## VILLAGE OF LOCH ARBOUR MINUTES – SPECIAL MEETING APRIL 4, 2017

THE SPECIAL MEETING OF THE BOARD OF COMMISSIONERS OF THE VILLAGE OF LOCH ARBOUR, MONMOUTH COUNTY, NEW JERSEY, WAS HELD IN THE VILLAGE OF LOCH ARBOUR MUNICIPAL BUILDING, 550 MAIN STREET, LOCH ARBOUR, NEW JERSEY ON APRIL 4, 2017, CALLED TO ORDER AT 8:30 P.M. BY MAYOR PAUL V. FERNICOLA.

Following the salute to the Flag the Clerk called roll, present were Commissioner Cheswick, Commissioner D' Angelo, Mayor Fernicola.

Also present were Marilyn Simons, Village Clerk and Dan Mason, Deputy Clerk.

The 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 Special Meeting to the Village's two official newspapers on March 31, 2017, posting the notice on the office bulletin board on the same date and filing a copy of the notice in the Clerk's office.

Mayor Fernicola made a statement regarding the Special School Election which took place this day. Jerry Zaro, Esq., was present at this meeting. He publicly thanked Jerry Zaro, Jim Hirschorn and Ken Oettle of the law firm of Sills, Cummis and Gross and stated this night would not have been possible without the hard work and dedication of these three people. The Mayor asked all Village residents to keep Jim Hirschorn in their prayers, he is fighting a battle with cancer and he wished Mr. Hirschorn a speedy recovery.

Unofficial Results of April 4, 2018 Special Election: 93 yes; 4 no votes.

### **New Business:**

**A.** Resolution 2017-50: UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo carried that the following resolution be adopted:

NOW, IT IS HEREBY RESOLVED, that a Special Meeting of the Village of Loch Arbour Board of Commissioners is scheduled for Monday, April 17, 2017 at 5:30 p.m. at the Village of Loch Arbour Municipal Building, 550 Main Street, Loch Arbour, New Jersey. Official Action will be taken at this meeting. The Clerk was directed to post and publish and required by law.

# Recorded Vote:

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

Nays: None Absent: None

B. Ordinance 2017-427 – Introduction The Mayor read the Ordinance by Title:

# AN ORDINANCE OF THE VILLAGE OF LOCH ARBOUR, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING A FIVE MEMBER BOARD OF EDUCATION PURSUANT TO N.J.S.A 18A:12-6

BE IT ORDAINED by the Board of Commissioners of the Village of Loch Arbour, Monmouth County, State of New Jersey, as follows:

Section 1 - Legislative Findings.

- 1.1 On April 4, 2017, the voters of the Village of Loch Arbour, County of Monmouth, New Jersey expressed their support for the Village of Loch Arbour to withdraw from the Ocean Township School District and to form a separate, non-operating school district that would enter into send/receive relationships with the West Long Branch School District for grades K-8 and the Shore Regional School District for high school.
- 1.2 The Board of Commissioners determined that the establishment of a separate, non-operating school district is in the best interest of the citizens of the Village of Loch Arbour.
- 1.3 The Board of Commissioners deem it appropriate to establish a Board of Education with five (5) members.

Section 2 – Board of Education.

There is hereby authorized and established a five (5) member Board of Education, pursuant to <u>N.J.S.A.</u> 18A:12-6, with respect to the school district of the Village of Loch Arbour.

Section 3 - Effective Date.

This Ordinance shall take effect immediately upon its final passage and publication as required by law.

UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried that said Ordinance #2017-427 be adopted on first reading, directing the Clerk to post and publish as required by law and setting the date for the public hearing as April 17, 2017.

#### Recorded Vote:

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

- C. Recommendation from Mayor Paul V. Fernicola for proposed Members of the New Jersey Loch Arbour Board of Education.
- D. **Resolution 2017-51:** UPON MOTION of Commissioner D' Angelo, seconded by Commissioner Cheswick, carried that the following resolution be adopted:

WHEREAS, on April 4, 2017, the residents of the Village of Loch Arbour voted to form a separate, non-operating school district and enter into send-receive relationships with West Long Branch and Shore Regional school districts.

WHEREAS, the Village of Loch Arbour must form a Board of Education whose initial members must be appointed by the County Superintendent of Schools.

WHEREAS, the Board of Commissioners of the Village of Loch Arbour determined, at a special meeting held on April 4, 2017, to recommend to Dr. Lester W. Richens, Interim Executive County Superintendent of Schools, that the following residents be appointed as the initial members of the Loch Arbour Board of Education: Robert C. Fernicola, Antonio C. Santos, Maureen J. Sherlock, Martin P. Januario and Barbara D. Gassaro.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Village of Loch Arbour, Monmouth County, New Jersey, on this  $4^{\text{th}}$  day of April 2017, that the Mayor will recommend to Dr. Lester W. Richens, Interim Executive County Superintendent of Schools, the appointment of the following residents as the initial Members of the Loch Arbour Board of Education:

- a. Robert C. Fernicola, 106 A Euclid Ave, an Attorney at Law;
- b. Antonio C. Santos, 419 Edgemont Dr, father of 3 children currently enrolled in Ocean schools;
- c. Maureen J. Sherlock, 207 Euclid Ave, mother of 2 children currently enrolled in Ocean schools;
- d. Martin P. Januario, 325 Euclid Ave, teacher in Scotch Plains Middle School with 17 years' experience as a public school teacher; and.
- e. Barbara D. Gassaro, 9 S. Ocean Place, retired senior citizen.

### Recorded Vote:

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

Nays: None Absent: None

### **Public Comments:**

 $\ \, \text{UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried, that the meeting be opened to the public for comments. }$ 

Jerold Zaro, Esq., Special Counsel for the Village of Loch Arbour, stated he received an email from Dr. Richens, Interim Executive County Superintendent of Schools, inquiring the results of tonight's election.

There being no further comments, and UPON MOTION of Mayor Fernicola, seconded by Commissioner Cheswick, carried, that the public hearing be closed.

There being no further business, and UPON MOTION of Mayor Fernicola, seconded by Commissioner D' Angelo, carried that the meeting be finally adjourned at  $8:36\ p.m.$ 

Marilyn Simons, RMC Village Clerk