

**MINUTES**  
**REGULAR MEETING – APRIL 23, 2014 - 7:30 pm**  
**BOROUGH COUNCIL, BOROUGH OF SEA GIRT**

**RESOLUTION 109-2014**  
**EXECUTIVE SESSION**

The Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell on Wednesday, April 23, 2014 at 7:30 PM at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence 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:**

	<b>Present</b>	<b>Absent</b>
Mayor Farrell	X	
Councilman Foley	X	
Councilman Buonocore	X	
Councilwoman Morris	X	
Council President Fetzer	X	
Councilman Mulroy	X	
Councilman Cerami	X	

**2. PUBLIC PARTICIPATION ON ANY AGENDA ITEM:** There were no comments from the public present.

**3. CONSENT AGENDA - Resolution 88-2014:**

(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):

**RESOLUTION 88.1-2014: AUTHORIZING A 50/50 OFF-PREMISE RAFFLE LICENSE FOR THE BPOE LACEY ELKS #2518**

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

**WHEREAS**, the BPOE Lacey Elks #2518 has made application to the Borough Council for a raffles license to conduct an off-premise 50/50 raffle at the National Guard Training Center on June 21, 2014 at 3:00 pm; and

**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.

**CONSENT AGENDA** (continued)

**RESOLUTION 88.2-2014: AUTHORIZING AN OFF-PREMISE MERCHANDISE RAFFLE LICENSE FOR THE BPOE LACEY ELKS #2518**

**WHEREAS**, Sea Girt PTO, has made application to Council for a license to conduct an off-premises merchandise raffle at the National Guard Training Center on June 21, 2014 at 4:00 pm; and

**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:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

**4. APPROVE MINUTES**

- **Resolution 89-2014:** April 9, 2014 Regular Meeting

**UPON MOTION** of Councilperson Foley, seconded by Councilperson Buonocore, carried, that the Minutes of the Regular Meeting held March 12, 2014 be and the same are hereby adopted as presented.

**Recorded Vote:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

**5. OPEN DISCUSSION:**

Mayor Farrell recognized Sea Girt Elementary Schools' Patriot's Day Ceremony. The school honored Police Chief Davenport, our Police Department, Jared McKittrick and former Mayor Clemmensen. The Mayor read a speech prepared by Ainsley Stamberger honoring our Police Department and thanked her for her thoughts. Mayor Farrell also thanked the chief and all members of the Police Department for making Sea Girt a safe place to live.

**6. OLD BUSINESS**

**A. Ordinances –public hearing/adoption**

1. **Ordinance No. 12-2014:** The Mayor read the said Ordinance by Title, advising of its publication in its entirety in *The Asbury Park Press* on April 12, 2014 and that the Affidavit of Publication is on file in the Clerk’s Office:

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

**BE IT ORDAINED** by the Borough Council of the Borough of Sea Girt, County of Monmouth, as follows:

**Section 1.** The Borough Council of the Borough of Sea Girt wishes to undertake various water-sewer improvements in the Borough of Sea Girt as listed below:

DESCRIPTION OF IMPROVEMENT	ESTIMATED COST
Utility Improvements to Stockton Boulevard	\$60,000.00

**Section 2.** The improvements as stated above are general improvements that the Borough may lawfully undertake and the amount appropriated therefor is \$60,000.00.

**Section 3.** No debt is to be issued for said improvement and the cost of said improvement is to be financed from the funds presently accumulated in the Water-Sewer Capital Improvement Fund and Fund Balance, respectively, of the Borough of Sea Girt.

**Section 4. Repeal, Severability.**

a. All ordinances or parts of ordinances inconsistent herewith are repealed, but only to the extent of such inconsistency.

b. If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

**Section 5. Effective Date**

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

**UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public present. **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the public hearing be closed.

**ORDINANCE NO. 12-2014** (continued)

**UPON MOTION** of Council President Fetzer, seconded by Councilperson Buonocore, that the said Ordinance No. 12-2014 be adopted on final reading, directing the Clerk to post and publish as required by law.

Recorded Vote:

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

2. **Ordinance No. 13-2014:** The Mayor read the said Ordinance by Title, advising of its publication in its entirety in *The Asbury Park Press* on April 12, 2014 and that the Affidavit of Publication is on file in the Clerk’s Office:

**ORDINANCE NO. 13-2014**

**AN ORDINANCE TO AMEND VARIOUS FEES AND PENALTIES OF THE  
BOROUGH CODE OF THE BOROUGH OF SEA GIRT,  
COUNTY OF MONMOUTH, NEW JERSEY**

**WHEREAS**, the Borough Code of the Borough of Sea Girt governs fees and penalties for the Borough of Sea Girt; and,

**WHEREAS**, based on an investigation conducted by the various Borough officials and professionals, the modification of fees and penalties was adopted on March 26, 2013 and revision of the Ordinance Addendum is necessary.

**BE IT ORDAINED** by the Borough Council of the Borough of Sea Girt, Monmouth County, as follows:

**Section 1.** The Sections of the Code of the Borough of Sea Girt regarding fees and penalties are hereby amended, as listed below:

Section 9-1.20 is corrected to read Section 9.1-2g  
Section 9-1.21 is corrected to read Section 9.1-2j  
Section 9-1.2y is corrected to read Section 9.1-3

**Section 2.** All amendments to said fees and penalties by this Ordinance shall be effective as required by statute.

**Section 3.** If any articles, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance

and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

**ORDINANCE NO. 13-2014** (continued)

**Section 4.** All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinances, the provisions hereof shall be determined to govern.

**Section 5.** This Ordinance shall take effect twenty (20) days after adoption and final publication as required by law.

**UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public present. **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Mulroy, carried, that the public hearing be closed.

**UPON MOTION** of Councilperson Morris, seconded by Councilperson Buonocore, that the said Ordinance No. 13-2014 be adopted on final reading, directing the Clerk to post and publish as required by law.

Recorded Vote:

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

- 3. Ordinance No. 14-2014:** The Mayor read the said Ordinance by Title, advising of its publication in its entirety in *The Asbury Park Press* on April 12, 2014 and that the Affidavit of Publication is on file in the Clerk's Office:

Mayor Farrell introduced the Ordinance and asked Attorney Montenegro to explain to the public the following: the original Ordinance was adopted in 2002 which provided for maximum lot coverage of 20% for all properties; in 2006, Council re-codified the ordinance so that the 20% maximum would stand alone and applied to any lot with in Borough regardless of zone designation. Recently, there was legal challenging the 2006 adoption procedure of the codifying Ordinance; the claim is that the Ordinance was not properly adopted. The Borough believes it would prevail in this challenge, but upon advice of Counsel, chooses to ratify the ordinance properly without making any changes to the existing regulations at this time. The Planning Board concurred and has recommended the adoption of this Ordinance.

**ORDINANCE NO. 14-2014**

**AN ORDINANCE TO AMEND AND SUPPLEMENT SECTIONS 17-4.1 SCHEDULE OF LIMITATIONS AND 17-5.3 BUILDING COVERAGE OF CHAPTER XVII, ZONING, TO SET THE MAXIMUM PERMITTED BUILDING COVERAGE ON ANY LOT IN THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH**

**ORDINANCE NO. 14-2014** (continued)

**WHEREAS**, the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”) after public hearing and consideration of the recommendations of the Borough’s Land Use Review Committee, desires to amend and supplement its Land Use Code to set the maximum permitted building coverage on any lot in the Borough of Sea Girt, County of Monmouth.

**NOW, THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”), as follows:

**SECTION 1.** Chapter XVII of the Borough Code of the Borough of Sea Girt entitled “Schedule of Limitations – Conformance with Chapter” in particular Section 17-4.1 entitled “Schedule of Limitations” is hereby supplemented as follows:

**District 2 East and 2 West, Convenience Commercial**, is hereby supplemented as follows:

**Area and Yard Requirement**, (4) The maximum permitted building coverage on any lot, commercial or otherwise designated shall be the equivalent of twenty (20%) percent of lot size, calculated by dividing the building coverage, as that term is defined in Section 17-2, of the principal building by the total square footage of the lot. (Ord. #855, §4-1)

**SECTION 2.** Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “Zoning” in particular Section 17-5.3 entitled “Building Coverage” is hereby amended and supplemented as follows:

**17-5.3 Building Coverage**

The maximum permitted building coverage on any lot, residential, commercial or otherwise designated shall be the equivalent of twenty (20%) percent of lot size, calculated by dividing the building coverage, as that term is defined in Section 17-2, of the principal building by the total square footage of the lot. (Ord. #855, §4-1)

**SECTION 2.** Violations and penalties. Any person who shall violate any of the provisions of this Chapter shall, upon conviction, be subject to a fine of no less than \$100 per violation, in accordance with the penalties as provided in Chapter 1, Section 1-5 entitled “General Penalty.” Each day of violation shall constitute a separate offense.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 5.** This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

**SECTION 6.** A copy of this Ordinance shall be filed with the Monmouth County Planning Board, pursuant to N.J.S.A. 40:55D-16.

**ORDINANCE NO. 14-2014** (continued)

Mayor Farrell requested comments from Council prior to opening the meeting to the public:

- Council President Fetzer commented that he does not believe it was the intention to limit coverage in the commercial district by either the Planning Board or Governing Body; and he noted that every existing business could likely require a variance to make any changes to their existing structure;
- Councilman Cerami echoed the comments of Council President Fetzer, but expressed concern that leaving the Borough without any regulation in place could be detrimental to the Borough, so the Council should move forward tonight, but immediately review for possible change;
- Councilman Foley agrees with Councilman Cerami, he questioned if a business wanted to expand is a variance necessary; Attorney Montenegro responded that it depended if Ordinance is adopted with the 20% maximum, then a variance would be necessary for expansion. Damage or destruction of building in an amount greater than 50% of the total square footage would trigger the need to comply with Ordinance;
- Council President Fetzer commented he did not agree that the Borough is exposed if Ordinance is not adopted; limits are in place, such as setback and parking requirements, that would protect the Borough, so the Council should not move forward with this Ordinance at this time.
- Mayor Farrell agrees that 20% is too restrictive, but concerned about no limit; he is also concerned about drainage and run-off. The Mayor organized a Planning Board Review Committee and suggests we add a member of the Chamber of Commerce; he also suggests this matter be sent to the review Committee for an expedited review and arrive at a fair determination.

**UPON MOTION** of Councilperson Foley, seconded by Councilman Buonocore, carried, that the meeting be opened to the public for comments on the said Ordinance only.

The following persons spoke in opposition to the adoption of Ordinance No. 14-2014: Phil Schwier, Mike Rubino on behalf of the Westphal's, Bob Giunco, Greg Zyskowski, Mitch Abrahams and Dan McSweeney on behalf of William Sitar. There were extensive comments and an extended discussion on this matter.

There were no comments from the public in favor of the adoption of Ordinance No. 14-2014.

Additional comments from Council:

Councilperson Cerami commented regarding Governor's Crossing:

- Full destruction of the building would prohibit rebuilding without a variance; partial (less than 50%) destruction, rebuild could occur in same footprint without variance;

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- Same information provided by Mr. McSweeney this evening was presented before the Planning Board.

**ORDINANCE NO. 14-2014** (continued)

Councilperson Mulroy commented we should tighten up what is in place and possibly table action on this Ordinance tonight. He noted that no member of Council is trying to hurt any businesses.

Council President Fetzer is in favor of carrying action on this tonight.

Councilperson Morris asked Attorney Montenegro for recommendation on tabling this issue; Mr. Montenegro replied that if the Ordinance is not adopted tonight, and if the Court finds the Ordinance is invalid, the Borough is left without any building coverage maximum in the commercial zone.

Councilperson Buonocore suggested that Council take action on the Ordinance this evening, and recommend further review by the Planning Review Committee for any possible changes.

Councilperson Foley stated that he does not believe building coverage should be 20% nor was it intended to be a 20% maximum.

Mayor Farrell commented he doesn't think it is possible to satisfy every owner; he noted that any determination may have a detrimental effect on a particular property; without further research, he has no idea what effect the setback and parking requirements will have on the commercial district.

Norm Hall, Planning Board Chairman, was asked to speak; he noted that he has already started an analysis on the commercial properties; he feels the Planning Board could come with lot coverage recommendation soon. He further commented on the issue. Mayor Farrell asked if the committee could come up with a recommendation within 60 days. Mr. Hall replied responded affirmatively.

Councilperson Mulroy asked what effect no action on the Ordinance this evening would have; Mr. Montenegro reiterated that if this Ordinance is not adopted and the Court finds the procedure used to adopt the 2006 Ordinance invalid, the Borough would have no restriction in place if a development application was submitted.

Council President Fetzer suggested not moving forward on this Ordinance at tonight's meeting.

There being no further comments, and UPON MOTION of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the public hearing be closed.

Mayor Farrell requested a motion to adopt the said Ordinance; there was no motion, therefore, the Ordinance dies without adoption.

After further discussion with Mr. Montenegro, and UPON MOTION of Councilman Buonocore, seconded by Councilperson Mulroy, carried, that the following **Resolution No. 90-2014** be adopted:

**BE IT RESOLVED** that the preceding lack of action on Ordinance No. 14-2014 by Council should be construed without inference or reflection as to the validity of the 2006 Ordinance (codifying the original Ordinance) or the process utilized in its adoption.

**Resolution No. 90-2014** (continued)

Recorded Vote:

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

**4. 2014 Municipal Budget**

The CFO reported as follows:

- a. COLA has been calculated at 2%;
- b. Ordinance No. 01-2014 – authorizes 3.5% increase and allows CAP banking; banking is not permitted without the adoption of the Ordinance; adopted on February 5, 2014;
- c. 2014 proposed budget within 3.5% appropriations CAP;
- d. 2% Levy CAP – the proposed budget is within the 2% Levy CAP;
- e. revenue projections – State aid will remain flat for 2014;
- f. there is no increase in the municipal tax levy or rate in 2014;
- g. Affidavit of Publication certifying publication of the 2014 Budget Summary on March 20, 2014 is on file in the Village Clerk’s office;
- h. Permission to adopt the budget was received from the Division of Local Government Services on April 21.
- i. **Resolution 91-2014:** Budget Amendment (public hearing/adoption)
  - Amendment as required by the Division of Local Government Services; the Budget amendment was read in full at the Council meeting held April 9 and was published in *The Coast Star* on April 17, 2014 as required by statute, and the Affidavit of Publication is on file in the Clerk’s Office.

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

**WHEREAS**, the local budget for the year 2014 was approved on March 12, 2014; and,

**WHEREAS**, the public hearing on said budget has been held as advertised; and,

**WHEREAS**, it is desired to amend the said approved budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Sea Girt, Monmouth County, that the following amendments to the approved budget of 2014 be made:

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**Resolution No. 91-2014** (continued)

Current Fund Budget:	FROM	TO
Summary of Revenues:		
3. Section G: Special Items of Revenue Anticipated with Prior Written Consent of the Director, DLGS – Other Special Items:		
FEMA Superstorm Sandy	\$140,000.00	\$ 219,610.00
Reserve for Debt Service	\$ 32,290.68	6,290.68
Total Section G: Special Items of Revenue Anticipated with Consent of the Director, DLGS – Other Special Items:	\$ 218,990.68	\$ 272,600.68
3. Total Miscellaneous Revenue	\$ 650,372.51	\$ 703,982.51
4. Receipts from Delinquent Taxes	\$ 126,191.24	\$ 121,958.17
5. Subtotal General Revenues	\$1,176,516.15	\$1,230,126.15
6. Amount to be raised by Taxes for Support of Municipal Budget		
a) Local Tax for Municipal Purposes Inc. Reserve for Uncollected Taxes	\$5,189,183.33	\$5,089,416.40
7. Total General Revenue	\$6,265,932.55	\$6,319,542.55
Appropriations:		
Section A: Appropriations within “CAPS”		
Employee Group Insurance	\$ 551,143.00	\$ 563,635.00
Total Operations within “CAPS” including Contingent	\$4,224,848.26	\$4,233,590.26
Total General Appropriations for Municipal Purposes within “CAPS”	\$4,901,428.00	\$4,910,170.00
Operations Excluded from “CAPS”		
Employee Group Insurance	\$ 20,107.00	\$ 11,365.00
Total Operations Excluded from “CAPS”	\$ 299,342.00	\$ 290,600.00
(E) Municipal Debt Service - Excluded from “CAPS”		
Payment of Bond Anticipation Notes and Capital Notes	\$ 200,000.00	\$ 198,808.73
Interest on Notes	\$ 11,372.00	\$ 12,563.27
Total Municipal- Municipal Debt Service excluded from		

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“CAPS”	\$ 486,222.00	\$ 486,222.00
(E) Deferred Charges-Municipal-Excluded from CAPS	\$ 270,000.00	\$ 219,610.00

**Resolution No. 91-2014** (continued)

(H-2) Total General Appropriations for Municipal Purposes Excluded from “CAPS”	\$1,155,564.00	\$1,096,432.00
(O) Total General Appropriations – Excluded from “CAPS”	\$1,155,564.00	\$1,096,432.00
(L) Subtotal General Appropriations {Items (H-1) and (O)}	\$6,056,992.00	\$6,006,602.00
9. Total General Appropriations	\$6,369,932.55	\$6,319,542.55

Appropriations for Beach Utility:

Emergency Authorization	\$ 32,813.52	\$ -0-
Overexpenditure of 2012 Appropriation	-0-	32,813.52

**BE IT FURTHER RESOLVED** that the Clerk be directed to post and publish as required by law and setting the date for the public hearing on the amendment as April 23, 2014.

**BE IT FURTHER RESOLVED** that three certified copies of this Resolution shall be filed in the Office of the Director of Local Government Services for his certification of the 2014 Local Municipal Budget so amended.

**IT IS HEREBY CERTIFIED** that the Amended Budget hereto and hereby made a part hereof is a true copy of the Budget approved by Resolution of the Governing Body on the 9<sup>th</sup> day of April, 2014.

The Mayor requested comments on the Budget Amendment only; there were no comments from the public present.

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			

At this time, Councilperson Cerami asked if he could comment on the budget: he noted that although funds were appropriated in the capital budget for the replacement of the mulch at the Baltimore Park playground, it is not enough to replace the mulch with the poured-on rubber surface.

Councilperson Foley commented the Recreation Commission needs to make recommendation on the type of surface to Council; the matter is in their hands now. Council President Fetzer suggested we wait for a recommendation from the Commission

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**Resolution No. 92-2014: UPON MOTION** of Councilperson Foley, seconded by Councilperson Buonocore, carried, that the following Resolution be and the same is hereby adopted:

**Resolution No. 92-2014** (continued)

**BE IT RESOLVED** that the preceding statement of revenues and appropriations as amended be and setting forth the amount to be raised by taxation in support of municipal services for 2014 be and the same is 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			

**7. NEW BUSINESS**

1. **Resolution No. 93-2014:** Appoint Class I SLEO's at \$10.00/hour Katelyn Kwiecinski, Aaron Braun and Edward Stillwell, Jr.

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

**WHEREAS**, the Borough of Sea Girt Police Department is in need of the services of three Class I Special Law Enforcement Officers for the period May 1 through December 31, 2014, inclusive; and,

**WHEREAS**, the Chief of the Sea Girt Police Department has recommended the following persons for these positions: Katelyn Kwiecinski, Aaron Braun and Edward Stillwell, Jr.

**NOW, THEREFORE, BE IT RESOLVED** that Katelyn Kwiecinski, Aaron Braun and Edward Stillwell, Jr. be appointed as Class I Special Law Enforcement Officers for the period May 1 through December 31, 2014, inclusive, at the hourly rate of \$10.00 per hour.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to Chief Davenport and 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			

2. **Resolution No. 94-2014:** Appoint CDBG Citizen Participation Committee.

**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 wishes to appoint a Citizens’ Participation Committee to review possible projects for submission to the Monmouth County Planning Board, Community Development Program for grant funding.

**NOW, THEREFORE, BE IT RESOLVED** that the following persons will constitute the Borough of Sea Girt Citizens’ Participation Committee for review of possible projects for submission to the Monmouth County Planning Board, Community Development Program for grant funding:

Councilperson Anne Morris  
Lynn Kroll  
Acting Borough Administrator/CDBG Representative Lorraine P. Carafa

**Recorded Vote:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Cerami	X			

3. **Resolution No. 95-2014:** “OPERATION THANK YOU” – free daily beach admission to active duty military personnel and their families.

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

**WHEREAS**, members of the Armed Forces of the United States, including residents of the Borough of Sea Girt, are today actively engaged in combat operations in Afghanistan and Iraq, or are deployed or otherwise serving in support of those operations, and/or in support of the on-going efforts of our Armed Forces throughout the world to protect and defend our nation and its citizens;

**WHEREAS**, since September 11, 2001, and increasingly since the commencement of combat operations in Afghanistan and Iraq, the men and women of the New Jersey National Guard have been called up to active duty status in increasing numbers, and their support and service have been and will continue to be essential to the overall success of military efforts both home and abroad.

**WHEREAS**, the ongoing hostilities in Afghanistan and Iraq, and the call to active service of thousands of New Jersey’s National Guard Reservists, have added untold additional stress and sacrifice to the lives of thousands of families of our active duty military, and for whom, in peacetime, day-to-day life was already stressful and challenging enough;

**Resolution No. 95-2014** (continued)

**WHEREAS**, many American families have lost loved ones in the military actions underway in Afghanistan and Iraq, and more than a hundred thousand other American families live each day in constant trepidation that the next knock on the door might make their own worst fears come true;

**WHEREAS**, the residents of the Borough of Sea Girt want our troops and their families to know that they are in our hearts and on our minds, that we support them and are extremely grateful for the sacrifices they are making each and every day;

**WHEREAS**, the Mayor and Borough Council, on behalf of all the families of Sea Girt, wish to honor and recognize our active military personnel and their immediate families (wife & children) by establishing a special program for the summer of 2014;

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Borough Council of the Borough of Sea Girt that in honor and recognition of our active military personnel and their families, and to demonstrate the gratitude of the residents of the Borough of Sea Girt for the daily sacrifices they are making, the Mayor and Borough Council hereby announce the commencement of “OPERATION: THANK YOU”; and

**BE IT FURTHER RESOLVED**, that free beach admission be provided during the 2014 season to each member of the active military and their dependents (wife & children) upon the presentation of a valid military identification card at any beach entrance;

**BE IT FURTHER RESOLVED** that Sea Girt’s business community be invited and encouraged to participate in ”Operation: Thank You” by providing discounts to our active military and their dependents, and by otherwise recognizing their sacrifices and service and joining the residents of Sea Girt in welcoming them to our community;

**BE IT FURTHER RESOLVED** that New Jersey’s other coastal communities be and hereby are invited to join with Sea Girt in providing free beach admission to members of our active military and their dependents and/or in otherwise demonstrating their support for our troops and their families, and the Borough Clerk is hereby directed to forward copies of this Resolution to the governing bodies of New Jersey’s other Coastal Communities, and to forward a copy of the Resolution to the New Jersey League of Municipalities;

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately and shall remain in effect throughout the 2014 beach season.

Recorded Vote:

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			

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Councilman Cerami	X			
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4. **Resolution No. 96-2014:** Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad Members – free access to borough beaches.

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

**WHEREAS**, the residents of the Borough of Sea Girt wish to acknowledge the service of Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad members and are extremely grateful for the job they do each and every day; and,

**WHEREAS**, the Borough Council, on behalf of all the families of Sea Girt, wish to recognize the member of the Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad by establishing a special program of free beach admission for the summer of 2014; and,

**WHEREAS**, any Sea Girt Volunteer Fire Dept. or Manasquan First Aid Squad Member who uses this privilege shall make themselves known to the lifeguard on duty and volunteer to assist in any first aid/emergency situations that they become aware of during their time on the beach; and

**WHEREAS**, this privilege shall only be extended to active, qualified members of the Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad and shall not include their families or governing body members of the Borough of Sea Girt; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt that in recognition of the service of Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad members that free beach admission be provided during the 2014 season to each active, qualified member of the Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad upon the presentation of a valid identification card or badge at any beach entrance.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately and shall remain in effect throughout the 2014 beach season.

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. **Resolution No. 97-2014:** Approve 2014 Taxi Owner licenses.

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

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**WHEREAS**, the Borough of Sea Girt has previously adopted Ordinance No. 13-2009, as amended by Ordinances No. 24-2009 and No. 19-2010, authorizing the issuance of taxi licenses in the Borough; and,

**Resolution No. 97-2014** (continued)

**WHEREAS**, the number of taxi/autocab owners' licenses that may be issued in any one year shall not exceed fifteen (15) unless duly authorized by Mayor and Council; and,

**WHEREAS**, the licenses set forth on the attached list shall expire on October 31, 2014; and,

**NOW, THEREFORE BE IT RESOLVED**, by the Council of the Borough of Sea Girt that licenses for 2014 be approved for the taxi/autocab owners listed below:

**NOW, THEREFORE BE IT RESOLVED**, by the Council of the Borough of Sea Girt that licenses for 2014 be approved for the taxi/autocab owners listed below:

Able Transportation  
Eastern Links, Inc.  
Homestead Transportation  
Leon's Transportation, LLC  
Meehan Transportation  
Royal One Transport  
Squan Transportation Service, LLC  
Wally's Transportation, LLC

Belmar Reliable Transportation  
Heikal Taxi  
Junu Generation Taxi, LLC  
ML Transportation, LLC  
New Ocean Transport, LLC  
Shore Way Taxi  
US Way, LLC

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			

**8. ACTING ADMINISTRATOR REPORTS/DISCUSSION MATTERS**

1. **Beach Badges** are now on sale at Borough Hall from 9:30 AM to 3:00 PM;
2. **Upcoming Events:**
  - Arbor Day Celebration, April 25 at 1:45 PM, Sea Girt School
  - Clean Ocean Action Beach Sweeps, April 26, 9:00 AM to Noon, meet at Beacon Pavilion, wear hard-soled shoes, hats, sunscreen; bring gloves;
  - Munchkin Soccer begins on April 27; pre-registration is required
3. **Water-sewer utility payments** – an on-line payment option is being implemented for water-sewer payments due in May, 2014. Pre-registration is required; please contact our Utility Collector, Linda McGeehan at 732.449.9433, x112, to obtain the registration form or additional information.

4. **Baltimore Blvd. Playground** – the resurfacing of the Baltimore Blvd. Playground has been referred to the Recreation Commission for investigation and recommendation of the type of surface back to Borough Council;

**ACTING ADMINISTRATOR REPORTS** (continued)

5. **Superstorm Sandy Reimbursement from FEMA/Insurance:** the Borough has received \$1,838,284 in the last week - (\$1,500,775 reimbursement from FEMA; \$337,509 from insurance). Total reimbursements received to date – FEMA: \$1,824,550 out of \$2,526,299 in claims submitted; insurance: \$400,509 out of \$540,000 in claims submitted. All FEMA proceeds are earmarked for debt reduction.

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

**10. COUNCIL REPORTS**

Councilpersons Foley, Buonocore, Cerami and Fetzer had no reports.

Councilperson Morris reported as follows:

- DPW working hard to restore the benches on the boardwalk by July.

Councilperson Mulroy reported as follows:

- Beach re-nourishment is complete;
- Dune system – it is very important to stay off dunes and keep dogs off the beach and dune as required by our Ordinances;
- Echoed Mayor Farrell’s appreciation for Lorraine Carafa’s hard work on the FEMA submission.

Mayor Farrell reported as follows:

- Replenishment done;
- Spring Lake Mayor advised of legislation sponsored by Senator Dougherty that would mandate free beach access if FEMA funds were received; read letter from Mayor Naughton opposing this legislation.

**11. Resolution No. 98-2014:** 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 April 17, 2014 in the totals as follows:

CURRENT FUND	\$ 1,928,666.88
WATER/SEWER OPERATING FUND	\$ 2,951.77
BEACH OPERATING FUND	\$ 5,961.19
TRUST FUND	\$ 4,455.87
RECREATION TRUST	\$ 25.00
DOG TRUST	\$ 161.40
GENERAL CAPITAL	\$ 6,847.58
BEACH CAPITAL	\$ 6,136.10
WATER CAPITAL	\$ 18,876.00

**Resolution No. 98-2014**

**Recorded Vote:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer				X
Councilman Mulroy	X			
Councilman Cerami	X			

Council President Fetzer abstained with respect to authorizing the payment to Hatch Mott MacDonald.

**12. PUBLIC PARTICIPATION ON ANY SUBJECT:**

- Robert Kregg questioned the following:
  - why the yellow tape on the railings? Question was answered by Mayor and Acting Administrator;
  - Why has Parker House eliminated parking behind their establishment?
  - With Arbor Day coming up, there are two dead trees near The Plaza across from Post Office that should be removed; trees near pump station are dying.

There being no further comments, the public hearing was closed. **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Morris, carried, that the following **Resolution No. 99-2014** 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 and contract negotiations.
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.

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**Resolution No. 99-2014** (continued)

**RECORDED VOTE:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
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 10:30 PM. There being no further business and UPON MOTION of Councilperson Buonocore, seconded by Council President Fetzer, carried, that the meeting be finally adjourned at 10:30 PM.

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LORRAINE P. CARAFA, RMC  
Municipal Clerk