

REGULAR MEETING – SEPTEMBER 10, 2014 - 7:30 pm

BOROUGH COUNCIL, BOROUGH OF SEA GIRT

AGENDA

1. CALL TO ORDER

2. MOMENT OF SILENCE

3. SALUTE TO THE FLAG

4. COMPLIANCE STATEMENT:

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

5. ROLL CALL:

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

1. PUBLIC PARTICIPATION ON ANY AGENDA ITEM (Comments limited to 7 minutes)

2. CONSENT AGENDA - Resolution __-2014:

(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration): None

3. APPROVE MINUTES

- **Resolution __-2014:** August 6, 2014 Regular Meeting
- **Resolution __-2014:** August 27, 2014 Special Meeting

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

5. OLD BUSINESS

A. Ordinances – public hearings/possible adoption:

1. **Ordinance No. 15-2014:** The Mayor to read the said Ordinance by Title, advising of its publication in its entirety in *The Coast Star* on July 31, 2014 and that the Affidavit of Publication is on file in the Clerk's Office. The Ordinance was sent to the Monmouth

County Planning Board and the Borough of Sea Girt Planning Board for their information and comments as required by the Municipal Land Use Law.

ORDINANCE NO. 15-2014

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 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

- __moves, seconded by __, carried, that the meeting to be opened to the public for comments on the said Ordinance only (consensus vote).
- Comments, if any
- __moves, seconded by __, carried, that the public hearing be closed (consensus vote).

Possible motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

2. **Ordinance No. 18-2014:** The Mayor to read the said Ordinance by Title, advising of its publication in its entirety in *The Coast Star* on August 14, 2014 and that the Affidavit of Publication is on file in the Clerk's Office.

ORDINANCE NO. 18-2014

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

- __moves, seconded by __, carried, that the meeting to be opened to the public for comments on the said Ordinance only (consensus vote).
- Comments, if any
- __moves, seconded by __, carried, that the public hearing be closed (consensus vote).

Possible motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

3. **Ordinance No. 19-2014:** The Mayor to read the said Ordinance by Title, advising of its publication in its entirety in *The Coast Star* on August 14, 2014 and that the Affidavit of Publication is on file in the Clerk's Office.

ORDINANCE NO. 19-2014

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

- __moves, seconded by __, carried, that the meeting to be opened to the public for comments on the said Ordinance only (consensus vote).
- Comments, if any
- __moves, seconded by __, carried, that the public hearing be closed (consensus vote).

Possible motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

B. Resolution __-2014: Water Storage Tank Rehabilitation Project

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

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

- Additional funding necessary was approved with the adoption of Ordinance No. 18-2014
- Accept bid of US Tank Painting, Millstone, NJ, \$644,699

C. Resolution __-2014: Appeal Taxi Driver License denial (Wayne Kovacs)

D. Resolution __-2014: Authorizing the sale/disposal of property no longer needed for public use

6. NEW BUSINESS

A. Resolution __-2014: Ratify Agreement and authorize Mayor and Clerk to execute same with Sea Girt PBA Local 50

B. Resolution __-2014: Shade Tree Commission – appoint Frank Sharp as Commissioner through December 31, 2018; realign terms of existing Commissioners to staggered expiration date pursuant to Borough Code

7. ADMINISTRATOR REPORTS/DISCUSSION MATTERS

- Abandoned properties:** PL 2014, c. 35, permits municipalities to adopt ordinances to regulate the care, maintenance, security, and upkeep of vacant residential properties on which a summons and complaint in an action to foreclose has been filed. I am awaiting further guidance (i.e., model ordinance) from the DCA for possible implementation in the Borough.
- Baltimore Blvd. and Neptune Place Outfall issues** – we are continuing the dialogue with DEP, the ACoE and our Federal legislators, and anticipate a response to the DEP’s request for consideration (to extend outfalls) after the ACoE-DEP meeting scheduled for mid-September (we are trying to confirm the date and time). We have put in place a contingency plan including but not limited to personnel standing by, continuing to clear the outfalls daily and the placement of pumps at/near both locations in the event of rain.
- Drainage Evaluation** – field work completed as of Friday, September 5, 2014; this information will be used to plot elevations necessary for the preparation of detailed report;

- d. **2nd Annual Library Wine and Cheese** celebration will be held on Saturday, September 13, 2014 from 5:00 to 7:00 PM; please join us for this festive event. Tickets, \$45 each, are available through September 11, 2014 at Borough Hall.
- 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). 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. **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 released in the early fall. The first county wide plan was completed in 2009. The plan is a documented evaluation of the natural hazards to which a community is susceptible and the extent to which these events will occur. It identifies an areas vulnerability to the effects of natural hazards and the goals, objectives and actions required to minimize future loss. Mitigation is preparation and planning now to reduce loss of life and property later, by lessening the impacts of future disasters. The plan allows the County and the participating municipalities to apply for pre and post disaster mitigation grant funding through FEMA. Once released, 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.
- g. **LESO Program** - The Borough has entered into an agreement with the State Police OEM to participate in the DOD 1033 Program (LESO). The borough took possession of eight items and is arranging for the delivery of two more that will be utilized during major weather events, states of emergency, and disasters. The total value of these items is in excess of \$800,000, all of which was free equipment to the borough. These items do come with certain limitations of usage – first and foremost, they are designated for police use and must be used for the public good. All of the items, except for the HUMVEES, become "demilitarized" and property of the Borough. In addition to several small items, the following items were acquired:
- 1 D-7 Caterpillar bulldozer
 - 5 - Utility Trucks (HUMVEE) vehicles (3 hard top /1 soft top/1 Special purpose)
 - 3 - 5 ton Cargo Truck; 2 – 5 ton Dump trucks
 - 1 - John Deere "Mule"
 - 2 - Soft top Cargo Trailers
 - 2 - pumps
- h. **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.
8. **QPA REPORTS** (of activity since previous Council Meeting):
- a. Pavilion: a/c, Polar Air, \$17,900; surveillance system, Cross Over Networks, Inc. \$13,675.37
 - b. Mark A. White, Ph.D., Employee Assistance Program (EAP) required by Borough policies/procedures, \$1,800 retainer, maximum annual cost with variables included, \$2,890

9. **COUNCIL REPORTS**

10. **Resolution __-2014:** Payment of bills

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

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

13. **ADJOURN**