

**MINUTES
REGULAR MEETING – OCTOBER 8, 2014**

BOROUGH COUNCIL, BOROUGH OF SEA GIRT

The Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell on Wednesday, October 8, 2014 at 7:32 PM at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence to remember Tim Gifford who was a long-time employee with the DPW who recently passed away, and he also asked those present to keep Councilman Mulroy’s nephew who is hospitalized in our prayers. He then led those in attendance in the Pledge of Allegiance.

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.

1. 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	

2. **PRESENTATION** – Charles Appleby, Chief, Environmental Management Branch, NJ National Guard, update on construction projects at the NGTC.

- Worked in Wall at Camp Evans area, formerly worked at Fort Monmouth noted that the NGTC wants to be a good neighbor; he is available to answer questions at any time;
- Unique situation with asbestos removal project recently got funded and debris is currently being removed. Discovery of lead contaminated–soil near the range created another problem that is now being addressed; the material is being containerized for removal to an off-site location; some particles of asbestos found that can be removed at later date.
- Still some additional clean-up to be done as soon as funding becomes available;
- Will be testing soil near other areas: PCB transformer; underground storage tank removal site where a second tank was found;
- Regional Training Instruction Center - \$31M construction project; area must be dewatered; White Swan Contamination is a problem and this problem is being addressed;
- They are required to follow the rules; cognizant of preserving health;
- Installed cameras to monitor endangered species;
- Council President Fetzer asked if spraying or injection; Mr. Appleby replied neither it’s a “drip” process, also using weir tank for solid settlement; removal of asbestos should only take a couple of days;

PRESENTATION – Charles Appleby (continued)

- EPA conducted a full study of the area, including a health assessment; the detailed report is available on-line; contamination is at very low levels; he does not anticipate any problem with the dewatering as the site is still being monitored by EPA;
- Unidentified man questioned the range findings; Mr. Appleby noted that there is no requirement to test active ranges; no potable well in the area to be concerned about;
- Another unidentified man commented that the range has been used for many years and no testing has been done; Mr. Appleby reiterated that if the range was closed, environmental testing would be required; however, since the range is in active use, testing is not required;
- There were some further questions and Mr. Appleby noted that he would be happy to have further discussions with the residents at their convenience;
- Unidentified woman asked about the people working on the site; Mr. Appleby answered that all precautions are taken and that there are certain safety requirements that must be maintained for the workers clearing the site;
- Another unidentified woman asked if the air was safe and Mr. Appleby answered yes;
- Robert Kregg asked about more traffic in the area when the building is completed; Mr. Appleby noted that the building is being built as a replacement for facilities; suggested Mr. Kregg review the environmental assessment document for additional details;
- Mayor Farrell asked if something can be done to improve the appearance of the area outside the fence; Mr. Appleby responded that if there were historical pictures available that showed conditions at the site, please forward them to Chief Albanese for his information.
- Unidentified woman stated it was not a nice fence and needs some landscaping;
- Mayor Farrell thanked everyone for attending.

PRESENTATION – Peter Avakian, Borough Engineer, update on Baltimore Blvd. and Neptune Place outfalls and drainage issues in the Borough.

- Updated report on beach nourishment issues blocking our outflow pipes;
- ACoE and DEP both recognize there is an issue and are both working on a plan to remediate which would include extending the outfall pipes;
- We have not seen an updated or formal plan; we are moving forward on our review of our infrastructure to handle drainage;
- He noted that there are 6 watersheds or drainage areas in the Borough, with Baltimore area approximately 130 acres and Neptune 163 acres in area, respectively;
- Issues affecting the area include the type of development etc.; the more impervious coverage on a property, the more run off created;
- Baltimore Blvd. profile pipe is a 36” pipe from First Avenue east and it is slightly undersized with a negligible slope; recommends the installation of a 48” diameter pipe for a distance of about 800’ from First Avenue with maximize slope and this can almost double capacity;
- Cost is approximately \$700,000 and noted that the county system on First Avenue contains an old corrugated pipe that is also somewhat undersized and recommends increasing size to a 30” pipe that would provide much better drainage based on use calculations;

- Recommend to increase diameter of Baltimore Blvd. pipe to 48” and increase size of County system;
 - Neptune Blvd. outfall is more difficult problem due to its current size and location. Mr. Avakian recommends the outfall be extended by ACoE;
 - Significant difference between the two locations is the elevation of the 60” pipe; at high tide the water is observed in pipe back to First Avenue; the pipe is also located in special flood hazard zone;
 - Mr. Avakian further explained that the Neptune area requires additional study and evaluation;
 - Also an issued is water being pumped into it from the residential area while water is surcharged with water from Ocean;
 - There were lengthy discussions about the Neptune Place situation and Mr. Avakian reiterated that further study is required to evaluate and recommend appropriate solutions;
 - Councilperson Cerami asked if we could pump water from Neptune to Sixth Avenue and redirect flow to Wreck Pond; Mr. Avakian replied he will evaluate the situation in conjunction with the Wreck Pond evaluation;
 - Conclusion – we are sharing information with county requesting their participation on First Avenue; sharing with ACoE and DEP to resolve outfall issue; we have received some grant funding for the Baltimore Blvd. repaving and will coordinate drainage and outfall improvements;
 - Mr. Avakian noted that we are dealing with Federal and State Agencies that notoriously over-investigate issues;
 - Council President Fetzer commented that our Public Works Dept. staff are doing a great job; and that we have to hope that rainstorms occur at low tide;
 - Mayor Farrell commented that we are all concerned with the impact of the high tides in conjunction with a storm;
 - Councilperson Foley inquired about the process to obtain the necessary permit; Mr. Avakian noted that if it is a Federal Consistency Compliance permit, it will be relatively quick;
 - Mr. R. Kregg commented that the extension of the Neptune Place pipe will not solve the drainage problem;
 - Mr. Avakian replied extension will keep end clear of sand right now, nothing will resolve the drainage issues at Neptune Place;
 - Mayor Farrell thanked Mr. Avakian for his report and noted that he was looking forward to completing the necessary improvements.
3. **PUBLIC PARTICIPATION ON ANY AGENDA ITEM:** There were no comments from the public present.
4. **CONSENT AGENDA - Resolution No. 197-2014:** Resolution Authorizing an Off-Premise Raffle License for The Sea Girt Elementary School Parent-Teacher Organization.

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

WHEREAS, The Sea Girt Elementary School Parent-Teacher Organization has made application to the Borough Council for a raffles license to conduct a gift raffle at the Sea Girt Elementary School, on November 23, 2014 at 4:00 PM.

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			

5. **APPROVE MINUTES** – September 24 Regular Meeting
By consensus, the Council agreed to table action on this matter until the October 22, 2104 meeting.
6. **OPEN DISCUSSION** (Council is invited to speak on any subject)
Councilperson Mulroy clarified his statement from last meeting regarding the surplus equipment auction, saying that the Department Heads were not consulted when in fact they were consulted.
7. **OLD BUSINESS** - None
8. **NEW BUSINESS**
 - A. **Resolution No. 198-2014:** Appoint Acting Certified Municipal Financial Officer.

Councilperson Mulroy noted that Joseph Zanna appears qualified for CFO position, and he is pleased about separating the duties of CFO and Administrator but he is not happy with process and with how the matter was addressed relating to the timeline and the fact that the Personnel Committee was not consulted. He noted that he contacted Chairman Buonocore to ask for updated status, which he didn't receive in a timely manner and found upsetting. Councilperson Mulroy noted that would like advance notice of hiring candidates before decisions are made. Mayor Farrell responds that the Mayor appoints with advice and consent of Council. Mayor Farrell continues to explain process of hiring previous the CFO; decision was overruled by former Mayor; went back and begged Mrs. Carafa to take position; she did and straightened out the mess we were in. In this case, the Personnel Committee was given the opportunity to meet the CFO candidate and chose not to. Councilperson Mulroy commented that if the CFO candidate was not going to be vetted by the Personnel Committee, they should have been informed. Councilperson Cerami echoed the comments of

Councilperson Mulroy and explained his understanding of the form of government in Sea Girt and reiterated that he finds it disturbing that the Personnel Committee was not consulted. He suggested that the Council defer action on the appointment tonight and let the Personnel Committee gather qualified candidates and recommend a candidate because the Personnel Committee should vet candidates, not the Mayor. Mayor Farrell added that the Chair of the Personnel Committee reviewed the resumé and recommended the candidate; Chairperson Buonocore explained his participation. Councilperson Foley explained his participation and noted that Mr. Zanna has a background in auditing, is a CPA, and is a strong candidate. Mayor Farrell noted the selection was not made without committee input. Council President Fetzer asked Councilpersons Cerami and Mulroy what they want to see happen next; Councilperson Mulroy asked that the correct process be followed and stated that he will vote no on this appointment due to the way it occurred and noted that he appreciates everyone's time and what everyone brings to the table and further noted that he wants his participation to count.

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 is in need of the services of a Certified Municipal Financial Officer pursuant to statute and advertised for qualified applicants to serve in this position; and,

WHEREAS, pursuant to Borough Code, appointments are made by the Mayor and confirmed by the Borough Council; and,

WHEREAS, the Mayor wishes to appoint Joseph V. Zanna as the Acting Certified Municipal Finance officer, effective immediately through December 31, 2014, inclusive.

NOW, THEREFORE, BE IT RESOLVED that Joseph V. Zanna be and he is hereby appointed as Acting Certified Municipal Finance Officer for the Borough of Sea Girt effective immediately through December 31, 2014, inclusive.

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		

B. Resolution No. 199-2014: Accept Resignation of Certified Municipal Financial Officer. Council President Fetzer and Mayor both thanked Mrs. Carafa for her service as CFO.

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

WHEREAS, Lorraine P. Carafa has served as the Borough of Sea Girt Certified Municipal Finance Officer since December 2008; and,

WHEREAS, pending completion of the CY2014 Best Practices Inventory as required by the Division of Local Government Services, Lorraine P. Carafa has tendered her resignation from the position of Certified Municipal Finance Officer with the effective date of October 19, 2014.

NOW, THEREFORE, BE IT RESOLVED that the resignation of Lorraine P. Carafa from the position of Borough of Sea Girt Certified Municipal Finance Officer effective October 19, 2014 be and the same is here accepted.

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. 200-2014: Appoint DPW Staff person

UPON MOTION of Council President Fetzer, seconded by Councilperson Morris, 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 a part-time staff member to fill the vacancy left by the promotion of Anthony McHugh; and,

WHEREAS, the Borough Council wishes to memorialize the actions taken by the Borough Administrator and the Department of Public Works Manager.

NOW, THEREFORE, BE IT RESOLVED that Nicholas Kremp be and he is appointed a part-time Laborer in the Department of Public Works effective August 25, 2014 at the rate of \$13.00 per hour.

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. ADMINISTRATOR REPORTS/DISCUSSION MATTERS

- a. **Elevated Water Storage Tank Rehabilitation** - contractor was on site Monday, October 6, 2014 and started working;
- b. **Baltimore Blvd. and Neptune Place Outfall issues** – In addition to the information that Peter provided, we have requested a meeting with Commissioner Martin and Construction and Engineering Chief Dave Rosenblatt to discuss the status of the outfall and financing issues;

- c. **Drainage Evaluation** – Peter Avakian reported during his presentation.
 - d. **Monmouth County Multi-Jurisdictional Hazard Mitigation Plan Update:** Monmouth County and its 53 municipalities have been working on the update of the Monmouth County Multi-Jurisdictional Natural Hazard Mitigation Plan since August of 2012. The draft of the updated plan is expected to be available on October 17, 2014. Residents can review the draft of the multi-jurisdictional plan for the county and its 53 municipalities by visiting www.monmouthsheriff.org, click on the OEM icon and select Hazard Mitigation Planning.
 - e. **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); meet at Trenton Boulevard. Volunteers are needed for this important project – contact Lynn Drury at drury7@verizon.net for information. Also recommended for all volunteers: wear hard-soled shoes, hats and sunscreen; bring gloves.
 - f. **Clean Ocean Action, Fall Beach Sweeps** will be held on Saturday, October 25, 2014 between 9:00 AM and Noon; recommended for all volunteers: wear hard-soled shoes, hats and sunscreen; bring gloves.
 - g. **Recreation News - Halloween Hayride at the Sea Girt Firehouse**, Friday, October 24, 2014, 6:30 PM to 8:30 PM, first hayride non-scary version for younger children, parents must accompany children, please bring a snack or dessert for sharing, sponsored by Sea Girt Fire Dept. and HS Schwier Agency; volunteers are needed – contact Patty Peterson at pattysgrec@gmail.com.
 - h. **Traffic Study – Beach Area:** preliminary report has been received. We are currently scheduling a meeting with the consultant to review the recommendations when the Chief returns from vacation (week of October 13).
 - i. **Surplus Equipment Disposition:**
 - a. Bicycle Sale – Friday, October 17, 2014 at DPW Facility on Bell Place – Inspection, 1:00 to 2:00 PM; sale – 2:00 to 4:00 PM.
 - b. All other equipment – on-line auction, USGovBid.com, beginning October 22, 2014 at 9:00 AM through October 28, 2014 at 6:00 PM. Inspections via on-line photos only.
9. **QPA REPORTS** (of activity since previous Council Meeting): Badger Roofing Co., \$4,440 (\$2,890 of the cost will be shared with the Fire Co. - \$1,445 each)

10. COUNCIL REPORTS

Councilpersons Buonocore, Cerami had no reports.

Councilperson Foley requested volunteers to participate in the Halloween event;

Councilperson Morris reported as follows:

- Library surveys will be available soon and will be available on-line, at Borough Hall and will be mailed home with November 15 water bills;
- Police Report – Mayor and Chief received a letter requesting for better signage and crossing guard on Rt. 71. Chief Davenport contacted Monmouth County for traffic study which identified avg. speed is 41-42 mph, and that current 35 mph is reasonable for the area.

Councilperson Mulroy reported that the Beach Committee Meeting had to be rescheduled.

Council President Fetzer reported as follows:

- Teamster negotiating session was held on October 7; next meeting is October 29.
- Asked residents during November to conserve water;
- Meeting with water Plant Operator and Administrator on October 14 to discuss various issues including water allocation permit.

Mayor Farrell reported as follows:

- Thanked Council President Fetzer and Mrs. Carafa for their hard work to reduce SMMUA allocation and also cost by approximately \$40K annually;
- Mike Ricci, Operation Beachhead donated three handicapped wheelchairs to the Borough. Mayor Farrell thanked him for his generous donation;
- Seaside Place ramp will be finished soon;
- Leaf pickup starts October 15 through December 15; Monday is a holiday and pickup will resume on Tuesday;
- Dune building in progress;
- SMRSA meeting is tomorrow night for 2015 budget; proposed \$7M; slightly lower than 2014 budget; allocations to rate payers going up approximately 2.8%, large capital improvement program on going; Sea Girt fee will be reduced to \$255K; slight reduction; Borough is benefitting from our capital improvements including water plant and infrastructure;
- Stockton Blvd repaving will be delayed until March or April; notices will be sent to residents of the area;
- Infrastructure is being delayed but much work has already been completed;
- Moving to expedite remaining projects in 2015.

11. Resolution No. 201-2014: 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 Lists dated October 3, 2014 in the totals as follows:

CURRENT FUND	\$ 440,835.78
WATER/SEWER OPERATING FUND	\$ 97,599.93
BEACH OPERATING FUND	\$ 2,842.45
TRUST FUND	\$ 2,112.00
RECREATION TRUST	\$ 184.20
GENERAL CAPITAL	\$ 8,952.00

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			

12. PUBLIC PARTICIPATION ON ANY SUBJECT: No comments from the Public.

There being no further comments, the public hearing was closed. **UPON MOTION**, of Councilperson Mulroy, seconded by Councilperson Foley, carried, that the following **Resolution No. 202-2014** 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, and Sitar) and contract negotiation.
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.

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			

MINUTES – REGULAR MEETING
October 8, 2014

There being no further business and **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the meeting be finally adjourned at 10:15 PM.

Lorraine P. Carafa, RMC
Municipal Clerk