

Salute to the Flag. Present were Commissioner Cheswick, Commissioner D'Angelo, Mayor Fernicola. Also present was William Healey, Esq., Village Attorney and Marilyn Simons, Village Clerk.

The Village Clerk read the Open Public Meetings Announcement. The notice requirements of C. 231, P.L. 1975, have been satisfied by transmitting the notice of this regular meeting to the Village's two official newspapers on January 10, 2023 posting the notice on the office bulletin board of the same date and filing a copy of this notice in the Clerk's office.

Resolution 2023-87: UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried the following Resolution be adopted:

WHEREAS, certain 2023 appropriations require additional funds to cover anticipated expenditures through December 31, 2023; and,

WHEREAS, certain other 2023 appropriations show a surplus of funds available; and,

WHEREAS, the Local Budget Law (N.J.S.A. 40A:4-1, et seq.) permits transfers between appropriations during the last two months of the current fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour that the following appropriations transfers be and the same are hereby authorized:

ACCOUNT	TRANSFER FROM APPROPRIATION (Inside CAPS)	AMOUNT	TOTAL
3-01-20-120-030	Administration & Executive, OE	\$1,500.	
	TOTAL		\$1,500.00
	TOTAL TRANSFERS TO APPROPRIATION (Inside CAPS)		
	TRANSFER TO APPROPRIATION (Inside CAPS)		
3-01-25-265-073	Fire, Hydrants	\$1,500.	
	TOTAL		\$1,500.00
	TOTAL TRANSFERS FROM APPROPRIATION (Inside CAPS)		

BE IT FURTHER RESOLVED that a copy of this resolution shall be supplied to the Chief Financial Officer for appropriate action.

Recorded Vote:
Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola
Nays: None **Absent:** None

BILLS

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the payment of bills totaling \$14,617.57. for the month of December, 2023 be and the same is hereby approved as presented.

Recorded Vote:
 Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola
 Nays: None Absent: None

UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried, that the payment to the Loch Arbour Board of Education in the amount of \$25,000.00 for the month of November, 2023 be and the same is hereby approved as presented.

Recorded Vote:
 Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fericola
 Nays: None
 Absent: None

MINUTES

UPON MOTION of Commissioner Cheswick, seconded by Commissioner D' Angelo, carried, that the minutes of the following meeting are hereby approved:

- Minutes of the Regular Meeting and Executive Session held on November 1, 2023.

Recorded Vote:
 Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola
 Nays: None Absent: None

REPORTS

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the following Reports for the period ending November 30, 2023 on file in the Village Clerk's office, be and the same are hereby ordered received and filed:

- Expenditure Report
- Revenue Received Report
- Tax Collections Report/Delinquent Taxes Report for 2023
- Borough of Deal Police Dept. Monthly Incident Report

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None

Absent: None

CORRESPONDENCE

UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the following Correspondence, on file in the Village Clerk's office, be and the same is hereby ordered received and filed:

- Monmouth Regional Health Commissioner No. 1, agenda and various reports/correspondence;
- State of New Jersey, Department of Transportation, informing the Village has been selected to receive funding from NJDOT for Improvements to Ocean Place project in the amount of \$157,146. (Edgemont Drive to Elberon Avenue)
- Leon S. Avakian, Engineering Services Proposal for Improvements to Ocean Place – not to exceed cost of \$28,000.
- Monmouth Regional Health Commission No. 1, agenda and various reports/correspondence;
- Monmouth Municipal Joint Insurance Fund – 2024 Proposed Budget
- Monmouth County Regional Health Commission – new location 628 Shrewsbury Avenue, Tinton Falls, New Jersey.
- Monmouth Municipal Joint Insurance Fund – MEL Community Risk Management Safety Guide.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None

Absent: None

OLD BUSINESS – None

NEW BUSINESS –

Resolution 2023-88: UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried that the following Resolution be adopted:

WHEREAS, the Village of Loch Arbour and the Borough of Red Bank are desirous of entering into an agreement pursuant to the provisions of N.J.S.A. 40A:65.1 et seq. to provide for Services to be provided by the Red Bank Finance Officer, Thomas X. Seaman;

BE IT RESOLVED, to authorize the Mayor and Clerk to execute the Finance Officer Shared Services Agreement between the Borough of Red Bank and the Village of Loch Arbour, subject to legal approval.

- A. **NOW, THERE BE IT RESOLVED** by the Governing Body of the Village of Loch Arbour, in the County of Monmouth, State of New Jersey that the Mayor and Village Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Red Bank for Finance Officer Services for the Village of Loch Arbour commencing on January 1, 2024, as detailed in the attached agreement

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola

Nays: None

Absent: None

UPDATES/DISCUSSION

- A. Commissioners Reorganization/Regular Meeting scheduled for Wednesday, January 3, 2024 at 6:30 pm to be held at the Village Municipal Building.

PUBLIC HEARING:

UPON MOTION, Mayor Fernicola, seconded by Commissioner D'Angelo, carried, the meeting be opened to the public for comments.

Remo Maisto, Elberon Avenue, asked if there is any resolution regarding 214 Euclid Avenue. Mayor Fernicola reported the Appellate Court affirmed the Trial Court Judge's decision, which was in favor of the Village of Loch Arbour.

Margot Fernicola, Euclid Avenue, reported the Clean Ocean Action dates for 2024 are April 13, 2024 and October 19, 2024. Mrs. Fernicola inquired if the Borough of Allenhurst have agreed to host a Rabies Vaccination Clinic at the Allenhurst Firehouse. The Clerk will follow up with the Borough of Allenhurst.

UPON MOTION, Mayor Fernicola, seconded by Commissioner D'Angelo, carried, the meeting be closed to the public.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D'Angelo, Mayor Fernicola

Nays: None

Absent: None

Mayor Fernicola thanked Mr. Joseph McGrath for his years in the Village as the Zoning/Code Enforcement Officer. The Village Greatly appreciates his dedication and for all the work he has done for the Village.

UPON MOTION of, Mayor Fernicola, seconded by Commissioner Cheswick, carried, that the following **Resolution** be and the same is hereby adopted:

WHEREAS, Section 8 of the Open Public Meetings Act, N.J.S.A. 10:4-12 et seq., permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour, Monmouth County, New Jersey, as follows:

1. The public shall be excluded from discussion of and actions upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows: Potential and Pending Litigation/Attorney client privileged information.
No Action will be taken after the Executive Session.
3. It is anticipated at this time that the above stated subject matter will be made public within 120 days.
4. This resolution shall be effective immediately.

Recorded Vote:

Ayes: Commissioner Cheswick, Commissioner D'Angelo, Mayor Fernicola

Nays: None

Absent: None

There being no further business, and UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, that the meeting be adjourned at 7:35 p.m.

Marilyn Simons, RMC
Village Clerk