

March 3, 2009

The regular meeting of the Mayor and Council of the Borough of Bay Head was held on March 3, 2009 at 7 PM in the Council Chambers of the Borough Hall.

Mayor Curtis called the meeting to order and welcomed everyone. Mayor asked everyone to stand and join with him in the Pledge of Allegiance to the Flag.

The roll was called for attendance. Present were Mayor Curtis, Councilmembers Green, Barnes, Glass, DeFilippis, Urner. Councilmember Berko was absent.

Mayor read the following statement:

Ladies and gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. This meeting is listed on an annual schedule of meetings of this Governing Body which was posted in the main corridor of the Borough Hall and was published in *The Ocean Star*.

Councilmember Urner moved to approve the regular minutes of February 17, 2009. The motion was seconded by Councilmember Barnes and passed on roll call vote. YEAS: Green, Barnes, Glass, DeFilippis, Urner. NAYS: None.

Mayor Curtis called for Reports of Standing Committees.

Councilmember Green, Parks, Grounds and Recreation: I just received word today that the Bay Head Environmental Commission has received a Mini Grant from the Barnegat Bay Estuary Program. This was a combined effort between the Bay Head Environmental Commission, the Bay Head Beautification Committee and the Seaweeders Garden Club and is for a rain garden at the Bay Head Reading Center. This is a real achievement and we are very happy to receive one of the eight grants awarded.

Councilmember Barnes, Public Services, read the monthly Zoning Officer and Construction Official Report for the month of February. A copy of the report is attached to these minutes. The web site www.bayhead.nj.us is now live. It is 90% completed. I am waiting for some information to post. I would like to thank everyone who helped with this. I am also obtaining quotes from six phone providers for the Borough and will have a report soon.

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

Councilmember DeFilippis, Public Works: I would like a vote on the following two issues.

I move to go out to bid for the storm drain work on Forsyth and Lake Avenue. This will allow us to install four storm drains at the corner to reduce flooding. The motion was seconded by Councilmember Glass.

Councilmember Urner: Is this in our budget?

Councilmember DeFilippis: It is part of the \$80,000 in the 2008 capitol budget for streets.

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

I move to go out to bid for sanitary sewer repairs on Lake Avenue. The motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: Green, Barnes, Glass, DeFilippis, Urner. NAYS: None.

Councilmember Urner, Finance: We should receive our preliminary budget tomorrow and be ready to introduce it at the next meeting.

Mayor Curtis called for Clerk's Correspondence.

Mrs. Applegate offered a request from the Seaweeders Garden Club of Bay Head and Mantoloking to use the heated bay at Public Works on Thursday, April 30th from 1 to 4 pm to prepare for the May Day Celebration. Councilmember Urner moved to approve the request which was seconded by Councilmember Green and passed with all in favor.

Mayor Curtis called for Unfinished Business.

Councilmember DeFilippis: We are going to try and do some repairs on the library this year. Could I have a plot plan of where the rain garden is going?

Councilmember Green: Of course, when we have a meeting, I will invite you to participate.

Mayor Curtis called for New Business and Resolutions.

Councilmember Green: The Sustainable Jersey Municipal Certification Program is a partnership between the New Jersey League of Municipalities' Mayors' Committee for a Green Future, New Jersey Sustainable State Institute at Rutgers University, Municipal Land Use Cert at The College of New Jersey, New Jersey Department of Environmental Protection, Rutgers Center for Green Building, the New Jersey Board of Public Utilities and a coalitional of NJ nonprofits, state agencies and experts in the field.

Councilmember Green offered Resolution 2009-35 which she read in full and moved it be adopted. This motion was seconded by Councilmember Barnes.

Councilmember DeFilippis: What does it do?

Councilmember Green: It is up to us to decide. This program was chosen because it is the gold standard. We can choose what to do as a community to enhance life as we see fit.

The motion passed on roll call vote. YEAS: Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A copy of the resolution is attached to these minutes.

Councilmember Urner offered Resolution 2009-36 requesting approval of the Director of Local Government Services to establish a dedicated trust by rider for Parking Offenses Adjudication Action and moved it be adopted. This motion was seconded by Councilmember Green and passed on roll call vote. YEAS: Green, Barnes, Glass, DeFilippis, Urner. NAYS: None. A copy of the resolution is attached to these minutes.

Councilmember Urner offered Resolution 2009-37 authorizing Temporary Emergency Appropriations # 3 and moved it be adopted. This motion was seconded by Councilmember Green and passed on roll call vote. YEAS: 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.

Stan Niedzwiecki, 42 Johnson Street: Councilmember DeFilippis how is the drainage on Forsythe Street going to affect the repaving on Lake Avenue?

Councilmember DeFilippis: We started on Clayton Avenue moving to Johnson Street and now we are on Forsythe. We are doing Forsyth at a time when we can capitalize on the paving to be done by New Jersey American Water Company. We are doing the same as to the repairs of the sanitary sewer lines on Lake Avenue.

Mr. Niedzwiecki: Councilmember Green, what are our sustainable savings?

Councilmember Green: After we are certified – it is a saving of tax dollars and possibly energy cost. It is not a tax rebate.

Mr. Niedzwiecki: Is there a cost to participate?

Councilmember Green: None.

Mr. Niedzwiecki: Councilmember Urner, have you heard anything that benefits Bay Head from the State of New Jersey?

Councilmember Urner: None unfortunately.

There being no further business Councilmember Urner moved to approve the vouchers for payment, which motion was seconded by Councilmember Green and passed on roll call vote. YEAS: Green, Barnes, Glass, DeFilippis, Urner. NAYS: None.

The meeting was adjourned.

**Patricia M. Applegate, RMC
Municipal Clerk**

William W. Curtis, Mayor