

REGULAR MEETING – AUGUST 6, 2014 - 7:30 pm

BOROUGH COUNCIL, BOROUGH OF SEA GIRT

AGENDA

1. **CALL TO ORDER**
2. **MOMENT OF SILENCE**
3. **SALUTE TO THE FLAG**
4. **COMPLIANCE STATEMENT:**

This meeting is called pursuant to the provisions of the Open Public Meetings Act, C. 231, P.L.1975: adequate notice of this meeting has been given by posting a notice on the Borough's official bulletin board and by transmitting a copy of the Notice to the Borough's two official newspapers, the *Asbury Park Press* and the *Coast Star* as required by law.

5. **ROLL CALL:**

	Present	Absent
Mayor Farrell		
Councilman Foley		
Councilman Buonocore		
Councilwoman Morris		
Council President Fetzer		
Councilman Mulroy		
Councilman Cerami		

1. **PRESENTATION**- by Mayor Farrell on behalf of Council to Frankie Kineavy recognizing him on the occasion of his graduation from Villanova University.
2. **Appointment** of Zachary Sherman as Class II Special
 - **Resolution __-2014:** Appointment as Class II Special;
 - Administer Oath of Office
3. **PRESENTATION** – County Tax Assessor Matthew Clark will present information on the equalization process and the methodology used to calculate County taxes.
4. **PUBLIC PARTICIPATION ON ANY AGENDA ITEM** (Comments limited to 7 minutes)
5. **CONSENT AGENDA - Resolution __-2014:**
(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration): None
6. **APPROVE MINUTES**
 - **Resolution __-2014:** July 9, 2014 Regular Meeting

7. **OPEN DISCUSSION** (Council is invited to speak on any subject)

8. **OLD BUSINESS**

A. **Ordinance 15-2014:**

1. The public hearing originally scheduled for August 6, 2014 must be rescheduled to September 10, 2014. It will be further considered for adoption after the public hearing. We apologize for any inconvenience.

Resolution --2014: reschedule the public hearing on Ordinance No. 15-2014 to September 10, 2014 at 7:30 PM, or as soon thereafter as the matter is reached on the Agenda.

9. **NEW BUSINESS**

A. **Resolution --2014:** Water Storage Tank Rehabilitation Project

Two bids were received on July 23, 2014 and reviewed by HMM personnel:

US Tank Painting, Inc., Millstone, NJ	\$644,699.00
Allied Painting, Inc.	\$710,300.00

Important note: The apparent low bid exceeds the amount of available funding. Options: rebid at this time with a project mobilization date of either spring (not recommended) or fall 2015, or accept the lowest bid submitted on July 23. If the Council chooses to proceed at this time, the *award* of the bid must be held until the following Ordinance is adopted:

- a) Introduction - Mayor to read the said Ordinance by Title:

ORDINANCE NO. 18-2014

AN ORDINANCE PROVIDING FOR VARIOUS WATER-SEWER UTILITY IMPROVEMENTS IN THE BOROUGH OF SEA GIRT AND PROVIDING FOR THE COST THEREOF FROM THE WATER-SEWER CAPITAL IMPROVEMENT FUND AND/OR FUND BALANCE, OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY WATER-SEWER UTILITY OPERATING AND CAPITAL FUNDS

- b) Motion to adopt the said Ordinance on first reading, directing the Clerk to post and publish as required by law and setting the date for the public hearing as September 10, 2014.

B. **Ordinance No. 19-2014** – Change to Jr. Firemen’s Auxiliary requested by Fire Dept.

- a) Mayor to read the said Ordinance by Title:

ORDINANCE NO. 19-2014

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II (ADMINISTRATION), ARTICLE 39 (JUNIOR FIREMEN'S AUXILIARY TO SEA GIRT FIRE COMPANY NO. 1) OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

- b) Motion to adopt the said Ordinance on first reading, directing the Clerk to post and publish as required by law and setting the date for the public hearing as September 10, 2014.

C. **Resolution __-2014:** Improvements to Stockton Blvd.

Three bids were received on July 30, 2014 and reviewed by LSA personnel:

Fernandes Construction, Inc., South River, NJ	\$245,630.00
Earle Asphalt, Inc. Farmingdale, NJ	\$269,313.13
Lucas Construction, Inc., Morganville, NJ	\$325,865.00

Motion: to accept the bid of Fernandes Construction, Inc., South River, NJ for the project known as Improvements to Stockton Blvd. at the cost of \$245,630.00

- D. **Resolution __-2014:** Authorize purchase of Bortek Industries 1600 XD 4x4 utility vehicle (demonstration model) for Police Dept. – for patrolling Borough beaches, \$9,995.00 (41% discount from State Contract price)
- E. **Resolution __-2014:** Authorize amendment to the 2012-14 Agreement with Monmouth County for Cooperative Participation in the Community Development Program pursuant to the Interlocal Services Act.
- F. **Resolution __-2014:** Authorizing the sale/disposal of property no longer needed for public use

10. ADMINISTRATOR REPORTS/DISCUSSION MATTERS

- A. **Baltimore Blvd. and Neptune Place Outfall issues** – we are continuing the dialogue with DEP, the ACoE and our Federal legislators, we are encouraged that there is positive momentum towards a permanent solution, although not in the short run. Plans are being developed along with project cost estimates for a project and we continue to demand funding participation by both the ACoE and the DEP. We have put in place a contingency plan including but not limited to personnel standing by, continuing to clear the outfalls daily and the placement of pumps at/near both locations in the event of rain.
- B. **Parker House Issues:** Borough representatives met with residents living in the vicinity of Parker House on Wednesday, July 30; the issues raised by residents included rowdy, noisy and rude behavior by patrons, including public urination, trespassing on private property, littering on neighboring properties, alleged overcrowding, serving of minors and overserving individuals. In a meeting with Parker House management on Thursday, July 31, all of the above issues were discussed, including recommended additional measures by Parker House to address these issues, including the reduction in the selling hours of low-cost drink specials, deployment of their staff in a wider area to pick up trash at the close of business. Chief Davenport will be addressing the other quality of life issues with the implementation of extra foot patrols between bar break and 3:00 AM.
- C. **Movie on the Beach** – The Borough’s first “Movie on the Beach” featuring the sing-along version of Disney’s “Frozen” was well-attended and well-received.
- D. **Sea Girt Chamber of Commerce Sand Castle Contest** is scheduled for Thursday, August 21, 2014 at 9:00 AM at Chicago Boulevard Beach.
- E. **Crescent Park Tennis Courts** – tennis courts resurfacing was completed on July 30, 2014.
- F. **Baltimore Park Playground** – new safety surfacing has been installed to the required depth.

G. **2nd Annual Library Wine and Cheese** celebration will be held on Saturday, September 13, 2014 from 5:00 to 7:00 PM; invitations will be mailed shortly.

H. **Phase II of the Borough's Beach Grass Planting/Dune Restoration Project** is scheduled for Saturday, October 18, 2014 from 8:45 AM to 11:00 AM (rain or shine). Volunteers are needed for this important project.

I. A Motion for Summary Judgment filed by the Borough in the matter *Wilkins v. the Borough of Sea Girt et al.* was heard by Judge Scully on July 25th, 2014 and the motion granted in the Borough's favor. This matter was previously discussed in Executive Session by the Council.

11. QPA REPORTS (of activity since previous Council Meeting):

- Bortek Industries, Cushman vehicle for DPW, \$34,408 (state contract);
- CertaPro Painters, Library (including trellis and gazebo and Philadelphia Gazebo at Beachfront, \$6,944.61 (RFP issued)
- French and Parello, traffic study – beach area, \$7,200 (RFP issued)

12. COUNCIL REPORTS

13. Resolution __-2014: Payment of bills

14. PUBLIC PARTICIPATION ON ANY SUBJECT (Comments limited to 7 minutes)

15. Resolution __-2014: Executive Session – to discuss pending litigation (Sitar, Patock Construction), potential litigation (Walker) and personnel matter. (Please note that action may be taken by Council upon return to public session. The public is invited to remain outside and may return to the meeting room when the Council returns to public session).

16. ADJOURN