

October 21, 2020
6:48 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, CIOFFI, NEYHART, PENTA, SNIFFEN
ABSENT: MANGO

APPROVAL OF MINUTES:

Councilman Bray moved the approval of the minutes of the October 7, 2020, caucus meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilman Bray moved the approval of the minutes of the October 7, 2020, executive session meeting and approved the release of all pages. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilman Bray moved the approval of the minutes of the October 7, 2020, council meeting. Seconded by Councilman Neyhart and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

REPORTS OF STANDING COMMITTEES:

Mayor Tucci asked that the Borough Administrator to coordinate with the West Long Branch Community Center to utilize their sign to announce Borough events. She also mentioned that guidelines would be posted for Halloween.

Councilman Bray confirmed that the Borough Administrator and Chief Financial Officer had completed the Best Practices Inventory, which would be submitted on October 28th, and that the Borough was in compliance.

Councilman Bray reported that construction on the new roof at the West Long Branch Community Center would begin this week, and the contractor anticipated obtaining permits for the interior work next week.

Councilman Cioffi read the following report:

First Aid Report/ Month of September:

Our Emergency Medical Services answered 72% of the calls for the month of September. They had a total of 69 calls for service for the month, which was a slight decrease from the month before of 71 calls. A total of 48 of these calls were answered by our squad, 19 were answered by mutual aid agencies and our squad handled 2 mutual aid for other towns.

The new very welcomed Stryker Loader Power Stretcher that was recently purchased by the town was placed in service by the squad and seems to be an essential tool in answering calls for service in the borough.

The new radios that had been purchased through the grant that the squad had obtained were placed in service and the Captain has set the guidelines and assignments for them.

Prior to last council meeting I met with them line officers of the squad and they expressed several items of concern that was brought back to the committee and once decisions are made, those decided items will be brought back to the governing body.

Lastly, The committee has recently moved forward to take the ambulance (5356) that has been out of service for months and retire it and sell it in auction. Further details on that will be reported.

Councilman Cioffi read the following report:

Fire Department Report /Month of September:

Our Fire Department responded to a total of 26 calls for the month of September which was a decrease from the month before with a total of 64 responses.

One of the categories of the responses that caught my attention in these numbers over the past two months was "Fire Alarms" Overall the number of Fire alarms seem to have increased throughout the past months and I will be having the Chiefs look into it, and to determine if the false alarm ordinance which we have in place needs to be enforced and if so, to do so.

Lastly I will be meeting tomorrow with the Chiefs of the department & the Fire Department Records administrator and present a plan that they have been working on to my fire committee for further review. I will update the governing body once this is completed and decided on.

Councilman Cioffi read the following report:

Emergency Management-

Yesterday, myself along with the Borough Administrator joined in on a conference call to Dave Henry of the Monmouth County Regional Health Department. Myself and the administrator had orchestrated the call to the health department in hopes to get a better understanding of how the positive COVID testing count is completed and tallied for our municipality. We explained the many different numbers that are being brought forward which currently seems to be a "Roller Coaster effect because of the number of positives we have in town going up and down. We also questioned recovery rate and how that was determined.

Dave then stated he understood our concerns and was very instrumental in explaining how testing is done, also the process of their reporting and just how they, the health department, arrive to get to a final total. He also stated that his office has been involved and will continue to work side by side with Monmouth University staff & provide them recommendations & guidelines to follow in hopes to decline these numbers. As far as recovery numbers, State Health has stated that after 10 days of self-isolation the person is considered recovered.

He stated that West Long Branch was considered a "Hot Spot" due to the amount of positives that were being reported, but this was clearly contributed with what was referred to by many as the "Super Spreader Event Party" that several students attended off campus in another municipality and then returning to campus. He also said that all the indications from recent testing and learned data our numbers will go in a downward direction but they will continue & closely be watching the university for any upticks and give them guidance where needed.

We thanked him for answering our concerns and we agreed that the University from the start has been proactive on their efforts to work with the municipalities, especially ours and they also seem to have an open door type of communication with us.

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He advised that he would keep us in the loop for sure and any questions that we had, our governing body had or even the public, feel free to contact him at any time and if he didn't have the answer he would get it for us.

Mayor Tucci stated that she went on record during a recent conference call with the Governor's Office that the current COVID numbers being reported for West Long Branch were not indicative of the town, but rather the result of a Monmouth University super-spreader event.

On behalf of Councilwoman Mango, Mayor Tucci reminded everyone that the Environmental Commission would be hosting their semi-annual recycling event on Saturday, October 24th, from 8:00 AM to 12:00 PM, in the Borough Hall parking lot. The Mayor asked the Borough Administrator to reach out to the Environmental Commission Chair to find out what residents should do with their plastic bags.

Councilman Sniffen reported that the trailer for the Recreation Commission was ready. He also mentioned that the Recreation Commission Chair found some Christmas season items to purchase and put up around town.

Councilman Neyhart thanked Councilman Sniffen for coordinating the cleanup of the Valenzano Park storage building.

There was nothing to report on behalf of the Shade Tree Commission.

Councilman Neyhart reported that the West Long Branch Police Department would be participating in the DEA's National Prescription Drug Take Back Day at Peter Cooper Village on Thursday, October 22nd, from 11:00 AM to 12:00 PM, and Police Headquarters on Saturday, October 24th, from 10:00 AM to 2:00 PM.

Councilman Neyhart reminded residents that the Borough's curfew was in effect from October 29th through November 1st, from 8:30 PM to 6:00 AM.

Councilman Penta reported that one of the garbage trucks has been auctioned for approximately \$30,000 through GovDeals and noted that there was another truck to be sold.

Councilman Penta proposed instituting a fee of \$5 per item (\$10 for heavier items) to obtain a sticker to be placed on bulk items to be collected. Under his proposal, the collection dates would not change. He felt that the revenue from this program could be used for pothole and road repairs. The Borough Attorney confirmed with the Chief Financial Officer, who was in the audience, that any funds collected under this program would be deposited into the Borough's general account. Mayor Tucci asked Councilman Penta and his Committee to investigate this proposal further before proceeding.

The Borough Administrator had nothing to report.

The Borough Clerk had nothing to report.

The Borough Attorney had nothing to report.

There was nothing to report on behalf of the Borough Engineer.

COMMUNICATIONS:

The Borough Clerk referenced the following letter, dated October 9th, from the Clerk of the Monmouth County Board of Chosen Freeholders:

Governor Phil Murphy
President of NJ Senate, Steve Sweeney
Monmouth County Legislative Delegation
All New Jersey Board of Freeholders
New Jersey Association of Counties
Municipal Mayors

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Municipal Administrators

**Re: Resolution opposing the constitutional amendment legalizing
Recreational use of marijuana**

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 October 8, 2020.

Sincerely Yours,

Marion Masnick
Clerk of the Board

**RESOLUTION OPPOSING THE CONSTITUTIONAL AMENDMENT
LEGALIZING RECREATIONAL USE OF MARIJUANA**

WHEREAS, in the 2020 General Election, New Jersey voters are being asked to approve or disapprove an amendment to the State Constitution that legalizes the use of cannabis and cannabis-related products, including marijuana, for persons 21-years-of-age and older; and

WHEREAS, a bill to accomplish a similar effect failed to pass the Legislature; and

WHEREAS, the constitutional amendment does not limit the amount of tetrahydrocannabinol (or THC, the chemical in cannabis that induces the "high") that can be present in cannabis products ("pot"). In states where pot is legal, products are sold that have 99% THC content; and

WHEREAS, it is a well-established medical fact that the habitual use of pot with high THC content can have detrimental mental health effects, especially on teenagers and young adults whose brains are still developing and are susceptible to severe psychosis, such as schizophrenia; and

WHEREAS, the constitutional amendment also does not limit the types of cannabis products that can be sold and consumed; and

WHEREAS, in states where recreational pot is legal, cannabis is sold in candy forms, such as gummies and chocolates, and oils used in vaping devices; and

WHEREAS, because THC consumed via edibles can take hours to be absorbed and provide the sought after "high," it is common for consumers to overdose on edibles, inducing hallucinations, paranoia and/or severe nausea; and

WHEREAS, the constitutional amendment does not guarantee that municipalities cannot be forced to allow pot stores within their borders; and

WHEREAS, since recreational pot has been legal in Washington State, traffic deaths involving stoned drivers have increased; and

WHEREAS, surveys have shown that underage use of marijuana has increased since its legalization around the country, especially in those states where pot is legal; and

WHEREAS, according to the Legislature's non-partisan professional staff, the constitutionally imposed tax on cannabis products will raise merely \$126 million in State revenue or just 0.031% of Governor Murphy's \$40 billion-plus proposed FY'21 budget; and

WHEREAS, this paltry new revenue is not likely to cover the lost revenues from the businesses adversely affected by legal pot, combined with the new costs resulting from the added regulatory bureaucracy and dealing with negative health

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consequences of legal pot. It is possible, therefore, that legal pot could cost New Jersey taxpayers money; and

WHEREAS, the preceding facts clearly demonstrate that it is utterly inappropriate and dangerous to use the Constitution of the State of New Jersey as the means to legalize the recreational use of marijuana.

NOW, THEREFORE, BE IT RESOLVED that the Monmouth County Board Chosen Freeholders oppose the constitutional amendment legalizing recreational use of marijuana and urges voters to vote "No" on the ballot question.

BE IT FURTHER RESOLVED that the Clerk forward a certified true copy of this resolution to Governor Phil Murphy; the President of the New Jersey State Senate; the Monmouth County Legislative Delegation; the New Jersey Association of Counties; all Municipal Mayors and Administrators and all other Boards of Chosen Freeholders.

The Borough Clerk made reference to the following letter, dated October 7th:

Mayor and Council:

Please accept this as my formal resignation as Secretary for the WLB Recreation Commission. It was a pleasure working with everyone to bring our fellow West Long Branch residents such wonderful events. I look forward to volunteering to help in any way I can in the future.

Best,

Heidi Bahr

The Borough Clerk made reference to the following e-mail, dated October 8th:

Hello all,

Effective immediately, I will be stepping down as 1st Lieutenant of WLBEMS. This is also my formal resignation as a member from the squad. Thank you for the opportunity of being a line officer this past year. The squad is moving in a direction that I no longer wish to be a part of. I will be dropping my belongings off at the squad building later on this week. I wish you all the best of luck.

Kaitlyn Metzler

ORDINANCES:

ORDINANCE NO. O-20-12

AN ORDINANCE AMENDING ORDINANCE NO. O-20-3
REGARDING THE SALARIES OF VARIOUS MUNICIPAL
OFFICERS, EMPLOYEES AND APPOINTEES

Ordinance No. O-20-12 was read on its second reading by title only.

Councilman Bray moved the ordinance be passed on its second reading, seconded by Councilman Neyhart, and carried upon the following roll call vote:

AYES:	BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS:	NONE
ABSENT:	MANGO
ABSTAIN:	NONE

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Ordinance No. O-20-12 was published in the Asbury Park Press in the issue of October 13, 2020, and proof of publication stating that a public hearing on said ordinance would be held at this time is on file.

Mayor Tucci declared the public hearing open.

There being no one wishing to speak, Councilman Neyhart moved the public hearing be closed, seconded by Councilman Bray, and carried unanimously.

ORDINANCE NO. O-20-12

AN ORDINANCE AMENDING ORDINANCE NO. O-20-3
REGARDING THE SALARIES OF VARIOUS MUNICIPAL
OFFICERS, EMPLOYEES AND APPOINTEES

Councilman Bray moved the ordinance be passed on its third and final reading, seconded by Councilman Penta, and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

ORDINANCE NO. O-20-13

CAPITAL ORDINANCE PROVIDING FOR VARIOUS ROADWAY
AND SIDEWALK IMPROVEMENTS, BY AND IN THE BOROUGH OF
WEST LONG BRANCH, IN THE COUNTY OF MONMOUTH, STATE OF
NEW JERSEY AND APPROPRIATING \$225,000 THEREFOR FROM
CAPITAL SURPLUS OF THE BOROUGH

Ordinance No. O-20-13 was read on its second reading by title only.

Councilman Bray moved the ordinance be passed on its second reading, seconded by Councilman Neyhart, and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Ordinance No. O-20-13 was published in the Asbury Park Press in the issue of October 13, 2020, and proof of publication stating that a public hearing on said ordinance would be held at this time is on file.

Mayor Tucci declared the public hearing open.

Vincent Lepore, 33 Ocean Terrace, Long Branch, addressed Councilman Bray as a follow up to his question from the October 7th meeting on this ordinance. He stated that he wasn't objecting to the ordinance, but how the Borough got to this point from the adoption of Ordinance No. O-20-10. Councilman Bray replied that it was a timing issue. He noted that Ordinance No. O-20-10 was introduced on August 5th, at which time the Borough didn't think there would be a road program in 2020. However, as time went on, it became apparent those streets needed to be repaired, and the Council felt it was worth moving forward. Mr. Lepore asked if there were professional fees associated with this ordinance. The Chief Financial Officer replied that there were.

There being no one else wishing to speak, Councilman Neyhart moved the public hearing be closed, seconded by Councilman Bray, and carried unanimously.

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ORDINANCE NO. O-20-13

CAPITAL ORDINANCE PROVIDING FOR VARIOUS ROADWAY
AND SIDEWALK IMPROVEMENTS, BY AND IN THE BOROUGH OF
WEST LONG BRANCH, IN THE COUNTY OF MONMOUTH, STATE OF
NEW JERSEY AND APPROPRIATING \$225,000 THEREFOR FROM
CAPITAL SURPLUS OF THE BOROUGH

Councilman Penta moved the ordinance be passed on its third and final reading, seconded by Councilman Bray, and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

RESOLUTIONS:

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION AWARDDING CONTRACT FOR THE LLOYD AVENUE,
DE FORREST PLACE, AND SUMMERS AVENUE PAVING PROJECT
(R-20-109)

WHEREAS, the Borough advertised for the receipt of bids for the paving of Lloyd Avenue, DeForrest Place, and Summers Avenue and received said bids on September 29, 2020; and

WHEREAS, the Borough received the following bids:

BIDDER	Base Bid	Add Alternate
Earle Asphalt Company	\$120,713.13	\$48,800.00
Fiore Paving	\$128,727.80	\$50,564.00
S. Brothers	\$138,900.00	\$72,200.00
L&L Paving	\$143,365.00	\$55,937.50
Z Brothers	\$162,273.24	\$90,103.57

WHEREAS, the lowest responsible bidder for the Base Bid and the Add Alternate is EARLE ASPHALT COMPANY; and

WHEREAS, the Borough Engineer recommended, by letter dated September 28th, awarding a contract to EARLE ASPHALT COMPANY for the Base Bid of \$120,713.13; and

WHEREAS, the Borough Engineer further recommended that the Borough award a contract to EARLE ASPHALT COMPANY for the Add Alternate (\$48,800.00) for the repair of the pavement section near 190 Parker Road if funds were available; and

WHEREAS, funds are available for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that a contract be awarded to EARLE ASPHALT COMPANY, P.O. Box 556, Farmingdale, New Jersey, for the Base Bid of \$120,713.13 and the Add Alternate of \$48,800.00 for a total amount of \$169,513.13; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the contract for this award; and

BE IT FURTHER RESOLVED that all other bids be rejected, and the bids bonds of those bidders be returned.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING A LEASE AGREEMENT FOR AN
AVAYA TELEPHONE SYSTEM FOR THE WEST LONG BRANCH LIBRARY
(R-20-110)

WHEREAS, CIT BANK, N.A. submitted the attached Lease Agreement for an Avaya Telephone System for the West Long Branch Library; and

WHEREAS, the Finance Committee and Borough Administrator recommend approval of said Lease Agreement; and

WHEREAS, funds are or will be available for the lease of the aforementioned equipment;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the attached Lease Agreement with CIT BANK, N.A., 10201 Centurion Parkway North, Suite 100, Jacksonville, Florida 32256, for a 60 month lease for an AVAYA telephone system for the West Long Branch Library for a monthly lease payment of \$93.80 is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are authorized to sign the same.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION HIRING PUBLIC WORKS LABORER
(R-20-112)

WHEREAS, there is a need to fill a vacancy in the position of Public Works Laborer; and

WHEREAS, the Administrator and Public Works Director conducted interviews for this position; and

WHEREAS, it is their recommendation that ANDREW KLINE be hired to fill the position of Public Works Laborer since he meets the qualifications;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that ANDREW KLINE be hired as a Public Works Laborer, with a ninety day probationary period, at a salary of \$36,375.00 per year; and

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BE IT FURTHER RESOLVED that his continued employment is conditioned upon the favorable completion of his fingerprint check.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION HIRING PART-TIME PUBLIC WORKS LABORER
(R-20-113)

WHEREAS, there is a need for a part-time Public Works Laborer with carpentry skills; and

WHEREAS, the Borough advertised for this position; and

WHEREAS, the Public Works Committee, Administrator, and Public Works Director conducted interviews for this position; and

WHEREAS, it is their recommendation that RALPH DELIA be hired to fill the position of part-time Public Works Laborer since he meets the qualifications;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that RALPH DELIA be hired as a part-time Public Works Laborer to work on an as-needed basis for a maximum of twenty hours per week at a salary of \$20.00 per hour; and

BE IT FURTHER RESOLVED that his continued employment is conditioned upon the favorable completion of his fingerprint check.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA
NAYS: NONE
ABSENT: MANGO
ABSTAIN: SNIFFEN

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY
(R-20-114)

WHEREAS, the Borough of West Long Branch is the owner of certain surplus property which is no longer needed for public use; and

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

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

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-83453/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement

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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 2008-9.

(4) A list of the surplus property to be sold is as follows:

2004 Ford E-450 Ambulance – VIN 1FDXE45P94HB04695;

(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 Borough of West Long Branch reserves the right to accept or reject any bid submitted.

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

AYES:	BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS:	NONE
ABSENT:	MANGO
ABSTAIN:	NONE

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION AMENDING RESOLUTION NO. R-20-106
REGARDING APPROVAL OF THE SMALL WIRELESS
COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT
(R-20-115)

WHEREAS, the West Long Branch Borough Council adopted Resolution No. R-20-106 which approved the SMALL WIRELESS COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT between CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS and the Borough of West Long Branch; and

WHEREAS, the Borough was subsequently notified that the Agreement mistakenly showed CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS as the entity entering the Agreement instead of NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS, however, the balance of the Agreement remained the same;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the attached SMALL WIRELESS COMMUNICATIONS FACILITIES MASTER LICENSE AGREEMENT between the Borough and NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS is hereby approved and the Mayor and Borough Clerk are hereby authorized to sign the same.

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

AYES:	CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS:	NONE
ABSENT:	MANGO
ABSTAIN:	BRAY

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Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION HIRING RECREATION COMMISSION SECRETARY
(R-20-116)

WHEREAS, there is a need to hire a Secretary for the Recreation Commission; and

WHEREAS, Paulette Barham expressed a desire to serve as the Secretary for the Recreation Commission; and

WHEREAS, it is recommended that she be hired at a salary of \$900.00 per year for this position;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that Paulette Barham be hired as the Secretary to the Recreation Commission, at an annual salary of \$900.00, effective immediately.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

Councilmember PENTA offered the following resolution and moved its adoption:

RESOLUTION APPROVING CHANGE ORDER AND PAYMENT
CERTIFICATE OF DISCOVER CONSTRUCTION, LLC
(R-20-117)

WHEREAS, DISCOVER CONSTRUCTION, LLC, 2207 Highway 130, Dayton, New Jersey 08810, has completed work in connection with the Maryland Avenue Reconstruction and Various ADA Ramp Improvements Program; and

WHEREAS, the Borough Engineer has reported that Payment Certificate No. 3, in the amount of \$25,382.00, and Change Order No. 4, which shows a net addition of \$25,900.00, are in proper form and that the stated work has been completed;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that Payment Certificate No. 3, in the amount of \$25,382.00, as set forth in the Borough Engineer's letter dated October 14, 2020, is hereby approved; and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign Change Order No. 4; and

BE IT FURTHER RESOLVED that the appropriate Borough Officials are hereby authorized to make payment in accordance with this resolution.

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

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

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Councilmember NEYHART offered the following resolution and moved its adoption:

RESOLUTION NAMING MUNICIPAL PLAYGROUND
IN HONOR OF FORMER COUNCILMAN RICHARD F. COOPER, JR.
(R-20-118)

WHEREAS, the Mayor and Borough Council wish to honor former COUNCILMAN RICHARD F. COOPER, JR., by naming the municipal playground located behind Borough Hall at 965 Broadway after him; and

WHEREAS, RICHARD F. COOPER, JR., served the Borough as a Councilman from 1983 through 2006; and

WHEREAS, during his tenure on the Borough Council, he served in the capacity of the Borough's Community Development Block Grant Representative; and

WHEREAS, in that capacity, he was instrumental in securing funding through the Monmouth County Community Development Block Grant Program for the construction of a municipal playground to be situated behind Borough Hall located at 965 Broadway since there was no playground available for young children on that side of town; and

WHEREAS, it is therefore appropriate for this municipal playground to be named in his honor;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that the municipal playground located behind Borough Hall at 965 Broadway be named in honor of COUNCILMAN RICHARD F. COOPER, JR.; and

BE IT FURTHER RESOLVED that a sign be displayed at the entrance to the municipal playground designating it as the RICHARD F. COOPER, JR., PLAYGROUND.

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

AYES:	BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS:	NONE
ABSENT:	MANGO
ABSTAIN:	NONE

UNFINISHED BUSINESS:

Mayor Tucci reminded voters that they could deposit their mail-in ballot in one of the seventeen drop boxes located throughout the County, including at Long Branch City Hall, Eatontown Borough Hall, and the Ocean Township Municipal Building. Also, for those voters who report to the polling location on Election Day, she advised that they would vote via provisional ballot.

Councilman Neyhart stated that the Recreation Commission was seeking the Governing Body's input on the Tree Lighting Ceremony. He suggested scaling the event back, but still have the tree lighting and music. Councilman Cioffi indicated that he would come back with a recommendation on the status of this event by the next meeting.

NEW BUSINESS:

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Mayor Tucci offered the name of Maura Resnikoff for appointment to the Senior Citizens Commission

Councilman Bray moved to appoint Maura Resnikoff to the Senior Citizens Commission for an unexpired term through December 31, 2020. Seconded by Councilman Penta and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

BILLS AND CLAIMS:

Councilman Bray moved to approve the attached bill list. Seconded by Councilman Cioffi and carried upon the following roll call vote:

AYES: BRAY, CIOFFI, NEYHART, PENTA, SNIFFEN
NAYS: NONE
ABSENT: MANGO
ABSTAIN: NONE

PUBLIC HEARING:

Vincent Lepore, 33 Ocean Terrace, Long Branch, addressed the following items:

- He thanked Councilman Cioffi for following up with him after his COVID inquiry at the October 7th meeting and providing a thorough and proficient answer.
- He asked if there had been any decisions yet on the agreements for shared services with the City of Long Branch.
- He suggested checking with the City of Long Branch about the use of one of the beach booths to be placed at the Public Works recycling center.

Gerry Fawcett, Beechwood Avenue, stated that her neighbor had a mosquito treatment on their lawn and they had no bees, mosquitos, fleas, etc. She felt someone should check into it.

There being no one else wishing to speak, Councilman Neyhart moved to adjourn the Council meeting and to enter Executive Session at 7:37 PM. Seconded by Councilman Bray and carried unanimously.

EXECUTIVE SESSION RESOLUTION

BE IT RESOLVED that the following portion of this meeting dealing with the following generally described matters shall not be open to the public:

Shared Services; Emergency Responder Contract; DPW Personnel

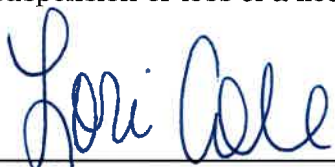
BE IT FURTHER RESOLVED that it is anticipated that the matters to be considered in private may be disclosed to the public at a later date under the following circumstances:

When the need for privacy as to each item no longer exists.

BE IT FURTHER RESOLVED that the private consideration is deemed required and is permitted because of the following noted exceptions set forth in the Open Public Meetings Act (N.J.S.A. 10:4-12):

October 21, 2020

- ☐ 1. Rendered confidential by Federal law or that if disclosed would impair receipt of Federal funds.
- ☐ 2. Rendered confidential by State Statute or Court Rule.
- ☐ 3. Would constitute an unwarranted invasion of individual privacy.
- ☐ 4. Deals with collective bargaining or any employment agreement, including negotiations positions.
- ☐ 5. Deals with purchase, lease or acquisition of real property with public funds.
- ☐ 6. Related to setting of bank rates or the investment of public funds and disclosure could adversely affect the public interest.
- ☐ 7. Related to tactics and techniques utilized in protecting the safety and property of the public and disclosure may adversely affect the public.
- ☐ 8. Related to investigation of violations or possible violations of the law.
- ☒ 9. Related to pending or anticipated litigation or contract negotiations in which the public body is or may be a party.
- ☒ 10. Falls within the attorney-client privilege and confidentiality is required.
- ☒ 11. Deals with personnel matters involving the employment, appointment, termination of employment, terms and conditions of employment, performance evaluation or discipline of any public officers or employees, either current or prospective, and all of the employees or appointees whose rights could be adversely affected have not requested that the matter be discussed publicly.
- ☐ 12. Quasi-judicial deliberations after public hearing that may result in imposition of a civil penalty or suspension or loss of a license or permit.



BOROUGH CLERK

P.O. Type: All
Range: First to Last
Format: Condensed
Include Non-Budgeted: Y

Include Project Line Items: Yes
First Enc Date Range: First to 12/31/20

Open: N
Rcvd: Y
Bid: Y

Paid: N
Held: N
State: Y

Void: N
Aprv: N
Other: Y
Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
20-00145	03/06/20	N116	NEW JERSEY DRE ASSOCIATION	ANNUAL MEMBERSHIP - DET HANLON	Open	50.00	0.00
20-00443	04/15/20	W0038	W.B. MASON CO. INC.	CLEANING CREW / BORO HALL	Open	157.69	0.00
20-00605	05/12/20	S0154	STRYKER MEDICAL	POWERLOAD STRETCHER - 1ST PYMT	Open	16,225.95	0.00
20-01100	08/05/20	F0066	FOSTER & COMPANY, INC.	DPW - HEX WASHER HEADS	Open	201.80	0.00
20-01132	08/12/20	L0030	LAWMEN SUPPLY CO OF NJ	BODY ARMOR - OFFICER L. OSBORN	Open	998.82	0.00
20-01244	08/26/20	S0070	STAPLES ADVANTAGE	MONEY COUNTER FOR TAXES	Open	206.25	0.00
20-01259	08/31/20	N0032	NEW JERSEY PLANNING OFFICIALS	RANDY TRIOLO PB COURSE	Open	135.00	0.00
20-01262	08/31/20	N0032	NEW JERSEY PLANNING OFFICIALS	PB COURSE FERRAGINA 10/10/2020	Open	135.00	0.00
20-01267	08/31/20	E0007	EDWARDS TIRE CO. INC.	PD INVOICE #: 186594	Open	369.00	0.00
20-01308	09/08/20	N0029	NEW JERSEY AMERICAN WATER CO.	ACCT NO. 1018-210026568664	Open	7,084.00	0.00
20-01355	09/14/20	R0074	REGN SIGN STUDIO	NEW PARK SIGNS - DESIGN	Open	4,500.00	0.00
20-01384	09/18/20	W0006	WATCHUNG SPRING WATER	WATER COOLER - PD & BORO HALL	Open	128.48	0.00
20-01399	09/22/20	M0011	MONMOUTH COUNTY POLICE CHIEF'S	RAPID DEPLOY FORCE FEE 2020	Open	500.00	0.00
20-01401	09/22/20	OUTDO005	OUTDOOR NATIVITY STORE	COMPLETE LIFE SZ NATIVITY SET	Open	1,050.00	0.00
20-01414	09/22/20	G0002	GALL'S INC..	2020 CLOTHING - ROCKHILL	Open	272.16	0.00
20-01415	09/22/20	G0002	GALL'S INC..	2020 CLOTHING - FERRUGIARO	Open	267.28	0.00
20-01418	09/22/20	C0042	ARTHUR COSENTINO	2020 MEDICARE REIMBURSEMENT	Open	1,735.20	0.00
20-01419	09/22/20	C0103	ANN R. CLARKE	2020 MEDICARE REIMBURSEMENT	Open	1,735.20	0.00
20-01424	09/22/20	H0009	JOSEPH HELLMERS	2020 MEDICARE REIMBURSEMENT	Open	1,735.20	0.00
20-01425	09/22/20	R0022	CHARLOTTE ROLLY	2020 MEDICARE REIMBURSEMENT	Open	1,735.20	0.00
20-01443	09/24/20	A0078	AUTOMATED BLDG CONTROLS, INC.	PD INVOICE #: S30768	Open	357.50	0.00
20-01452	09/25/20	A0023	ASBURY PARK PRESS *	CLERK ADS - NOTICE OF MUN CONS	Open	33.30	0.00
20-01456	09/25/20	P0117	PLOSIA COHEN LAW FIRM	SERVICES RENDERED - AUG 2020	Open	360.00	0.00
20-01457	09/25/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0045946	Open	231.02	0.00
20-01459	09/25/20	W0076	WARSHAUER GENERATOR,LLC	GENERATOR REPAIR @ FIREHOUSE#2	Open	410.00	0.00
20-01463	09/30/20	O0053	ONSOLVE, LLC	PD INV54661826240	Open	500.00	0.00
20-01465	09/30/20	S0139	SHORE BUSINESS SOLUTIONS	PD INVOICE #: AR36287	Open	30.70	0.00
20-01466	09/30/20	V0027	VERIZON *	ACCT NO. 342213956-00001	Open	21.28	0.00
20-01467	09/30/20	N0029	NEW JERSEY AMERICAN WATER CO.	WATER BILLS - VARIOUS	Open	786.64	0.00
20-01468	09/30/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0050458	Open	48.99	0.00
20-01469	09/30/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0041994	Open	205.64	0.00
20-01471	09/30/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0069847	Open	163.29	0.00
20-01473	09/30/20	N0005	NAPA AUTO PARTS CENTER	PD INVOICE #: 349654	Open	35.98	0.00
20-01475	09/30/20	A0023	ASBURY PARK PRESS *	BOROUGH CLERK ADS	Open	160.90	0.00
20-01480	09/30/20	S0012	SEABOARD WELDING	DPW INVOICE #: 2118214	Open	27.50	0.00
20-01482	09/30/20	C0207	FRANCES J CONSENTINO	2020 MEDICARE REIMBURSEMENT	Open	1,735.20	0.00
20-01487	10/06/20	GORDO005	GORDON N. GEMMA	LEGAL SERVICES - ZB 2020-01	Open	300.00	0.00
20-01488	10/06/20	E0077	E.M. WATERBURY	VARIOUS INVOICES - ZONING BD.	Open	2,812.50	0.00
20-01491	10/06/20	M0039	MAGLOCLEN	PD 2021 SUBSCRIPTION FEE	Open	400.00	0.00
20-01492	10/06/20	A0023	ASBURY PARK PRESS *	TAX SALE ADS FOR 2020 SEP,OCT	Open	236.60	0.00
20-01495	10/06/20	A0071	AVAYA, INC	LIBRARY PHONE SEP. 2020	Open	35.32	0.00
20-01496	10/06/20	C0083	COMCAST & XFINITY *	ACCT NO. 8499 05 216 0042620	Open	208.97	0.00
20-01497	10/06/20	T0042	TREASURER - ST. OF NEW JERSEY	ANNUAL SITE REMEDIATION FEE	Open	1,750.00	0.00
20-01502	10/06/20	R0122	RAGNASOFT INCORPORATED	2021 SUBSCRIPTION FEE - PLANIT	Open	1,555.00	0.00
20-01506	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 105 587 255	Open	36.11	0.00
20-01507	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO 100 013 408 073	Open	530.14	0.00
20-01508	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 497 167	Open	33.09	0.00
20-01509	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 495 229	Open	75.46	0.00
20-01510	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 690 910	Open	377.03	0.00

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
20-01511	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 076 291 895	open	3.10	0.00		
20-01512	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 043 615 077	open	819.80	0.00		
20-01513	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 012 878 607	open	408.57	0.00		
20-01514	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT. NO 100 105 587 255	open	38.03	0.00		
20-01515	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 073 927 400	open	552.72	0.00		
20-01516	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 935 851	open	61.11	0.00		
20-01517	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 541 656	open	3.10	0.00		
20-01518	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 076 071 255	open	3,377.57	0.00		
20-01519	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 604 473	open	289.50	0.00		
20-01520	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 645 138	open	31.88	0.00		
20-01521	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 407 513	open	98.10	0.00		
20-01522	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 013 260 052	open	22.39	0.00		
20-01523	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 012 758 635	open	52.73	0.00		
20-01525	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 080 434 184	open	50.90	0.00		
20-01526	10/09/20	J0042	JERSEY CENTRAL POWER & LIGHT ACCT NO. 100 089 899 411	open	32.22	0.00		
20-01533	10/12/20	K0049	KONICA MINOLTA BUSINESS SOLU. BORO COPIER INV #: 268763248	open	138.49	0.00		
20-01535	10/12/20	C0083	COMCAST & XFINITY * ACCT NO. 8499 05 216 0043313	open	113.35	0.00		
20-01549	10/12/20	BLUEHARB	BLUE HARBOR TELECOM MAR,APR,MAY,JUL,AUG,SEP,OCT	open	720.08	0.00		
20-01550	10/12/20	N0029	NEW JERSEY AMERICAN WATER CO. ACCT NO. 1018-210026568664	open	7,084.00	0.00		
20-01553	10/13/20	M0055	MON.CTY.REGIONAL HEALTH COMM. QUARTER 4 - 2020	open	23,497.08	0.00		
Total Purchase Orders:		69	Total P.O. Line Items:	0	Total List Amount:	90,075.11	Total Void Amount:	0.00

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
	0-01	85,963.79	0.00	0.00	85,963.79
	G-01	998.82	0.00	0.00	998.82
	T-03	3,112.50	0.00	0.00	3,112.50
Total of All Funds:		90,075.11	0.00	0.00	90,075.11