

AGENDA - REGULAR MEETING
January 23, 2019

1. **CALL TO ORDER AT 7:00 PM**
2. **MOMENT OF SILENCE**
3. **SALUTE TO THE FLAG**
4. **COMPLIANCE STATEMENT:**

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

5. **ROLL CALL:**

	Present	Absent
Mayor Farrell		
Councilman Foley		
Councilman Meixsell		
Councilwoman Morris		
Council President Fetzer		
Councilman Mulroy		
Councilwoman Anthony		

6. **PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM** (Comments limited to 7 minutes)
7. **CONSENT AGENDA - Resolution No. __-2019:** (All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration).
 - Approve Special Event Permit request, Annual Sgt. Nutter Run, June 15, 2019;
 - Authorize Monmouth County Mosquito Control Division to conduct aerial mosquito control operations with the Borough of Sea Girt, April 1 through November 30, 2019, inclusive.
 - Shade Tree Commission, appoint Alex Fatenko to the Shade Tree Commission through December 31, 2010;
 - Jersey Shore Relay/Jersey Shore Running Club, permission to hold Run-a-Palooza Relay Race on the Boardwalk and various streets in the Borough, April 6, 2019 between 11:00 AM and 1:00 PM, inclusive, contingent upon submission of a Certificate of Insurance naming the Borough of Sea Girt as an additional insured; no street closings required.
8. **APPROVE MINUTES**
 - A. **Amend the Minutes of the June 27, 2018 Meeting:** The Minutes of the June 27, 2018 meeting included Resolution No. 115-2018 approving the renewal of the Retail Plenary Consumption License #1344-33-003-013 for CG Jersey, Inc. t/a Fratello's, for the period July 1, 2018 through June 30, 2019, inclusive. At the time the Resolution was adopted, the Licensee had not submitted the required payments of the Municipal or State fees nor had he submitted his renewal application through the ABC's POSSE Portal as required. Therefore, the Minutes are hereby amended to reflect the correct information.

B. Resolution No. __-2019: Approve Minutes, Reorganization and Regular Meetings held January 2, 2019

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

10. **OLD BUSINESS**

A. Ordinances – public hearing/possible adoption

1. The Mayor to read the said Ordinance by Title and advise of its publication in its entirety in *The Coast Star* on January 10, 2019:

ORDINANCE NO. 01-2019:

CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) IN THE BOROUGH OF SEA GIRT, MONMOUTH COUNTY, NEW JERSEY

- a. Motion to open the meeting to the public for comments on the said Ordinance only.
- b. Comments, if any;
- c. Motion to close the public hearing - __moves, seconded by__ (consensus vote)

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

2. The Mayor to read the said Ordinance by Title and advise of its publication in its entirety in *The Asbury Park Press* on January 10, 2019:

ORDINANCE NO. 02-2019

AN ORDINANCE TO AMEND VARIOUS FEES AND PENALTIES OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY

- a. Motion to open the meeting to the public for comments on the said Ordinance only.
- b. Comments, if any;
- c. Motion to close the public hearing - __moves, seconded by__ (consensus vote)

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

3. The Mayor to read the said Ordinance by Title and advise of its publication in its entirety in *The Asbury Park Press* on January 10, 2019:

ORDINANCE NO. 03-2019

AN ORDINANCE PROVIDING FOR IMPROVEMENTS STREET LIGHT IMPROVEMENTS AND PROFESSIONAL ARCHITECTURAL SERVICES AND PROVIDING FOR THE COST THEROF FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY

- a. Motion to open the meeting to the public for comments on the said Ordinance only.
- b. Comments, if any;

- c. Motion to close the public hearing - __moves, seconded by__ (consensus vote)
- Motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

11. NEW BUSINESS

- A. **Resolution No. __-2019:** Resolution to Rescind Resolution No. 115-2018 adopted on June 27, 2018 approving the renewal of the Retail Plenary Consumption License #1344-33-003-013 of CG Jersey, Inc. t/a Fratello’s, for the period July 1, 2018 through June 30, 2019, inclusive.
- B. **Resolution No. __-2019:** Resolution To Ratify Collective Bargaining Agreement between the Borough of Sea Girt and PBA Local 50, effective retroactively to January 1, 2018 through December 31, 2021, inclusive
- C. **Resolution No. __-2019:** Various Departments - Personnel Changes; set salaries
- D. **Resolution No. __-2019:** Revise Resolutions No. 2019-01.1, 2019-01.2 and increase salary for Zoning/Code Enforcement and Fire Official pursuant to Shared Services Agreement with the Borough of Brielle.
- E. **Resolution No. __-2019:** Appropriations Reserves Transfers, if necessary

12. ADMINISTRATOR REPORTS/DISCUSSION

- **There is no meeting of the Borough Council on February 13.**
- **February Sanitation pick-up schedule changes:**

NO trash pick-up on Monday, February 11, Lincoln’s Birthday celebrated, pick-up will be on Tuesday, February 12

NO trash pick-up on Monday, February 18, Presidents’ Day celebrated, pick up will be on Tuesday, February 19.

- **Proposed Ordinance revisions** included for information purposes; if acceptable, Ordinances will be listed for action at the February 27 meeting of Council:
 - To amend and supplement Section 12-2, Construction Procedure and Site Regulation, Subsection 12-2.2, Additional Regulations of Chapter XII, Building and Housing in the Borough of Sea Girt: adds Subsection “o”, requiring the shoring of excavations greater the 4’ deep and 4’ wide when within 5’ of the property line to prevent damage to adjoining property;
 - To amend and supplement Chapter XVII, Zoning, Article 17-2, Definitions and Article 17-5, General Regulations, of the Borough Code of the Borough Of Sea Girt, would remove provision allowing for chimneys projecting 18” or less to encroach on the setback;
 - To amend and supplement various sections of Chapter XX, Fire Prevention

14. QPA REPORTS (of activity since previous Council Meeting): none

15. COUNCIL REPORTS

16. **Resolution No. __-2019:** Payment of bills

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

18. **Resolution No. __-2019: Executive Session, if necessary** to update Council on proceedings in any or all of the following matters; please note that action may be taken by Council upon return to public session. The public is invited to remain outside and may return to the meeting room when the Council returns to public session.

- a. Ira Walker v. the Borough of Sea Girt, F. Ken Farrell, Individually and in his official capacity as Mayor; James Quigley, Individually and in his official capacity as Zoning and Code Enforcement Official (*Note:* complaints against Mayor Farrell and Mr. Quigley were dismissed by the Court on the motions for summary judgment filed by their respective Counsels);
- b. Kenneth Hagel v. Kevin Davenport, Individually and in his official capacity as Chief of the Borough of Sea Girt Police Department; the Borough of Sea Girt Police Department and the Borough of Sea Girt;
- c. Contract negotiations.

19. **ADJOURN**