

**MINUTES
REGULAR MEETING – MAY 28, 2014 - 7:30 pm**

BOROUGH COUNCIL, BOROUGH OF SEA GIRT

The Regular Meeting of the Sea Girt Borough Council was held on Wednesday, May 28, 2014 at the Sea Girt School, Bell Place, and called to order by Mayor Ken Farrell at 7:30 PM. The Clerk read the Open Public Meetings Act notice: 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.

ROLL CALL:

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

- 1. PUBLIC PARTICIPATION ON ANY AGENDA ITEM** (Comments limited to 7 minutes) –
There were no comments from the public present.

- 2. CONSENT AGENDA - Resolution No. 110-2014: RESOLUTION AUTHORIZING A 50/50 OFF-PREMISE RAFFLE LICENSE FOR THE WALL HIGH SCHOOL SWIM TEAM PARENTS ASSOCIATION**

UPON MOTION of Councilperson Buonocore, seconded by Council President Fetzer, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, The Wall High School Swim Team Parents Association, has made application to Council for a raffles license to conduct a 50/50 on-premises raffle at the Sea Girt Beach, Ocean and Beacon Ave, on July 26th, 2014 from 6:00 AM to 11:00 AM.

WHEREAS, the above is being conducted in accordance with Findings and Determinations of the verifying officer.

NOW, THEREFORE, BE IT RESOLVED, that the license requested be granted.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

3. APPROVE MINUTES

- **Resolution No. 111-2014:** May 14, 2014 Regular Meeting

UPON MOTION of Councilperson Morris, seconded by Councilperson Mulroy, carried, that the Minutes of the Regular Meeting held May 14, 2014 be and the same are hereby adopted as presented.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

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

Council President Fetzer thanked everyone involved in their planning of the Memorial Day Festivities. Mayor Farrell responded and also thanked everyone involved.

Councilperson Cerami state that he received comments from the public that walkover bulkhead on Neptune Place is not aesthetically pleasing as is, and asked if the westerly side could be “finished off”. The Clerk advised that she would discuss this with our DPW Manager.

Councilperson Mulroy thanked DPW for their work just prior to Memorial Day. He commented on wrong way traffic on Beacon and suggested the addition of “Stop” and “Do Not Enter” signs for traffic control. Attorney Montenegro responded that traffic regulations must be enacted by Ordinance. He also noted that the owner of the Beacon House, Candace Kadimik complained about activity at the Parker House on Friday evening and also of early deliveries to the premises. Chief Davenport noted that problems could have been worse and did not materialize. Councilperson Foley noted that he passed the Parker House at 11:15 PM on Friday and overall it seemed everyone was doing a good job; increased patrols were visible; he strongly supported occupancy spot checks by Fire Inspector.

Proposed Ordinance No. 15-2014: Summary information to be provided and noted that the Planning Board has reviewed the proposed Ordinance:

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 17-4, SCHEDULE OF LIMITATIONS, AREA AND YARD REQUIREMENT, DISTRICT 2 EAST AND 2 WEST, CONVENIENCE COMMERCIAL AND 17-5, GENERAL REGULATIONS, OF CHAPTER XVII, ZONING, TO SET THE MAXIMUM PERMITTED BUILDING COVERAGE ON ANY LOT IN THE RESIDENCE DISTRICT AND REVISING SECTIONS 17-5.2 AND 17-5.3 IN THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

Council President introduced the topic of the proposed Ordinance regarding the business district. He suggested that a lot coverage maximum belongs in a residential zone. He noted that based upon the Review Committee discussions, parking requirements and setbacks are sufficient to adequately control building coverage in the commercial zone. Parking requirements were

OPEN DISCUSSION (continued)

explained. Ordinance review committee recommended keeping these requirements and not imposing a building coverage maximum. Mayor Farrell expressed concern that larger lots will be able to cover more and drainage is an issue that must be addressed on current Ordinance as well as address drainage issue. Council President Fetzer referred to Peter Avakian's letter that also explains that provisions for adequate drainage must be included.

Councilperson Cerami asked if the Borough could "grandfather" current existing non-conforming buildings so that if the structure was damaged or destroyed so it could be rebuilt without requiring Planning Board approval. Mr. Montenegro noted that the Borough may not want to do that as requiring approval allows the Planning Board to review all aspects of the development and ensure it is in keeping with the current vision for the community. Council President Fetzer deferred to Mr. Montenegro's advice and would not recommend a blanket approval but allow the Planning Board to make decision in these cases.

Mayor Farrell then noted that residential non-conforming properties would also want to be "grandfathered."

The Mayor asked for a consensus on this topic. Councilperson Foley – abstain; does not. Councilperson Buonocore has no issues. Councilperson Morris has no issue but opposed the idea of grandfathering. Council President Fetzer had no issue; also no to grandfathering. Councilperson Mulroy had no issue. Councilperson Cerami has no issue and noted that there is the need for an ordinance. He raised another question about Governor's Court to which Council President Fetzer replied that it is not a big problem. Attorney Montenegro noted that this is a prior non-conforming use so most changes to the building must go to Planning Board for review anyway; this also provides the opportunity to bring the structure into compliance with new building, which is a benefit to both the Borough and property owners. The Ordinance will be scheduled for introduction on June 25 with a public hearing to be held on August 6.

Remedial Action Plan for DPW site - Council President Fetzer noted that the Borough entered in an agreement and paid an additional fee for in-situ chemical treatments that will continue until satisfactory results are achieved, but Hatch Mott MacDonald has submitted a proposal to monitor these tests at an additional cost of \$30,000; this fee does not include the cost of preparing the final report at an estimated \$11,000. The LSRP, Dan Toder, believes the 4 additional injections will work. There was further discussion of this matter, and by consensus, the Council asked for Mr. Toder to make a presentation at the June 11, 2014 meeting. Council President Fetzer asked that any questions be sent to him and he will coordinate with HMM.

5. OLD BUSINESS – The Clerk reported that there was none at this time.

6. NEW BUSINESS

A. Resolution No. 112-2014: Appoint Business Administrator

Mayor Farrell noted that he is nominating Lorraine P. Carafa for this position, given her accomplishments with the Borough since she started in late 2008 and the seamless manner in which the recent transition from the Borough's former Administrator was handled. He explained the interview process as determined by the Personnel Committee, noted that he met with several candidates and

Resolution No. 112-2-14 (continued)

identified Mrs. Carafa as the best person for the Borough. He also noted that the Personnel Committee questioned the dual role of BA/CFO and advised that the Borough's auditor had no objection and did note that the more prevalent dual role in his experience is Clerk-Administrator. He noted that Mrs. Carafa will give up CFO and the tenured appointment if she is appointed as the Borough Administrator and remain as the Borough Clerk. Reorganization will occur in Borough Hall as there will be a need to hire a part-time CFO and Deputy Clerk.

Council President Fetzer moved, seconded by Councilperson Cerami, carried, that this matter be tabled tonight as the contracts for Mrs. Carafa were received today. Councilpersons Foley, Buonocore and Morris voted no; Council President Fetzer, Councilpersons Mulroy and Cerami voted affirmatively. The motion to table failed.

Councilperson Cerami noted that this is important business and the contracts should have been distributed sooner. Council President Fetzer and Councilperson Mulroy agreed. He also was opposed to combining jobs at the salary of \$145,000 and that the BA contract extends more than one year. Mayor Farrell noted that the new administrator salary is considerably less than the salary that was paid to the former Administrator and the Clerk's annual salary was increased slightly from \$63,000 to \$65,000, but overall cost to the Borough is less.

Councilperson Buonocore stated every aspect of this was discussed in depth at last meeting, and stated that Mrs. Carafa is a known quantity and highly competent. He stated that the discussion should be finished and a vote taken this evening.

Council President Fetzer stated that not everything was discussed and Councilperson Mulroy stated there should have been more transparency in the process. Mayor Farrell noted that the Personnel Committee created the process that has taken more than three months. Councilperson Foley noted that the Business Administrator serves at the pleasure of the Borough Council.

There was a line-by-line reading of the contract terms as explained by Attorney Montenegro:

- Replacing existing Borough Clerk Agreement with new one to be clear with respect to non-duplication of time off;
- Retains appointment as Clerk to the three-year term through December 31, 2015.
- As Business Administrator, the appointment would also run to December 31, 2015; proposed for consistency.

There was further discussion and the following changes to the contracts were noted:

- Reference "Borough" not "District";
- HR office should be Mayor;
- Borough Administrator term through December 31, 2015 was discussed and will remain as proposed;
- Mrs. Carafa will submit her resignation as CFO after hiring part-time CFO;
- ~~Resolution subject to allow~~ attendance at the League of Municipalities conference;

Mayor Farrell thanked the members of Council for their comments and work on this matter.

Resolution No. 112-2014 (continued)

UPON MOTION of Councilperson Morris, seconded by Councilperson Foley, carried, that the following Resolution, as amended to include execution of the Agreements by the Mayor, be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt is in need of an Administrator to fill the vacancy left by the resignation of Alan C. Bunting; and,

WHEREAS, the Personnel Committee and Mayor have conducted interviews of suitable candidates; and,

WHEREAS, pursuant to Borough Ordinance, the appointment of the Administrator is a Mayoral appointment with the advice and consent of the Borough Council.

NOW, THEREFORE, BE IT RESOLVED that the appointment of Lorraine P. Carafa as Administrator be and is hereby approved, effective June 1, 2014 through December 31, 2015, inclusive, pursuant to the terms and conditions of the Agreements attached hereto.

BE IT FURTHER RESOLVED that the compensation for Administrator shall be \$80,000 annually, pro-rated as necessary.

BE IT FURTHER RESOLVED that the Mayor be and he is hereby authorized to execute the Agreements, as amended, pursuant to the above appointment.

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer		X		
Councilman Mulroy		X		
Councilman Cerami		X		
Mayor Farrell	X			

B. Resolution No. 113-2014: Appoint 2014 Lifeguard Staff ; set salaries

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Mulroy, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Beach Utility is in need of various personnel to fill the positions necessary to operate the Borough Beach during the 2014 season; and,

WHEREAS, the Beach Manager and Lifeguard Captain have recommended the following Personnel for employment with the Borough.

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Resolution No. 113-2014 (continued)

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the following persons are hereby appointed as seasonal staff members to be employed in the positions noted at the season or hourly rates listed for the 2014 beach season - ***Bold Names are new hires for 2014:***

Lifeguards - Dept 292	Classification	Additional Information	Pay Step	Pay Rate	OT Rate
Harmon, Timothy	Lifeguard Chief	Business Owner	Sal		
Aljian, Rich		Attorney	6	14.00	21.00
Andersen, Erin		Student	2	10.45	15.68
Andresen, Ryan		Student	2	10.45	15.68
Barrows, Mike		Doctor	6A	14.50	21.75
Bell, Christine		Dive Instructor	5A	13.50	20.25
Bell, Jeff		Dive Master	4A	13.25	19.88
Belott, Frank	Lieutenant	Student	Lt. 2	14.50	21.75
Bianco, Phil		Student	2	10.45	15.68
Bogan, Raymond		Student	4	12.75	19.13
Bogan, Francis	New Hire	Student	1	9.75	14.63
Boodey, Christian		Student	3	12.00	18.00
Brown, Conor		Student	3	12.00	18.00
Buob, Alan		Student	3A	12.50	18.75
Cannon, Jake		Student	2	10.45	15.68
<i>Capone, Christian</i>	<i>Rehire 2011</i>	<i>Student</i>	2	10.45	15.68
Castillo, Matt		Student	4	12.75	19.13
Connolly, Dan	Lieutenant	NJ State Police	Lt. 4A	15.65	23.48
Dacey, Brianna	New Hire	Student	1	9.75	14.63
D'Anna, Alex		Student	2	10.45	15.68
Essington, Nick		Student	3	12.00	18.00
Fabrizio, Dan		Teacher	6	14.00	21.00
Falciani, Mike		EMT/Diver	5A	13.50	20.25
Findlay, Bill			4	12.75	19.13
Finnigan, Gary		Hospitality Industry	Lt. 2	14.50	21.75
Fittin, Annie		Teacher	4	12.75	19.13
Fittin, Carolyn		Student	3	12.00	18.00
Fittin, Peter		Student	4	12.75	19.13
Forrester, John		Insurance Sales	6	14.00	21.00
Freda, Carlie	New Hire	Student	1	9.75	14.63
Green, Jon		Student	2	10.45	15.68
Haibach, Matt		Federal Air Marshal	5	13.00	19.50
Hall, Arielle		Student	3	12.00	18.00
Hall, John	New Hire	Student - aug hire	1	9.75	14.63
Harmon, Matt	Lieutenant	Professor/Businessman	Lt. 4A	15.65	23.48
Hauser, John	New Hire- PSU D1 Swimmer		2	10.45	15.68

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Hoffman, Ray		Student	4	12.75	19.13
Kelly, Billy		Special Police Officer SL	5	13.00	19.50
Kern, Carolyn	New Hire	Student	1	9.75	14.63
Kotran, James		Swim Coach	6	14.00	21.00
Krausser, Ed	Lieutenant <i>will be volunteering</i>	Teacher/CPR Instructor	Lt. 4A	15.65	23.48
Lamb, Jason		Wall PD	6A	14.50	21.75
Lenahan, Daniel		Student	3	12.00	18.00
Lilley, Austin	New Hire	Student	1	9.75	14.63
Lynch, Bridget		Student	3	12.00	18.00
Lynch, Julia	New Hire	Student	1	9.75	14.63
Maiorano, Joe		Retired Corrections	3	12.00	18.00
Mulroy, Justin		Student	3	12.00	18.00
Mulroy, Kiera	New Hire	Student - aug hire	1	9.75	14.63
Oram, Kathryn		Student	3	12.00	18.00
Orzechowski, Drew		Student	2	10.45	15.68
Pace, Ryan		Sales	6	14.00	21.00
Palamese, Dave	New Hire- former Spring Lake Lifeguard		6	14.00	21.00
Pearson, John	Rehire 2011		2	10.45	15.68
Perez, Brian		Student	3	12.00	18.00
Risley, Graham	New Hire- PSU D1 Swimmer		2	10.45	15.68
Rowlands, Grant	New Hire- PSU D1 Swimmer		2	10.45	15.68
Ruckert, Brendan		Student	3	12.00	18.00
Satanik, Wade	New Hire- PSU D1 Swimmer/ Sandy Hook Guard		3	12.00	18.00
Sharp, Mary Kate		Student	2	10.45	15.68
Sharp, Sarah		Student	3	12.00	18.00
Silvestri, Matt		Student	2	10.45	15.68
Skimmons, Annie		Student	2A	10.95	16.43
Skimmons, Joe	New Hire	Student	1	9.75	14.63
Smith, Brandon (Woody)		Student	4	12.75	19.13
Sodano, Will		Swim Coach	4	12.75	19.13
Stanton, Anthony		Student	2	10.45	15.68
Stewart, Mike	Lieutenant	EMT/ Athletic Trainer	Lt. 3A	15.25	22.88
Sudol, Todd	Lieutenant	Teacher/Coach	Lt. 3A	15.25	22.88
Sweeny, Charlie	Rehire 2011		4	12.75	19.13
Tucci, Josh		Student	3	12.00	18.00
Violette, Tyler		Student	2	10.45	15.68
Wade, Ryan		Businessman	6A	14.50	21.75
Welsh, Dave		Graphic Designer	5	13.00	19.50
Wensel, Seth	New Hire- PSU D1 Swimmer		2	10.45	15.68

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Whille, Tyler	Rehire 2011		4	12.75	19.13
Williams, Ashley		Cardiac Nurse	5A	13.50	20.25
Williams, Kyle	New Hire- former Sandy Hook Lifeguard/ Lt.		6	14.00	21.00
Yaegar, Natasha		Pharmaceuticals	5A	13.50	20.25
Yaegar, Nikki		Sales	5	13.00	19.50
Zane, Matt	Lieutenant	Teacher/Swim Coach	Lt. 4A	15.65	23.48
<u>Potential Hire if another opening or someone doesn't take job or leaves mid summer</u>					
McBride, Randall			1	9.75	14.63
<u>INJURED AS OF 5/20/14</u>	Medically Inactive until Cleared				
Locke, Dave		Teacher	6A	14.50	21.75
Milko, Zach		Student	3A	12.50	18.75
Salary Rate					
Lifeguard 1	9.75				
Lifeguard 1A	10.25	Lieutenant 1	14.25		
Lifeguard 2	10.45	Lieutenant 1A	14.75		
Lifeguard 2A	10.95	Lieutenant 2	14.50		
Lifeguard 3	12.00	Lieutenant 2A	15.00		
Lifeguard 3A	12.50	Lieutenant 3	14.75		
Lifeguard 4	12.75	Lieutenant 3A	15.25		
Lifeguard 4A	13.25	Lieutenant 4	15.15		
Lifeguard 5	13.00	Lieutenant 4A	15.65		
Lifeguard 5A	13.50				
Lifeguard 6	14.00				
Lifeguard 6A	14.50				

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

C. Resolution No. 114--2014: Appoint DPW staff; set salaries

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt Department of Public Works has the need to appoint staff members to fill various vacancies.

NOW, THEREFOE BE IT RESOLVED that the following personnel are hereby appointed, effective May 27, 2014, as specified:

Steven Contreras, Full-time Laborer, \$33,888.41, pro-rated as necessary
Joseph Drew, Seasonal Laborer through October 15, 2014, \$12.00 per hour for hours worked

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

D. Resolution No. 115--2014: Approve ABC License Renewal, Emerald Shore, Inc. t/a Harrigan's Pub (Consumption License #1344-33-001-004)

UPON MOTION of Council President Fetzer, seconded by Councilperson Mulroy, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, an application for renewal of Plenary Retail Consumption License #1344-33-001-004 has been filed by Emerald Shore, Inc. t/a Harrigan's Pub, has been properly executed and is accompanied by the State and Borough fees, License Application Certification, and Tax Clearance Certificate has been issued by the State of New Jersey.

NOW, THEREFOE BE IT RESOLVED that the Plenary Retail Consumption License #1344-33-001-004, effective from July 1, 2014 to June 30, 2015 be issued to Emerald Shore, Inc. t/a Harrigan's Pub, premises located at 703 Baltimore Boulevard, Sea Girt, New Jersey.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

F. Resolution No. 116--2014: Approve ABC License Renewal, Rod’s Olde Irish Ale House, Inc. (Consumption License #1344-33-002-005)

UPON MOTION of Council President, seconded by Councilperson Mulroy, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, an application for renewal of Plenary Retail Consumption License has been filed by Rod’s Olde Irish Ale House, Inc., has been properly executed and is accompanied by the State and Borough fees, License Application Certification, and the required Tax Clearance Certificate has been issued by the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Plenary Retail Consumption License #1344-33-002-005, effective from July 1, 2014 to June 30, 2015 be issued to Rod’s Olde Irish Ale House, Inc, premises located at 507 Washington Boulevard, Sea Girt, New Jersey.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

G. Resolution No. 117--2014: To adopt changes to the Borough’s Personnel Policies and Procedures Manual consistent with the requirements of the Municipal Excess Liability Fund and maintain the Borough’s coverage for Employment Practices Liability; manual and recommended revisions have been reviewed by the Borough’s Labor Counsel and the required 2014-2015 Employment Practices Risk Control Update Checklist has been executed.

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Morris, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt adopted Ordinance No. 11-2010 adopting a revised Personnel Policies and Procedures Manual dated May 12, 2010 and said Ordinance authorizes the Borough Council to amend, revise, replace and supplement the Personnel Policies and Procedures Manual by duly adopted Resolution; and,

WHEREAS, the Borough Council of the Borough of Sea Girt, pursuant to guidance issued by the Municipal Excess Liability Fund (MEL), wishes to revise and supplement the existing Personnel Policies and Procedures Manual by including, but not limited to, the following section revisions and the addition of new sections entitled:

1. Section entitled “New Jersey Family Leave” is revised for eligibility requirements;
2. Changes were made to the FMLA and related Certifications required to apply for FMLA leave;
3. Section entitled “Computers, Internet and E-mail Usage” is rescinded in its entirety and replaced with the new section entitled “Communications Media Policy”
4. Section entitled Video Surveillance Policy” is hereby added;

Resolution No. 117-2014 (continued)

5. Section entitled “Use of Municipal Vehicles” is revised to prohibit children riding in vehicles that are responding to any emergency;
6. Section entitled “Domestic Violence Leave” is hereby added;
7. Section entitled “Timesheets/Payment for Accumulated Leave” is hereby added; and,

WHEREAS, the revised and supplemented sections of the Personnel Policies and Procedures have been reviewed by the Borough’s Labor Counsel and the required Risk Control Update Checklist has been executed by the Borough’s Labor Counsel.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Sea Girt Personnel Policies and Procedures Manual, as revised and dated May 28, 2014, is hereby approved by the Borough Council.

BE IT FURTHER RESOLVED that a certified copy of this Resolution, along with the required Checklist be and the same shall be supplied to the Municipal Excess Liability Fund, Parsippany, NJ and copies of the revised Personnel Policies and Procedures Manual shall be provided to all Borough employees.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Borough officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that this manual is intended to provide guidelines covering public service by Borough employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Borough Council

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Borough of Sea Girt shall operate under the legal doctrine known as “employment at will.”

BE IT FURTHER RESOLVED that the Administrator and all managerial/supervisory personnel are responsible for these employment practices. The Administrator and the Labor Attorney shall assist the Administrator in the implementation of the policies and procedures in this manual.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

H. Resolution No. 118--2014: To authorize the purchase of vehicles for DPW and Water-Sewer Dept. under State Contract #A-83558, Winner Ford, in the total amount of \$66,760.00 consistent with 2014 Capital Program

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt Departments of Public Works and Water-Sewer are in need of vehicles as replacements for vehicles that have exceeded their useful life; and,

WHEREAS, the Local Public Contracts Law, *N.J.S.A. 40A:11-1*, permits the purchase of goods and materials on a State contract without obtaining competitive quotes; and,

WHEREAS, the Chief Financial Officer has certified that funds are available for this purchase in capital accounts C-04-55-536-502 and W-06-55-579-501, respectively, for these purchases.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby approves the purchase of vehicles for the Departments of Public Works and Water-Sewer, per State Contract #A83558, from Winner Ford, in the total amount of \$66,760.00, PO #14-00483.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

I. Resolution No. 119-2014: Appoint member, Board of Recreation Commissioners to the balance of R. Ferguson's unexpired term (through 12.31.2015): Kevin Reid

UPON MOTION of Councilperson Foley, seconded by Councilperson Buonocore, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, Robert Ferguson has resigned his position with the Sea Girt Recreation Commission.

NOW, THEREFORE, BE IT RESOLVED that Kevin Reid be appointed as a Member of the Sea Girt Board of Recreation Commissioners to fill the balance of the unexpired term of Robert Ferguson through December 31, 2015.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the Recreation Commission for their information and files.

Resolution No. 119-2014 (continued)

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

- J. Resolution No. 120-2014:** Appoint Chairman, Shade Tree Commission to the balance of R. Ferguson’s unexpired term (through 12.31.2017): Michael Matthews

UPON MOTION of Councilperson Foley, seconded by Councilperson Morris, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, Robert Ferguson has resigned his position with the Sea Girt Shade Tree Commission.

NOW, THEREFORE, BE IT RESOLVED that Marjorie Matthews be appointed as a Member of the Sea Girt Shade Tree Commission to fill the balance of the unexpired term of Robert Ferguson through December 31, 2017.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Marjorie Matthews for their information and files.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

7. ACTING ADMINISTRATOR REPORTS/DISCUSSION MATTERS

- A. **Dune Walkovers** at both Seaside and Neptune are complete;
- B. **Baltimore Park Playground** – the discussion of Recreation Commission duties per statute and Borough Code will be discussed at the next meeting;
- C. **Ocean Avenue Guide Rails (Chicago to Brooklyn):** the Borough Engineer will provide additional guidance
- D. **Primary Election** is Tuesday, June 3, 2014; polls will be open from 6:00 am to 8:00 pm.

8. QPA REPORTS (of activity since previous Council Meeting): None

9. COUNCIL REPORTS

Councilpersons Foley, Buonocore and Cerami had no reports.

Councilperson Morris reported as follows:

- The Police Department has a report of a suspicious vehicle incident where a driver approached a child. The vehicle was white with dark stripe, rear windows darker than front windows.
- Handicapped parking throughout the Borough has been identified and an Ordinance will be required to legally enforce regulations;
- Library book sale date has changed to July 11, 12 and 13.

Councilperson Mulroy reported as follows:

- It was a great weekend. Season badge sales have increased;
- Read from Jim Freda's Memorial Day weekend report: 13 rescues due to rip tides;

Council President Fetzer reported as follows:

- No report on Labor negotiations;
- Water Dept. is ready for summer and every resident is urged to conserve water;
- Water Tower bid schedule identified with a target mobilization date of just after Labor Day.

Mayor Farrell reported as follows:

- Memorial Day event was great for everyone. DPW, PD, FD staff and school's marching band were in attendance;
- SMRSA – Lake Como pump station is under construction and on schedule. Awaiting DEP approval for Pitney Avenue pump station rehab;
- Excessive growth – referred to Jim Quigley and letters have gone out;
- Backyard recycling pickup will start June 4; residents are requested to please separate cardboard, broken down and tied with a goal of making the process more efficient;
- Problem at Eighth Ave and Brooklyn while under construction; referral to either the Construction or Zoning official is appropriate.

10. Resolution No. 121-2014: Payment of bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that bills be paid as appearing on the attached Bill List dated May 23, 2014 in the totals as follows:

CURRENT FUND	\$	457,122.97
WATER/SEWER OPERATING FUND	\$	3,996.27
BEACH OPERATING FUND	\$	5,837.69
TRUST FUND	\$	742.00
RECREATION TRUST	\$	163.78
GENERAL CAPITAL	\$	789.08

Resolution No. 121-2014 (continued)

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

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

- Shawn Mulligan, Neptune Place thanked the Council for the work done to the dunes and stated that it should be continued. He commented on the proposed new ordinance regulations for the business district and stated that he conceptually understands; he also requested a further look at Governor’s Court and suggested that Council improve communications with the public.

There being no further comments, the public hearing was closed. **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley carried, that the following **Resolution No. 122-2014** be and the same is hereby adopted:

WHEREAS, Section 8 of the Open Public Meeting Act, N.J.S.A. 10:4-12 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 Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matter(s) to be discussed is as follows: potential and pending litigation (Walker, Patock, Sitar), contract negotiations, personnel.
3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer necessary. Action may be taken upon return to public session.
4. This Resolution shall take effect immediately.

MINUTES – REGULAR MEETING
May 28, 2014

Resolution No. 122-2014 (continued)

RECORDED VOTE:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

The Council returned to public session at 10:15 PM. There being no further business and **UPON MOTION** of Councilperson Morris, seconded by Councilperson Buonocore, carried, the meeting was immediately adjourned.

Lorraine P. Carafa, RMC
Municipal Clerk