

**MINUTES - REGULAR MEETING
APRIL 13, 2016**

The Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell at 7:30 PM on Wednesday, April 13, 2016 at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence in remembrance of those victims who lost their lives in Brussels as a result of the terrorist attack and also to remember Bruce Beckmann of Beacon Blvd. He then led those in attendance in the Pledge of Allegiance.

The Municipal 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:

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

2. PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM: No comments

3. CONSENT AGENDA - Resolution No. 63-2016: UPON MOTION of Councilperson Buonocore, seconded by Councilperson Morris, carried, that the following Resolution be and the same are hereby adopted:

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and,

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and,

WHEREAS, trees can reduce erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife; and,

WHEREAS, trees in our Borough increase property values, enhance the economic vitality of business areas, and beautify our community; and,

WHEREAS, the Borough of Sea Girt has achieved "Tree City USA" status by meeting the program's four requirements: a tree board or department, a tree-care ordinance, an annual community forestry budget of at least \$2 per capita and an Arbor Day observance.

NOW, THEREFORE, BE IT MEMORIALIZED by the Mayor and Borough Council of the Borough of Sea Girt that April 29th, 2016 is celebrated as

ARBOR DAY

in the community of Sea Girt and we urge all citizens to support efforts to protect our existing trees and woodlands and we urge all citizens to plant trees to beautify our community and promote the well-being of present and future generations.

Recorded Vote:

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

4. APPROVE MINUTES

A. **Resolution No. 64-2016:** Approve Minutes, Regular Meeting held March 23, 2016

UPON MOTION of Councilperson Mulroy, seconded by Councilperson Buonocore, carried, that the Minutes of the Regular Meeting held March 23, 2016 be and the same are hereby approved 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 Rotolo	X			

5. **OPEN DISCUSSION:** No comments from the Public present.

6. OLD BUSINESS

A. ORDINANCES – PUBLIC HEARING/ADOPTION

1. **BOND ORDINANCE NO. 03-2016** -The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016:

BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENTS TO VARIOUS STREETS AND ROADS IN THE BOROUGH OF SEA GIRT, INCLUDING BUT NOT LIMITED TO NEPTUNE AND SEASIDE PLACES

AND MORVEN TERRACE, AND APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$712,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED by the **BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Sea Girt, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$750,000, said sum being inclusive of all appropriations heretofore made therefore, including the sum of \$37,500 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes from the Borough’s Capital Improvement Fund in one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$750,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of improvements to various roads in the Borough, including but not limited to Neptune and Seaside Places and Morven Terrace, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the Borough Chief Financial Officer, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$712,500.00, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$750,000.00, which is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include

the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is twenty (20) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$712,500.00 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$100,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The

obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond 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, and **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Rotolo, carried, the public hearing was closed.

UPON MOTION of Councilperson Foley, seconded by Councilperson Mulroy, carried, that the said Ordinance No. 03-2016 be adopted on final reading, directing the Clerk to post and publish as required by law, and noting that the twenty-day estoppel period begins to run upon first publication after final adoption.

Recorded Vote:

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

2. **BOND ORDINANCE NO. 04-2016** - The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016:

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$186,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$176,500 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED by the **BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Sea Girt, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$186,500, said sum being inclusive of all appropriations heretofore made therefore, including the sum of \$10,000 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment has been made available

by virtue of provision for down payment or for capital improvement purposes from the Borough's Capital Improvement Fund in one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$176,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (1) Purpose: Acquisition of utility trucks, a Cushman vehicle and equipment for the Department of Public Works, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$116,500
<u>Maximum Amount of Bonds or Notes:</u>	\$110,500
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 6,000

- (2) Purpose: Improvements to Police Headquarters, Borough Yard improvements and Fire Department equipment, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$70,000
<u>Maximum Amount of Bonds or Notes:</u>	\$66,000
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 4,000

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$176,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$186,500, which is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers

thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 8.75 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$176,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

UPON MOTION of Councilperson Rotolo, 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, and **UPON MOTION** of Councilperson Rotolo, seconded by Councilperson Mulroy, carried, the public hearing was closed.

UPON MOTION of Councilperson Rotolo, seconded by Councilperson Foley, carried, that the said Ordinance No. 04-2016 be adopted on final reading, directing the Clerk to post and publish as required by law and noting that the twenty-day estoppel period begins to run upon first publication after final adoption..

Recorded Vote:

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

- BOND ORDINANCE NO. 05-2016** :The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016 – (purpose: \$30,000 for professional services of LSRP for on-going site remediation) :

AN ORDINANCE PROVIDING FOR VARIOUS GENERAL IMPROVEMENTS IN THE BOROUGH AND PROVIDING FOR THE COST THEREOF FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY

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 general improvements in the Borough of Sea Girt as listed below:

DESCRIPTION OF IMPROVEMENT	ESTIMATED COST
Underground storage tank remediation	\$30,000

Section 2. The improvements as stated above are general improvements that the Borough may lawfully undertake and the amount appropriated therefor is \$30,000.

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 Capital Improvement Fund 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 Foley, seconded by Councilperson Rotolo, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public present, and **UPON MOTION** of Councilperson Buonocore, seconded by Council President Fetzer, carried, the public hearing was closed.

UPON MOTION of Council President Fetzer, seconded by Councilperson Rotolo, carried, that the said Ordinance No. 05-2016 be adopted on final reading, directing the Clerk to post and publish as required by law.

Recorded Vote:

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

- 4. **BOND ORDINANCE NO. 06-2016:** The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016:

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF EQUIPMENT FOR THE WATER-SEWER UTILITY, AND APPROPRIATING \$132,600 THEREFOR, APPROPRIATING \$47,100 FROM THE CAPITAL IMPROVEMENT FUND AND AUTHORIZING THE ISSUANCE OF \$85,500 OF WATER-SEWER BONDS AND NOTES TO

**FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN
AND BY THE BOROUGH OF SEA GIRT, IN THE COUNTY OF
MONMOUTH, NEW JERSEY**

BE IT ORDAINED by the **BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as water-sewer infrastructure improvements to be undertaken in and by the Borough of Sea Girt, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$132,600, said sum being inclusive of all appropriations heretofore made therefor, and appropriating \$47,100 from the Capital Improvement Fund for the down-payment or payment of direct expenditures, and authorizing the issuance of \$85,500 of water-sewer bonds and notes to finance the balance of the costs thereof.

Section 2. In order to finance the costs of said improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$85,500, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

- (1) Purpose: Acquisition of utility truck and computer upgrades for Water Sewer Utility, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$52,600
<u>Maximum Amount of Bonds or Notes:</u>	\$10,000
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$42,600

- (2) Purpose: Improvements to Water-Sewer system and equipment purchases, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$80,000
<u>Maximum Amount of Bonds or Notes:</u>	\$75,500
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 4,500

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$85,500, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$132,600, which is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 11.03 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$85,500 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$20,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

UPON MOTION of Councilperson Rotolo, seconded by Councilperson Morris, carried, that the said Ordinance No. 06-2016 be adopted on final reading, directing the Clerk to post and publish as required by law and noting that the twenty-day estoppel period begins to run upon first publication after final adoption..

Recorded Vote:

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

5. **BOND ORDINANCE NO. 07-2016** - The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016:

BOND ORDINANCE PROVIDING FOR UTILITY IMPROVEMENTS TO VARIOUS ROADS IN THE BOROUGH OF SEA GIRT INCLUDING BUT NOT LIMITED TO NEPTUNE AND SEASIDE PLACES AND MORVEN TERRACE, AND APPROPRIATING \$330,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$330,000 WATER-SEWER BONDS

**AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF,
AUTHORIZED IN AND BY THE BOROUGH OF SEA GIRT, IN THE
COUNTY OF MONMOUTH, NEW JERSEY**

BE IT ORDAINED by the **BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as water-sewer infrastructure improvements to be undertaken in and by the Borough of Sea Girt, in the County of Monmouth, New Jersey (the “Borough”). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$330,000, said sum being inclusive of all appropriations heretofore made therefor. No down payment is required or appropriated herein, in accordance with N.J.S.A. 40A:2-11c of the Local Bond Law, as this bond ordinance authorizes obligations solely for purposes which are self-liquidating and deductible from the gross debt of the Borough as set forth in N.J.S.A. 40A:2-7h.

Section 2. In order to finance the costs of said improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$330,000, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of utility improvements to various roads in the Borough including but not limited to Neptune and Seaside Places and Morven Terrace, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with plans, specifications or requisitions therefor on file with or through the Borough Chief Financial Officer, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$330,000, as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes described in Section 3(a) hereof is \$600,000, which is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer, who shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is forty (40) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such Statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$600,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$110,000 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

(e) To the extent that moneys of the Borough are used to finance, on an interim basis, costs of said improvements or purposes, the Borough reasonably expects such costs to be paid or reimbursed with the proceeds of obligations issued pursuant hereto. This ordinance shall constitute a declaration of official intent for the purposes and within the meaning of Section 1.150-2(e) of the United States Treasury Regulations.

Section 6. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. Any grant or similar moneys from time to time received by the Borough for the improvements or purposes described in Section 3 hereof, shall be applied either to direct payment of the cost of the improvements within the appropriation herein authorized or to payment of the obligations issued pursuant to this ordinance.

Section 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and, unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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

UPON MOTION of Councilperson Buonocore, seconded by Council President Fetzer, carried, that the said Ordinance No. 07-2016 be adopted on final reading, directing the Clerk to post and publish as required by law and noting that the twenty-day estoppel period begins to run upon first publication after final adoption.

Recorded Vote:

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

- BOND ORDINANCE NO. 08-2016** - The Mayor to read the said Ordinance by Title and advise of its publication by summary in *The Asbury Park Press* on March 26, 2016:

Mayor Farrell thanked the Recreation Commission for appropriating \$25,000 towards the cost of the rehabilitation of the courts.

BOND ORDINANCE PROVIDING FOR THE RECONSTRUCTION AND REPAIR OF TENNIS COURTS IN THE BOROUGH OF SEA GIRT, AND APPROPRIATING \$77,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$48,150 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, NEW JERSEY

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be undertaken in and by the Borough of Sea Girt, in the County of Monmouth, New Jersey (the Borough). For the improvements or purposes described in Section 3, there is hereby appropriated the sum of \$77,000, said sum being inclusive of all appropriations heretofore made therefore, including the sum of \$3,850 as the down payment for the improvements or purposes as required by Local Bond Law and the sum of \$25,000 from the Borough’s Recreation Trust Fund. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes from the Borough’s Capital Improvement Fund in one or more previously adopted budgets.

Section 2. In order to finance the costs of said improvement or purposes, negotiable bonds are hereby authorized to be issued in the principal amount not to exceed \$48,150, pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvements hereby authorized to be undertaken consist of the reconstruction and the repair of an existing tennis court in Crescent Park in the Borough, together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Borough Clerk, as finally approved by the governing body of the Borough.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes described in Section 3(a) hereof is \$48,150 as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purposes described in Section 3 (a) hereof is \$77,000, which is equal to the appropriation herein made therefor.

Section 4. All bond anticipation note issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough, provided that no note shall mature later than one (1) year from its date. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8. The notes shall bear interest at such rate or rates and be in such from as may be determined by the chief financial officer, who shall determine all matters in connection with the notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of such notes occurs, such report shall include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The following additional matters are hereby determined, declare, recited and stated:

- (a) The improvement or purpose described in section 3 of this bond ordinance are not a current expense and are improvements or purposes that the Borough may lawfully undertake as general improvement; and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of the improvements or purposes within the limitations of the Local Bond Law and taking into consideration the amount of the obligations authorized for said purposes according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is fifteen (15) years.
- (c) The supplemental Debt Statement required by the Local Bond Law has been prepared and filed in the office of the Borough Clerk, and a complete executed duplicate

thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$48,150 and the obligation authorized herein will be within all debt limitations prescribed by that law.

- (d) An aggregate amount not exceeding \$7,800 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 6. The capital budget of the Borough is amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Borough Clerk and is available there for public inspection.

Section 7. The Borough Attorney and other Borough officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 8. Any grant or similar moneys from time to time received by the Borough for the purpose described in Section 3 hereof, shall be applied to direct payment of the cost of the improvements within the appropriation herein authorized or to the payment of the obligations issued pursuant to this ordinance.

Section 9. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and unless paid from other sources, the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest therein without limitation as to rate or amount.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

UPON MOTION of Councilperson Mulroy, 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, and **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Foley, carried, the public hearing was closed.

UPON MOTION of Councilperson Morris, seconded by Councilperson Buonocore, carried, that the said Ordinance No. 08-2016 be adopted on final reading, directing the Clerk to post and publish as required by law and noting that the twenty-day estoppel period begins to run upon first publication after final adoption.

Recorded Vote:

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

7. NEW BUSINESS

A. ORDINANCES – Introduction

- 1. ORDINANCE NO. 02-2016** –Impervious Coverage limitations: This Ordinance is currently being revised by our Engineer in consultation with Council President Fetzer; final draft should be ready for the Council to discuss at the April 27 meeting, followed by introduction on May 11 and public hearing on May 25. If Council agrees to the proposed revisions on April 27, a draft copy will be sent to the Planning Board for their review; formal action/recommendation by the Planning Board would be necessary at their May 18 meeting. Mr. Avakian has agreed to attend the May 11 meeting.

- B. Resolution No. 65-2016:** Seasonal Liquor License #1344-34-006-003 renewal, Avon Hotel Corp. t/a The Parker House (with conditions); annual renewal fee has been received; notice of public hearing advertised and application filed as necessary

Mayor Farrell thanked the Parker House management for working with us to keep things running smoothly. He noted that they are very cooperative and commented that last year’s accommodations worked well. Councilperson Foley commented things have gotten better and asked management to maintain constant vigilance this year. Council President Fetzer noted he is appreciative of management keeping the lines of communication open. Councilperson Mulroy, commenting that he is a close neighbor of the Parker House, noted the establishment’s management works well with our Police Department. Councilperson Rotolo commended the management for maintaining their “old” home, as it is a link to Sea Girt’s past and as such, is a treasure and feel fortunate to have the establishment in our beautiful town. The Mayor asked Chief Davenport for his input; the Chief commented that the recent meeting with the Parker House management was extremely cordial and felt that all the parties are working cooperatively to address any and all problems; he further noted that the situation improved over the last two seasons due to the “zero tolerance” policy imposed for quality of life violations. The Chief further noted that the additional floor people as well as people managing the back line to minimize opportunities for the transfer of ID’s between people planned for this year should further these goals. He also thanked management for agreeing to purchase new bikes for the Bike Patrol. Council President Fetzer asked Chief Davenport if any changes to the taxi situation are expected; the Chief replied that Uber drivers could be an issue primarily because there is no opportunity to meet with them in advance and discuss our plans for 2016 as we do with livery cabs licensed by the Borough. He did note that the designated pick-up area for Uber drivers will be Beacon and Ocean Avenues, near the Pavilion. Councilperson Foley noted the challenge of having Uber drivers comply with our rules. **UPON MOTION** of Councilperson Foley, seconded by

Councilperson Mulroy, carried, that the meeting be opened to the public for comments on the said license renewal only. Mrs. Bossett, Chicago Blvd., stated that she believes that Uber will be a bigger problem this summer; she also noted that the cones and barricades installed in front of the Parker House seemed to help with crowd control. There were no other comments from the public present. UPON MOTION of Councilperson Buonocore, seconded by Council President Fetzer, carried, the public hearing was closed. **UPON MOTION** of Councilperson Rotolo, seconded by Councilperson Foley, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, Avon Hotel Corporation, t/a The Parker House, is the holder of a summer retail consumption liquor license bearing State Identification #1344-34-006-003; and

WHEREAS, said Licensee has applied to the Mayor and Council of the Borough of Sea Girt for the renewal of said license and has paid the required Borough fee of \$1,875.00 and submitted the required State fee of \$200.00; and,

WHEREAS, the Parker House is located in the District 1 Single Family Residential Zones, as shown as on the Sea Girt Zoning Map; and,

WHEREAS, the Borough Council, after public hearing thereon on said application for renewal, and it appearing to the Council that the abuses which have given to rise to the imposition of conditions on April 29, 1980 have recurred; and,

WHEREAS, *N.J.S.A.* 33:1-32 permits local issuing authorities to impose conditions to the issuance or renewal of any liquor licenses, which conditions are deemed necessary and proper to accomplish the objects of the alcoholic beverage control law; and,

WHEREAS, the Council of the Borough of Sea Girt finds that the aforesaid seasonal retail consumption liquor license should not be renewed except upon certain conditions, which are found to be necessary and proper to secure compliance with the provisions of the alcoholic beverage control law and Borough Ordinances and to eliminate the disturbing and disorderly conduct of applicant's patrons.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the Summer Retail Consumption License #1344-34-006-003 issued to Avon Hotel Corporation, t/a The Parker House, 8-12 Beacon Blvd., Sea Girt be and the same is hereby renewed for the period of May 1 to November 14, 2016, inclusive, subject to the following conditions previously agreed to by the Applicant:

1. Alcoholic beverage service and consumption on the porch cannot exceed the occupancy levels set by the State Fire Inspector for the porch area: 60 occupants when tables and chairs are present, 141 maximum when no tables and chairs are present; service shall cease at 11:30pm on the porch area.
2. None of the Licensee's employees shall consume alcoholic beverages while on duty.
3. The Licensee shall not permit overcrowding, violence, public nuisance, undue noise, harassment or disorderly conduct in or about the licensed premises.
4. The Licensee shall not sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, directly or indirectly, to any person actually or apparently intoxicated or permit or suffer the consumption of any alcoholic beverage by any such person in or upon the licensed premises.

5. The Licensee shall provide a formal plan describing the procedures and methods used to control building public area occupancy within ten (10 days) of the adoption of this resolution.
6. Licensee shall strictly comply with requirements of all Borough ordinances, alcoholic beverage control regulations and State Laws.
7. Licensee shall prevent patrons from taking any opened beverages or containers from the licensed premises.
8. After 6:00 P. M., Licensee shall employ a sufficient number of floor men who shall enforce orderly conduct and compliance with the conditions contained herein.
9. Patrons waiting outside the premises for admission shall be required to wait in single line, quietly and in an orderly fashion consistent with the residential character of the neighborhood. This condition shall be enforced by employees of the licensed establishment.
10. Licensee shall maximize the use of its parking lot for patrons awaiting entrance to the premises by establishing a single-file line in a zig-zag formation in the lot.
11. The Licensee shall maintain the plexiglass covers installed over windows on the west side of the lower level of the licensed premises.
12. The Licensee shall maintain the plexiglass double-door enclosure system installed at the west side, lower level entry to minimize noise.
13. The Licensee shall provide sufficient staff to conduct clean-up and trash removal within a four block radius of the licensed premises daily at closing and again prior to morning opening.
14. Bartenders and spotters will be trained to identify intoxicated patrons and the Licensee shall not continue to sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, directly or indirectly, to any person actually or apparently intoxicated or permit or suffer the consumption of any alcoholic beverage by any such person in or upon the licensed premises.
15. The Licensee shall neither advertise nor offer for sale “\$1.00 beer specials” on Friday evenings of holiday weekends, i.e., Memorial Day, July 4th and Labor Day.

BE IT FURTHER RESOLVED that the Licensee has agreed, as of February 25, 2016 that the following new conditions shall be imposed upon the seasonal retail consumption license #1344-34-006-003:

16. The Licensee shall reimburse the Borough of Sea Girt for all additional police manning to the area of the licensed premises during the 2016 season. The amount to be deposited in escrow shall be \$28,750.00 on May 15, \$28,750.00 on June 15, \$28,750.00 on July 15 and \$28,750.00 on August 15, 2016. Reconciliation of estimated costs versus actual payroll plus reasonable expenses shall be performed by the Chief Financial Officer of the Borough of Sea Girt by October 30, 2016 at which time any additional monies due will be invoiced to the Licensee and paid before close of business December 15, 2016 or refunded as necessary. A final accounting shall be reported to the Borough Administrator.
17. The Licensee shall reimburse the Borough for the training costs of three (3) Class II Special Law Enforcement Officers at \$2,000 each for a total of \$6,000; this payment shall be submitted to the Borough not later than May 15, 2016.
18. The Licensee shall reimburse the Borough for the purchase of three (3) suitable bicycles for the Police Department’s Bicycle Patrol, at the total cost of approximately \$3,000; Chief Davenport shall choose the model of bicycle and advise of the actual cost to the Licensee

not later than May 1, 2016; this payment shall be submitted to the Borough not later than May 15, 2016.

19. The Licensee shall post their security personnel at the end of the patron line to cut down on passing of identification documents from one patron to another;
20. The Licensee shall require their staff and security personnel to wear shirts clearly identifying them as “Parker House Staff”;
21. The Licensee shall post four (4) additional floormen on the premises, assigning two (2) upstairs and two (2) downstairs.

Recorded Vote:

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

C. Resolution No. 66-2016: Approve issuance of 2016 Taxi Owner licenses

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

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

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

NOW, THEREFORE BE IT RESOLVED, by the Council of the Borough of Sea Girt that licenses for 2016 be approved for the taxi/auto cab owners listed below:

Able Transportation, LLC
 DM Taxi, LLC
 Heikal Taxi, LLC
 Junu Generation Taxi, LLC
 ML Transportation, LLC
 Royal One Transport, LLC
 US Way, LLC
 Coast City Taxi, LLC

Belmar Reliable Transportation. LLC
 Eastern Links, Inc.
 Homestead Transportation, LLC
 Leon’s Transportation, LLC
 New Ocean Transport, LLC
 Squan Transportation Service, LLC
 Wally’s Transportation, LLC

BE IT FURTHER RESOLVED that the licenses set forth above shall expire on October 31, 2016.

Recorded Vote:

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

- D. **Resolution No. 67-2016:** Memorialize the appointment of Jane Hunnewell as the Borough Gardener/Liaison to the Beautification Committee at the rate of \$25/hour for hours worked, not to exceed 15 hours/week;

UPON MOTION of Councilperson Buonocore, seconded by Council President Fetzer, 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 gardener to maintain the public grounds of the Borough during the 2016 season and to function as the Borough’s liaison to the Beautification Committee; and,

WHEREAS, Jane Hunnewell discharged these duties with dedication and enthusiasm during 2015 and it is the consensus of the Borough Council to memorialize the Borough Administrator’s reappointment of Mrs. Hunnewell for the 2016 season ; and,

WHEREAS, this position is considered a part-time position and no benefits are offered with this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Girt does hereby confirm the appointment of Jane Hunnewell to the part-time position of Gardener and Beautification Committee liaison at the rate of \$25.00 per hour for a maximum of fifteen (15) hours per week effective immediately and terminating on October 15, 2016

BE IT FURTHER RESOLVED THAT a certified copy of this Resolution shall be supplied to Jane Hunnewell for her information and the Chief Financial Officer for further action.

Recorded Vote:

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

- E. **Resolution No. 68-2016:** Memorialize the appointment of JoAnn Johnson as Library Assistant at the rate of \$15.00/hour for a maximum of 13 hours/week;

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 is in need of the services of a part-time Library Assistant to assist the Librarian in her duties and responsibilities; and,

WHEREAS, the Librarian, in consultation with the Borough Administrator, has conducted interviews for the position and recommends the hiring of JoAnn Johnson of Sea Girt, NJ, a retired educator and currently a substitute teacher at the Sea Girt Elementary School to fill this position; and,

WHEREAS, this position is considered a part-time position and no benefits are offered with this appointment.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Girt does hereby confirm the appointment of JoAnn Johnson to the part-time position of Library Assistant for the Sea Girt Library at the rate of \$15.00 per hour for thirteen (13) hours per week for fifty weeks, retroactive to March 30, 2016.

BE IT FURTHER RESOLVED THAT a certified copy of this Resolution shall be supplied to JoAnn Johnson for her information and the Chief Financial Officer for further action.

Recorded Vote:

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

- F. **Outfall Extension and Infrastructure Improvement Project:**

1. **Resolution No. 69-2016:** Approve Contract Modification and Change Order #3 in the amount of \$90,005.35

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

WHEREAS, the Borough of Sea Girt originally awarded a contract to Precise Construction, Inc., Freehold, NJ for the Project known as Baltimore Blvd. and Neptune Place Outfalls Extension and Infrastructure Improvements in the total amount of \$2,256,700 on August 12, 2015, subsequently amended to a new grand total amount of \$2,573,200 pursuant to Resolution No. 161-2015 adopted on October 14, 2015 and Resolution No. 176-2015 adopted on November 12, 2015 and approved Proposed Contract Modification (Change Order) No. 1 increasing the amount of the amended contract by \$24,000, to a new total of \$2,289,200 on December 9, 2015 and approved Proposed Contract Modification (Change

Order) No. 2 on January 7, 2016 increasing the amount of the amended contract by \$316,500 to a new total of \$2,606,200.00.

WHEREAS, as a result of curb replacement, it was necessary to replace driveway aprons along First Avenue and Baltimore Blvd., inadvertently omitted from the original proposal; Monmouth County Highway Department has required the use of soil cement and/or recycled concrete aggregate (RCA) backfill when there is less than 90 days between backfill and final pavement restoration; and the Borough requested the replacement of damaged sidewalk north of The Terrace to the Wreck Pond Bridge, including handicapped ramps and detectible warning surface to ensure pedestrian safety in the area, for a total proposed increase of \$90,005.35.

WHEREAS, the Borough Engineer has reviewed the said Contract Modification Proposal No. 3 and recommends the approval of the same.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Contract Modification Proposal No. 3 in the total amount of \$90,005.35 for the Project S340468-01, also known as Baltimore Blvd. and Neptune Place Outfalls Extension and Infrastructure Improvements be and the same is hereby approved.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be supplied to:

1. Precise Construction, Inc.
2. Peter R. Avakian of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt
4. NJEIT Program Reviewer Mary Pearsall
5. Jim Keil, NJDEP

Recorded Vote:

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

Resolution No. 70-2016: Approve payment No. 5, \$406,257.58

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

WHEREAS, the Borough of Sea Girt originally awarded a contract to Precise Construction, Inc., Freehold, NJ for the Project known as Baltimore Blvd. and Neptune Place Outfalls Extension and Infrastructure Improvements in the total amount of \$2,256,700 on August 12, 2015, subsequently amended to a new grand total amount of \$2,573,200 pursuant to Resolution No. 161-2015 adopted on October 14, 2015 and Resolution No. 176-2015 adopted on November 12, 2015 and approved Proposed Contract Modification (Change Order) No. 1 increasing the amount of the amended contract by \$24,000, to a new total of \$2,289,200 on December 9, 2015 and approved Proposed Contract Modification (Change

Order) No. 2 increasing the amount of the amended contract by \$316,500 to a new total of \$2,606,200.00; and,

WHEREAS, Precise Construction, Inc. has submitted Payment Application No. 5 in the amount of \$406,257.58 to the Borough Engineer for review; said Application No. 5 has been reviewed and found to be correct, retainage applied and the Borough Engineer has so notified the Borough Administrator.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Payment Application No. 5 in the amount of \$406,257.58 to Precise Construction, Inc., Freehold, NJ for the Project known as Baltimore Blvd. and Neptune Place Outfalls Extension and Infrastructure Improvements be and the same is hereby approved.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be supplied to:

1. Precise Construction, Inc.
2. Peter R. Avakian of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt
4. NJEIT Program Reviewer Mary Pearsall
5. Jim Keil, NJDEP

Recorded Vote:

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

- G. **Resolution No. 71-2016:** Conditionally approve request, Sea Girt School Boosters, to use Crescent Park Tennis Courts for a tennis clinic to be held on August 17 through 21, 2016, inclusive;

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

WHEREAS, Sea Girt School Booster Club has requested permission to operate a tennis clinic at the Crescent Park Tennis Courts on August 17 through 21, 2016, inclusive, from 4:00 PM to 7:00 PM; and,

WHEREAS, said request is accompanied by a Certificate of Insurance naming the Borough of Sea Girt as an additional insured with aggregate limit of \$1,000,000 for personal injury and \$2,000,000 general aggregate, where \$3,000,000 aggregate is usually required and a Hold Harmless Agreement executed by an official of the organization.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that after due consideration, the said request of the Sea Girt School Booster Club to utilize the Crescent Park Tennis Court for a tennis clinic on August 17 through 21, 2016 from 4:00 PM to 7:00 PM, inclusive, is hereby approved subject to the following conditions:

1. The Certificate of Insurance naming the Borough of Sea Girt as an additional insured with limits as specified above is acceptable to the Borough;
2. A revised Hold Harmless Agreement be executed by the appropriate official of the Sea Girt School Booster Club and submitted to the Borough not later than July 17, 2016;
3. Documentation be supplied not later than July 17, 2016 verifying that the Tennis Clinic Instructor has undergone a background check with fingerprints within the last three calendar years valid through August 21, 2016 as a minimum.
4. Subject to the availability of the courts if affected by the upcoming rehabilitation.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the Sea Girt School Booster Club for their information.

Recorded Vote:

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

8. ADMINISTRATOR REPORTS/DISCUSSION

- A. **Outfall and Infrastructure Improvement Project** – the Administrator reported that with the exception of the connection of the outfall at the east end of Baltimore Blvd. to the extended outfall on the beach, work on Baltimore has been completed; this final phase of the Baltimore Blvd. improvements will require the removal of one section of Boardwalk for up to two weeks and the de-energization of 9 boardwalk lights; as soon as confirmation of the date is received, the information will be posted on the Borough’s website; the contractor has been advised that this phase of the project must be completed as expeditiously as possible to minimize the inconvenience to residents; drainage improvements to First Avenue have been completed; construction of the Neptune Place coffer dam is on-going at this time. Paving of First Avenue from Wreck Pond to Washington Blvd. will be accomplished through the County’s multi-jurisdiction (Bradley Beach to Sea Girt) Ocean Avenue-First Avenue Paving Project expected to begin on or about April 25 with an estimated completion date of May 20.
- B. **Beach News** – Beach badge registration is now open - for 2016, *this is an on-line process only*. Please see detailed information on the Borough’s website, www.seagirtboro.com or log in to Community Pass directly via <https://register.communitypass.net/SeaGirtBorough>. **Pre-ordered** badges can be picked up at Borough Hall on Wednesdays in April from 10:00 AM to 2:00 PM.
- C. **Clean Ocean Action Spring Beach Sweeps** will be held on April 30, 2016, beginning at 9:00 AM; meet at the Pavilion. Participants are urged to wear hats, hard-soled shoes and sunscreen and bring gloves to the event.

- D. The Borough has been approached by two wireless carriers seeking to lease space on our Water Tower and our Pavilion to address service issues (i.e., “dead spots”) in the area; information has been provided to the Water and Beach Committees respectively for their review; seeking a consensus on whether to move forward with these projects. Both of these proposals would have to go out to bid before they could be acted upon by the Council. By consensus, there was agreement to move forward with these projects.
- E. **Carriage Way Rehabilitation** – in reviewing the file on the past rehabilitation project (completed in approximately 2011), the Council’s consensus at that time included the recommendation that the area be monitored and reevaluated in the future *and* noted that the road would be paved if the “gravel” surface proved to be too difficult and expensive to maintain; this has proven to be true. Given Council’s previous statements and after consultation with our Engineer and Chief Davenport, I recommend that the Borough pave the road surface along with utilizing traffic calming techniques to minimize the opportunity for speeding.
- F. **New Initiatives** – in the next few weeks, we will be conducting a joint study initiative and cost benefit analysis with the Borough of Brielle for water department services; we are also looking into shared services opportunities with regard to public works services with several neighboring communities. Reports will be forthcoming when studies are completed.
- G. **Police Department** – Chief Davenport is advising all residents to be aware that there are several telephone scams on-going now, including calls purporting to be from the IRS claiming that funds are owed and must be paid immediately and calls purporting to be from a family member in serious trouble overseas and needing the party to send funds immediately. Neither of these scenarios are legitimate and residents should exercise due caution.
9. **QPA REPORTS** (of activity since previous Council Meeting): None

10. **COUNCIL REPORTS**

Councilpersons Foley, Buonocore, Rotolo, Council President Fetzer and Mayor Farrell had no reports.

Councilperson Morris reported as follows:

- At our next meeting on April 27th, we will have the honor of swearing in our new Sgt. John DeMillio and our new Capt. Justin Macko.
- Councilperson Mulroy reported on Fire Department matters, noting that during the first quarter there were many training drills; and noted that year to date, there were 31 fire calls. He also noted that there will be upcoming fire hydrant training. He also thanked the EMS crew and Lt. Fetzer for running CPR program; noted that there will be a meeting with Chief Sidley soon on the capital program; on-line beach registration in progress; we will be hiring a new Jr. Guard Program manager; the swim test for potential 2016 lifeguards soon and beach in shape for a new season.

11. Resolution No. 72-2016: Payment of bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the bills be paid as appearing on the attached Bill List date April 8, 2016 in the totals as follows:

CURRENT FUND	\$ 89,454.43
WATER/SEWER OPERATING FUND	\$ 84,881.15
BEACH OPERATING FUND	\$ 2,907.85
TRUST FUND	\$ 11,556.00
RECREATION TRUST FUND	\$ 822.14
DOG TRUST	\$ 162.00
WATER CAPITAL FUND	\$ 406,696.78

Recorded Vote:

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

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

Mrs. Kregg questioned which wireless carrier is seeking to place antennae on Borough facilities; the Administrator noted that the carrier is Verizon. She also questioned if the Borough’s licensed taxicabs complain about Uber; noting it seems unfair to the licensed taxis that follow our rules.

Mrs. Bossett, Chicago Blvd., noted that the road work has resulted in several sprinkler systems being damaged; the Administrator noted that the contractor will either repair with his sub-contractor or reimburse the homeowner for necessary repairs.

Mr. O’Grady, The Terrace, asked if there was any follow up with the question of iron in the water on The Terrace; President Fetzer replied he doesn’t have an answer yet; he also asked about the pot holes on the Terrace; the Administrator replied that DPW will be repairing most pot holes in the next few weeks.

Don Laws, Stockton Blvd., noted that beach badge on-line registration is efficient and further noted that there are some areas in town where sidewalks are blocked by vegetation and trees which are unsafe for pedestrians.

Mrs. Bossett, Chicago Blvd., asked if the pedestrian walkway on Ocean Avenue would be installed; she was advised that after further review with our Police Chief, DPW Manager and Engineer, the narrowing of the travelway was deemed too unsafe for the vehicles parked and traveling along the road, therefore, the determination was made not to install the walkways.

There being no further comments from the public, the public hearing was closed.

13. **Resolution No. 73-2016: Executive Session** (to discuss personnel matters). The Clerk advised that Council does have a matter to discuss in Executive Session, and noted 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.

UPON MOTION of Council President Fetzer, seconded by Councilperson Rotolo, that the following Resolution 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 personnel matters.
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 Rotolo	X			

The Council returned to public session at 9:10 PM. There being no further business and **UPON MOTION** of Council President Fetzer, seconded by Councilperson Rotolo, carried, that the meeting be immediately and finally adjourned.

Lorraine P. Carafa, RMC
Municipal Clerk