

MINUTES - REGULAR MEETING
October 10, 2018

The Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell at 7:00 PM on Wednesday, October 10, 2018 at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence and to keep those in the path of Hurricane Michael in your thoughts and prayers; 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 Meixsell	X	
Councilwoman Morris	X	
Council President Fetzer	X	
Councilman Mulroy	X	
Councilwoman Anthony	X	

- 2. PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM:** No comments from the public present.
- 3. CONSENT AGENDA - Resolution No. 157-2018:** Urging the State Legislature to Extend the 2% Cap on Police and Fire Arbitration Contract Awards

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

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

WHEREAS, salary costs, to a great extent, drive property tax increases; and

WHEREAS, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

WHEREAS, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

WHEREAS, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

WHEREAS, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

WHEREAS, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, has not officially released though it was due in December 2017; and

WHEREAS, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

WHEREAS, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of Sea Girt (*insert name of municipality*) urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

BE IT FURTHER RESOLVED that a copy of this Resolution is forwarded to Assembly Representatives, State Senator, Senate President, Assembly Speaker, the Lieutenant Governor and the Governor of State of New Jersey and the League of Municipalities.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

4. MINUTES

A. Resolution No. 158-2018: Approve Minutes, Regular Meeting held September 26, 2018

UPON MOTION of Councilwoman Anthony, seconded by Council President Fetzer, carried, that the Minutes of the Regular Meeting on October 10, 2018 be and the same are hereby approved as presented.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

5. OPEN DISCUSSION –

Councilwoman Morris asked if bike riding on the boardwalk can be limited to 5 am – 9 am all year; Councilman Mulroy sees value in limiting the time; Council President Fetzer would be in favor of 10:00 am; Mayor Farrell and Councilwoman Anthony would be in favor of limiting hours.

Mayor Farrell noted dogs are not permitted on the boardwalk; please comply.

Councilwoman Anthony commented that the condition of sidewalks in town should be addressed; street lighting isn't adequate; she suggests residents keep outdoor lights on especially now that the days are shorter. Chief Davenport commented that Officers on the midnight shift do a weekly report on street light issues; Councilman Meixsell asked if JCP&L can evaluate various locations and recommend improvements; Council President Fetzer suggested we review lighting options with JCP&L; changing bulbs at corners won't help the situation in the middle of the block; he noted that our Engineer maybe helpful also to review lighting.

Councilwoman Anthony also noted the fall planters around town were donated by the Holly Club; with additional donations they plan to add a small planting area near Rt. 71 and Beacon Blvd.; although there is no water supply in this area, volunteers are willing to water the plants; suggested a digital sign at Washington Blvd. to replace our existing bulletin board.

Mayor Farrell stated that he was invited to a meeting by Freeholder Arnone discussing the future of NJ; unfunded obligations exceed \$400 billion; we have the highest property taxes in the nation; Senator Sweeney commented on those residents who have left NJ; projected budget for 2019-2024 employee costs/benefits going up significantly from \$37B to \$46B; increase of 24%. Suggested solutions are to have more shared services among municipalities; county-wide police departments, pension and benefit reforms; increase retirement age; cap sick leave and vacation pay at \$7500; education reform, merge all schools districts into two K-12 regional districts per county. He noted that he is concerned about the future of New Jersey if spending is not addressed; County Government should be consolidated; the Borough sends 39% more to the County than we spend on ourselves.

Councilman Meixsell noted much of the report that Senator Sweeney referred to is political in nature and noted that we have been sharing services for years; the problem is at the State level. He stated that maybe the Governor will urge business to come to the State and help increase revenue.

6. OLD BUSINESS

A. Ordinance No. 18-2018 – public hearing/possible adoption

1. The Mayor to read the said Ordinance by Title and advise of its publication in its entirety in *The Asbury Park Press* on September 15, 2018 and referral to Planning Board on September 27, 2018:

ORDINANCE NO. 18-2018:

AN ORDINANCE TO CREATE CHAPTER XIX, TREE PRESERVATION AND REMOVAL AND SETTING THE REQUIREMENTS FOR SAME IN THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT, MONMOUTH COUNTY.

The Clerk advised that the Borough has not received comments back from the Planning Board on the proposed Ordinance. **UPON MOTION** of Councilman Foley, seconded by Councilman Mulroy, carried, that the public hearing and action on the said Ordinance be carried until the October 24th Council meeting pending Planning Board comments.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

7. NEW BUSINESS

A. Ordinances – introduction

1. **Ordinance No. 19-2018:** The Mayor to read the said Ordinance by Title:

ORDINANCE NO. 19-2018

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XVII, ZONING, ARTICLE 17-2, DEFINITIONS; ARTICLE 17-4, SCHEDULE OF LIMITATIONS AND ARTICLE 17-5, GENERAL REGULATIONS, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT

The Clerk advised that Ordinance No. 19-2018 is the reiteration of Ordinance No. 17-2018 which was adopted without Planning Board comment even though it came from Master Plan Re-examination plan. Council President Fetzer noted two typographical errors in the draft copy; corrections were made prior to the introduction.

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

SECTION 1. Ordinance No. 17-2018 is repealed in its entirety.

SECTION 2. Article 17-2, DEFINITIONS, is hereby supplemented as follows:

House of Worship and similar places of worship: any building where congregations gather for prayer

Schools: institution for the purpose of general academic instruction and accredited by the New Jersey Department of Education not operated for profit

SECTION 3. Article 17-4, SCHEDULE OF LIMITATIONS; CONFORMANCE WITH CHAPTER is hereby revised and supplemented as follows:

- a. *District 1 East, 1 West Single Family and District 2 East and 2 West Convenience Commercial: sections entitled Purpose, Permitted Use On and/or In Building, Area and Yard Requirements are hereby amended; section entitled Conditional Uses is hereby added.*

SECTION 4. Article 17-5, GENERAL REGULATIONS, is hereby supplemented as follows:

Section 17-5.2, Conditional Uses:

- B. *Schools, (as defined in § 17-2 Definitions)* churches and similar places of worship, parish houses, convents, church schools and libraries that are owned and operated by duly incorporated religious organizations shall be permitted in all zones of the Borough of Sea Girt, subject to the following limitations and requirements:
- a. The minimum lot size shall be three-quarters of an acre for each building and accessory buildings. One (1) parish house, convent, church school and church library may be constructed as part of a building used as a church or similar place of worship or in combination or singly as accessory buildings.
 - b. The minimum front yard depth shall be fifty (50) feet.
 - c. The minimum side yard shall be twenty (20) feet on both sides.
 - d. The minimum rear yard depth shall be fifty (50) feet.
 - e. The minimum street frontage shall be one hundred twenty five (125) feet.
 - f. The maximum building height shall be two (2) stories, not to exceed fifty (50) feet to the highest point of any building, exclusive of chimneys, steeples and similar items.
 - g. Parking areas shall be located only in the side yards and rear yard and not in the buffer strips required by paragraph h. below.
 - h. Buffer strips ten (10) feet in width with planting, as indicated by the location and existing trees and undergrowth, shall be maintained all along the side lines and rear line. No trees shall be removed in the buffer strips unless approved by the Planning Board.
 - i. There shall be a minimum of one (1) separate entrance and one (1) separate exit from and to a public street, collector road or arterial road.
 - j. No building permit shall be issued unless a site plan has been approved in writing by the Planning Board.
 - k. The Planning Board, in making its determination, shall be guided by the following standards in order that such uses may be properly related to the orderly and harmonious development of the community.
 - 1. The proper relationship of the particular structures and other features shown on the site plan to one another and to present and proposed structures and other features in the area.
 - 2. The proper relationship of parking areas, driveways and approaches to roadways and traffic flow on roadways and on private or public property in the area.
 - 3. The proper relationship of structures and other features to the contours of the land.
 - 4. The proper maintenance of natural features, trees and foliage.
 - 5. The proper development of buffer strips as required by paragraph h. above.
 - 6. Such matters as relate to the planning and physical development of the Borough of Sea Girt.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

UPON MOTION of Councilman Mulroy seconded by Council President Fetzer, carried, that the preceding Ordinance be and the same is hereby adopted on the first reading, directing the Clerk to post and publish as required by law and setting the date of the public hearing as October 24, 2018.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

2. **Ordinance No. 20-2018:** The Mayor to read the said Ordinance by Title:

ORDINANCE NO. 20-2018

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XVII,
ZONING, ARTICLE 17-2, DEFINITIONS; ARTICLE 17-4, SCHEDULE OF
LIMITATIONS AND ARTICLE 17-5, GENERAL REGULATIONS AND
ARTICLE 17.6 EXCEPTIONS AND MODIFICATIONS, OF THE BOROUGH
CODE OF THE BOROUGH OF SEA GIRT**

The Council discussed each section of the proposed Ordinance in detail and by consensus, revised certain sections of the proposed Ordinance; the revised Ordinance is shown here:

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

SECTION 1. Article 17-2, DEFINITIONS, is hereby amended and supplemented as follows:

Building coverage is the percentage of the lot area that is covered by the building area plus any porches and/or area within the outside dimensions of a covered or enclosed breezeway which may connect an otherwise detached garage. Calculations of building coverage may exclude area within the outside dimensions of an integral or attached garage that are uncovered by upper stories.

Dormer- A projection from a sloping roof that contains a window which shall not exceed ten (10) feet in length measured along its long wall and is set back a minimum of two (2) feet from the exterior vertical building wall beneath the dormer. An exception is made for a dormer that results from stairs on an outside wall, which is permitted to be flush with the exterior vertical building wall against which stairs are constructed.

Home Office An office activity carried on for gain by a resident in a dwelling unit as an accessory use.

Story:

Half story shall be defined as attic space above or second story which shall have a pitched roof to begin within twelve (12) inches of the ceiling joists line of the story below and which pitch shall have a minimum slope of thirty (30%) percent. Such attic space, if finished, shall have a minimum vertical wall of five (5) feet in a finished area including deck and balcony space not to exceed fifty (50%) percent of the second story living space in the case of a two and one-half (2 1/2) story structure. Chimneys shall not be elevated more than three (3) feet above the established ridge height. Decorative structures such as, but not limited to, railings, widow walks, parapets, etc., are not allowed to be more than an additional two (2) feet above the established ridge height. Dormers attached to half-stories must meet the setback requirements included in the definition of dormers.

Lot:

Lot, corner shall mean a lot at the junction of and abutting two (2) or more intersecting streets where the interior angle of intersection does not exceed one hundred thirty-five (135°) degrees. Corner lots shall have a front, a rear and side yards. The front yard shall be the smaller of the two (2) lot lines coexistent with the street line. The rear yard shall be the side opposite the front. The remaining sides shall be considered side lot lines.

Porch – A roofed entrance, piazza, or portico not more than one (1) story in height. A front “porch” shall not be enclosed permanently or temporarily with any type of material nor shall there be any construction between the roof and the floor of the porch except for columns or posts necessary for the support of the roof or an open safety railing which present no more than a minimal obstruction to view provided, however, that an open wire mesh removable screening may be permitted during the period of May 1 through October 31 of each year. Porches shall be considered part of the principal building for the purpose of calculating building coverage. Porches shall not be considered habitable floor area.

SECTION 2. Article 17-4, SCHEDULE OF LIMITATIONS; CONFORMANCE WITH CHAPTER is hereby revised and supplemented as follows:

- b. District 1 East, 1 West Single Family and District 2 East and 2 West Convenience Commercial: sections entitled Purpose, Permitted Use On and/or In Building, Area and Yard Requirements are hereby amended; section entitled Conditional Uses is hereby added.

SECTION 3. Article 17-5, GENERAL REGULATIONS, is hereby supplemented as follows:

Section 17-5.1 Accessory Buildings and Structures in Residence Districts is hereby amended and supplemented as follows:

b.4. Basement areas below accessory and/or garage structures are limited to use as storage space only; garage basement dwelling units are not permitted. Accessory and/or garage structures constructed with basement areas shall be included in the lot coverage calculation.

- i.* Building coverage. The maximum permitted building coverage on any residential lot shall be the equivalent of twenty (20%) percent of lot size, calculated as described in the definition of building coverage as that term is defined in Section 17-2.

Section 17-5.2 Conditional Use is hereby added:

A. Home Office Use in residential zones:

Home office use, meaning an office activity carried on for gain by a resident in a dwelling unit, shall be permitted accessory use in residential zone districts, provided:

- a. The use is limited solely to office use;
- b. The use is operated by or employs in the residence only a resident or residents who are permanent full-time residents of the dwelling unit, and no other person;
- c. No non-resident employees, customers or business invitees or guests shall visit the dwelling unit for business purposes;
- d. The use shall be located in only one (1) room of the dwelling unit, which shall not be served by an entrance separate from the household;
- e. Interior storage of materials shall only consist of office supplies;
- f. There shall be no change to the exterior of buildings or structures because of the use, and no outside appearance of a business use, including, but not limited to, parking, storage, signs or lights;
- g. The use operates no equipment or process that creates noise, vibration, glare, fumes, odors or electrical or electronic interference, including interference with telephone, radio or television reception, detectable by neighboring residents;
- h. The use does not require any increased or enhanced electrical or water supply;
- i. The quantity and type of solid waste disposal is the same as other residential uses in the zone district;
- j. The capacity and quality of effluent is typical of normal residential use, and creates no potential or actual detriment to the sanitary sewer system or its components;
- k. Delivery trucks shall be limited to U.S. Postal Service, United Parcel Service, Federal Express and other delivery services providing regular service to residential uses in the zone district;
- l. All vehicular traffic to and from the home office shall be limited in volume, type and frequency to what is normally associated with other residential uses in the zone district.

17-5.4 Mechanical Equipment is hereby supplemented:

All exterior mechanical equipment, including units for heat, ventilation, air-conditioning, pool pumps and accessories, heat pumps, other than individual air-conditioners and permanently installed generators, to serve a building shall be located in the rear yard and/or on the top story of either the principal building or accessory buildings, either inside or outside. If installed in the yard, they shall comply with the rear yard and setback provisions. If installed on the buildings they shall not be visible

from the front or side street and shall be located behind physical buffer such as a parapet wall or solid short fence so as to dampen noise effects on neighboring properties.

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

UPON MOTION of Councilman Foley, seconded by Councilman Meixsell, carried, that the preceding Ordinance be and the same is hereby adopted on the first reading, directing the Clerk to post and publish as required by law and setting the date of the public hearing as October 24, 2018.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer		X		
Councilman Mulroy		X		
Councilwoman Anthony	X			

3. **Ordinance No. 21-2018:** The Mayor to read the said Ordinance by Title:

ORDINANCE NO. 21-2018

BOND ORDINANCE PROVIDING FOR VARIOUS WATER-SEWER UTILITY IMPROVEMENTS, BY AND IN THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$480,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$480,000 IN BONDS OR NOTES TO FINANCE THE COST THEREOF

BE IT ORDAINED AND ENACTED 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 to be undertaken by the Borough of Sea Girt, in the County of Monmouth, State of New Jersey (the "Borough") as general improvements. For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$480,000 from the Water-Sewer Utility of the Borough, said sum being inclusive of all appropriations heretofore made therefor. Pursuant to the provisions of N.J.S.A. 20A:2-7(h) and 20A:2-11(c) of the Local Bond Law, N.J.S.A. 20A:2-1 *et seq.*, as amended and supplemented (the "Local Bond Law"), no down payment is required as the Water-Sewer Utility of the Borough is self-liquidating.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the said \$480,000 appropriation, negotiable bonds of the Water-Sewer Utility of the Borough are hereby authorized to be issued in the aggregate principal amount not exceeding \$480,000

pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in an aggregate principal amount not exceeding \$480,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are Various Water-Sewer Utility Improvements including, but not limited to, infrastructure improvements to Carriage Way, including but not limited to, sanitary sewer improvements, and improvement, replacement, relocation and/or installation of fire hydrants.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$480,000.

(c) The aggregate estimated cost of said improvements or purposes is \$480,000.

(d) The above improvements and purposes set forth in Section 3(a) are more particularly described in documents on file in the Office of the Borough Clerk and shall also include, but are not limited to, the following, as applicable, surveying, construction planning, engineering and design work, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation and also all work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto.

SECTION 4. In the event the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity make a contribution or grant in aid, as applicable, to the Borough for the improvements or purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity. In the event, however, that any amount so contributed or granted, as applicable, by the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purposes. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

SECTION 5. 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. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Borough shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. 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 and accrued interest thereon 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 the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Water-Sewer Utility of the Borough is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital

budget and capital programs of the Water-Sewer Utility as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the Office of the Clerk and will be available for public inspection.

SECTION 7. 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 current expenses and are improvements or purposes which the Borough may lawfully undertake as general improvements, 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 said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and 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 or notes provided for in this bond ordinance by \$480,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$80,000 for items of expense listed in and permitted under N.J.S.A. 20A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

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 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. The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Borough covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

UPON MOTION of Councilman Foley, seconded by Council President Fetzer, carried, that the preceding Ordinance be and the same is hereby adopted on the first reading, directing the Clerk to post and publish as required by law and setting the date of the public hearing as October 24, 2018.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony*	X			

B. Resolution No. 159-2018: Authorize Halloween Curfew, October 30 and 31, 2018

UPON MOTION Councilwoman Morris, seconded by Councilman Foley, carried that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough Council of the Borough of Sea Girt feels it would be in the best interests of the citizens of the Borough of Sea Girt to enact a curfew for the evenings of October 30th and 31st, 2018.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt, County of Monmouth that a curfew be enacted beginning at 8:00 PM on October 30th through 7:00 AM on October 31, inclusive, and beginning at 9:00 PM on October 31 through 7:00 AM on November 1, inclusive, for all children under the age of 17, unless accompanied by an adult.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

C. Resolution No. 160-2018: Approve refunds, Planning Board escrow balances

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

WHEREAS, the following individuals have posted escrow for Planning Board application review and the balances remaining in said accounts are as follows:

NAME OF APPLICANT	BLOCK #	LOT #	PROPERTY LOCATION	ACCOUNT BALANCE
Peter Elfers	19	12	110 Beacon Blvd.	\$3,049.00
Anthony & Mary Ellen Prince	67	13	15 Fifth Ave.	5,000.00
Carol & Heather Scaturro	27	16	401 Crescent Parkway	5,000.00

WHEREAS, the Planning Board Secretary has advised that all of the fees associated with these applications have been paid in full.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Girt that the remaining escrow balances be refunded to the applicants listed in the amounts specified.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue the refunds specified to the applicants named.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

D. Resolution No. 161-2018: Authorize renewal, beach concession lease for 2019 season, at season rent of \$76,500

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

WHEREAS, the Borough of Sea Girt advertised for bidders to operate the Boardwalk Concession at the Sea Girt Beach on November 16, 2017, with the receipt of bids scheduled for December 5, 2017 for the 2018 season, with option years 2019 and 2020; and,

WHEREAS, the Concessionaire satisfactorily operated the facility during the term of the 2018 lease and the Borough has the right to renew for year 2019 based upon the bid specifications and Lease Agreement at the annual rent in the amount of \$76,500.00 for the 2019 season.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the Concessionaire be authorized to operate the Boardwalk Concession at the Sea Girt Beach for the 2019 season at the annual rent of \$76,500.00.

BE IT FURTHER RESOLVED that, pursuant to the Bid Specifications, the lease to operate the Boardwalk Concession shall be executed by the principals of Concessionaire within twenty-one (21) days of the date of this award and returned to the Municipal Clerk.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and they are hereby authorized to execute the lease document pursuant to the Bid Specifications.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to S.D. Winters, LLC.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

E. **Resolution No. 162-2018:** Approve donation to SG PTO, two (2) 2019 adult season beach badges

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

WHEREAS, The Sea Girt Elementary School Pre-K Class has requested the donation of two 2019 adult season beach badges to be awarded at the Sea Girt Elementary School Craft Fair to be held at the Sea Girt Elementary School in November 2018.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Sea Girt that the donation of two 2019 adult season beach badges be and the same is hereby approved.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Cate Leonardis for her information.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

F. **Resolution No. 163-2018:** Authorize refund of overpaid water-sewer charges, Account #822, Peter Kuzmick, \$236.27

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

WHEREAS, Peter Kuzmick, formerly of 406 Boston Boulevard, Sea Girt, overpaid water-sewer charges prior to selling the property resulting in a credit of \$236.27.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Girt that the refund in the amount of \$236.27 for overpaid water-sewer charges on the above-referenced account be and the same is hereby authorized.

BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is hereby authorized to issue the refunds specified to the applicants named.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

12. ADMINISTRATOR REPORTS/DISCUSSION

- A. **Baltimore Park Rehabilitation Project** – slightly delayed due to the weather; I am waiting for the contractor to advise whether additional time will be required to complete the project.
- B. **Final Bulk pick-up for the year** – October 22, 2018; *NO* garden trash will be picked-up.
- C. **Halloween Haunted Hayride/Celebration** – Friday, October 19 – children up to age 6, 6:30 – 7:30 PM; children ages 7 and up, 7:30 – 8:30 PM; celebration immediately follows in the Fire House (bring a treat for the sharing table).
- D. **Beach: Clean Ocean Action Fall Beach Sweeps** – October 20, 2018; meet at the Beacon Blvd. Pavilion at 9:00 AM; wear hats, sunscreen and hard-soled shoes; bring gloves.
- E. **Monmouth County Library** – a letter will be sent to all residents regarding leaving the MCL during the last week of October.

13. QPA REPORTS (of activity since previous Council Meeting): Burke Environmental, Crescent Park Forest Rehabilitation Plan, \$800 per acre, Phase 1.

14. COUNCIL REPORTS: Councilpersons Foley, Meixsell, Mulroy, Council President Fetzer and Mayor Farrell had no reports.

Councilwoman Morris reported that there will be three additional information sessions regarding the benefits of leaving the Monmouth County Library on October 17 at 5:30 pm, October 23 at 10:00 am, November 3 at 12 noon.

Councilwoman Anthony reported as follows:

- Annual Lighthouse Challenge is October 20 and 21st;
- Patricia Mele, Board of Education member has resigned and the Board has requested that interested residents submit their resume by October 17.

15. Resolution No. 164-2018: 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 Lists date October 3, 2018 in the totals as follows:

CURRENT FUND	\$ 108,354.73
WATER/SEWER OPERATING FUND	\$ 79,729.88
BEACH OPERATING FUND	\$ 1,915.39
TRUST FUND	\$ 11,946.00
RECREATION TRUST FUND	\$ 522.56

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councillman Foley	X			
Councillman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

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

Marilyn Ward, Sea Girt Ave., stated that she is concerned about “bulk building” or “overbuilding” in Sea Girt; she noted that she and several other residents circulated a petition that received over 150 signatures opposed to continued “overbuilding” in Sea Girt. She requested the following changes to the Borough’s Development Ordinance and requested a response by November 14:

1. Change side setbacks in Zones 1 East and 1 West (residential) to a total side yard setback of 20 feet (10 feet on each side of the principal building) on lots with a frontage of 75 feet or less. On lots with frontages over 75 feet, the total side-yard setback shall be 30% of the lot width with a minimum of 10 feet on one side ;
2. Change the maximum height of the principal building on those lots with frontages of 75 feet or less to 29 or less feet or minimum of two stories. On lot frontages over 75 feet, the height restriction would remain at 35 feet or 2 ½ stories;
3. Change the total maximum impervious coverage on any residential lot from 55% to 47% and include swimming pools as part of the impervious coverage calculations. Presently, the principal building may cover 20% of the lot and additional impervious surfaces may cover another 35% but this does not include swimming pools;
4. Basements under detached garages should not be permitted or they should be counted as part of the 20% principal building coverage.

Megan Pacetti, Washington Blvd., thanked Council and Police Department for their efforts on behalf of all residents; requested the installation of additional digital speed limit signs and noted that she agreed with Mrs. Ward’s comments that regulating overbuilding is necessary to preserve Sea Girt.

Sharon Kregg, Brooklyn Blvd. thanked Megan Pacetti for her comments; she noted that she is also concerned about “loss of soil” where lots are excavated for homes and garages; opposed to basements under garages; people have issues with builders. Council President Fetzer commented he would like to see sheathing of excavations in the residential zone in our regulations.

John Kelly, Boston Blvd., noted that there are ongoing problems with builders.

There being no further comments, the public hearing was closed by consensus. There being no further business, and **UPON MOTION** of Councilman Mulroy, seconded by Councilwoman Morris, carried, that the meeting be finally adjourned at 9:30PM.

Lorraine P. Carafa

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
17000200	02/07/17	TENNISB	Tennis Bookings	2017 Scheduling services	Open	0.00	0.00
17000879	09/11/17	01627	WITMER PUBLIC SAFETY GROUP	O-Ring	Open	22.00	0.00
18-00011	01/10/18	SBS01	Stewart Business Systems	BO45:510907, Maintenance	Open	298.52	0.00 B
18-00032	01/12/18	AMMM01	Apuzzese, McDermott, Mastro	2018 Services	Open	198.00	0.00 B
18-00036	01/12/18	00008	AT&T	2018 Services	Open	68.58	0.00 B
18-00037	01/12/18	00046	AQUATIC SERVICES - E. Runyon	2018 Lab Testing Services	Open	205.00	0.00 B
18-00041	01/12/18	00774	BOROUGH OF BRIELLE	2018 Gasoline Interlocal	Open	10,487.76	0.00 B
18-00044	01/12/18	00136	THE COAST STAR	2018 Legal ads	Open	25.30	0.00 B
18-00045	01/12/18	00136	THE COAST STAR	2018 Legal ads	Open	11.12	0.00 B
18-00060	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Service	Open	1,442.77	0.00 B
18-00061	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Service	Open	2,386.96	0.00 B
18-00062	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Service	Open	3,834.53	0.00 B
18-00063	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Services	Open	329.37	0.00 B
18-00064	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Services	Open	344.40	0.00 B
18-00065	01/12/18	00016	JERSEY CENTRAL POWER & LIGHT	2018 Service	Open	5.85	0.00 B
18-00067	01/12/18	H2M	H2M Associates, Inc.	2018 Services	Open	2,025.00	0.00 B
18-00068	01/12/18	01230	KEPWEL SPRING WATER CO., INC.	2018 Bottled Water Delivery	Open	21.95	0.00 B
18-00069	01/12/18	01230	KEPWEL SPRING WATER CO., INC.	2018 Botteled Water Delivery	Open	56.70	0.00 B
18-00071	01/12/18	KEK01	The Law Offices of	Planning Brd. Services	Open	588.00	0.00 B
18-00077	01/12/18	00040	MONMOUTH COUNTY TREASURER	2018 Tipping Fees	Open	9,218.80	0.00 B
18-00078	01/12/18	01166	MONTENEGRO, THOMPSON, ET ALS.	2018 Services	Open	8,549.32	0.00 B
18-00085	01/12/18	01942	ONE CALL CONCEPTS	2018 Mark-out service	Open	61.25	0.00 B
18-00086	01/12/18	00068	OLD TOWNE CAR WASH INC.	Car Washing	Open	60.00	0.00 B
18-00087	01/12/18	00614	Optimum	2018 Cable	Open	97.20	0.00 B
18-00089	01/12/18	00614	Optimum	2018 Cable	Open	241.71	0.00 B
18-00091	01/12/18	00321	SEABOARD WELDING SUPPLY, INC.	2018 Rentals	Open	27.00	0.00 B
18-00095	01/12/18	01635	SWIFTREACH NETWORKS, INC.	2018 Service	Open	250.00	0.00 B
18-00096	01/12/18	TENNISB	Tennis Bookings	2018 Bookkinh services	Open	125.00	0.00 B
18-00097	01/12/18	TU01	TransUnion Risk & Alternative	2018 Background Searches	Open	25.00	0.00 B
18-00102	01/12/18	00007	VERIZON	2018 Service	Open	287.54	0.00 B
18-00103	01/12/18	00007	VERIZON	2018 Service	Open	40.37	0.00 B
18-00104	01/12/18	00007	VERIZON	2018 Service	Open	111.92	0.00 B
18-00108	01/12/18	00349	VERIZON WIRELESS	2018 Service	Open	425.94	0.00 B
18-00173	01/26/18	01565	MON. CTY. REG. HEALTH COMM. #1	2018 Public health services	Open	8,481.80	0.00 B
18-00174	01/26/18	00770	VNA OF CENTRAL JERSEY	2018 Services	Open	549.00	0.00 B
18-00286	03/01/18	SF01	Shore Flicks, LLC	Projectionest for 7/16/18	Open	1,400.00	0.00
18-00313	03/06/18	00090	SOUTH MON. REG. SEW. AUTHORITY	2018 Sewer charges	Open	70,861.50	0.00 B
18-00399	04/17/18	BDL	By Design Landscapes, Inc.	Garden Maintenance	Open	1,720.00	0.00 B
18-00528	05/31/18	KEK01	The Law Offices of	313 Philadelphia Bell	Open	42.00	0.00 B
18-00529	05/31/18	KEK01	The Law Offices of	JTAS Realty 528 washington	Open	1,022.00	0.00 B
18-00599	06/22/18	01886	RUTGERS THE STATE UNIV OF NJ	Registration, T Palmer	Open	942.00	0.00
18-00602	06/26/18	01886	RUTGERS THE STATE UNIV OF NJ	Registration, T Palmer	Open	760.00	0.00
18-00629	06/29/18	00203	Ruderman, Horn & Esmerado PC	2018 Legal services	Open	1,995.00	0.00 B
18-00669	07/13/18	ARROW	Arrow Safety Devce Co.	Buoys	Open	391.71	0.00
18-00722	08/01/18	KEK01	The Law Offices of	110 Beacon LLC B19, L12	Open	406.00	0.00 B
18-00757	08/14/18	00139	TAX COLL./TREAS. ASSOC. OF NJ	Seminar Registration, L Carafa	Open	45.00	0.00
18-00789	08/28/18	NFPA	NFPA	Fire Prevention Week 2018	Open	423.05	0.00
18-00837	09/10/18	00809	PROFESSIONAL GOV. EDUCATORS, INC	Seminar Registration, J McKitt	Open	90.00	0.00
18-00849	09/12/18	01625	GRAINGER	Fan blades	Open	60.80	0.00
18-00851	09/12/18	01625	GRAINGER	Requisition Request 18-209	Open	1,177.19	0.00

October 3, 2018
02:38 PM

BOROUGH OF SEA GIRT
Bill List By P.O. Number

Page No: 2

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type	
18-00852	09/13/18	00255 AMERICAN UNIFORM & SUPPLY	Holster	Open	99.99	0.00		
18-00855	09/13/18	01625 GRAINGER	Requisition Request 18-208	Open	468.56	0.00		
18-00856	09/14/18	PRINCE Anthony & Mary Ellen Prince	Refund PB escrow balance,	Open	5,000.00	0.00		
18-00864	09/24/18	01143 MONMOUTH COUNTY CLERK	Rim maintenance 9/1/18-8/31/19	Open	3,300.00	0.00		
18-00865	09/24/18	01931 LORRAINE P. CARAFA	Reimbursement	Open	76.00	0.00		
18-00879	09/26/18	SCATURO Carl & Heather Scaturo	Refund PB escrow balance	Open	5,000.00	0.00		
18-00880	09/26/18	KEK01 The Law Offices of	PB Ragen 221 Chicago	Open	140.00	0.00	B	
18-00881	09/26/18	01931 LORRAINE P. CARAFA	Reimbursement	Open	25.84	0.00		
18-00882	09/27/18	KEK01 The Law Offices of	PB Meyer 108 Chicago, B20, L13	Open	336.00	0.00	B	
18-00885	09/27/18	DREW W William Drew	Reimbursement, Water licenses	Open	100.00	0.00		
18-00886	10/01/18	SAFRAN MorphoTrak LLC	Maintenance Agreement	Open	2,633.69	0.00		
18-00894	10/02/18	01585 MICHAEL T. MCARTHUR	Reimbursement	Open	25.63	0.00		
18-00895	10/02/18	SLATTERY Joe Slattery	Reimbursement	Open	25.13	0.00		
18-00896	10/02/18	01437 ROY CURTIS	Reimbursement	Open	125.00	0.00		
18-00897	10/02/18	00057 NJ TRANSIT CORP.	Occupancy Permit P1333-3368-03	Open	216.00	0.00		
18-00898	10/03/18	01741 PATRICIA PETERSON	Advance for Halloween supplies	Open	90.00	0.00		
Total Purchase Orders:		66	Total P.O. Line Items:	0	Total List Amount:	149,901.75	Total Void Amount:	0.00

State of New Jersey

Health Benefits 10/15
Total

52,566.81
202,468.56

Totals by Year-Fund		Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
Fund Description	Fund						
CURRENT FUND	7-01	22.00	0.00	22.00	0.00	0.00	22.00
BOARD OF RECREATI	7-26	0.00	0.00	0.00	0.00	0.00	0.00
	Year Total:	22.00	0.00	22.00	0.00	0.00	22.00
		108,332.73					
CURRENT FUND	8-01	55,765.92	0.00	55,765.92	0.00	0.00	55,765.92
WATER OPERATING	8-05	79,729.88	0.00	79,729.88	0.00	0.00	79,729.88
BEACH OPERATING	8-09	1,915.39	0.00	1,915.39	0.00	0.00	1,915.39
TRUST OTHER	8-25	11,946.00	0.00	11,946.00	0.00	0.00	11,946.00
BOARD OF RECREATI	8-26	522.56	0.00	522.56	0.00	0.00	522.56
	Year Total:	149,879.75	0.00	149,879.75	0.00	0.00	149,879.75
Total of All Funds:		149,901.75	0.00	149,901.75	0.00	0.00	149,901.75
		202,466.56					