

**January 6, 2009  
Regular Meeting**

**The regular meeting of the Mayor and Council of the Borough of Bay Head was held immediately after the Reorganization Meeting of January 6, 2009 was adjourned, which was at approximately 7:45 PM. The meeting was held in the Council Chambers of the Borough Hall.**

**Present at the meeting were Mayor Curtis and Councilmembers Berko, Green, Barnes, Glass, DeFilippis, Urner.**

**The minutes of the regular meeting held on December 16, 2008 were approved on a motion by Councilmember Urner, seconded by Councilmember Glass and passed on roll call vote. YEAS: Green, Glass, DeFilippis, Urner. NAYS: None. ABSTAIN: Berko. NOT VOTING: Barnes.**

**The minutes of the executive meeting held on December 16, 2008 were approved on a motion by Councilmember Urner, seconded by Councilmember Glass and passed on roll call vote. YEAS: Berko, Green, Glass, DeFilippis, Urner. NAYS: None. NOT VOTING: Barnes.**

**Mayor Curtis called for Reports of Standing Committees.**

**Councilmember Berko, Legal and Planning: We are working on the solid waste and recycling ordinance. The ordinance on the ice cream vendor is still up in the air, our attorney has given us a couple of options. D'Arcy and I will be working on the dune ordinance also. We have received seven resumes for the position of Borough Attorney and will be conducting interviews next week.**

**Councilmember Green, Parks, Grounds and Recreation: We are starting an exciting new year with a lot of new projects. A full analysis of the public grounds is taking place. The Environmental Commission and the Beautification Committee are embarking on a project for a rain garden at the library. I am also working on analyzing the tennis courts and Howe field to allow a little work each year. I would also like to expand the recreation program for the children incorporating an outdoor fitness program. I would like to thank Anne Ryan a charter member of the Environmental Commission on her reappointment. She is a deeply valued and cherished member. I would also like to extend a welcome aboard to Nick Gilman.**

**Councilmember Barnes, Public Services read the Zoning Official and Construction Official reports for the month of December. A copy of the report is attached to these minutes.**

**Councilmember Glass, Public Safety, read the monthly Police Report for the month of December. A copy of the report is attached to these minutes.**

**Councilmember DeFilippis, Public Works:** I hoped to have a handout summary of projects completed and a status of projects for 2009 but maybe next meeting. I would like Council to vote to give me authority to authorize CMX to proceed with the survey for the proposed work on Lake Avenue. We have an agreement with NJ-American Water Co. to pave half of the roadway disturbed by the installation of their 16" pipe. We would like to join with them and have the whole road way paved. The cost to us by joining with them will be about 1/3 of what it would cost us to do it ourselves. The cost for the survey will be between \$8,000 and \$9,000.

**Councilmember DeFilippis** made a motion to allow him to authorize CMX to complete a survey and base mapping of Lake Avenue in anticipation of joining NJ-American Water in the repaving. The motion was seconded by Councilmember Urner. and passed on roll call vote.

**Councilmember Green:** Weren't they to come back in the spring?

**Councilmember DeFilippis:** They will only do half.

**Councilmember Berko:** Our expense of the repaving is a separate issue. This is only for the survey.

The motion passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. NAYS: None.

**Mayor Curtis:** The repaving of Lake Avenue is definitely needed.

**Councilmember Urner, Finance,** had no report.

**Mayor Curtis:** As I have completed my first year I would like to thank all of Council, including Bob Ryan. I am sure this year will be equally productive. Thank you very much.

**Mayor Curtis** called for Ordinances, First Reading.

**Councilmember Urner** offered Ordinance 2009-01 entitled:

**AN AMENDMENT TO ORDINANCE 2008-12 ESTABLISHING SALARY, WAGES, HOLIDAYS, SICK LEAVE, VACATIONS AND OTHER BENEFITS OF EMPLOYMENT OF CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF BAY HEAD, OCEAN COUNTY, NEW JERSEY FOR THE CALENDAR YEAR 2008**

**Councilmember Urner** moved to approve this ordinance on first reading, which motion was seconded by Councilmember Berko and passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A copy of this ordinance is attached to these minutes.

**Mayor Curtis** called for Unfinished Business. There was none.

**Mayor Curtis called for New Business and Resolutions.**

**Councilmember Urner offered Resolution 2009-10 approving the Temporary Budget for 2009 and moved it be adopted. This motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A copy of the resolution is attached to these minutes.**

**Councilmember Glass offered Resolution 2009-11 authorizing the execution of a contract with the Bay Head Police Department Employees and moved it be adopted. This motion was seconded by Councilmember Berko and passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. Nays: None. A copy of the resolution is attached to these minutes.**

**Councilmember Glass offered Resolution 2009-12 authorizing execution of a contract with the Bay Head Chief of Police and moved it be adopted. This motion was seconded by Councilmember Green and passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A copy of the resolution is attached to these minutes.**

**Mayor Curtis opened the meeting for Public Discussion.**

**Nick Gilman, 810 Main Avenue: Congratulations Mayor on your first year. Please don't forget leaf blowers and incorporating some regulations into the noise ordinance. Montclair has banned their use at certain times of the year. Also maybe the contractor doing the work on the roadways could clean the sand out of the storm drains at the end of the job.**

**Councilmember Berko: We have looked into the leaf blowers but it would require decibel readings which means training of personnel etc. We will look into it.**

**Councilmember Green: It is certainly something that we should revisit.**

**No one else wishing to be heard, Councilmember Urner moved to approve the vouchers for payment, which motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: Berko, Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A list of the vouchers is attached to these minutes.**

**The meeting was adjourned.**

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**Patricia M. Applegate, Municipal  
Clerk**

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**William W. Curtis, Mayor**