.44 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Council 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 Mayor and Council of the Borough of Little Silver, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Little Silver shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1%, amounting to \$94,102.44, and that the CY 2023 municipal budget for the Borough of Little Silver 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.

ORDINANCE NO. 868-23

AN ORDINANCE OF THE BOROUGH OF LITTLE SILVER, IN THE COUNTY OF MONMOUTH, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO DOMINICK F. SANTELLE PARK LOCATED IN THE BOROUGH AND APPROPRIATING \$228,000 THEREFOR FROM THE BOROUGH'S OPEN SPACE TRUST FUND AND \$127,000 THEREFOR FROM THE BOROUGH'S GRANT FUND

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF LITTLE SILVER, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The total amount of \$355,000 is hereby appropriated by the Borough of Little Silver, in the County of Monmouth, New Jersey (the "Borough") for improvements and all things necessary therefore or incidental thereto to Dominik F. Santelle Park located in the Borough, as follows:

\$228,000 is hereby appropriated from the Borough's Open Space Trust Fund; and

\$127,000 is hereby appropriated from the Borough's Grant Fund representing the \$60,000 contribution received from the Rumson Country Club and the \$67,000 grant expected to be received from the State of New Jersey, Fiscal Year 2023 Local Recreation Improvement Grant.

Section 2. The capital budget or temporary capital budget, as applicable, of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or temporary capital budget, as applicable, and capital program as

approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

Section 3. This ordinance shall take effect as provided by law.

RESOLUTION ADOPTING THE 2023 BOROUGH OF LITTLE SILVER BUDGET

NOW, THEREFORE, BE IT RESOLVED, by the Council Members of the Borough of Little Silver, County of Monmouth that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations and authorization of the amount of \$8,535,000.00 for municipal purposes to be raised by taxation and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

SUMMARY OF REVENUES

General Revenues:	
Surplus Anticipated	\$ 1,985,000.00
Miscellaneous Revenues Anticipated	\$ 1,367,851.76
Receipts from Delinquent Taxes	\$ 177,148.24
Amount to be Raised by Taxation for Municipal Purposes	<u>\$ 8,535,000.00</u>
Total Revenues	<u>\$12,065,000.00</u>

SUMMARY OF APPROPRIATIONS

General Appropriations:	
Within "CAPS"	
Operations including Contingent	\$ 8,431,108.00
Deferred Charges & Statutory Expenditures - Municipal	\$ 1,116,955.00
Excluded from "CAPS"	
Operations – Total Operations Excluded from "CAPS"	\$ 749,472.36
Capital Improvements	\$ 55,000.00
Municipal Debt Service	\$ 1,021,628.21
Reserve for Uncollected Taxes	<u>\$ 690,836.43</u>
Total Appropriations	<u>\$12,065,000.00</u>

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 24th day of April, 2023. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2023 approved budget and all amendments, if any, which have been previously approved by the Director of Local Government Services.

BOROUGH OF LITTLE SILVER
VOUCHERS PAYABLE
April 24, 2023

I offer this Resolution in favor of the payment of the following vouchers which have been authenticated and presented for payment. These payments represent expenditures for which an appropriation was duly made in the budget adopted by the governing body, including any emergency expenditures. The Chief Financial Officer has certified that sufficient funds are available to pay the same from each designated appropriation.

CHECK DISBURSEMENTS

	Operating-Current Year	\$	79,081.03
	Operating-Prior Year		2,903.22
	Capital		128,533.34
	Grant		152.08
	Various Trusts & Reserves		2,042.72
	Escrow Projects		0.00
PAYROLL	4/14		157,453.92
VOID CHECKS			
MANUAL CHECKS			
ACH DEBIT	Lincoln Nat. Life-April 2023		298.00
WIRE TRANSFERS	Retiree Healthcare Stipends April		7,516.23
	School Taxes May 2023		1,803,270.17
	NJ Infrastructure Bank		46,214.97
	PERS Pension Payment		323,955.00
	PFRS Pension Payment		556,578.00
TOTAL		\$	3,107,998.68



 Craig R. Marshall, CFO

RESOLUTION

WHEREAS, the Borough of Little Silver requires janitorial services for the Borough of Little Silver Railroad Station, for a two year contract period, May 1, 2023 thru April 31, 2025; and

WHEREAS, the Qualified Purchasing Agent solicited the following quote:

ACCSES NJ (Association for Choices in Community Supports and
Employment Services-New Jersey)
Trenton, NJ \$20,793.12; and

WHEREAS, general janitorial services are listed under State Contract #T-1480; and

WHEREAS, funding for this service is provided is the Railroad Trust Account; and

WHEREAS, the Borough Administrator/Clerk has reviewed the quote and finding it to be in order, recommends said quote to the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the quote received for janitorial services for the Borough of Little Silver Railroad Station from ACCSES NJ be and is hereby accepted.

RESOLUTION

WHEREAS, the Borough of Little Silver requires janitorial services for Borough buildings and sites, for a two-year contract period, May 1, 2023 thru April 30, 2025; and

WHEREAS, the Qualified Purchasing Agent solicited the following quote:

ACCSES NJ (Association for Choices in Community Supports and
Employment Services-New Jersey)
Trenton, NJ \$78,673.44; and

WHEREAS, general janitorial services are listed under State Contract #T-1480; and

WHEREAS, funding for this service is provided under the Operating Budget; and

WHEREAS, the Borough Administrator/Clerk has reviewed the quote and finding it to be in order, recommends said quote to the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the quote received for janitorial services for Borough buildings and sites from ACCSES NJ be and is hereby accepted.

RESOLUTION

WHEREAS, it is necessary for the Mayor and Clerk of the Borough of Little Silver, County of Monmouth to execute the fiscal year 2024 through the end of fiscal year 2026 a revised agreement with the County of Monmouth for cooperative participation in the community development program pursuant to the interlocal services act; and

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title I of the Housing and Community Development Act of 1974, as amended, commonly known as the Community Development Block Grant (CDBG) Program; and

WHEREAS, it is necessary to establish a legal basis for the County and its residents to benefit from this program; and

WHEREAS, a Revised Amendment Cooperation Agreement has been adopted under which the Borough of Little Silver and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

WHEREAS, it is in the best interest of the Borough of Little Silver to enter into such an the revised amendment cooperation agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Little Silver that the Revised Amendment Agreement between the County of Monmouth and Certain Municipalities located herein for the establishment of a Cooperative Means of Conducting certain Community Development Activities, a copy of which is attached, thereto, be and same is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and same are hereby authorized to execute said agreement in accordance with the provisions of law; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its enactment.

RESOLUTION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the New Jersey Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any local unit when such item shall have been made available by any public or private funding source and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may approve the insertion of an item of appropriation of an amount equal to any such special item of revenue, making such item of revenue available for expenditure; and

WHEREAS, the Borough of Little Silver in the County of Monmouth, State of New Jersey received an e-mail dated March 23, 2023 from the New Jersey Department of Law and Public Safety (NJDLPS), Office of the Attorney General (OAG), Division of Highway Traffic Safety (DHTS) for the FY 2023 Distracted Driving Crackdown Grant in the amount of \$7,000.00; and

WHEREAS, said funding will be used for designated additional 4 hour shifts to patrol for distracted drivers in the Borough of Little Silver; and

WHEREAS, the award period is April 1, 2023 through April 30, 2023, and the award Number is MOB-DDC-2023; and

WHEREAS, no match funding is required to secure said grant monies; and

WHEREAS, the Mayor and Council of the Borough of Little Silver is desirous of amending the 2023 Borough Budget to provide for said funding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of The Borough of Little Silver in the County of Monmouth, State of New Jersey, hereby requests the Director of the New Jersey Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$7,000.00 which item is now available as a revenue from the NJDLPS/OAG/DHTS under the caption of Distracted Driving Crackdown Grant, FY 2023.

BE IT FURTHER RESOLVED that the like sum of \$7,000.00 be and the same is hereby appropriated under the caption Distracted Driving Crackdown Grant, FY 2023.

RESOLUTION

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the New Jersey Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any local unit when such item shall have been made available by any public or private funding source and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may approve the insertion of an item of appropriation of an amount equal to any such special item of revenue, making such item of revenue available for expenditure; and

WHEREAS, the Borough of Little Silver in the County of Monmouth, State of New Jersey received a grant award offer/notification dated May 20, 2022 from the Association of New Jersey Environmental Commissions (ANJEC) for the 2022 ANJEC Open Space Stewardship Grant in the amount of \$1,500.00; and

WHEREAS, said funding will be used for to construct a rain garden at Challenger Field in the Borough of Little Silver; and

WHEREAS, the award period is covers one year ending on June 1, 2023; and

WHEREAS, no match funding is required to secure said grant monies; and

WHEREAS, the Mayor and Council of the Borough of Little Silver is desirous of amending the 2023 Borough Budget to provide for said funding.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of The Borough of Little Silver in the County of Monmouth, State of New Jersey, hereby requests the Director of the New Jersey Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$1,500.00 which item is now available as a revenue from the ANJEC under the caption 2022 Challenger Field Rain Garden Grant.

BE IT FURTHER RESOLVED that the like sum of \$1,500.00 be and the same is hereby appropriated under the caption 2022 Challenger Field Rain Garden Grant.