

**MINUTES - REGULAR MEETING
BOROUGH COUNCIL, BOROUGH OF SEA GIRT
APRIL 27, 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 27, 2016 at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence and then led those in attendance in the Pledge of Allegiance.

The Clerk read the Compliance Statement: this meeting is called pursuant to the provisions of the Open Public Meetings Act, Chapter 231, PL 1975, Section 5: adequate notice of this meeting has been given by posting the Notice on the Borough Bulletin Board and by transmitting the Notice to the Borough's two 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. Resolution No. 74-2016: Appoint John DeMillio as Sergeant, Sea Girt Police Department

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

WHEREAS, the Borough of Sea Girt has the need to fill a vacancy in the Sea Girt Police Department created by the promotion of Justin Macko, effective April 27, 2016; and,

WHEREAS, Chief Kevin Davenport has recommended that John DeMillio be appointed to this position; and,

WHEREAS, the Chief Financial Officer certifies that funds are available in the 2016 Temporary Budget of the Borough to fund this salary and provision will be made for this salary in finally adopted and future budgets of the Borough.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby appoints John DeMillio the position of Sergeant effective April 27, 2016 at the annual salary of \$119,093.36 pro-rated as necessary, and authorizes Mayor F. Ken Farrell to administer the Oath of Office to John DeMillio.

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			

3. **Resolution No. 75-2016:** Appoint Justin Macko as Captain, Sea Girt Police Department

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

WHEREAS, the Borough of Sea Girt has the need to fill a vacancy in the Sea Girt Police Department created by the retirement of Lt. James Kremp effective April 27, 2016; and,

WHEREAS, Chief Kevin Davenport has recommended that Justin Macko be appointed to this position; and,

WHEREAS, the Chief Financial Officer certifies that funds are available in the 2016 Temporary Budget of the Borough to fund this salary and provision will be made for this salary in finally adopted and future budgets of the Borough.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby appoints Justin Macko to the position of Captain effective April 27, 2016 at the annual salary of \$126,695.60, pro-rated as necessary, and authorizes Mayor F. Ken Farrell to administer the Oath of Office to Officer Justin Macko.

BE IT FURTHER RESOLVED, that Mayor and Municipal Clerk are authorized to execute the employment agreement with Captain Justin Macko.

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. Mayor Farrell then administered the Oath of Office to Sergeant DeMillio and Captain Macko, and congratulated both men on behalf of the Council.

5. **PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM:** None

6. **CONSENT AGENDA - Resolution No. 76-2016:** **UPON MOTION** of Councilperson Mulroy, seconded by Council President Fetzer, carried, that the following Resolution be and the same are hereby adopted:

- Authorize Submission of Annual Recycling Tonnage Grant

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and,

WHEREAS, The New Jersey Department of Environmental Protection and Energy is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sea Girt that the Borough of Sea Girt hereby endorses the submission of the Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection and Energy and designates the Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the Recycling Tonnage Grant be deposited in a dedicated Recycling Trust Fund to be used solely for the purposes of recycling.

- **Certification of annual recycling tax paid in 2015**

WHEREAS, the Recycling Enhancement Act, P.L. 2007, C.311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and,

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sea Girt that the Borough of Sea Girt hereby certifies submission of expenditure for taxes paid pursuant to P.L. 2007, C.311, in 2015 in the amount of \$3,053.00. Documentation supporting this submission is available at Borough Hall, 321 Baltimore Boulevard, Sea Girt, New Jersey and shall be maintained for no less than five years from this date.

REA Tax certified by: Edward Hudson, CFO
Date: April 27, 2016

- Grant conditional permission for the following special events, subject to submission of a valid Certificate of Insurance naming the Borough as an additional insured:
 - **Sgt. Nutter 5K Walk & Run, June 5, 2016, 10:00 AM to 2:30 PM, inclusive; Sea Girt Elementary School PTO Memorial Day Fun Day at Baltimore Park, May 30, 2016 from 10:00 AM to Noon, inclusive**

WHEREAS, the Borough of Sea Girt Borough Council supports the goal of the Sgt. Samuel Nutter Organization to provide aid and assistance to military families; and,

WHEREAS, the applicant has submitted the Certificate of Insurance naming the Borough of Sea Girt as an additional insured with coverage provided at the limits required by the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the Sgt. Samuel Nutter Organization request to hold the annual Sgt. Nutter Run within the Borough of Sea Girt and at the National Guard Training Center on June 5, 2016 from 8:30 AM to Noon with set-up scheduled for the evening of June 4, 2016.

BE IT FURTHER RESOLVED that set-up and clean-up of the area is the responsibility of the event sponsors.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Chief Kevin Davenport and DPW Supervisor J. McKittrick for their information.

- **Sea Girt Elementary School PTO Memorial Day Fun Day at Baltimore Park, May 30, 2015 from 10:100 am to noon, inclusive**

WHEREAS, the Borough of Sea Girt Borough Council supports the efforts of the Sea Girt Elementary School Parent-Teacher Organization to foster relationships between parents and their children.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the Sea Girt Elementary School Parent-Teacher Organization request to hold the annual Memorial Fun Day at Baltimore Park on Monday, May 30, 2016 from 10:00 AM to Noon, inclusive, subject to submitting a Certificate of Insurance naming the Borough of Sea Girt as an additional insured providing the required limits of coverage by May 13, 2016.

BE IT FURTHER RESOLVED that the Special Event fee is hereby waived for this event.

BE IT FURTHER RESOLVED that set-up and clean-up of the area is the responsibility of the event sponsors.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Chief Davenport and DPW Manager J. McKittrick for their information.

○ **Wall High School Swim Team Parent Association One Mile Ocean Swim, August 20, 2016 from 6:00 AM to 11:00 AM, inclusive**

WHEREAS, the Wall Township High School Swim Team Parent Association has requested permission to hold their annual Ocean Mile Swim event on the Sea Girt Beach on August 20, 2016, beginning at 6:00 AM to approximately 11:00 AM, and the Association has submitted the following required Special Event application and fee of \$40.00.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the request of the Wall Township High School Swim Team Parent Association for permission to hold their annual Ocean Mile Swim event on the Sea Girt Beach on August 20, 2016 from 6:00 AM to approximately 11:00 AM be and the same is hereby approved, subject to any restrictions that may be imposed on the location in the event any endangered or threatened species are present and the submission of a Certificate of Insurance with the required limits and naming the Borough of Sea Girt as an additional insured not later than August 3, 2016.

BE IT FURTHER RESOLVED that set-up and clean-up of the area is the responsibility of the event sponsors.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Barbara Bartolatus of the Wall Township High School Swim Team Parent Association and Jim Freda, Beach Manager, 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			

7. APPROVE MINUTES

A. Resolution No. 77-2016: Approve Minutes, Regular Meeting held April 13, 2016

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Morris, carried, that the Minutes of the Regular Meeting held April 13, 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			

8. **OPEN DISCUSSION:** There were no comments from the members of Council.

9. **OLD BUSINESS**

A. **2016 Municipal Budget**

- a. COLA has been calculated at 0%;
- b. Ordinance No. 01-2016 – authorizes 3.5% increase *and* allows CAP banking; banking is not permitted without the adoption of the Ordinance; adopted on January 27, 2016;
- c. 2016 proposed budget within 3.5% appropriations CAP;
- d. the proposed budget is within the 2% Levy CAP;
- e. revenue projections – State aid will remain flat for 2016;
- f. 5th consecutive year – since 2012, the Council has consistently reduced the municipal tax levy (2016: \$5,042,521; 2015: \$5,048,518)
- g. 5th consecutive year – since 2012, the Council has consistently reduced the municipal rate (2016 preliminary rate: \$0.219; 2015 actual: \$0.228);
- h. Affidavit of Publication certifying publication of the 2016 Budget Summary on March 31, 2016 is on file in the Municipal Clerk’s office;
- i. The Borough’s gross surplus balance as of 12.31.2015 is \$2,094,515, with a usable balance of \$1,978,206.00; after reductions for the 2016 surplus anticipated and other liabilities, the net usable surplus balance is \$440,206, representing 6.93% of our operating budget. To put this figure in perspective, in 2008, the Borough's net usable surplus balance was approximately \$30,000, or now 14.67 times greater.
- j. Maintains all services at current levels;
- k. The Council anticipates that there will be a reduction in County taxes, but the final County levy figure will not be available until the conclusion of the 2016 appeal process, expected to be on or about May 5;
- l. See the table below for a snapshot of the impact the reduced rate will have on your municipal taxes; *please note that these values represent municipal taxes only as the Borough of Sea Girt has no control over County or School taxes:*

2016		2015	
ASSESSED VALUE	MUNICIPAL TAX LEVY	ASSESSED VALUE	MUNICIPAL TAX LEVY
\$ 1,000,000.00	\$ 2,190.00	\$ 1,000,000.00	\$ 2,280.00
\$ 1,500,000.00	\$ 3,285.00	\$ 1,500,000.00	\$ 3,420.00
\$ 2,000,000.00	\$ 4,380.00	\$ 2,000,000.00	\$ 4,560.00
\$ 3,000,000.00	\$ 6,570.00	\$ 3,000,000.00	\$ 6,840.00
\$ 3,500,000.00	\$ 7,665.00	\$ 3,500,000.00	\$ 7,980.00
\$ 4,000,000.00	\$ 8,760.00	\$ 4,000,000.00	\$ 9,120.00
\$ 4,500,000.00	\$ 9,855.00	\$ 4,500,000.00	\$ 10,260.00
\$ 5,000,000.00	\$ 10,950.00	\$ 5,000,000.00	\$ 11,400.00

m. **Resolution No. 78-2016: Certification - Budget Available For Review**

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

NOW, THEREFORE, BE IT RESOLVED that I, Lorraine P. Carafa, Clerk of the Borough of Sea Girt, do hereby certify that the 2016 Approved Budget of the Borough of Sea Girt has been available for public review in the Municipal Office since March 24, 2016; in the Sea Girt Library since April 5, 2016 and on the Borough of Sea Girt website, www.seagirtboro.com, since April 5, 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			

UPON MOTION of Councilperson Foley, seconded by Councilperson Morris, carried, that the meeting be opened to the public for comments on the said Budget 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.

n. **Resolution No. 79-2016:** To amend the 2016 Municipal Budget

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

WHEREAS, the local budget for the year 2016 was approved on March 23, 2016; and,

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Girt, Monmouth County, that the following amendments to the approved budget of 2016 be made:

Current Fund Budget	FROM	TO
8. General Appropriations:		
(A) Operations within "CAPS"		
Employee Group Insurance-Other Expense	\$ 629,974.00	\$ 640,460.00
Total Operations {[Item 8(A)} Within "CAPS"	\$4,396,248.90	\$4,406,734.90
Total Operations including Contingent Within "CAPS"	\$4,406,248.90	\$4,416,734.90
(A) Operations excluded from "CAPS"		
Employee Group Insurance	\$ 20,026.00	\$ 9,540.00
Total Other Operations –Excluded from "CAPS"	\$ 21,026.00	\$ 10,540.00
Total Operations Excluded from "CAPS"	\$ 320,656.00	\$ 310,170.00

(H-2) Total General Operations for Municipal Purposes Excluded from “CAPS”	\$ 967,482.00	\$ 956,996.00
(O) Total General Appropriations Excluded from “CAPS”	\$ 967,482.00	\$ 956,996.00
(L) Subtotal General Appropriations – Items {(H-1) and (O)}	\$6,028,891.90	\$6,028,891.90
(M) Reserve for Uncollected Taxes	\$ 317,168.84	\$ 317,168.84
9. Total General Appropriations	\$6,346,060.74	\$6,346,060.74

BE IT FURTHER RESOLVED that three certified copies of this Resolution shall be filed in the Office of the Director of Local Government Services for his certification of the 2016 Local Municipal Budget so amended.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Amended Budget approved by Resolution of the Governing Body on the 27th day of April, 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			

o. **Resolution No. 80-2016:** To adopt the 2016 Municipal Budget, as amended

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

BE IT RESOLVED by the Borough Council of the Borough of Sea Girt, County of Monmouth, that the budget hereinbefore set forth as appropriations, and the authorization of the amount of \$5,042,520.74 for municipal purposes, be and the same is hereby approved.

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			

10. NEW BUSINESS

A. ORDINANCES

1. ORDINANCE NO. 02-2016 –Impervious Coverage limitations:

Mayor Farrell noted at this time that the Ordinance be tabled; the Ordinance will be presented for introduction on May 11, 2016. **UPON MOTION** of Council President Fetzer, seconded by Councilperson Mulroy, carried that the said Ordinance be tabled until the May 11, 2016 Council Meeting.

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			

B. Resolution No. 81-2016: Appoint Tennis Clinic Instructors, James Cappiello and Ed Torres

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

WHEREAS, the Borough of Sea Girt Recreation Commission is in need of the services of an instructor for the August Tennis Clinic; and,

WHEREAS, the Recreation Director has recommended the appointment of James J. Cappiello as the instructor and Ed Torres as the alternate for this position, and,

WHEREAS, Messrs. Cappiello and Torres have provided the necessary documentation certifying that they have submitted or will submit documentation verifying that they have a current and satisfactory background check on file not later than July 15, 2016.

NOW, THEREFORE, BE IT RESOLVED that James J. Cappiello be appointed as the instructor and Ed Torres be appointed as the alternate instructor for the August Clinic at the rate of \$30.00 per hour for not more than 15 hours of clinic sessions.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Messrs. Cappiello and Torres and Sea Girt Recreation Commission 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			

- C. **Resolution No. 82-2016:** Authorize free season beach badges for Sea Girt Fire Company and Manasquan First Aid Squad volunteers

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

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

WHEREAS, the Borough Council, on behalf of all the families of Sea Girt, wish to recognize the member of the Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad by establishing a special program of free beach admission for the summer of 2016; and,

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that in recognition of the service of Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad members that free beach admission be provided during the 2016 season to each active, qualified member of the Sea Girt Volunteer Fire Dept. and Manasquan First Aid Squad upon the presentation of a valid identification card or badge at any beach entrance.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall remain in effect throughout the 2016 beach season.

Recorded Vote:

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

D. Resolution No. 83-2016: Adopt 2016 Beach Regulations

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

WHEREAS, the Borough of Sea Girt wishes to adopt Beach Regulations for the 2016 season.

NOW, THEREFORE, BE IT RESOLVED that the Regulations set forth on the attachment be and the same are hereby adopted for the 2016 beach season.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to James Freda, Beach Manager and his staff for public distribution.

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. 84-2016: Award Contract to Lucas Construction Group, Inc. For The Project Known As Utility Improvements to Neptune And Seaside Places And Morven Terrace

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 advertised for bids on April 7, 2016 in accordance with the specifications prepared by Leon S. Avakian, Inc. for the project known as Utility Improvements to Neptune and Seaside Places and Morven Terrace; and,

WHEREAS, a total of six (6) vendors submitted proposals by the date and time required in the Bid Specifications:

VENDOR	TOTAL BID
Lucas Construction Group, Inc.	\$498,980.00
Underground Utilities Corp.	\$548,477.56
Pillari Bros. Construction Corp.	\$571,835.00
Mark Woszczak Mechanical Contractors, Inc.	\$645,000.00
Mazzara Trucking and Excavating, Inc.	\$668,328.00
T.R. Weniger, Inc.	\$869,460.00

WHEREAS, said bids were reviewed by representatives of Leon S. Avakian, Inc., for compliance with the Local Public Contracts Law, *N.J.S.A. 40A:11, et seq.*, and found to be in compliance therewith; and,

WHEREAS, funds will be available for this Project as of May 6, 2016 and the Chief Financial Officer has so certified.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The bid for the Project known as Baltimore Blvd. Improvements be and the same is hereby accepted from the low bidder, Lucas Construction Group, Inc., Morganville, NJ in the total amount of \$498,980.00.
2. Work will commence on or after May 6, 2016 and will be completed within ___ days.
3. The Mayor and Municipal Clerk are hereby authorized to execute the contract with Lucas Construction Group, Inc., Morganville, NJ for the said Project.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be supplied to Lucas Construction Group, Inc., Morganville, NJ; Leon S. Avakian, Inc., and the Chief Financial Officer for their 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 Rotolo	X			

F. Resolution No. 85-2016: Award Contract To All Surface Asphalt Paving, Pt. Pleasant, NJ for the Project known as Crescent Park Tennis Court Improvements

Mayor Farrell thanked the Sea Girt Recreation Commission for their donation towards the improvement project.

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

WHEREAS, the Borough of Sea Girt advertised for bids in February, 2016 in accordance with the specifications prepared by Leon S. Avakian, Inc. for the project known as Crescent Park Tennis Court Improvements; and,

WHEREAS, a total of three (3) vendors submitted proposals by the date and time required in the Bid Specifications:

VENDOR	TOTAL BID
All Surface Asphalt Paving, Pt. Pleasant, NJ	\$69,200.00
Halecon, Inc., Bridgewater, NJ	\$69,500.00
Fiore Paving Company, Oceanport, NJ	\$76,850.00

WHEREAS, said bids were reviewed by representatives of Leon S. Avakian, Inc. and the Borough Attorney for compliance with the Local Public Contracts Law, *N.J.S.A.* 40A:11, et seq., and found to be in compliance therewith; and,

WHEREAS, funds will be available for this Project as of May 6, 2016 and the Chief Financial Officer has so certified.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The bid for the Project known as Crescent Park Tennis Court. Improvements be and the same is hereby accepted from the low bidder, All Surface Asphalt Paving in the total amount of \$69,200.00.
2. Work will commence on or after May 6, 2016 and will be completed within 60 days.
3. The Mayor and Municipal Clerk are hereby authorized to execute the contract with All Surface Asphalt Paving for the said Project.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be supplied to All Surface Asphalt Paving, Point Pleasant, NJ; Leon S. Avakian, Inc., and the Chief Financial Officer for their 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 Rotolo	X			

K. Resolution No. 86-2016: Approve request to revise resolution/agreement, Patrick Finan

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

WHEREAS, pursuant to Resolution No. 51-2016 adopted on March 9, 2016, the Borough Council conditionally approved the request of Patrick Finan to use Borough property to operate a business named "The Beach Boys" on March 9, 2016; and,

WHEREAS, Finan has requested the changes to the Resolution and Agreement between the parties as follows:

1. No motorized vehicles will be used; instead, bicycles will be utilized in the operation of the business, so the applicant is requesting the reduction of the insurance coverage required from \$3,000,000 in the aggregate to \$2,000,000 in the aggregate;
2. Finan is requesting that the name of his entity in the Agreement be changed from "The Beach Boys, LLC" to "Beach Runners, LLC" and the Addendum Agreement be revised to change most references from "Finan" to "Beach Runners, LLC".

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that after due consideration, the said request is hereby approved, subject to the revisions noted above.

BE IT FURTHER RESOLVED that all other conditions imposed pursuant to Resolution No. 51-2016 remain in full force and effect.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Patrick Finan for his 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			

- L. **Resolution No. 87-2016:** Request to allow Sea Girt Recreation to hold “Youth Volleyball” on the Borough Beach, 4 weeks on Monday, Tuesday, and Wednesday evenings from 5:00 pm to 7:00 pm, July through August 10, inclusive

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

WHEREAS, the Borough of Sea Girt Recreation Commission has requested permission to hold a Youth Volleyball Camp on the Borough beach for four (4) consecutive weeks beginning Monday, July 18, 2016 through August 10, 2016, inclusive, from 5:00 PM to 7:00 PM on Monday, Tuesday and Wednesday evenings of each week for students in grades 6 through 12, respectively.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby approves the request to hold the Youth Volleyball Camp as described above, subject to compliance with all rules and regulations regarding threatened and endangered species and the submission of documentation verifying valid background checks for all proposed instructors.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Sea Girt Recreation Commission and James Freda, Beach Manager 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			

11. **ADMINISTRATOR REPORTS/DISCUSSION**

- A. **Outfall and Infrastructure Improvement Project** –as noted on the Agenda for the April 27 meeting, the Baltimore Blvd. phase of the project is complete, including paving; First Avenue will be paved by the County as part of the multi-jurisdictional improvement project now on-going and is expected to be completed by Memorial Day. As also noted, work is delayed at the Neptune Blvd. outfall extension site due to the

discovery of significantly more jetty stone than previously identified in the exact area of the construction impeding the full extension of the outfall. On behalf of the Borough and in consultation with our Engineer, I had previously agreed to the additional cost (\$80,000) for the jetty stone removal in order to keep the project on track and moving forward, and with the knowledge that the \$307,000 added to the project costs for paving work will be significantly reduced, thereby reducing total costs. This information had also been conveyed to our DEP and NJEIT contacts in order to keep them fully apprised of the project's status.

Late yesterday, the contractor submitted a revised work plan for the area that includes shortening the proposed length of the extension to approximately 60 feet and will require a time extension of approximately one month to June 15 to complete the project. The estimated cost of this additional work is \$283,000, for total change in project costs of \$363,000.

- B. **Resolution No. 88 –2016:** UPON MOTION of Council President Fetzer, seconded by Councilperson Rotolo, carried, that the following Resolution be and the same is hereby adopted:

BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that approval is hereby granted for the expanded scope of work discussed about at the total cost of \$363,000, subject to the provision of the official Change Order and supporting documentation from the Borough Engineer, including a statement that the proposed reduction in the length of the Neptune outfall will not significantly alter the efficacy of the outfall under normal tide conditions, to be supplied to Council for approval on May 11, 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			

- C. **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 the following dates: May 11, May 18 and Saturday, May 21 from 10:00 AM to 2:00 PM.; the Pavilion will be open for registration and badge pick-up May 23 through 27, inclusive.
- D. Celebrate Arbor Day with the Shade Tree Commission, Councilmembers and our schoolchildren on Friday, April 29 at 1:45 PM at the Sea Girt Elementary School.
- E. **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.
- F. **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 am directing our Engineer to move forward with the preparation of plans to pave the road.

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

H. **COUNCIL REPORTS:** Councilpersons Foley, Buonocore, Morris, Mulroy and Rotolo had no reports.

Council President Fetzer reported as follows:

- Hydrant flushing is underway;
- Advised Mr. O’Grady to discuss iron in the water with Water Operator Mike McArthur at the DPW if still having issues.

Mayor Farrell reported as follows:

- DPW is doing a great job preparing for the summer; Police are working with road contractors and incoming summer crowds;
- Bulk Day is May 14th

I. **Resolution No. 89-2016:** 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 22, 2016 in the totals as follows:

CURRENT FUND	\$ 389,134.32
WATER/SEWER OPERATING FUND	\$ 5,893.33
BEACH OPERATING FUND	\$ 245.79
TRUST FUND	\$ 800.00
RECREATION TRUST FUND	\$ 2,891.37
GENERAL CAPITAL	\$ 31,972.50
WATER CAPITAL FUND	\$ 57,338.75

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			

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

The following residents of The Terrace spoke regarding the deteriorated conditions of the road west of First Avenue and requested that Council include the public in further discussions about the plans for the rehabilitation of the roadway:

Daniel Flynn
Christopher Godek
Bruce Johnson

Mayor Farrell stated that the Council has been very receptive to the comments of the residents regarding the planned rehabilitation of The Terrace but clarified that the final decision regarding the project is a Council prerogative.

John O'Grady, also a resident of The Terrace, stated that part of the problems stems from residents of The Terrace removing vegetation from the area without proper authorization.

Tess Manley, Chicago Boulevard, asked if the street signs had been vandalized; she was advised that they are being refreshed as part of our standard seasonal maintenance procedures.

There being no further comments, and by consensus, the public hearing was closed. Mayor Farrell advised that Council has matters to discuss in Executive Session, and requested a motion to adjourn for purposes of the discussion; he further noted that action may be taken by Council upon return to public session and that 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, carried, that the following **Resolution No. 90-2016** 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: personnel and potential litigation
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 10:40 PM. There being no further business, and UPON MOTION of Councilperson Foley, seconded by Councilperson Rotolo, carried, that the meeting be finally and immediately adjourned.

LORRAINE P. CARAFA, RMC
Municipal Clerk

P.O. Type: All
Range: First to Last
Format: Condensed

Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
14-01282	12/02/14	PERLE	Adam & Jeanne Perle	Refund PB escrow balance	Open	2,323.00	0.00
15-00716	07/23/15	01364	STATE OF NJ - SFWTR	2006 1st Q tax and interest	Open	74.36	0.00 B
16-00003	12/31/15	00045	SEA GIRT BOARD OF ED	1st half 2016 School tax	Open	361,506.00	0.00 B
16-00019	01/04/16	00096	A.T. THORN & SON	2016 Service	Open	164.64	0.00 B
16-00023	01/05/16	00964	A'S GARDEN & HOME CENTER	2016 Misc Supplies	Open	432.95	0.00 B
16-00024	01/05/16	00575	JASPAN HARDWARE	2016 Misc Supplies	Open	119.94	0.00 B
16-00025	01/05/16	00053	VAN WICKLE AUTO SUPPLY	2016 Auto Parts	Open	1,059.51	0.00 B
16-00027	01/05/16	00136	THE COAST STAR	2016 Planning Brd Advertising	Open	34.14	0.00 B
16-00028	01/05/16	00295	ASBURY PARK PRESS	2016 Legal Advertising	Open	496.00	0.00 B
16-00029	01/05/16	SBS01	Stewart Business Systems	2016 Copier Maintenance	Open	418.90	0.00 B
16-00054	01/14/16	CINTAS	Cintas Corp. No. 2	2016 First Aid Supplies	Open	238.97	0.00 B
16-00067	01/15/16	00099	ASSOCIATED HUMANE SOCIETY	2016 Animal Control services	Open	463.00	0.00 B
16-00069	01/15/16	01635	SWIFTREACH NETWORKS, INC.	2016 notification subscription	Open	269.18	0.00 B
16-00071	01/15/16	01230	KEPWEL SPRING WATER CO., INC.	2016 Bottled water	Open	104.35	0.00 B
16-00072	01/15/16	01230	KEPWEL SPRING WATER CO., INC.	2016 Bottle water	Open	20.85	0.00 B
16-00074	01/15/16	01258	NJ American Water	2016 Public Fire Services	Open	90.20	0.00 B
16-00076	01/15/16	00614	Optimum	2016 Srv.	Open	208.88	0.00 B
16-00077	01/15/16	00614	Optimum	2016 Service	Open	25.79	0.00 B
16-00078	01/15/16	00203	Ruderman, Horn & Esmerado PC	2016 Services	Open	4,911.00	0.00 B
16-00095	01/21/16	01142	STANDARD INSURANCE COMPANY	2016 Insurance	Open	186.30	0.00 B
16-00096	01/21/16	00019	GUARDIAN LIFE INSURANCE	2016 life Insurance	Open	309.74	0.00 B
16-00097	01/21/16	01688	HORIZON BC/BS OF NJ DENTAL	2016 dental Insurance	Open	2,500.00	0.00 B
16-00099	01/21/16	CLF01	Carton Law Firm	Prosecutor services	Open	953.75	0.00 B
16-00106	01/25/16	GREER	Greer Law Firm	Public Defender services	Open	250.00	0.00 B
16-00122	01/29/16	00046	AQUATIC SERVICES, INC.	Labratory testing Services	Open	329.00	0.00 B
16-00130	01/29/16	AMMM01	Apruzzese, McDermott, Mastro	2016 services	Open	1,072.50	0.00 B
16-00135	02/02/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	13.29	0.00 B
16-00151	02/03/16	00964	A'S GARDEN & HOME CENTER	2016 Misc. Supplies	Open	76.05	0.00 B
16-00154	02/04/16	00007	VERIZON	Service 2016	Open	36.56	0.00 B
16-00161	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	764.47	0.00 B
16-00162	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	35.36	0.00 B
16-00163	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	94.05	0.00 B
16-00165	02/05/16	DYN01	Dynamic Testing Services	Drug/Alcohol testing Service	Open	215.00	0.00 B
16-00168	02/08/16	MAZZA	Mazza Mulch, Inc.	2016 Brush disposal	Open	195.00	0.00 B
16-00184	02/17/16	00053	VAN WICKLE AUTO SUPPLY	Nuts/bolts/terminal ends	Open	457.63	0.00
16-00188	02/19/16	00349	VERIZON WIRELESS	2016 Services	Open	425.90	0.00 B
16-00189	02/19/16	00349	VERIZON WIRELESS	2016 Services	Open	155.85	0.00 B
16-00190	02/19/16	DEB01	Direct Energy Business	2016 Services, paddle tennis	Open	11.01	0.00 B
16-00191	02/19/16	DEB01	Direct Energy Business	2016 Service, Library	Open	73.44	0.00 B
16-00192	02/19/16	DEB01	Direct Energy Business	2016 Service	Open	421.91	0.00 B
16-00197	02/22/16	AT 01	Atlantic Tactical	Holsters	Open	644.40	0.00
16-00210	02/24/16	KEK01	The Law Offices of	Legal services, Planning Brd.	Open	42.00	0.00 B
16-00219	02/26/16	01050	MANASQUAN GENERATOR	Blanket	Open	110.00	0.00 B
16-00238	03/04/16	00643	FEDERAL EXPRESS CORP.	2016 shipping Services	Open	29.17	0.00 B
16-00264	03/14/16	00334	HOME DEPOT CREDIT SERVICES	Door closer	Open	64.98	0.00
16-00266	03/15/16	01693	FOLEY INC.	Repair parts	Open	944.96	0.00
16-00270	03/15/16	00255	AMERICAN UNIFORM & SUPPLY	Special officer badges	Open	118.00	0.00
16-00271	03/15/16	JHARRIS	J. Harris Academy of Police	Search & siezure school	Open	150.00	0.00
16-00272	03/15/16	00693	ODB COMPANY	Motor & soleniod	Open	350.00	0.00
16-00280	03/15/16	00113	AHERN BLUEPRINTING, INC.	Misc Copy & printing	Open	299.20	0.00 B

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
16-00291	03/21/16	MTG01	Material Transport Group LLC	Recycle Brush	Open	210.00	0.00 B	
16-00309	03/24/16	01886	RUTGERS THE STATE UNIV OF NJ	Registration, D. Harriman	Open	644.00	0.00	
16-00313	03/24/16	00060	MGL PRINTING SOLUTIONS	Purchase orders	Open	787.00	0.00	
16-00316	03/30/16	00964	A'S GARDEN & HOME CENTER	Misc. Supplies	Open	58.41	0.00 B	
16-00318	04/01/16	PAPSDORF	Marcia Papsdorf	Refund for cancelled Art class	Open	30.00	0.00	
16-00335	04/06/16	00136	THE COAST STAR	Hydrant Flushing ads	Open	76.80	0.00 B	
16-00348	04/07/16	00233	Copy Center Inc.	ID C9599, copier maintenance	Open	93.81	0.00 B	
16-00358	04/13/16	AA01	Aspiring Artist, LLC	Instructor, art class 4.11.16	Open	427.50	0.00	
16-00360	04/14/16	01833	WH POTTER & SON	2016	Open	375.65	0.00 B	
16-00379	04/18/16	NYT01	The New York Times	Annual Subscription renewal	Open	761.24	0.00	
16-00386	04/18/16	LLUKE	Lisa Luke	Reimbursement, Paper cutter	Open	10.69	0.00	
16-00399	04/19/16	TCTANJSP	TCTANJ Spring Conference	Registration-L.Carafa	Open	85.00	0.00	
16-00403	04/21/16	00546	TREVOR PALMER	Reimbursement, App fees	Open	140.00	0.00	
16-00407	04/22/16	01607	TREASURER, STATE OF NEW JERSEY	UCC Training Fees	Open	2,822.39	0.00 B	
16-00410	04/22/16	00392	LEON S. AVAKIAN INC.	Baltimore /Neptune Outfall pjt	Open	57,338.75	0.00	
16-00411	04/22/16	00392	LEON S. AVAKIAN INC.	Planning Brd Engineering	Open	800.00	0.00	
16-00412	04/22/16	00392	LEON S. AVAKIAN INC.	General Engineering	Open	2,492.50	0.00	
16-00413	04/22/16	00392	LEON S. AVAKIAN INC.	Water/sewer Maintenance Bid	Open	4,777.50	0.00	
16-00414	04/22/16	00392	LEON S. AVAKIAN INC.	Engineering	Open	31,972.50	0.00	
16-00415	04/22/16	00392	LEON S. AVAKIAN INC.	Tennis Ct @ Crescent Pk	Open	2,387.50	0.00	
Total Purchase Orders:		70	Total P.O. Line Items:	0	Total List Amount:	490,582.42	Total Void Amount:	0.00

16-00353 State of New Jersey Public Water Tax

91.00
 490,673.42

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
WATER OPERATING	5-05	0.00	74.36	74.36	0.00	0.00	74.36
CURRENT FUND	6-01	389,134.32	0.00	389,134.32	0.00	0.00	389,134.32
WATER OPERATING	6-05	5,893.33 5,802.33	0.00	5,802.33	0.00	0.00	5,802.33
BEACH OPERATING	6-09	245.79	0.00	245.79	0.00	0.00	245.79
TRUST OTHER	6-25	800.00	2,323.00	3,123.00	0.00	0.00	3,123.00
BOARD OF RECREATI	6-26	2,891.37	0.00	2,891.37	0.00	0.00	2,891.37
Year Total:		398,873.81	2,323.00	401,196.81	0.00	0.00	401,196.81
GENERAL CAPITAL	C-04	31,972.50	0.00	31,972.50	0.00	0.00	31,972.50
WATER CAPITAL	W-06	57,338.75	0.00	57,338.75	0.00	0.00	57,338.75
Total of All Funds:		488,185.06 488,276.06	2,397.36	490,582.42	0.00	0.00	490,582.42