

**WORK SESSION/REGULAR MEETING
JANUARY 20, 2011
TENTATIVE AGENDA**

1. Approval of Minutes of December 16, 2010 Regular Meeting
2. Approval of Minutes of January 1, 2011 Reorganization Meeting
3. Resolution regarding membership in fire company for Brian Dugan and Brian Wade
4. Resolution regarding separation agreement for retirement of Charlotte Shepherd
5. Resolution regarding appointment of Renee James as Deputy Tax Collector
6. Resolution regarding release of performance bond and acceptance of maintenance bond for Rose Street DOT project
7. Resolution regarding State Health Benefits Program
8. Resolution regarding net contract decrease for Rose Street DOT project
9. Resolution regarding return of escrow for Metro/PCS for co-location of six antennae on existing cell tower
10. Resolution regarding interlocal services agreement for mobile data system with Long Beach Township terminal
12. First Public Hearing on 2011 Community Development Block Grant
13. Executive/Closed Session to discuss personnel matters

Bernadette Dugan, RMC/CPM
Municipal Clerk

The Mayor and Council reserve the right to add or delete items from the agenda.

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, a change order is required for the Rose Street Road Reconstruction project funded by a New Jersey Department of Transportation Trust Fund Grant, **and**

WHEREAS, said change order represents an as-built quantity adjustment for a net contract decrease in the amount of \$1,476.76,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the change order for the Rose Street Road Reconstruction project in the amount of \$1,476.76 which represents a net contract decrease is hereby approved.

I, Bernadette Dugan, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

**RESOLUTION
JANUARY 21, 2011**

WHEREAS, Metro/PCS had made application to the Lakehurst Land Use Board for the property designated as 800 Myrtle Street, Block 23; Lot 1 for co-location of six antennae on the existing cell tower, **and**

WHEREAS, Metro/PCS had posted required escrow fees,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey that the remaining escrow fees of Metro/PCS in the amount of \$ 1,211.25 be returned.

I, Bernadette Dugan, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

RESOLUTION
JANUARY 20, 2011

A RESOLUTION to adopt the provisions of Chapter 48 (N.J.S.A. 52:14.17.38) under which a public employer may agree to pay for the State Health Benefits Program (SHBP) coverage of certain retirees.

BE IT RESOLVED:

1. The Borough of Lakehurst (SHBP ID #:02-92500) hereby elects to adopt the provisions of N.J.S.A. 52:14-17.38 and adheres to the rules and regulations promulgated by the State Health Benefits Commission to implement the provisions of that law.
2. This resolution affects employees as shown on the attached Chapter 48 *Resolution Addendum*. It is effective the 1st day of January 2005.
3. We are aware that adoption of this resolution does not free us of the obligation to pay for post-retirement medical benefits of retirees or employees who qualified for those payments under any *Chapter 88 Resolution* or *Chapter 48 Resolution* adopted previously by this governing body.
4. We agree that this *Resolution* will remain in effect until properly amended or revoked with the SHBP. We recognize that, while we remain in the SHBP, we are responsible for providing the payment for post-retirement medical coverage as listed in the attached *Chapter 48 Resolution Addendum* for all employees who qualify for this coverage while this *Resolution* is in force.
5. We understand that we are required to provide the Division of Pensions and Benefits complete copies of all contracts, ordinances, and resolutions that detail post-retirement medical payment obligations we undertake. We also recognize that we may be required to provide the Division with information needed to carry out the terms of this *Resolution*.

I, Bernadette Dugan, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

Bernadette Dugan, RMC/CPM
Municipal Clerk

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, the Interlocal Services Act, N.J.S.A. 40: 8A-1 et seq. authorizes the Borough of Lakehurst to enter into contracts for the provision of certain governmental services with other municipalities; **and**

WHEREAS, N.J.S.A. 40:8A-4 requires such contracts to be authorized by resolution; **and**

WHEREAS, the Long Beach Township Police Department operates and maintains a server-based Mobile Data Terminal system to link mobile computers to agency systems in order to increase the sworn officers' ability to perform report and record checks in the field; **and**

WHEREAS, it is the desire of the governing body to authorize the Lakehurst Police Department to enter into an interlocal government services agreement, effective through December 31, 2011 for the aforesaid services with the Long Beach Township Police Department at a rate of \$95.00 per Mobile Data Terminal or other device connected to the Mobile Data Terminal system service.

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

1. That the Mayor and Municipal Clerk are hereby authorized to execute an interlocal government services agreement with the abovementioned agency in accordance with the provisions of law. A copy of said agreement is attached hereto and made a part hereof as Schedule A.
2. That a copy of the agreement referenced herein shall be kept on file and made available for public inspection at the Municipal Clerk's office during normal business hours.

I, Bernadette Dugan, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, Municipal Code section 2:17 allows for the creation of deputy positions, **and**

WHEREAS, the Governing Body recognizes the need for a deputy position in the office of the tax collector, **and**

WHEREAS, the protracted vacancy of the position of deputy tax collector created by the illness of Ms. Charlotte Shepherd and her retirement scheduled for 1 February 2011 requires a replacement for the position, **and**

WHEREAS, Renee James has successfully performed as an acting deputy tax collector since August 2010,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey appoints Renee James to the position of deputy tax collector effective January 1, 2011 at a salary of \$ 1,000.00 per annum.

I, Bernadette Dugan, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, Municipal Code 2-20.4a(3) mandates members of the Lakehurst Volunteer Fire Department be residents of the Borough of Lakehurst, **and**

WHEREAS, membership in the Lakehurst Volunteer Fire Department is at a critical shortage, **and**

WHEREAS, the President of the Lakehurst Volunteer Fire Department has submitted applications requesting a waiver of the residency requirement for Brian Dugan and Brian Wade, **and**

WHEREAS, the Governing Body concurs it is in the public interest to have both Brian Dugan and Brian Wade as members of the Lakehurst Volunteer Fire Department,

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

1. Section 2-20.4a(3) of the Lakehurst Municipal Code shall be waived in the case of Brian Dugan and Brian Wade.
2. On a case by case basis, to insure the viability of the Lakehurst Volunteer Fire Department, the Governing Body will consider the waiver of said section for otherwise qualified applicants, upon request by the Lakehurst Volunteer Fire Department.

I, Bernadette Dugan, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, the Borough engineer has recommended the release of the performance bond submitted by Earle Asphalt Company for the Rose Street Reconstruction Project; **and**

WHEREAS, Borough engineer Alan Dittenhofer has recommended that the maintenance bond in the amount of \$96,836.37 be accepted, **and**

WHEREAS, Municipal Attorney Sean Gertner has found the maintenance bond to be acceptable in both form and content.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Lakehurst, County of Ocean, State of New Jersey, that the Performance Bond for the Rose Street Reconstruction Project be released.

I, Bernadette Dugan, Municipal Clerk, of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 11, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

**RESOLUTION
JANUARY 20, 2011**

WHEREAS, Account Clerk Charlotte Shepherd, an employee with over 25 years of service with the Borough, is scheduled to retire from this PERS position on January 31, 2011, **and**

WHEREAS, consistent with AFSCME Council 71 Contract 2008 - 2011 certain benefits are furnished at retirement separation, **and**

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

1. That the Borough Council accepts her letter of retirement, dated January 4, 2011, with the termination date of employment effective January 31, 2011.
2. That the Mayor is authorized to execute the separation agreement attached to and a part of this resolution with Account Clerk Charlotte Shepherd and the agreement is to be filed in the office of the Clerk.

I, Bernadette Dugan, Municipal Clerk of the Borough of Lakehurst, County of Ocean, State of New Jersey, do hereby certify that the above resolution was approved by the Mayor and Council at the meeting of January 20, 2011.

**Bernadette Dugan, RMC/CPM
Municipal Clerk**

SEPARATION AGREEMENT
BETWEEN
LAKEHURST BOROUGH AND
CHARLOTTE SHEPHERD

This agreement of the 21st day of January, 2011 will govern the benefits provided to Charlotte Shepherd upon her retirement from the position of account clerk.

1. Consistent with Borough policy for employees covered by contract or past practice payment is made for 25%, not to exceed \$ 15,000.00 of accumulated sick and all accrued vacation time. Accumulated sick and vacation time will be certified by the finance department head, and valued solely based upon the latest salary. Upon retirement, payment for accrued sick, personal and vacation time shall be made in keeping with the following:

Vacation:	227.5 hrs @ \$ 20.35/hr	\$ 4,629.63
Personal Time:	20.75 hrs	“ \$ 422.26
Sick (25%)	790.75	“ \$ 4,022.94
	Total	\$ 9,074.83

This sum shall be paid by two separate checks, vacation and personal time and sick time, in full within 30 days of the end of employment, but not later than 28 February 2011.

2. Based upon completion of at least 25-years of service with the Borough, medical insurance benefits, consistent with those received at the time of retirement will be maintained at the sole expense of the Borough. Upon the attainment of Medicare, the insurance provided by the Borough shall become secondary. This shall be non-revocable, and at no expense to the retiree.

ATTEST:

Bernadette Dugan, RMC

Date:_____