

**MINUTES - REGULAR MEETING  
SEPTEMBER 10, 2014 - 7:30 pm**

**BOROUGH COUNCIL, BOROUGH OF SEA GIRT**

The Regular Meeting of the Borough Council of the Borough of Sea Girt was held in the Sea Girt School on September 10, 2014 and called to order by Mayor Ken Farrell at 7:30 PM. The Mayor asked for a moment of silence for all those lost on September 11<sup>th</sup> and everyone affected by the terrible tragedy. The Clerk read the 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.

**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	

**1. PUBLIC PARTICIPATION ON ANY AGENDA ITEM - None**

**2. APPROVE MINUTES**

- **Resolution No. 178-2014:** August 6, 2014 Regular Meeting

**UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that the Minutes of the Regular Meeting held August 6, 2014 be and the same are hereby adopted as presented. Council President Fetzer requested a copy of the minutes be sent to Matt Clark, County Tax Administration for his review.

**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			

- **Resolution No. 179-2014:** August 27, 2014 Special Meeting

**UPON MOTION** of Councilperson Mulroy, seconded by Councilperson Buonocore, carried, that this matter be tabled at this time. Councilpersons Foley, Buonocore, Morris, Mulroy and Cerami voted affirmatively. The motion to table is approved.

**3. OPEN DISCUSSION:**

Mayor Farrell thanked our DPW Staff for their efforts to keep outfalls clear and their extra work keeping the town well maintained. The Mayor also thanked Chief Davenport and Sergeant Macko for getting the Borough into the LESO program. The Borough has obtained hundreds of thousands of dollars of equipment from Army surplus for use by all departments at no cost to the Borough.

**4. OLD BUSINESS**

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

- 1. Ordinance No. 15-2104:** The Mayor read the said Ordinance by title, design of its publication in its entirety in the *Asbury Park Press* on June 25, 2014 and that the Affidavit of Publication is on file in the Clerk's office: the Mayor further introduced and summarized the ordinance. Council President Fetzer clarified codified ordinance and restores no building coverage maximum in the Commercial Zone. Councilperson Cerami noted that this Ordinance adds clarity going forward but is concerned that business owners' may not be able to rebuild in event of catastrophe; and doesn't feel they should have to apply for variance. Mr. Montenegro replied that this Ordinance does not address Mr. Cerami's concerns as he is speaking of a pre-existing non-confirming use. Mr. Montenegro noted that the Borough could not adopt type of Ordinance that Councilperson Cerami is advocating as it would be a violation of the Municipal Land Use Law. Mr. Montenegro noted if partial destruction, it can be rebuilt; if full, you must appear for variance. Council President Fetzer added as clarification that this Ordinance existed previously, and the same limitations on rebuilding a non-confirming use existed at that time.

**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**

**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 "17-4 Schedule of Limitations" is hereby supplemented as follows:

**AREA AND YARD REQUIREMENT, DISTRICT 2 EAST AND 2 WEST, CONVENIENCE COMMERCIAL,** 4. Building Coverage in the District 2 East and 2 West Convenience Commercial District will be restricted to the amount of property remaining after the above described setbacks have been met, inclusive of compliance with parking, drainage and accessibility requirements.

**Ordinance No. 15-2014** (continued)

**SECTION 2.** Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “17-5.1 Accessory Buildings and Structures in Residence Districts” is hereby supplemented as follows:

h. Second Dwelling Prohibited. There shall not be more than one single family residential building on a lot.

i. Building Coverage. The maximum permitted building coverage on any residential lot shall be the equivalent of twenty (20%) percent of lot size, calculated by dividing the first floor area, as that term is defined in Section 17-2, of the principal building by the total square footage of the lot.

**SECTION 3.** Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “17-5.2 Second Dwelling Prohibited” is hereby revised as follows:

**17-5.2** *This section intentionally left blank.*

**SECTION 4.** Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “17-5.3 Building Coverage” is hereby revised as follows:

**17-5.3** *This section intentionally left blank.*

**SECTION 5.** 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 6.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 7.** 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 8.** This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

**SECTION 9.** A copy of this Ordinance shall be filed with the Monmouth County Planning Board, pursuant to N.J.S.A. 40:55D-16.

**UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Morris, 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 Council President Fetzer, seconded by Councilperson Mulroy, carried, that the public hearing be closed.

**UPON MOTION** of Councilperson Buonocore, seconded by Council President Fetzer, that the said Ordinance No. 15-2014 be adopted on final reading, directing the Clerk to post and publish as required by law.

**Ordinance No. 15-2014** (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			

2. **Ordinance No. 18-2014:** The Mayor read the said Ordinance by title, advising of its publication in its entirety in the *Asbury Park Press* on August 14, 2014 and that the Affidavit of Publication is on file in the Clerk’s office. Mayor Farrell explained that the original bids came in higher than the available funding and an additional allocation of \$200K is necessary, to be taken from Water Sewer Utility fund balance but no borrowing required; necessary item for community. Council President Fetzer added this is the last piece of the puzzle to complete the Water Plant Rehabilitation project and urged adoption of the additional funds.

**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**

**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
Improvements to Elevated Water Storage Tank	\$200,000.00

**Section 2.** The improvements as stated above are general improvements that the Borough may lawfully undertake and the amount appropriated therefor is \$200,000.00.

**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, Operating and/or Capital Fund Balances, 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.

**Ordinance No. 18-2014** (continued)

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 Council President Fetzer, seconded by Councilperson Morris, 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 Council President Fetzer, seconded by Councilperson Buonocore, carried, that the public hearing be closed.

**UPON MOTION** of Council President Fetzer, seconded by Councilperson Morris, that the said Ordinance No. 18-2014 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. 19-2104:** The Mayor read the said Ordinance by title, design of its publication in its entirety in the *Asbury Park Press* on August 14, 2014 and that the Affidavit of Publication is on file in the Clerk's office: Councilperson Mulroy commented that the Fire Company is actively seeking new member interest. Council President Fetzer commented on the success of the program and having interest sooner hopefully will keep them active longer. Mayor Farrell commented Sea Girt is fortunate to have volunteers donate their time.

**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**

**BE IT ORDAINED BY THE BOROUGH COUNCIL** of the Borough of Sea Girt that the Borough Code is hereby amended and supplemented as follows:

**Ordinance No. 19-2104** (continued)

**2-39 JUNIOR FIREMEN'S AUXILIARY TO SEA GIRT FIRE COMPANY NO. 1.**

**2-39.3 Eligibility.**

No person shall be eligible for membership who is less than fourteen (14) years of age or more than eighteen (18) years of age and shall be required to submit written permission from their parent, signed and acknowledged in the manner required by law for recordation of deeds. (Ord. No. 880 § 2)

**2-39.4 Rules and Regulations.**

a. The Officers of Sea Girt Fire Company No. 1 shall be responsible for the training of members of the Auxiliary for eventual membership in this or other fire companies and shall comply with N.J.S.A. 40A:14-98 as amended and Junior Firefighter Auxiliaries.

b. No member shall be required to perform duties which would expose him/her to the same degree of hazard as a regular member of the Fire Company.

c. Activities of Junior Firemen under the age of sixteen (16) shall be limited to:

1. Attending meetings of the Junior Firemen's Auxiliary;
2. Receiving instruction;
3. Participating in training that does not involve fire, smoke, toxic or noxious gas, or hazardous materials or substances; and
4. Observing firefighting activities, while under supervision. Junior Firefighters under the age of sixteen (16) will not be allowed on an Active Fire Scene and shall not be permitted to operate power equipment at any time. (Ord. No. 880 § 3)

**Section 2.** All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed, but only to the extent of such inconsistency.

**Section 3.** 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 Council President Fetzer, seconded by Councilperson Morris, carried, that the public hearing be closed.

**UPON MOTION** of Councilperson Mulroy, seconded by Councilperson Foley, that the said Ordinance No. 19-2014 be adopted on final reading, directing the Clerk to post and publish as required by

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			

**B. Resolution No. 180-2014: Water Storage Tank Rehabilitation Project:**

**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 advertised for bids in accordance with specifications prepared by Hatch, Mott MacDonald, Inc. for the project known as Elevated Water Storage Tank Rehabilitation; and,

**WHEREAS**, a total of two (2) vendors submitted proposals by the date and time required in the Bid Specifications:

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

**WHEREAS**, said bids were reviewed by Hatch Mott MacDonald and they recommend the award to U.S. Tank Painting, Inc., Millstone, NJ; and,

**WHEREAS**, funds are available for this Project and the Chief Financial Officer has so certified; and,

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The bid for the Project known as Elevated Water Storage Tank Rehabilitation be and the same is hereby accepted from U.S. Tank Painting, Inc., Millstone, NJ in the amount of \$644,699.00 and a contract awarded to the same.
2. The Mayor and Municipal Clerk are hereby authorized to execute the contract with U.S. Tank Painting, Inc., Millstone, NJ for the said Project.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution shall be supplied to U.S. Tank Painting, Inc., Hatch Mott MacDonald and the Chief Financial Officer for her information and 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			

- C. **Appeal Taxi Driver License denial (Wayne Kovacs):** No action taken tonight. Mr. Kovacs will submit his 2015 application in March during the application period and Councilmembers will re-consider his request at that time.

**D. Resolution No. 181-2014:** Resolution Authorizing the sale of Personal Property No Longer Needed for Public Use at Public Auction.

**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 has determined that certain personal property as described on the attached “Schedule A” is no longer needed for public purposes; and,

**WHEREAS**, pursuant to N.J.S.A.40A:11-36, “Sale or other disposition of personal property,” the governing body may authorize the public sale of municipal owned property no longer needed for public use.

**NOW, THEREFORE BE IT RESOLVED**, by the Council of the Borough of Sea Girt, County of Monmouth that we do hereby declare that the personal property listed in “Schedule A” is surplus and no longer needed for Borough use.

**Schedule A  
Borough Owned Vehicles**

<i>Year</i>	<i>Make/Model</i>	<i>Color</i>	<i>VIN#/Serial #</i>
1990	Int'l 4600 4x2 Rack Bod	Green	1HTSAZPK7LH225896
1999	Ford E350 Van NG	n/a	1FTSE34M7XHC12270
1999	Ford F250 4x2 NG	n/a	1FTPF27M6XKB64143
2003	Ford Crown Victoria	White	2FAFP71W43X174408
2006	Ford Crown Victoria	Black/White	2FAFP71W36X146281

**Public Works Equipment**

<i>Item</i>	<i>Make/Model</i>	<i>Serial #</i>
DPW – Lesco Mower 48” Commercial	Kawasaki 15hp	n/a
Two (2) Lawn Boy Mowers 21”	6.5 hp	

**Police Department Equipment**

Rio Beach Chair	Blue and Multi	
Rio Beach Chair	Blue and Silver	
Zouvi Surf Board	White	20.063

**Police Department Bicycles**

<i>Make/Model</i>	<i>Color</i>	<i>Serial #</i>
Roadmaster 15 Speed Mountain Bike	Green	RMC22944216
Schwinn Jaguar 26” Bike	n/a	SNESD06J51447
Columbia 10 Speed Bike	White/Purple Fantasy	61830325
Jamis Beach Cruiser	Black with Blue Basket	12042025
Pacific Paradise Mountain Bike	Purple	HC0636655
Double Tandem Bike	Green	SNHUA08K17679
Seabreeze Female Beach Cruiser	n/a	SBC9031458
26” Trek Classic Bike	n/a	CC556265



Men's Next 18 speed	Red	8201-14/SL99550553
Boss Dune Rider	n/a	P07890354
Electra Beach Cruiser	Black	FL00H03055
Next Power Climber Mountain Bike	n/a	TDCBC01550
Beach Cruiser	Black	03L0001442
Huffy Bike Dream Journey	Pink	LNO6C47902
Haro Childs Mountain Bike	Orange	MBSILO498

**Miscellaneous Equipment**

<i>Item</i>	<i>Make/Model</i>	<i>Serial #</i>
Hankins-style Wooden boats (5)	N/A	N/A
Lifeguard kayaks (5)	N/A	N/A
Sailfish sailboat (1)	N/A	N/A
Rowing machine (1)	N/A	N/A
Competition soft top race boards - JG (4)	N/A	N/A
2 drawer file cabinet (1)	N/A	N/A
L/G 12' white poly rescue boards (4)	N/A	N/A
Umbrellas (13)	N/A	N/A
5 light vector light bar (1)	N/A	N/A
3 light vector light bar (1)	N/A	N/A
Ice machine (non-functioning) (1)	N/A	N/A
Oars (47)	N/A	N/A

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. NEW BUSINESS:**

- A. Resolution No. 182 -2014:** Ratify Agreement and authorize Mayor and Clerk to execute same with Sea Girt PBA Local 50.

**UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, that this matter be tabled tonight. Councilpersons Morris, Council President Fetzer, Mulroy, and Cerami voted affirmatively. The motion to table is approved.

**B. Resolution No. 183-2014:** Shared Tree Commission – Appoint Frank Sharp as Commissioner through December 31, 2018; realign terms of existing Commissioners to staggered expiration date pursuant to Borough Code.

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

**WHEREAS**, Michael Matthews, Chairman of the Shade Tree Commission, has requested the appointment of Frank Sharp, Stockton Blvd., to fill a current vacancy on the Commission with a term commencing immediately and ending on December 31, 2018; and,

**WHEREAS**, Mr. Matthews has also requested that the terms of the existing Commission members be realigned to the staggered terms required by the Borough Code as follows:

Jared McKittrick through December 31, 2015  
Lorraine P. Carafa through December 31, 2016  
Michael Matthews through December 31, 2017  
John O’Grady through December 31, 2018  
Michael Meixsell through December 31, 2019  
Joseph Amberg through December 31, 2015

**NOW, THEREFORE, BE IT RESOLVED** that the appointment of Frank Sharp to the Shade Tree Commission be and the same is hereby confirmed with a term through December 31, 2018, and the terms of the existing Commission members be and the same are hereby extended through the dates shown above.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution shall be supplied to the members of the Shade Tree Commission and the Municipal Clerk 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			

## 6. ADMINISTRATOR REPORTS/DISCUSSION MATTERS

- a. **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.
- b. **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

**ADMINISTRATOR REPORTS/DISCUSSION MATTERS** (continued)

- 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.
- c. **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. **2<sup>nd</sup> 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](mailto: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](http://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"

**ADMINISTRATOR REPORTS/DISCUSSION MATTERS** (continued)

- 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.

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

Pavilion: a/c, Polar Air, \$17,900; surveillance system, Cross Over Networks, Inc. \$13,675.37  
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

8. **COUNCIL REPORTS**

Councilpersons Foley, Buonocore and Cerami and no reports.

Councilperson Morris reported as follows:

- Final update on boardwalk benches: 89 installed; still awaiting some plaques; pre-sandy 133 benches; currently 89; the program is closed;
- Sea Girt Women's Bridge Group donated \$550 to the Library;
- Boardwalk stroll is Sunday 9/14 at 9:00 am in memory of Terry Shibles;
- Police Department report: very busy; 588 summonses; August: 5 DWI; 99 motor vehicles summons; 42 parking violations; 74 disorderly; 114 various violations;
- Explanation of maps and zones;
- 29 arrests within in area of Parker House;
- Police Department rose to occasion, enforcing Ordinances and kept order in town;
- Short staff due to injury; and lost two Class II Specials;
- From mid-May – September not one officer called out sick;
- Class I Officers were utilized on taxi line which worked well;
- Next season planning to hire 6 Class I Officers instead of 4; Class II school starts in January;
- \$2,000 per training course; charge Parker House and Beach utility for some of the costs; looking for consensus;
- Thanked Chief and staff for their efforts.

Councilperson Mulroy reported as follows:

- Successful beach season;
- Thanked Tim Harmon and Jim Freda; training was excellent; many days of rough surf; - Thanked Beach Crew, DPW and Police;
- Junior Guard program is outstanding;
- 12 lost rain days; extended season until Sept 7;
- Daily beach badges, 42,859; season badges, 4,869; senior badges, 883;
- Beach committee will meet soon to streamline process; implement on-line purchase of badges; purchase more mobi mats;
- Complaints on our "no food" on the beach policy; possible changes for next year;
- Replenishment changed sand; improve rake to help with rocks in sand;
- Kayak locker policy – half being utilized;
- Movie on the beach was successful; would like to see two movies next year;
- Dune restoration on going.

**COUNCIL REPORTS** (continued)

Council President Fetzer reported as follows:

- Thanked residents in town for conserving water well; we are well within our limits;
- Hoping next year we will have a newly painted tower.

**9. Resolution 185-2014:** 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 September 10, 2014 in the totals as follows:

CURRENT FUND	\$ 476,362.46
WATER/SEWER OPERATING FUND	\$ 4,374.18
BEACH OPERATING FUND	\$ 8,977.17
RECREATION TRUST	\$ 3,728.48
BEACH CAPITAL	\$ 895.00
GENERAL CAPITAL	\$ 3,392.00
WATER CAPITAL	\$ 9,339.42

**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.

**10. PUBLIC PARTICIPATION ON ANY SUBJECT**

Bob Fahey, owner of Edgar’s Pub, noted he was approved for the renovation project by Manasquan. He is aware of concerns Sea Girt has and has been unsuccessful setting up a meeting with the governing body and wants to address why the Borough appealed the variance approval. Mr. Fahey feels they are good neighbors and wants to make the restaurant more attractive and fully functioning restaurant. Mr. Fahey feels they have cleaned up their appearance since new ownership. Mayor Farrell replied he will appointment a committee to discuss the process and we will touch base with Mr. Fahey. Mr. Montenegro noted he is waiting for a final report from Engineers and will set up a meeting to discuss.

Eileen Devlin, Beacon Blvd. had a friend killed at the crosswalk at First Avenue and Beacon Blvd.; she inquired why there has been no response from Councilmembers as far as any action taken to prevent future incidents. Mayor Farrell responded the incident was discussed in a meeting; Mrs. Carafa explained there is a traffic study underway and the Borough is awaiting results to address improvements to entire area; Chief Davenport explained the measures the Borough has taken and noted that speeding is not an issue on First Ave; we have a high percentage of vehicles that stop for pedestrians.

**PUBLIC PARTICIPATION** (continued)

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. 186-2014** 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.

**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 9:05 PM and the Clerk noted that during the Executive Session, the matters of Sitar settlement pending and potential litigation (Walker and Patock), were discussed. **UPON MOTION** of Council President Fetzer, seconded by Councilperson Buonocore, carried that the following **Resolution No. 187-2014** be and the same is hereby adopted:

**WHEREAS**, the Borough Council discussed the matter involving a settlement with Mr. Sitar during the Executive Session just concluded.

**NOW THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt authorizes the Borough Attorney to settle the Sitar matter as has been previously discussed.

**BE IT FURTHER RESOLVED** that this matter will be made public at such time as confidentiality is no longer an issue.

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**Resolution 187-2014** (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			

Mr. Sitar and his attorney were present for the adoption of the above Resolution, and noted that they hope the matter can be resolved without further litigation. There being no further business and **UPON MOTION** of Council President Fetzer, seconded by Councilperson Morris, carried, that the meeting be finally adjourned at 9:15 PM.

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Lorraine P. Carafa  
Municipal Clerk