

**COUNCIL MEETING  
TUESDAY, AUGUST 17, 2010  
7:00 p.m.  
AGENDA**

**\*AMENDED**  
Page 1 of 3

**ROLL CALL**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**STATEMENT BY MAYOR KONKUS:** Pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. Notice of this meeting of the Governing Body has been posted in the corridor of the Municipal Building, published in the January 8, 2010 edition of The Ocean Star and communicated to the Asbury Park Press.

**A. PRESENTATION**

1. Shared Services – Point Pleasant Borough and Point Pleasant Beach Borough Construction and Zoning and Code Enforcement Department

**B. ORDINANCE – FINAL READING – PUBLIC HEARING**

1. Ordinance Amending and Supplementing Chapter XIX Entitled “Land Use” In Particular Section 19-11.6
2. Ordinance Amending Chapter III “Police” to Add New Section “Regulations On Residential Outdoor Fires”
3. Ordinance Amending Chapter IV “General Licensing” to Add Certificate of Occupancy and Inspection of Certain Rental Units

**C. ORDINANCE – INTRODUCTION**

1. Bond Ordinance Appropriating \$810,100.00 and Authorizing \$810,100.00 In Bonds and Notes for the Water/Sewer Utility for Additional Funding to Replace the Well #5 Elevated Water Tower
2. Ordinance Establishing New Water/Sewer Utility Rates

**D. OPEN PUBLIC SESSION - (Resolutions and Authorizations Only)  
- 5 Minute Limit Per Person**

**E. RESOLUTIONS**

1. (200-2010) Authorize Refunds of Demolition Bond, Block 214, Lot 16
2. (201-2010) Authorize Refund of Demolition Bond, Block 255, Lot 15
3. (202-2010) Authorize Adjustment and/or Refund on Certain Tax or Water/Sewer Accounts
4. (203-2010) Accept Void Check Report
5. (204-2010) Authorize Release of Performance Guarantee, Block 376, Lot 52.04 - Bottone
6. (205-2010) Authorize Release of Performance Guarantee, Block 193, Lot 1 – Kristi Shay Construction
7. (206-2010) Supporting Assembly Bill A-2290 – “The Statewide Fertilizer Bill”
8. (207-2010) Authorizing Change Order #4 for G & P Parlamas, net increase of \$3,000.00
9. (208-2010) Confirm Permanent Appointment of Catherine Clayton as Supervising Public Safety Telecommunications Operator
10. (209-2010) Confirm Permanent Appointment of Veronica Thwing and Christine Belesky as Senior Clerk Typists
11. (210-2010) Authorize Refund of Demolition Bond, Block 264, Lot 2
12. (211-2010) Requesting New Jersey Department of Transportation to Combine 2009 and 2010 Grant Awards
13. (212-2010) Requesting New Jersey Department of Transportation to Grant a Six Month Extension for Award of Project
14. (213-2010) Requesting 2010 Budget Insertion – Clean Communities Grant

15. (214-2010) Request 2010 Budget Insertion – 2010 Municipal Alliance Grant
16. (215-2010) Accept Void Check Report
17. (216-2010) Authorize Award of Contract for Purchase and Installation of Surveillance System
18. (217-2010) Confirm Permanent Appointment of Lawrence Williams as Police Chief
19. (218-2010) Bills and Claims
20. (219-2010) Authorizing Entering Into Shared Services Agreement with the Borough of Point Pleasant Beach for Combined Construction and Zoning and Code Enforcement Staffing and Operations

**F. RESOLUTION – ( 220-2010) CONSENT AGENDA**

1. Application Raffle License, Men’s Club at Lake Ridge, on premise gift auction to be held October 19, 2010.
2. Application Raffle License, Point Pleasant Boro Fire Co. #1 Ladies Auxiliary, on premise 50/50 to be held November 20, 2010.
3. Application Raffle License, Point Pleasant Boro Fire Co. #1 Ladies Auxiliary, on premise gift auction to be held November 20, 2010.
4. Application Raffle License, The Order of the Evergreen/Ocean, on premise 50/50 to be held October 28, 2010.
5. Application Raffle License, Ocean County Board of Realtors, off premise 50/50 to be held October 29, 2010.
6. Application Raffle License, Ocean County Board of Realtors, on premise gift auction to be held October 29, 2010.
7. Application Raffle License, Point Pleasant Boro Rotary, on premise 50/50 to be held August 18, 2010.
8. Application Raffle License, Ocean Road School, off premise gift auction, to be held December 3, 2010.
9. Application Raffle License, Point Pleasant Panthers Athletic Association on Premise 50/50’s to be held 9/16/10, 9/17/10, 9/24/10, 10/15/10, 10/29/10, 11/25/10, 11/12/10, 11/13/10, 11/19/10, 11/20/10.

**G. AUTHORIZATIONS**

1. Manual Checks
2. Request for Special Permit for Social Affairs – Bay Head School Foundation 9/12/10
3. Request for Memberships in Fire Company Co. 1 – Brian Wozniak and Adam Andujar
4. Requesting 10:00 a.m. Game Start Times on Sundays – Point Pleasant Soccer Club
5. Approve Fall 2010 Recreation Programs and Fees
6. Skatepark – One Day Opening for Program
7. Authorize Borough Administrator/Clerk to Prepare and Submit Construction and Zoning and Code Enforcement Staffing Plan to New Jersey Civil Service
8. Request to Conduct Block Party, Pearce Avenue, 10 am to 10 pm - 9/4/2010 (Raindate 9/5/2010)
9. Use of O.E.M. Building

**H. COMMITTEE REPORTS**

**I. REPORT OF MAYOR**

**J. OPEN PUBLIC SESSION – 5 Minute Limit Per Person**

**K. EXECUTIVE SESSION**

1. Litigation Matters – Dikun vs. Point Pleasant Borough
2. Personnel Matters – Staff of Construction and Zoning/Code Enforcement Department, Finance Office, Department of Public Works, Police Department

**FORMAL ACTION MAY BE TAKEN**

**COMMITTEE CHAIRMEN**

**Zoning & Code Enforcement – Antoinette DePaola**

**Public Works – John McHugh**

**Public Safety – Christopher Leitner**

**Recreation – Mitchell Remig**

**Water/Sewer – William Dikun**

**Administration & Finance – Susan Rogers**

**ORDINANCE NO. - 2010**

**ORDINANCE OF THE BOROUGH OF POINT PLEASANT  
BOROUGH, COUNTY OF OCEAN, STATE OF NEW  
JERSEY, AMENDING AND SUPPLEMENTING CHAPTER  
XIX OF THE BOROUGH CODE ENTITLED "LAND USE",  
IN PARTICULAR SECTION 19-11.6**

**WHEREAS**, the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey, has, from time to time, amended the Borough Code, in particular Chapter 19 entitled "Land Use" to modify and amend the manner in which the Riverfront Park can and will be utilized by the public; and

**WHEREAS**, the Borough Council believes there is an inconsistency in the current language of the ordinance which could render it in conflict with the Borough's natural resources inventory, as well as the Borough's Open Space and Recreation Plan; and

**WHEREAS**, the Borough Council has reviewed a letter memorandum dated December 14, 2009 from the Borough Solicitor recommending certain modifications to the Borough ordinances in order to address that apparent inconsistency:

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, and State of New Jersey, that the Codified Ordinances of the Borough of Point Pleasant Borough, in particular, Chapter XIX entitled "Land Use", in particular Section 19-11.6 entitled "Public Access Requirements for Combined Multifamily and Public Open Space/Recreation Developments", as follows:

**SECTION 1.** Section 19-11.6 entitled "Public Access Requirements for Combined Multifamily and Public Open Space/Recreation Developments" is hereby deleted in its entirety.

**SECTION 2.** In lieu thereof new Section 19-11.6 entitled "Public Access Requirements for the Riverfront Park", shall read as follows:

The following requirements shall apply to the utilization by the public of the Riverfront Park:

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

- (a) It is acknowledged that the Riverfront Park has been developed with public funds for utilization by not only Borough residents but all members of the public. It is the intent of this ordinance to allow for appropriate utilization of the Riverfront Park but only in such a manner that it will preserve, as much as possible, the intrinsic beauty of the park for the Borough residents, and also all members of the public, in the future, and in order to minimize maintenance and improvement costs by the Borough;
- (b) The Riverfront Park will be utilized primarily as a recreation area subject to permit requirements, and in accordance with the Borough's Open Space and Recreation Plan and the Rules and Regulations governing utilization of the Borough's parks.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4. Severability:** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

**SECTION 5. Effective Date:** This ordinance takes effect after second reading and publication as required by law.

**ATTESTED TO BY:**

**APPROVED:**

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

\_\_\_\_\_  
**DAVID A. MAFFEI,**  
Clerk/Administrator

\_\_\_\_\_  
**MARTIN KONKUS,** Mayor

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Borough Council of the Borough of Point Pleasant on first reading at a meeting held on the **6<sup>th</sup>** day of **April, 2010**. The Ordinance will be considered for second and final reading at a meeting of the Borough Council which is scheduled for the 20th day of **July, 2010**, at **7:00 p.m.**, or as soon thereafter as the matter may be reached, at the Point

Pleasant High School located at 808 Laura Herbert Drive, Point Pleasant, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

---

**DAVID A. MAFFEI,**  
Clerk/Administrator

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

JJD/caf[Pt. Pleasant -Ordinances.2010]

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**ORDINANCE NO. - 2010**

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF POINT PLEASANT BOROUGH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE BOROUGH CODE, IN PARTICULAR III ENTITLED "POLICE REGULATIONS" TO INCLUDE NEW SECTION 3-18 ENTITLED "REGULATIONS ON RESIDENTIAL OUTDOOR FIRES"**

**WHEREAS**, the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, State of New Jersey (the "Borough"), has determined that residential outdoor fires can pose a significant risk as well as a public nuisance; and

**WHEREAS**, the Borough, pursuant to its regulatory authority, seeks to regulate residential outdoor fires to protect the safety, well-being and quality of life of all persons within the Borough:

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, and State of New Jersey, that the Codified Ordinances of the Borough of Point Pleasant Borough are hereby amended to include the following regulations applicable to residential outdoor fires:

**Residential Outdoor Fires**

**SECTION 1. §3-18. Regulations on Residential Outdoor Fires**

Outdoor fires are permitted within the Borough, but only within the following guidelines:

- A. No outdoor fire may be set on residential property within ten (10) feet of any main or accessory structure on the property, including, but not limited to, any dwelling, garage or shed.
- B. Outdoor fires utilized for cooking must be contained in a manufactured metal grill or other similar manufactured device intended for such use and must be utilized strictly in accordance with the manufacturer's requirements.
- C. Outdoor fires utilized for any other recreational purposes must either be contained in a manufactured device designed for such purpose and utilized strictly in accordance with the manufacturer's requirements or, alternatively, in a proper non-combustible stone, cement, brick, tile or metal fire pit of no more than 3 feet in diameter, built and intended for such purpose. Following the passage of this Ordinance, no new fire pits may be

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

constructed without the proper permits and inspections. For all existing fire pits within the Borough, should the Fire Chief or his designee determine that a fire pit is unsafe, he may order that said fire pit not be used until he or his designee deems said fire pit safe. Challenges to such an order may be brought before the Borough Municipal Court within the time permitted by law to appeal municipal actions.

- D. A fully functioning fire extinguisher or garden hose that is properly connected to an unlimited water source must be available for fire extinguishment purposes whenever any fire is ongoing.
- E. No garbage, rubber, plastics, yard waste, green wood, leaves, or soft wood, such as pine and cedar which cause excessive smoke, may be burned outdoors at any time, as any smoke or odor from any outdoor fire must be kept minimal.
- F. Flames may not exceed two (2) feet at any time and, should the prevailing winds cause the smoke from said fire to blow into a neighboring dwelling or property, said fire must be extinguished immediately. The Fire Chief or his designee is authorized to require that any residential outdoor fire be immediately extinguished if he determines that said fire constitutes a hazardous condition. In addition, all members of the Borough Fire Department and Borough Police Department are authorized to require that any residential outdoor fire be immediately extinguished if smoke emissions are found to be offensive to occupants of surrounding properties.
- G. Residential outdoor fires must be attended at all times by a competent adult owner or legal resident of the property from the time said fire is commenced through the time said fire is completely extinguished.
- H. The Fire Chief may prohibit all outdoor fires within the Borough when weather conditions or other local circumstances make such fires hazardous.

**SECTION 2. Violations and Penalty:** Any person who shall be

found to have violated the provisions of this section shall be fined in accordance with the following schedule:

- A. First violation - \$100.00
- B. Second violation - \$250.00
- C. Third and continuing violations - \$500.00 per violation

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4. Severability:** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

**SECTION 5. Effective Date:** This ordinance takes effect after second reading and publication as required by law.

**ATTESTED TO BY:**

**APPROVED:**

---

**DAVID A. MAFFEI,**  
Clerk/Administrator

---

**MARTIN KONKUS,** Mayor

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Borough Council of the Borough of Point Pleasant on first reading at a meeting held on the **20<sup>th</sup>** day of **July, 2010**. The Ordinance will be considered for second and final reading at a meeting of the Borough Council which is scheduled for the **17<sup>th</sup>** day of **August, 2010**, at **7:00 p.m.**, or as soon thereafter as the matter may be reached, at the Point Pleasant High School located at Panther Way, Point Pleasant, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

---

**DAVID A. MAFFEI,**  
Clerk/Administrator

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

JJD/caj[Pt. Pleasant -Ordinances.2010]

**ORDINANCE NO. \_\_\_\_\_ - 2010**

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF POINT PLEASANT BOROUGH, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER IV ENTITLED "GENERAL LICENSING" TO INCLUDE NEW SECTION 4-8 ENTITLED "CERTIFICATE OF OCCUPANCY AND INSPECTION OF CERTAIN RENTAL UNITS"**

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Point Pleasant Borough, County of Ocean, and State of New Jersey, that Chapter IV of the Borough Code entitled "General Licensing" is hereby amended and supplemented to include new Section 4-8 entitled "Certificate of Occupancy and Inspection on Certain Rental Units" which is set forth herein as follows:

**SECTION 1. Section 4-8. Certificate of Occupancy and Inspection on Certain Rental Units**

**§ 4-8.1 Rental Certificate of Occupancy.**

The owner or owners of any residential building, or any agent acting on behalf of any owner or owners as defined herein, who intends to rent or lease all or any part thereof as a residential rental, as defined herein, during all or any portion of the ensuing year shall first make application to the construction official of the Borough for the issuance of a rental certificate of occupancy on each form or forms as may be required by the construction official. Such application shall be accompanied by the appropriate filing fee as set forth in subsection 4-8.1.

**§ 4-8.2 Inspection of Rental Unit.**

Upon the filing of the application delineated in subsection 4-8.2 for a rental certificate of occupancy the construction official or his subordinates or designates, shall conduct an inspection of the subject units within thirty (30) days from the filing of the application. Any re-inspection(s) as provided herein shall be made within ten (10) days from the date the construction official is notified in writing by the application that the violations cited have been abated.

Seasonal rentals shall be inspected on an annual basis. Annual rentals shall be inspected once every three (3) years or upon the change of

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

occupancy if the same shall occur prior to the expiration of or during said three (3) year period. With annual rental applications, the applicant shall be required to list the name of the tenant at the commencement of said three (3) year license period.

Rental shall include the use of a residence by someone other than the owner even though no funds are transferred for said use.

**§ 4-8.3 Fees.**

The filing fee will be One Hundred (\$100.00) Dollars for each filing. Reinspection fees will be Fifty (\$50.00) Dollars for inspection.

**§ 4-8.4 Notice of Violations.**

Notice of any violations as a result of the aforesaid inspection(s) shall be provided in accordance with Section PM-106 of the BOCA Code. Upon correction of the violation(s), the applicant shall notify the construction official in writing of such fact and a reinspection shall be made upon payment of the appropriate fee.

**§ 4-8.5 Issuance of Certificate.**

Upon the completion of satisfactory inspection, the construction official shall forthwith issue a rental certificate of occupancy. In the case of summer seasonal occupancies the certificate of occupancy will be in force for one (1) year from the date of issue. In all other cases the certificate of occupancy will be in force until a change in tenant occupancy occurs.

**§ 4-8.6 Revocation of Certificate.**

If subsequent to the issuance of a rental certificate of occupancy, the construction official, his subordinates or designates learn or become aware of violations of this code, an inspection shall be made of the subject premises. If violations are found to exist, the provision of Section PM-106 of the BOCA code thereof shall be followed. In addition thereto, if cited violations are not abated within ten (10) days from service of the notice, the rental certificate of occupancy shall be revoked by the construction official by mailing a notice of revocation by certified mail to the owner or owners and to the tenant or tenants and the premises shall then be vacated. The construction official has the discretion to allow a longer period of time for the

correction of violations if warranted and reasonable under the circumstances.

**§ 4-8.7 Applied Meaning of “Residential Rental”.**

- a. *Reserved.*
- b. *Annual Rental.* A residence building which all or part thereof is leased on a calendar year basis or for twelve (12) consecutive months, but not to include a rooming unit in a registered rooming house, motel or hotel.
- c. *Secondary Residence.* A residence which is not the principal abode of an owner but not to include a rooming unit in a registered rooming house, motel or hotel.

**§ 4-8.8 Copies on File.**

Copies of said Code “The BOCA Basic Property Maintenance Code” 1978 edition will be available for use and examination by the public at the office of the construction official or the Borough Clerk together with any resolutions amending the Code.

Copies of the Code will also be available for purchase at the office of the Building Department.

**§ 4-8.9 Violations and Penalties.**

Any person, firm or corporation who shall violate any of the provisions of this Chapter shall, upon conviction, be punished by a fine of not less than One Hundred (\$100.00) Dollars nor more than Five Hundred (\$500.00) Dollars or by imprisonment in the county jail for a period of not to exceed ninety (90) days or by both such fine and imprisonment, and each violation of any of the provisions of this Chapter and each day the same is violated shall be deemed and taken to be a separate and distinct offense.

**§ 4-8.10 Failure to Obtain Inspection.**

In the event that an owner or owners or any agent acting on behalf of any owner or owners or any residential property fails to obtain an inspection prior to the commencement of the rental of any living unit said

owner or owners shall be subject to penalties set forth under Subsection 4-8.10 of the Ordinances of the Borough of Point Pleasant Borough.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3. Severability:** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

**SECTION 4. Effective Date:** This ordinance takes effect after second reading and publication as required by law.

**ATTESTED TO BY:**

**APPROVED:**

\_\_\_\_\_  
**DAVID A. MAFFEI,**  
Clerk/Administrator

\_\_\_\_\_  
**MARTIN KONKUS,** Mayor

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Borough Council of the Borough of Point Pleasant on first reading at a meeting held on the **20<sup>th</sup>** day of **July, 2010**. The Ordinance will be considered for second and final reading at a meeting of the Borough Council which is scheduled for the **17<sup>th</sup>** day of **August, 2010**, at **7:00 p.m.**, or as soon thereafter as the matter may be reached, at the Point Pleasant High School located at Panther Way, Point Pleasant, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

\_\_\_\_\_  
**DAVID A. MAFFEI,**  
Clerk/Administrator

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

JJD/caj[Pt. Pleasant -Ordinances.2010]

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**ORDINANCE NO. 2010-\_\_**

AN ORDINANCE OF THE BOROUGH OF POINT PLEASANT, IN THE COUNTY OF OCEAN, NEW JERSEY, AMENDING IN PART ORDINANCE 2005-22 TO APPROPRIATE AN ADDITIONAL \$810,100 FOR A TOTAL APPROPRIATION OF \$2,490,045, AND TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREBY BY \$810,100 FOR A TOTAL DEBT AUTHORIZED OF \$2,490,045

WHEREAS, the Borough of Point Pleasant, in the County of Ocean, New Jersey (the "Borough") finally adopted a Bond Ordinance No. 2005-22 on September 6, 2005, (the "Prior Ordinance") providing for the several improvements or purposes described in Section 3 thereof including the purchase and replacement of the existing elevated water tower at Well No. 5; and

WHEREAS, the Borough has determined that additional funds will be required in order to purchase and replace the existing elevated water tower at Well No. 5.

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

Section 1. The improvements and purposes described in Section 3 of the Prior Bond Ordinance are hereby authorized to be undertaken by the Borough of Point Pleasant, in the County of Ocean, New Jersey (the "Borough"), as a general improvement. For the improvements or purpose described in Section 3 of hereof, there is hereby appropriated the sum of \$810,100 in addition to the \$1,679,975 appropriated by the Prior Ordinance. No down payment is required in connection with the improvements or purposes for which obligations are authorized as provided in Section 3 hereof as said purposes are deemed to be self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$810,100 in addition to the \$1,679,975 previously authorized by the Prior Ordinance for a total principal amount not to exceed \$2,490,045 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds,

negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued are the improvement listed in Section 3 of the Prior Ordinance including the purchase and replacement the existing elevated water tower at Well No. 5.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determination and all notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Borough is hereby amended to conform with the provisions of this bond 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 amended 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 Borough Clerk and is available for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance is 18.3 years.

(c) The Supplemental Debt Statement required by the Local Bond Law will be duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof, will be filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$810,000 and the obligations authorized herein will be within all debt limitations prescribed by that law.

(d) An amount not exceeding \$99,000 in addition to the \$270,000 included in the Prior Ordinance for an aggregate amount not exceeding \$360,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The Borough reasonably expects to commence construction of the project described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Borough further reasonably expects to reimburse such expenditures from the proceeds of the bonds or

notes authorized by this bond ordinance, in an aggregate not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Borough is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable real property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Borough hereby covenants to take any action necessary or refrain from taking such action in order to preserve the exclusion from gross income of interest on the bonds and notes authorized hereunder which are issued as tax-exempt bonds as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely report and rebate of investment earnings as may be required thereunder.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing ordinance is hereby approved:

Date: \_\_\_\_\_

\_\_\_\_\_  
Martin Konkus, Mayor

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

**#202-2010**

**DATE OF ADOPTION: August 17, 2010**

**MOTION: AUTHORIZE ADJUSTMENT AND/OR REFUND ON CERTAIN TAX OR WATER/SEWER ACCOUNTS**

**Councilmember \_\_\_\_\_ presented the following Resolution**

**Seconded by \_\_\_\_\_**

WHEREAS, the Municipal Tax Collector, from time to time, submits a schedule of adjustments and/or refunds due for various reasons; and

WHEREAS, it is the desire of the Mayor and Council to approve these adjustments and/or refunds as recommended by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean and State of New Jersey as follows:

1. Formal authorization is hereby given to adjust as necessary the accounts listed herein\

<u>BLOCK &amp; LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
195 - 4.01	Monahan	128.76	Adjust off '10 Sewer-Broken pipes
9 - 48	Avon	417.36	" " "
161 - 2	Verizon	27,897.11	2008 NJ Tax Appeal - Refund

2. Certified copies of this Resolution to Tax Collector, Treasurer, Administrator and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTIONETTE DePAOLOA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17th day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

**202 - 2010**

**DATE OF ADOPTION: August 17, 2010**

**MOTION: AUTHORIZE ADJUSTMENT AND/OR REFUND ON CERTAIN TAX OR WATER/SEWER ACCOUNTS**

**Councilmember \_\_\_\_\_ presented the following Resolution**

**Seconded by \_\_\_\_\_**

WHEREAS, the Municipal Tax Collector, from time to time, submits a schedule of adjustments and/or refunds due for various reasons; and

WHEREAS, it is the desire of the Mayor and Council to approve these adjustments and/or refunds as recommended by the Tax Collector;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean and State of New Jersey as follows:

1. Formal authorization is hereby given to adjust as necessary the accounts listed herein\

<u>BLOCK &amp; LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
195 - 4.01	Monahan	128.76	Adjust off '10 Sewer-Broken pipes
9 - 48	Avon	417.36	“ “ “
161 - 2	Verizon	27,897.11	2008 NJ Tax Appeal - Refund

2. Certified copies of this Resolution to Tax Collector, Treasurer, Administrator and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTIONETTE DePAOLOA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17th day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 204-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: AUTHORIZE RELEASE OF PERFORMANCE GUARANTEE, BLOCK 376, LOT 52.04- Bottone**

**Councilmember** \_\_\_\_\_ **presented the following Resolution**

**Seconded by** \_\_\_\_\_

WHEREAS, the Borough of Point Pleasant has required to posting of a Performance Guarantee for certain site improvements in regard to Block 376, Lot 52.04; and

WHEREAS, the Borough and Borough Engineer have inspected the site and have determined that the site is in substantial compliance with Board approvals and is satisfactory; and

WHEREAS, the Borough Engineer has recommended that the release of the balance of the Performance Guarantee posted by the applicant for the improvements on Block 376, Lot 52.04 conditioned upon the payment of all outstanding inspection fees, the posting of the required Performance Bond in the amount of \$1,275.00 and the posting of an additional Inspection Fee Escrow of \$500.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. That the Mayor and Borough Council do hereby authorize the release of Performance Guarantee, posted for the improvements for Block 376, Lot 52.04 and conditioned upon meeting all the requirements heretofore described.
2. That the Borough Engineer or other Borough Officials holding said Performance Bond are directed not to release said Performance Guarantee until the Chief Financial Officer has certified that all outstanding inspections have been paid and that the Maintenance Bond has been posted.
3. That a certified copy of this Resolution be sent to: Chief Financial Officer, Borough Engineer, the applicant and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTONETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17<sup>th</sup> day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator



**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

**#205 - 2010** \_\_\_\_\_

**DATE OF ADOPTION: August 17, 2010**

**MOTION: AUTHORIZE RELEASE OF PERFORMANCE GUARANTEE, BLOCK 193,  
LOT 1- Kristy Shay Construction**

**Councilmember** \_\_\_\_\_ **presented the following Resolution**

**Seconded by** \_\_\_\_\_

WHEREAS, the Borough of Point Pleasant has required to posting of a Performance Guarantee for certain site improvements in regard to Block 193, Lot 1; and

WHEREAS, the Borough and Borough Engineer have inspected the site and have determined that the site is in substantial compliance with Board approvals and is satisfactory; and

WHEREAS, the Borough Engineer has recommended that the release of the balance of the Performance Guarantee posted by the applicant for the improvements on Block 193, Lot 1 conditioned upon the payment of all outstanding inspection fees, the posting of the required Maintenance Bond in the amount of \$10,596.00 and the positing of an additional Inspection Fee Escrow of \$500.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey as follows:

1. That the Mayor and Borough Council do hereby authorize the release of Performance Guarantee, posted for the improvements for Block 193, Lot 1 and conditioned upon meeting all the requirements heretofore described.
2. That the Borough Engineer or other Borough Officials holding said Performance Bond are directed not to release said Performance Guarantee until the Chief Financial Officer has certified that all outstanding inspections have been paid and that the Maintenance Bond has been posted.
3. That a certified copy of this Resolution be sent to: Chief Financial Officer, Borough Engineer, the applicant and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTONETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17<sup>th</sup> day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 208-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: CONFIRM PERMANENT APPOINTMENT OF CATHERINE CLAYTON  
TO THE POSITION OF SUPERVISING PUBLIC SAFETY  
TELECOMMUNICATIONS OPERATOR**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

WHEREAS, Catherine Clayton has been serving as provisional appointments in the position of Supervising Public Safety Telecommunications Operator and is now placed on the Certification of Eligibles from the New Jersey Civil Service Commission for said position, and

WHEREAS, it is the desire of the Mayor and Council to permanently appoint her to this position.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, as follows:

1. Catherine Clayton is hereby appointed to the position of Supervising Public Safety Telecommunications Operator on a permanent basis.
2. Said Appointment does not affect the current salary for said appointee as fixed by Contract.
3. Certified copies of this Resolution to C. Clayton, Chief Financial Officer, Police Chief, Personnel Files and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTONETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 19<sup>th</sup> day of January, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 209-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: CONFIRM PERMANENT APPOINTMENT OF VERONICA THWING  
CHRISTINE BELESKY TO THE POSITIONS OF SENIOR CLERK  
TYPIST**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

WHEREAS, Veronica Thwing and Christine Belesky have been serving as provisional appointments in the position of Senior Clerk Typist and is now placed on the Certification of Eligibles from the New Jersey Civil Service Commission for said positions, and

WHEREAS, it is the desire of the Mayor and Council to permanently appoint them to these positions.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, as follows:

1. Veronica Thwing and Christine Belesky are hereby appointed to the positions of Senior Clerk Typist on a permanent basis.
2. Said Appointments do not affect the current salary for said appointees as fixed by Contract.
3. Certified copies of this Resolution to V. Thwing, C. Belesky, Chief Financial Officer, Personnel Files and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN MCHUGH JR.	ANTONETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 19<sup>th</sup> day of January, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

**# 210 -2010** \_\_\_\_\_

**DATE OF ADOPTION:** August 17, 2010

**MOTION: REFUND DEMOLITION BOND, BLOCK 264, LOT 2-  
726 Burnt Tavern Road, TCB Associates**

**Councilmember** \_\_\_\_\_ **presented the following Resolution**

**Seconded by** \_\_\_\_\_

**WHEREAS, TCB Associates, LLC, did deposit with the Borough of Point Pleasant a Demolition Bond in the amount of \$1,000 to guarantee satisfactory demolition of a single family home at 726 Burnt Tavern Road, Point Pleasant, New Jersey, 08742.**

**NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, and State of New Jersey as follows:**

- 1. That the proper Borough Officials are authorized and directed to return to TCB Associates, a demolition bond in the amount of \$1,000.00 deposited as security for the satisfactory demolition of a single family home at 726 Burnt Tavern Road, Point Pleasant, New Jersey 08742.**
- 2. Copies of this Resolution to: Construction Official, TCB Associates, Chief Financial Officer and any other interested parties.**

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN J. McHUGH JR.	ANTOINETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17th day of August 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 213-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: REQUEST INSERTION CLEAN COMMUNITY GRANT**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

**WHEREAS, N J S A 40A 4-67 provides that the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and**

**WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and**

**WHEREAS, THE Borough of Point Pleasant has been granted \$34,387.10 from the Division of Solid Waste Administration and wishes to amend its 2010 budget to include this amount as revenue.**

**NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of \$34,387.10 that will be available as revenue from;**

- Miscellaneous Revenues**
- Special Items of General Revenue Anticipated with prior written consent of the Director of Local Government Services:**
- Public and private revenues offset with appropriations**
- Solid Waste Administration offset with appropriations**

**BE IT FURTHER RESOLVED that a sum of \$14,834.00 is and the same is hereby appropriated under the caption of:**

- General Appropriations:**
- Public and private programs offset by Revenues Clean Communities Grant**
- Salary and Wages**

**BE IT FURTHER RESOLVED, that the Municipal Clerk/Administrator forward two copies of this resolution to the Director of Local Government Services and certified copies by sent to: The Borough Auditor, Department of Public Works, Chief Financial Officer, and other interested parties.**

Record of vote	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN MCHUGH JR	ANTONETTE DEPAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17<sup>th</sup> day of

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 214-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: REQUEST INSERTION MUNICIPAL ALLIANCE GRANT 2010**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

**WHEREAS, N J S A 40A 4-67 provides that the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and**

**WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and**

**WHEREAS, THE Borough of Point Pleasant has been granted \$14,834.00 from the county, who has entered into a grant with the state in which monies for the P.L. 1989, Chapter 51 will be passed through the county to the Borough of Point Pleasant, and wishes to amend its 2010 budget to include this amount as revenue. The County of Ocean and the Borough of Point Pleasant have entered into an agreement for a 2010 Alliance to Prevent Alcoholism and Drug Abuse.**

**NOW, THEREFORE, BE IT RESOLVED, that the Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of \$14,834.00 that will be available as revenue from;**

- Miscellaneous Revenues**
- Special Items of General Revenue Anticipated with prior written consent of the Director of Local Government Services:**
- Public and private revenues offset with appropriations:**

**BE IT FURTHER RESOLVED that a sum of \$14.834.00 is and the same is hereby appropriated under the caption of:**

- General Appropriations:**
- Public and private programs offset by Revenues Municipal Drug Alliance**
- Salary and Wages**

**BE IT FURTHER RESOLVED, that the Municipal Clerk/Administrator forward two copies of this resolution to the Director of Local Government Services and certified copies by sent to: The Borough Auditor, Coordinator Municipal Drug Alliance, Chief Financial Officer, and other interested parties.**

Record of vote	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN MCHUGH JR.	ANTOINETTE DEPAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17<sup>th</sup> day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 215-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: VOID CHECK RESOLUTION**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

**WHEREAS, from time to time it becomes necessary for the Chief Financial Officer to Void checks or stop payment on checks, and;**

**WHEREAS, the Mayor and Council is desirous of keeping track of these void checks by separate resolution; and**

**WHEREAS, the Chief Financial Officer has listed below checks which have been voided and/or stopped payment, and;**

**NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey that the Chief Financial Officer has voided checks and/or stopped payment on checks listed below and reissued new checks, if necessary.**

<u>CHECK #</u>	<u>AMOUNT</u>	<u>ACCOUNT</u>	<u>VENDOR</u>	<u>REASON</u>
1005	\$500.00	Water/Sewer	Alldata	Returned refund
688	\$1,202.57	Payroll	C Cranell	Wrong Amt
687	\$1,392.79	Payroll	W Knecht	Wrong Amt.
39824	\$2,131.14	Payroll	K Haycook	Wrong Amt.
39836	\$786.35	Payroll	A Cook	Wrong Amt.
39865	\$499.17	Payroll	N. Priessnitz	Lost (reissued)
39976	\$347.22	Payroll	N. Priessnitz	Lost(reissued)

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN MCHUGH JR	ANOINETTE DEPAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17th day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 217-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: CONFIRM PERMANENT APPOINTMENT OF LAWRENCE WILLIAMS  
IN THE POSITION OF POLICE CHIEF**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

WHEREAS, Lawrence Williams had been serving as provisional appointments in the position of Police Chief until May 13, 2010 when the N.J. Civil Service Commission determines his Civil Service Permanent Appointment, and

WHEREAS, it is the desire of the Mayor and Council to acknowledge the Civil Service appointment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Point Pleasant, County of Ocean, State of New Jersey, as follows:

1. The Governing Body acknowledges the N.J. Civil Service appointment of Lawrence Williams as Police Chief.
2. Said Appointments do not affect the current salary for said appointees as fixed by Contract.
3. Certified copies of this Resolution to Lawrence Williams, Chief Financial Officer, Personnel File and any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTONETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 19<sup>th</sup> day of January, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

# 218-2010

DATE OF ADOPTION: August 17, 2010

**MOTION: BILL LIST**

Councilmember \_\_\_\_\_ presented the following Resolution

Seconded by \_\_\_\_\_

**WHEREAS, The Mayor and Council of the Borough of Point Pleasant have received claims which must be paid from specified funds where and when appropriate as listed on the attached schedules; and**

**WHEREAS, the responsible department head has certified that such claims represent good and/or service which have been received by the Borough; and**

**WHEREAS, The Municipal Administrator has certified that said claims are appropriate under the Local Public Contracts Law 40A:11-1 et seq. and are authorized budgetary expenditures; and**

**WHEREAS, The Chief Financial Officer has certified that all payments listed on the attached schedules have received the signature of the Municipal Administrator signifying his review and approval; and**

**WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay said bills, and has certified that each item accurately reflects the vendor's name, corresponding check number and appropriate amount as actually appears on the respective check.**

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POINT PLEASANT, COUNTY OF OCEAN, STATE OF NEW JERSEY, THAT; attached bill list is hereby approved for payment.**

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN MCHUGH JR.	ANTOINETTE DEPAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17th day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI, RMC, CMFO  
Municipal Clerk/Administrator

**RESOLUTION OF THE BOROUGH OF POINT PLEASANT  
POINT PLEASANT, NEW JERSEY**

**# 220 -2010**

**DATE OF ADOPTION: August 17, 2010**

**MOTION: TO APPROVE CONSENT ITEMS AS SUMMARIZED BELOW**

**\*AMENDED**

**Councilmember \_\_\_\_\_ presented the following Resolution**

**Seconded by \_\_\_\_\_**

WHEREAS, general consent items have been submitted to the Borough Clerk that require Municipal approval from the Governing Body; and

WHEREAS, said consent items are hereby summarized as follows:

1. Application Raffle License, Men's Club at Lake Ridge, on premise gift auction to be held October 19, 2010.
2. Application Raffle License, Point Pleasant Boro Fire Co. #1 Ladies Auxiliary, on premise 50/50 to be held November 20, 2010.
3. Application Raffle License, Point Pleasant Boro Fire Co. #1 Ladies Auxiliary, on premise gift auction to be held November 20, 2010.
4. Application Raffle License, The Order of the Evergreen/Ocean, on premise 50/50 to be held October 28, 2010.
5. Application Raffle License, Ocean County Board of Realtors, off premise 50/50 to be held October 29, 2010.
6. Application Raffle License, Ocean County Board of Realtors, on premise gift auction to be held October 29, 2010.
7. Application Raffle License, Point Pleasant Boro Rotary, on premise 50/50, to be held August 18, 2010.
8. Application Raffle License, Ocean Road School, off premise gift auction, to be held December 3, 2010.
9. Application Raffle License, Point Pleasant Panthers Athletic Booster Association, on premise 50/50's to be held 9/16/10, 9/17/10, 9/24/10, 10/15/10, 10/29/10, 11/25/10, 11/12/10, 11/13/10, 11/19/10, 11/20/10.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF POINT PLEASANT, COUNTY OF OCEAN, STATE OF NEW JERSEY AS FOLLOWS:

1. That the above general consent items as summarized hereto be and the same are hereby approved.
2. That a certified copy of this resolution be filed with the Borough Clerk and copies forwarded to any other interested parties.

RECORD OF VOTE	SUSAN ROGERS	WILLIAM DIKUN	CHRISTOPHER LEITNER	JOHN McHUGH JR.	ANTOINETTE DePAOLA	MITCHELL REMIG	MAYOR KONKUS
COUNCIL							
YES							
NO							
ABSTAIN							
ABSENT							

I, David A. Maffei, RMC, CMFO, Municipal Clerk of the Borough of Point Pleasant, DO HEREBY CERTIFY that the foregoing Resolution was duly adopted by the Point Pleasant Borough Council at a meeting held on the 17<sup>th</sup> day of August, 2010.

BOROUGH OF POINT PLEASANT, IN  
THE COUNTY OF OCEAN, NEW JERSEY

\_\_\_\_\_  
DAVID A. MAFFEI  
Municipal Clerk/Administrator

