

February 21, 2018  
7:36 PM

A regular meeting of the Mayor and Council of the Borough of West Long Branch was held on the above date and time in the Council Chambers, Borough Hall, 965 Broadway, West Long Branch, N.J.

Mayor Janet W. Tucci presided.

Mayor Tucci reported that in accordance with N.J.S.A. 10:4-6 adequate notice of this meeting of the Mayor and Council has been provided.

PRESENT: BRAY, MIGLIACCIO, NEYHART, PENTA  
ABSENT: JULIANO, MANGO

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APPROVAL OF MINUTES:

Councilman Bray moved the approval of the minutes of the January 17, 2018, caucus meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilman Bray moved the approval of the minutes of the January 17, 2018, executive session meeting and approved the release of all pages except pages 3 and 4. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilman Bray moved the approval of the minutes of the January 17, 2018, council meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilman Bray moved the approval of the minutes of the February 7, 2018, caucus meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: PENTA

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Councilman Bray moved the approval of the minutes of the February 7, 2018, executive session meeting and approved the release of all pages except page 8. Seconded by Councilman Neyhart and carried upon the following roll call vote:

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AYES: BRAY, MIGLIACCIO, NEYHART  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: PENTA

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Councilman Bray moved the approval of the minutes of the February 7, 2018, council meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: PENTA

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#### REPORTS OF STANDING COMMITTEES:

In light of another school shooting, Mayor Tucci confirmed that she spoke to Tom Farrell, the Superintendent of Schools, about security measures in the West Long Branch Schools. Mr. Farrell assured her that safety and security has been ramped up drastically over the past five years, and there is a presence of a security monitor in each of the three school buildings. There is also a regional director of emergency management who collaborates with staff on issues and provides training to the security personnel. Further, he indicated that there is a strong working relationship with the West Long Branch Police Department, including bus escorts and school walk throughs. Chief Habermann, who was in the audience, confirmed that he maintains contact with the Superintendent on a regular basis. Mayor Tucci encouraged everyone to take any threat seriously.

Mayor Tucci reported that Governor Murphy met with Mayors at Monmouth University on Saturday. The State representatives were also in attendance. The Governor explained his plans, shared steps that he has already taken, provided contact information, and discussed affordable housing. The issues of the 2% CAP and the sale of marijuana were not discussed at all.

Councilman Bray confirmed that the Annual Financial Statement was filed with the New Jersey Division of Local Government Services in accordance with the revised deadline.

Councilman Bray reported that the State has implemented a new Financial Automation Submission Tracking system ("FAST") for submission of financial documents, including the budget, and there have been some issues with the system. Therefore, the budget introduction has been moved to the March 21<sup>st</sup> meeting. The Finance Committee is scheduled to meet on March 7<sup>th</sup> to review the 2018 budget.

No one had anything to report on behalf of Councilwoman Juliano.

No one had anything to report on behalf of Councilwoman Mango.

Councilman Migliaccio stated that it appears the Borough has overcome all obstacles, and the contractor can now proceed with the demolition of the 95 Poplar Avenue building.

Councilman Migliaccio reported that an issue has been discovered requiring some remediation work at the Public Works property. A motion will be offered this evening to enter a contract with T&M Associates for Licensed Site Remediation Professional services to complete and close out this project.

Councilman Migliaccio commented that he attended the Monmouth University Community Relations Task Force meeting with Lieutenant Ellis where there was a discussion of some incidents that occurred in West Long Branch.

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Councilman Neyhart reported that he attended the dedication of the Monmouth University Science Building on February 13<sup>th</sup> with Mayor Tucci and Councilman Bray.

Councilman Neyhart announced that the next meeting of the West Long Branch Community Center Board of Trustees will take place on February 26<sup>th</sup> at 7:00 PM. He noted that the meeting is open to the public. He also mentioned that the Community Center had a fundraiser over the weekend at Monmouth Park Racetrack.

Councilman Penta reported that the Borough's application for the installation of sidewalks on Wall Street was not funded for the second year in a row. However, he pointed out that the Borough's application for improvements to Maryland Avenue was approved in the amount of \$340,000.

The Borough Clerk stated that she posted a listing of available dates for the Elected Officials Risk Management Training in Dropbox. She noted that the training will also be available online again this year and offered to forward the online instructions upon receipt.

The Borough Administrator mentioned that JCP&L will be sending out crews in West Long Branch to trim back trees.

The Borough Administrator reported that she sent the artwork for the new LED sign to be located at 965 Broadway to the Mayor and Council for their review and had a resolution prepared for this purchase for consideration this evening. Councilman Migliaccio requested that this matter be held this evening since the sign dimensions do not match the discussion he had with the Purchasing Agent.

The Borough Attorney had nothing to report.

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#### COMMUNICATIONS:

The Borough Clerk made reference to the following letter:

To: Municipal Offices, Historians and Historic Preservation Organizations  
From: John Fabiano, Executive Director  
Date: February 7, 2018  
Re: Historic Preservation Awards

The Commission's annual Preservation Award program recognizes those who have preserved historic structures located in Monmouth County. Eligible are private citizens, organizations, businesses, municipalities or any one group who recently preserved an historic structure. The term "recently" will be applied liberally by the Commission. The only ineligible applicant would be a property which received a Preservation Grant from the Commission.

Each year a number of gratified honorees receive this recognition for difficult, time-consuming, and costly historic preservation projects which are regrettably often ignored. Since Monmouth County is a large county where much preservation work no doubt escapes the awareness of the Commissioners, we are eager to see more applications and solicit your interest in recommending nominations and help expand knowledge of this program.

The nomination form, simple by design, gives ample opportunity for the applicant to explain about the project's worthwhile contribution to historic preservation in their community. The enclosed sample form may be reproduced as needed, or may be printed from the County's web page and the Preservation Awards Program link: <https://co.monmouth.nj.us/page.aspx?ID=1832>

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The key dates to remember are the deadline to submit nominations, April 9<sup>th</sup>, 2018 and the Award's Night, June 4<sup>th</sup>, 2018. I can assist you with the nomination's process or answer any other questions you may have regarding this program via e-mail at [john.fabiano@co.monmouth.nj.us](mailto:john.fabiano@co.monmouth.nj.us) or calling me at (732) 431-7460 Ext. 7413, preferably Monday or Wednesday.

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The Borough Clerk made reference to the following letter, dated February 9<sup>th</sup>, from the Clerk of the Monmouth County Board of Chosen Freeholders:

President Donald J. Trump  
Governor Phil Murphy  
U.S. Department of Interior  
National Oceanic & Atmospheric Admin.  
NJ Commissioner NJDEP  
NJ Boards of Chosen Freeholders  
Monmouth County Congressional Delegation  
Monmouth County State Legislative Delegation  
Mayors and Governing Bodies of Monmouth County  
Monmouth County Municipal Clerks

**Re: Resolution opposing the proposal to allow offshore drilling (drilling)**

Honorable Ladies & Gentlemen:

Enclosed please find a copy of the above certified resolution adopted by the Monmouth County Board of Chosen Freeholders at its Regular Public Meeting of February 8, 2018.

Sincerely Yours,

Marion Masnick  
Clerk of the Board

RESOLUTION OPPOSING THE PROPOSAL TO ALLOW OFFSHORE OIL  
DRILLING

WHEREAS, the Jersey Shore is an integral component of a \$38 billion tourism industry in the State of New Jersey; and,

WHEREAS, Monmouth County comprises 27 miles of the 127 mile State of New Jersey coastal shoreline; and,

WHEREAS, the 27 miles of coastal shoreline do not include tidal areas in the various bays and rivers affected by the health and environmental quality of the ocean waters; and,

WHEREAS, the Monmouth County Freeholders have constantly sought to protect open space and areas utilized for passive and active recreational uses like bathing, swimming, fishing, boating, and other shore-related activities; and,

WHEREAS, the 2010 "Deepwater Horizon" disaster in the Gulf of Mexico released an estimated 170 million gallons of oil into tidal waters resulting in numerous and lengthy beach closings, causing economic losses of more than \$1 billion to the commercial fishing industry, an estimated loss to the tourism industry in the Gulf states exceeding \$20 billion; and,

WHEREAS, the shoreline was dramatically affected, and continues to be affected; and,

WHEREAS, Deepwater Horizon was only one single "rig"; and,

WHEREAS, on January 4, 2018, Ryan Zinke, the Secretary of the



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Department of the Interior released a proposal to open the Atlantic seaboard to offshore drilling; and,

WHEREAS, the potential damage from an accident or incident would be catastrophic to the shoreline, tourism industry, and residents of the County of Monmouth; and,

WHEREAS, the Assembly of the State of New Jersey has “pre-filed” legislation prohibiting offshore oil and gas exploration, development and production within the states borders (Assembly, number 839); and,

WHEREAS, the Senate of the State of New Jersey has “pre-filed” legislation prohibiting offshore oil and gas exploration, development and production within the states borders (Senate, number 258).

NOW, THEREFORE, BE IT RESOLVED that the Board of Chosen Freeholders of the County of Monmouth, do hereby oppose, in the strongest of terms, any offshore oil or gas drilling off the coast of the State of New Jersey, and more particularly, the coast of Monmouth County; and

BE IT FURTHER RESOLVED that the Board of Chosen Freeholders of the County of Monmouth, do hereby oppose, in the strongest of terms, any offshore oil or gas drilling off the cost of the State of New Jersey and, more particularly, the cost of Monmouth County; and,

BE IT FURTHER RESOLVED that the Board of Chosen Freeholders supports both the Assembly and Senate proposal to ban such activities; and,

BE IT FURTHER RESOLVED that copies of this resolution shall be made available to the President of the United States, the United States Department of the Interior, the National Oceanic and Atmospheric Administration, Gov. Phil Murphy, the Commissioner of the New Jersey Department of Environmental Protection, the Monmouth County Congressional Delegation, the Monmouth County State Legislative Delegation, and the Clerk of the Board of all of the counties within the State of New Jersey.

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The Borough Clerk made reference to the following letter, dated June 8, 2017, from St. Rose High School:

Dear Mayor Tucci and the West Long Branch Town Council:

On behalf of St. Rose High School and the Class of 2018, I am requesting to hold graduation and commencement exercises for the class of 2018 at Monmouth University’s MAC on Tuesday, June 5, 2018. Practice for the commencement will take place on the morning of Tuesday, June 5, from 9:00 a.m. to 12:00 p.m. Graduation will begin promptly at 6:00 p.m. and end approximately 8:00 p.m. There are 124 members of the Class of 2018. We expect approximately 1000 family and friends to attend the graduation, and we anticipate approximately 400 cars on campus.

The MAC is a beautiful facility and we look forward to holding our graduation there again next year. Please feel free to contact me should you need any additional information by calling 732-681-2858 x306 or by email at [emacisaac@strose.k12.nj.us](mailto:emacisaac@strose.k12.nj.us).

Thank you for your support and we look forward to hearing from you.

Sincerely,

Eleanor Macisaac  
Vice Principal

Councilman Bray moved to approve this request. Seconded by Councilman Penta and carried upon the following roll call vote:

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AYES: BRAY, MIGLIACCIO, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NEYHART

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The Borough Clerk read the following e-mail, dated February 12<sup>th</sup>:

Good Morning Mayor:

Thank you for allowing me to serve on the Shade Tree Commission. However, at this time, due to health issues, I would like to tender my resignation. Wishing you all the best.

Patricia Aria

Mayor Tucci noted that there are several openings on the Shade Tree Commission and encouraged residents to contact her if they are interested in serving on the Commission.

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The Borough Clerk made reference to the following letter, dated January 22<sup>nd</sup>:

Mayor Tucci:

Happy New Year! It's been a long winter, but springtime is almost here! In addition to the warmer weather associated with the season, the spring also ushers us into Earth Month and Clean Ocean Action's **33<sup>rd</sup> Annual Beach Sweeps**. COA cordially invites you and your town to participate in the **Spring Beach Sweeps on Saturday, April 21<sup>st</sup>** and the **Fall Beach Sweeps on Saturday, October 20<sup>th</sup>** from 9:00am to 12:30pm.

In anticipation of the annual Beach Sweeps, COA looks forward to your town's participation, which is an integral component for the success of this program. The data collected by our citizen scientists turns a one-day event into a legacy of information to combat litter and other sources of pollution by identifying and monitoring trends. This information, compiled within our Beach Sweeps Report, helps find solutions to keep beaches clean and healthy for citizens and marine life and to help create federal, state, and local programs and laws to reduce litter in the environment. The 2017 Annual Beach Sweeps Report will be available in April.

On behalf of COA, thank you for your support and participation in the Beach Sweeps. The success of the Beach Sweeps program illustrates the public's support for a clean ocean, as well as the power of citizen action. The ultimate goal of the program is to eliminate the need for beach cleanups through pollution reduction. We truly appreciate volunteers who are eager to give back to the ocean and collect data which is used to educate the public about marine debris and to advocate for pollution prevention laws and initiatives.

This year, the Jersey Shore is facing a grave threat that could undo the public's efforts to maintain health oceans and beaches. Earlier this month, you should have received a fact sheet and a draft resolution from COA regarding the Bureau of Ocean Energy Management's proposal to allow offshore oil and gas drilling as close as three miles off your beaches. Comments are due by March 9<sup>th</sup>, and **we urge Borough of West Long Branch to pass a resolution to voice (to) your town's strong opposition during the comment period.**

Please contact me at (732) 872-0111 or at [outreach@cleanoceanaction.org](mailto:outreach@cleanoceanaction.org) with any questions you may have regarding either Beach Sweeps or offshore oil drilling, and to confirm your participation **for both Beach Sweeps dates.**

Sincerely,

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Alison McCarthy  
*Coastal Watershed Protection Coordinator*

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ORDINANCES:

ORDINANCE NO. O-18-1

AN ORDINANCE AMENDING ORDINANCE NOS. O-17-1 AND O-17-2  
REGARDING SALARIES OF VARIOUS MUNICIPAL EMPLOYEES  
AND SETTING THE 2018 SALARIES OF VARIOUS MUNICIPAL  
OFFICERS, EMPLOYEES AND APPOINTEES

WHEREAS, the Borough Council adopted Ordinance Nos. O-17-1 and O-17-2 during calendar year 2017, the contents of each of which set forth salaries of certain municipal employees within the Borough; and

WHEREAS, upon further review, it appears that there are certain positions in those ordinances which either no longer exist, or are incorrectly stated, or there are provisions which contradict Borough policy;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch as follows:

**SECTION 1.**

The reference to “DISPATCHER” and “DISPATCHERS - PART-TIME” in Ordinance No. O-17-1 is deleted and repealed.

**SECTION 2.**

The position in Ordinance No. O-17-2 entitled “BOARD OF ASSESSORS” is amended to read “TAX ASSESSOR.”

**SECTION 3.**

The reference in both Ordinance Nos. O-17-1 and O-17-2 regarding longevity schedules are hereby deleted and repealed; the effect being that there are no longevity benefits for any such persons, unless the same are set forth in a binding contract between the Borough and the employee.

**SECTION 4.**

That Section 2 of Ordinance No. 277 entitled “AN ORDINANCE TO ESTABLISH THE SALARY RANGE OF VARIOUS MUNICIPAL OFFICERS, EMPLOYEES AND APPOINTEES”, and Ordinance No. O-17-2, which is an amendment to Ordinance No. 277, be amended and supplemented to set the annual salaries for 2018, which shall be paid semi-monthly, unless otherwise stated, of the officers, employees and appointees shall be as follows:

BOROUGH ADMINISTRATOR  
\$41,500 - \$95,000

BOROUGH CLERK  
\$45,000 - \$100,000

TAX COLLECTOR  
\$45,000 - \$80,000

REGISTRAR  
\$2,000 - \$5,000

DEPUTY REGISTRAR  
\$1,000 - \$3,000

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EMERGENCY SERVICES RECORDS ADMINISTRATOR  
\$2,000 - \$5,500

PART-TIME OFFICE PERSONNEL  
Compensation ranges from \$10.00 to \$30.00/hour

JUDGE - MUNICIPAL COURT  
\$15,000 - \$30,000

SCHOOL CROSSING GUARDS  
Compensation ranges from \$11.00 per shift to \$27.50 per shift

SUPERINTENDENT OF PUBLIC WORKS  
\$45,000 - \$95,000

RECYCLING COORDINATOR  
\$2,000 - \$6,000

PUBLIC WORKS - PART-TIME/TEMPORARY  
Compensation ranges from \$10.00 to \$15.00/hour

HOUSING INSPECTOR  
\$4,000 - \$12,000

FIRE OFFICIAL  
\$6,300 - \$15,000

FIRE INSPECTOR  
\$4,300 - \$17,000

LIBRARY ADMINISTRATIVE ASSISTANT  
\$30,000 - \$48,000

ZONING OFFICER  
\$15,000 - \$35,000

CODE ENFORCEMENT OFFICER  
\$15,000 - \$35,000

TAX ASSESSOR  
\$16,500 - \$24,000

SECRETARY - PLANNING AND ZONING BOARDS  
\$5,000 - \$7,500 for each Board

SECRETARY - RECREATION  
\$750 - \$2,000

SECRETARY - ENVIRONMENTAL  
\$750 - \$2,000

SECRETARY - SHADE TREE  
\$250 - \$1,000

SPECIAL POLICE  
Compensation ranges from \$12.00 to \$30.35/hour

MAYOR  
\$3,000 - \$3,300

COUNCIL MEMBERS  
\$2,000 - \$2,200

CHIEF OF POLICE  
\$100,000 - \$155,000

SUMMER RECREATION



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DIRECTOR  
\$5,400 - \$8,000

ASSISTANT DIRECTOR  
\$2,600 - \$4,000

COUNSELOR  
Compensation ranges from \$8.44 to \$16.00/hour

**SECTION 5.**

This ordinance shall take effect immediately upon passage and publication according to law.

Councilman Bray moved to approve the above ordinance on its first reading and to set the public hearing on this ordinance for March 7, 2018, at 7:30 PM. Motion was seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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ORDINANCE NO. O-18-2

AN ORDINANCE CHANGING THE NAME OF THE  
WEST LONG BRANCH FIRST AID SQUAD

WHEREAS, the West Long Branch First Aid Squad sought and obtained approval from the State of New Jersey to change its name to the WEST LONG BRANCH EMERGENCY MEDICAL SERVICES INC., and the squad has filed a Certificate of Amendment to the Certificate of Incorporation to effectuate such change;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch that all references in the West Long Branch First Aid Squad in the West Long Branch ordinances be changed to read WEST LONG BRANCH EMERGENCY MEDICAL SERVICES, INC.; and

BE IT FURTHER ORDAINED that this ordinance shall take effect immediately upon passage and publication according to law.

Councilman Bray moved to approve the above ordinance on its first reading and to set the public hearing on this ordinance for March 7, 2018, at 7:30 PM. Motion was seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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ORDINANCE NO. O-18-3

AN ORDINANCE AMENDING ORDINANCE 2-9.28  
REGARDING THE  
EMERGENCY SERVICES RECORDS ADMINISTRATOR  
IN THE BOROUGH OF WEST LONG BRANCH

WHEREAS, the governing body of the Borough of West Long Branch has been discussing a more streamlined approach to the handling of the Borough's

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emergency services records, the intent being to have one person in charge of this process, including records as well as purchasing; and

WHEREAS, the Fire Committee of the Borough Council has recommended changes to the existing ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch that ordinance 2-9.28 be amended as follows:

**SECTION 1. CHANGES TO EXISTING ORDINANCE.**

**a. POSITION CREATED.**

There is hereby created the position of Emergency Services Records Administrator of the Borough of West Long Branch.

**b. DUTIES OF EMERGENCY SERVICES RECORDS ADMINISTRATOR.**

The duties of the Emergency Services Records Administrator shall include the following:

1. All duties previously set forth in Ordinance 2-9.28e and its subsections, both for the West Long Branch Fire Department and the West Long Branch Emergency Medical Services, Inc. (hereafter "WLBEMS"). First Aid Squad and the Department of Public Works.

2. Maintain all Federal and State mandated training records for all departments, and record the same into the borough's tracking program. ~~Maintain all national and state fire incident reporting, and record the same into the Borough's computer.~~

3. ~~Maintain all national and State fire incident reporting, and record the same into the Borough's computer.~~

34. Coordinate with the Fire Department and WLBEMS First Aid Squad to insure that all fire and first aid vehicles are properly maintained. As authorized by the Fire Chief and WLBEMS First Aid Captain, schedule all repairs, maintenance and testing for the Fire Department and First Aid vehicles, and record the same into the Borough's tracking software computer.

45. Maintain all records required by LOSAP, and record the same into the Borough's tracking software computer.

56. Develop a schedule and maintain results of all Fire Department required testing of vehicles and equipment, as required by PEOSHA (Public Employees Occupational Safety & Health Act), including mandated NFPA (National Fire Prevention Association) standards for ladders, pumps, hose, and SCBA (Self-Contained Breathing Apparatus), and record the same into the Borough's computer. Included therein is any other testing deemed appropriate by the Borough.

67. At the beginning of each calendar year, coordinate with advise the Fire Department and WLBEMS First Aid Squad officers of any testing which is to be scheduled for that coming calendar year.

78. Maintain records regarding all purchases of equipment and vehicles for the West Long Branch Fire Department and the WLBEMS West Long Branch First Aid Squad, and set up a data base of all equipment purchased each year. These records will be maintained in the Borough's software computer program.

8. Responsible for the preparation of annual Fire Department budget, with input from the Fire Chief and Assistant Fire Chief as well as responsible for all Fire Department purchases.

**c. APPOINTMENT.**

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The Emergency Services Records Administrator shall be appointed by the Mayor, with the advice and consent of the Council, pursuant to N.J.S.A. 40A:60-6(d). At least three (3) affirmative votes shall be required to appoint. He shall serve a term not exceeding one (1) calendar year, such appointment to terminate on December 31 of each year, or until his successor is appointed and qualified. Vacancies shall be filled for the balance of any unexpired term.

**d. COMPENSATION.**

The Emergency Services Records Administrator shall receive a salary as established in the annual salary ordinance, together with any approved stipend(s).

**SECTION 2. REPEAL**

This ordinance repeals any existing ordinances of the Borough of West Long Branch, to the extent of their inconsistency.

**SECTION 3. EFFECTIVE DATE**

This ordinance shall become effective immediately upon passage and publication according to law.

[All language stricken through is being removed. All underlined language is being added]

Councilman Migliaccio moved to approve the above ordinance on its first reading and to set the public hearing on this ordinance for March 7, 2018, at 7:30 PM. Motion was seconded by Councilman Bray and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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**RESOLUTIONS:**

Councilmember BRAY offered the following resolution and moved its adoption:

**RESOLUTION  
EMERGENCY TEMPORARY APPROPRIATIONS  
(R-18-43)**

WHEREAS, the temporary appropriations heretofore adopted will be inadequate to the point when the 2018 budget will be finally adopted and N.J.S.A. 40A:4-20 provides for the making of emergency temporary appropriations to supplement the temporary appropriations already made;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the following emergency temporary appropriations, in addition to the temporary appropriations already adopted, be adopted, and is stated that these emergency temporary appropriations shall be included in the 2018 budget when adopted.

**DOG REGULATION:**

Other Expenses----- \$2,500.00

**HISTORICAL SOCIETY:**

Other Expenses----- \$2,000.00

UTILITIES		
Electricity-----		\$0.00
Street Lighting-----		\$0.00
Telephone-----		\$0.00
Water-----		\$0.00
Natural Gas-----	\$10,000.00	
Sewer-----		\$0.00
Gasoline/Diesel-----		\$0.00

BODY ARMOR GRANT:

Other Expenses-----	\$2,187.25
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Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilmember BRAY offered the following resolution and moved its adoption:

RESOLUTION SETTING FORTH PROCEDURE FOR  
REFUNDS OF THIRD AND FOURTH QUARTER  
2018 TAXES PAID PRIOR TO JANUARY 1, 2018  
(R-18-44)

WHEREAS, as a result of the recently enacted changes to the federal tax code, certain real estate tax payments may no longer be deductible on individually filed income tax returns; and

WHEREAS, as a result of the same, several taxpayers prepaid their real estate taxes to the Borough for 2018 prior to January 1, 2018; and

WHEREAS, the Local Finance Board has advised that, if any person, having made such a payment, seeks a refund for payment of their third and/or fourth quarter 2018 taxes which were paid prior to January 1, 2018, the governing body has the discretion whether to issue such refunds; and

WHEREAS, the Borough Attorney, CFO, and Tax Collector have been consulted regarding this issue and agree with the recommendations made in the Borough Attorney’s letter to the governing body dated January 24, 2018;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that, if a taxpayer made payment of his third and/or fourth quarter 2018 taxes prior to January 1, 2018, and wishes to receive a refund of either or both quarters’ payments, they may obtain the same. They may receive such refund providing they comply with the following conditions:

1. A written request dated and signed by the taxpayer must be sent to the Borough Clerk;
2. In response to such request, the Borough will provide the taxpayer with a W-9 for completion and return;
3. Once the Borough receives both the written request and the completed W-9, the governing body will post a resolution on its next available agenda for return of any such payments;
4. Once any such refund is paid by the Borough, the Borough will issue a 1099 to the taxpayer for the subject amount.



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Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilmember BRAY offered the following resolution and moved its adoption:

RESOLUTION CHANGING COUNCIL MEETING DATES FOR 2018  
(R-18-45)

WHEREAS the governing body adopted Resolution R-18-11 on January 1, 2018, fixing the dates and times for all Council meetings during 2018; and

WHEREAS it has been brought to the attention of the governing body that the September meeting date conflicts with a Jewish Holiday, and the governing body has determined to amend the meeting schedule to accommodate its residents of that faith;

NOW, THEREFORE, BE IT RESOLVED that the meetings previously scheduled for September 5, 2018 and September 19, 2018 be removed from the schedule of meetings; and

BE IT FURTHER RESOLVED that new meetings be substituted for Wednesday, August 29, 2018, at 6:30 p.m., and September 12, 2018, at 6:30 p.m.

Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilmember BRAY offered the following resolution and moved its adoption:

RESOLUTION APPROVING AGREEMENT WITH JUNGLE LASERS  
(R-18-46)

WHEREAS, the Borough of West Long Branch has been exploring the possibility of upgrading its agreement with Jungle Lasers for the use of their Geo3.0 cloud-based municipal software to add modules for Smoke/CO Applications/Certificates and Continued Certificates of Occupancy; and

WHEREAS, Jungle Lasers submitted the attached Proposal, dated January 30, 2018, which calls for an annual flat rate of \$6,400 for the existing modules plus the new modules and a one-time fee of \$1,500 to set up the Continued Certificates of Occupancy enhancement; and

WHEREAS, the Borough Attorney has reviewed said Proposal, and the Borough Administrator recommends accepting it; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the annexed form of agreement between the Borough of West Long Branch and Jungle Lasers is hereby approved and the Mayor and Borough Clerk are hereby authorized to sign the same.

Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

February 21, 2018

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilmember BRAY offered the following resolution and moved its adoption:

RESOLUTION RELEASING ESCROWS TO  
MONMOUTH UNIVERSITY FOR VARIOUS PROJECTS  
(R-18-47)

WHEREAS, various guarantees have been posted for various projects; and  
WHEREAS, MONMOUTH UNIVERSITY has requested return of said guarantees; and  
WHEREAS, the Chief Financial Officer and Borough Engineer have stated that the projects are complete and recommend the release of said guarantees;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch, County of Monmouth, that the Chief Financial Officer is hereby authorized to refund the following escrow fund balances:

Residence Hall Parking and Detention Basin	WLBR-I1920	\$1,111.69
Main Parking Lot	WLBR-I2370	\$88,670.06
New Residence Hall	WLBR-I2430	\$9,807.74
Bey Hall Addition (Pozycki Hall)	WLBR-I2510	\$46,997.68
Science School Addition	WLBR-I2570	\$21,376.59
Kessler Stadium	WLBR-I2640	\$110,478.02

Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NEYHART

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RESOLUTION ACCEPTING PROPOSAL FROM STEWART SIGNS  
FOR THE PURCHASE OF A LED SIGN TO BE  
LOCATED AT 965 BROADWAY  
(R-18-48)

Resolution No. R-18-48 was removed from tonight’s agenda for further investigation.

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Councilmember BRAY offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING AFLAC  
SUPPLEMENTAL INSURANCE FOR  
WEST LONG BRANCH BOROUGH EMPLOYEES  
(R-18-49)

WHEREAS, P.B.A. Local 141 representatives approached the Borough Administrator requesting the Borough consider offering supplemental insurance through Aflac to its employees; and

February 21, 2018

WHEREAS, the Borough Administrator investigated this request and recommended at the February 7<sup>th</sup> meeting of the Mayor and Council that the Borough offer this benefit to all Borough employees, and the Council agreed;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of West Long Branch hereby agrees to offer supplemental insurance through Aflac to all Borough employees at the sole cost of the employee; and

BE IT FURTHER RESOLVED that the Borough accepts the terms outlined on the attached Aflac Payroll Account Activation form (Z130653).

Seconded by Councilmember MIGLIACCIO and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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UNFINISHED BUSINESS:

Councilman Bray confirmed that he is still working on the purchase of the solar-powered flashing LED lights to be installed on the pedestrian crossing signs. He reported that he has to look at alternatives to the model that was presented by the Emergency Management Coordinator at the last meeting. Further, according to Julie Nastasi, of T&M Associates, grants may be available to purchase this item.

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NEW BUSINESS:

Councilman Migliaccio moved to accept T&M Associates' February 20<sup>th</sup> proposal to provide Licensed Site Remediation Professional (LSRP) services to complete the Remedial Investigation (RI) at the West Long Branch Department of Public Works (DPW) facility at a cost of \$37,460.00. Seconded by Councilman Bray and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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Councilman Neyhart moved to appoint Stephanie C. Murray as the Borough's representative to the Monmouth County Regional Health Commission No. 1. Seconded by Councilman Bray and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: NONE

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BILLS AND CLAIMS:

Councilman Bray moved to approve the following bill list:

February 15, 2018  
12:53 PM

BOROUGH OF WEST LONG BRANCH  
Bill List By P.O. Number

Page No: 1

P.O. Type: All	Include Project Line Items: Yes	Open: N	Paid: N	Void: N
Range: First to Last		Rcvd: Y	Held: Y	Aprv: N
Format: Condensed		Bid: Y	State: Y	Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
16-01262	10/28/16	B0020	BOROUGH OF WEST LONG BRANCH	DEV ESCROW TRUST	Open	1,980.00	0.00
17-00039	01/28/17	W0034	WHISPERING MEADOW CONDO ASSOC.	STREET LIGHTING;CONDO SERVICE	Open	244.74	0.00
17-00240	03/03/17	R0090	RELIABLE CLEANERS	POLICE-DRY CLEANING	Open	599.00	0.00
17-00956	07/14/17	N0124	NEW JERSEY FORESTRY ASSO	SHADE TREE-MEMBERSHIP	Open	55.00	0.00
17-01093	08/09/17	R0116	SCOTT ROCKHILL	POLICE-UNIFORMS	Open	91.90	0.00
17-01100	08/09/17	J0054	JOE'S PIZZERIA	RECREATION-COMMUNITY REC	Open	153.17	0.00
17-01255	09/11/17	M0212	MONMOUTH COUNTY SPCA	DOG FUND-MUNICIPAL EXP	Open	200.00	0.00
17-01496	10/16/17	S0070	STAPLES ADVANTAGE	TAX OFFICE SUPPLIES	Open	214.16	0.00
17-01501	10/17/17	S0200	STANLEY ACCESS TECH LLC	LIBRARY-MAINTENANCE	Open	186.00	0.00
17-01513	10/19/17	L0078	LIGHTHOUSE UNIFORMS, INC.	FIRE	Open	375.15	0.00
17-01560	10/24/17	I0045	IMPERIAL BAG & PAPER	BUILDING SUPPLIES - LIBRARY	Open	213.04	0.00
17-01604	11/01/17	S0070	STAPLES ADVANTAGE	OFFICE SUPPLIES	Open	154.35	0.00
17-01624	11/08/17	R0095	RED THE UNIFORM TAILOR	HOUSING UNIFORMS	Open	248.00	0.00
17-01651	11/16/17	S0070	STAPLES ADVANTAGE	P.D. OFFICE SUPPLIES	Open	93.40	0.00
17-01755	11/29/17	G0070	GARDEN STATE HIGHWAY PRODUCTS	P.D. TRAFFIC SAFETY	Open	1,048.00	0.00
17-01835	12/12/17	G0002	GALL'S INC..	P.D. UNIFORMS - SZATKOWSKI	Open	282.00	0.00
17-01863	12/14/17	S0179	LORRAINE STROHMENGER	RECREATION-COMMUNITY REC	Open	179.76	0.00
17-01909	12/28/17	U0036	UNTANGLE HOLDINGS, INC	PUB BLDGS - IT PROVIDER	Open	19.66	0.00
17-01910	12/28/17	B0037	BOROUGH CHEMICAL & TRUCK CO	BOROUGH CLERK-ELECTION EXP	Open	400.00	0.00
17-01920	12/29/17	A0150	AMERICAN UNIFORM & SUPPLY	POLICE EQUIPMENT	Open	597.00	0.00
17-01967	12/29/17	A0156	ATLANTIC FARMS	RECREATION-FALL FESTIVAL	Open	1,455.00	0.00
18-00042	02/02/18	B0021	BORO PRINTING	A & E SUPPLIES	Open	280.00	0.00
18-00046	02/02/18	C0053	ONSOLVE, LLC	P.D - CODE RED PROGRAM	Open	3,500.00	0.00
18-00104	02/05/18	N0005	NAPA AUTO PARTS CENTER	CODE ENF DEPT VEHICLE REPAIR	Open	40.74	0.00
18-00105	02/05/18	N0005	NAPA AUTO PARTS CENTER	P.D. VEHICLE PARTS & REPAIRS	Open	45.79	0.00
18-00118	02/06/18	N0060	NJ STATE DEPARTMENT OF HEALTH	DOG FUND-DUE STATE	Open	354.60	0.00
18-00135	02/06/18	M0221	MONMOUTH/OCEAN TC&TA	TAX COLLECTOR - MEMBERSHIP	Open	80.00	0.00
18-00137	02/06/18	C0128	CENTRAL JERSEY REGISTRARS ASSO	REGISTRAR-MEMBERSHIP	Open	60.00	0.00
18-00138	02/06/18	T0091	TCTA MEMBERSHIP SERVICES	TAX COLLECTOR-MEMBERSHIP	Open	100.00	0.00
18-00142	02/06/18	N0029	NEW JERSEY AMERICAN WATER CO.	HYDRANTS 1018-210026568664	Open	6,945.40	0.00
18-00143	02/07/18	C0074	GEORGE CIERI, ESQ.	PLANNING BD-LEGAL FEES	Open	894.00	0.00
18-00150	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	ELECTRICITY STREET & DEPTS	Open	508.45	0.00
18-00151	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 105 587 255 LOCUST/PARKER	Open	59.58	0.00
18-00152	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 013 407 513 COMM CTR	Open	71.39	0.00
18-00153	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 012 878 607 F.A.S	Open	248.18	0.00
18-00154	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 012 758 635 RT71 & PARKER	Open	50.09	0.00
18-00155	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 080 434 184 WALL/LOCUST	Open	43.11	0.00
18-00156	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 076 071 255 965 BROADWAY	Open	1,994.12	0.00
18-00157	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 043 615 077 BOROUGH HALL	Open	504.43	0.00
18-00158	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 013 935 851 OCEANPORT/RT36	Open	68.53	0.00
18-00159	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 013 780 109 RT36/BROADWAY	Open	50.31	0.00
18-00160	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 013 497 894 - FIRE #1	Open	3.74	0.00
18-00161	02/07/18	J0042	JERSEY CENTRAL POWER & LIGHT	100 119 211 330 ANGELO VAL/WAL	Open	225.69	0.00
18-00164	02/08/18	J0063	JERSEY AUTO SPA CAR WASH, LLC	POLICE - CAR WASHES	Open	125.00	0.00
18-00165	02/08/18	W0018	WEST LONG BRANCH FIRE CO. #2	FIRE DEPT-RENT	Open	900.00	0.00
18-00167	02/08/18	T0058	T&M ASSOCIATES	ESCROW ENGINEERING FEES	Open	7,879.25	0.00
18-00170	02/13/18	A0155	AQUATIC TECHNOLOGIES, INC.	PUBLIC BLDG-PARK MAINTENANCE	Open	12,276.00	0.00
18-00171	02/13/18	C0008	CARUSO & BAXTER	LEGAL TAX MATTERS ONLY	Open	675.00	0.00
18-00172	02/13/18	M0055	MON.CTY.REGIONAL HEALTH COMM.	HEALTH COMMISSION	Open	21,173.50	0.00
18-00173	02/13/18	D0015	DELTA DENTAL PLAN OF N.J.	DENTAL PREMIUM - 3/2018	Open	1,836.38	0.00
18-00174	02/13/18	D0015	DELTA DENTAL PLAN OF N.J.	DENTAL PREMIUM - 2/2018	Open	1,836.38	0.00
18-00175	02/13/18	A0023	ASBURY PARK PRESS	BOROUGH CLERK-ADVERTISING	Open	9.35	0.00
18-00177	02/14/18	M0054	BCM ONE	TELEPHONE	Open	1,844.65	0.00
18-00178	02/14/18	V0027	VERIZON	TELEPHONE-SHARED SERV 2/18	Open	301.68	0.00
18-00179	02/14/18	M0219	MARLIN LEASING CORPORATION	A & E COPIER LEASE	Open	327.00	0.00
18-00180	02/14/18	C0053	CITY OF LONG BRANCH	GAS/DIESEL - ALL DEPTS 1/2018	Open	7,814.54	0.00
18-00181	02/14/18	C0053	CITY OF LONG BRANCH	EMERGENCY GAS ALL DEPTS	Open	401.25	0.00
18-00189	02/15/18	C0062	CENTRAL JERSEY HEALTH INS FUND	HEALTH BENEFITS - FEB, 2018	Open	121,354.00	0.00

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
7-01		19,186.33	0.00	19,186.33	0.00	0.00	19,186.33
7-13		200.00	0.00	200.00	0.00	0.00	200.00
Year Total:		19,386.33	0.00	19,386.33	0.00	0.00	19,386.33
8-01		174,071.28	0.00	174,071.28	0.00	0.00	174,071.28
8-13		354.60	0.00	354.60	0.00	0.00	354.60
Year Total:		174,425.88	0.00	174,425.88	0.00	0.00	174,425.88
T-03		9,859.25	0.00	9,859.25	0.00	0.00	9,859.25
Total of All Funds:		203,671.46	0.00	203,671.46	0.00	0.00	203,671.46

WIRE TRANSFERS & MANUALS:

U.S. Bank	MCIA 2016B Revenue Bonds	\$60,324.73
Verizon	Library – pre-paid 2/14/18	\$173.48

Bill List Total \$\*\*\*264,169.67



February 21, 2018

Seconded by Councilman Penta and carried upon the following roll call vote:

AYES: BRAY, MIGLIACCIO, NEYHART, PENTA  
NAYS: NONE  
ABSENT: JULIANO, MANGO  
ABSTAIN: MIGLIACCIO – West Long Branch Fire Co. #2

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PUBLIC HEARING:

Mark Engel, 18 Park Meadow Lane, questioned Councilman Migliaccio concerning the remediation work required at the Public Works property. Councilman Migliaccio responded that this has been ongoing since 1992 when the underground storage tanks were removed. However, he pointed out that more testing needs to be done.

There being no one else wishing to speak, on motion made by Councilman Neyhart, seconded by Councilman Bray, and carried unanimously, the meeting was adjourned at 8:05 PM.

  
BOROUGH CLERK