MINUTES - REGULAR MEETING June 27, 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, June 27, 2018 at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence; he then led those in attendance in the Pledge of Allegiance.

The Deputy 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	Х	
Councilman Foley		Х
Councilman Meixsell	X	
Councilwoman Morris	Х	
Council President Fetzer	Х	
Councilman Mulroy	Х	
Councilwoman Anthony	Х	

- 2. PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM: Mayor Farrell explained that Legislature is considering the adoption of S-716, S-477 and S-1766; the Joint Insurance Fund is recommending that the bills be amended before adoption.
- 3. CONSENT AGENDA Resolution No. 105-2018: UPON MOTION of Councilwoman Morris, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted:
- 105.1: WHEREAS, while it is commendable that legislation is being considered to provide additional compensation to Firefighters with cancer, S-716 as currently written, without responsible amendments, will prove to be very expensive to municipalities and taxpayers, and,
- WHEREAS, While it is also commendable that the statute of limitations is being extended for claims involving sexual abuse, S-477 as currently written would eliminate the statute of limitations entirely leaving officials and volunteers with the near impossible task of defending a claim that is decades old.
- WHEREAS, under current law family members can already collect substantial compensation for actual losses such as medical bills, lost income as well as loss of companionship.
- WHEREAS, without appropriate amendments, the combined impact of these bills would devastate local government insurance budgets at a time when the local taxpayers are being squeezed because of changes in the Federal Tax code.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Girt that:

- S-716 be <u>amended</u> to provide that the cancer presumption be limited to types of cancer that scientific evident establishes that Firefighters develop at a higher rate than the general public; and,
- S-716 be <u>amended</u> to end the presumption at age 65 when the firefighter becomes eligible for Medicare. Alternatively, S-716 should be amended to remove volunteers and establish a special

program for them along the lines recently adopted by New York, Connecticut, Michigan, Colorado and Georgia; and,

- S-716 also be <u>amended</u> so that the standard to rebut the presumption remains at the current "preponderance of the evidence"; and,
- S-477 be <u>amended</u> to increase statute of limitation on claims involving sexual molestation against public entities to 7 years, subject to no limitation against the molester; and,
- S-1766 be <u>amended</u> to remove public entities from "emotional distress" compensation for wrongful death claims subject to Title 59; and,

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Governor, the legislative delegation in the 30th district, the Governor, the Senate President and the Speaker of the Assembly.

105.2: WHEREAS, Shade Tree Commission: accept resignation with regret of Judith Jones Ambrosini; appoint Barbara Cundari to the balance of her unexpired term through December 31, 2019

WHEREAS, the Chairman of the Shade Tree Commission has advised that he has received a notice of resignation from Judith Jones Ambrosini, who has served enthusiastically on the Commission for many years and has requested that Barbara Cundari be appointed to Mrs. Ambrosini's unexpired term on the Commission.

NOW, THEREFORE, BE IT RESOLVED that the Council accepts with regret the resignation of Judith Jones Ambrosini from the Commission and thanks Mrs. Ambrosini for her dedication to the Borough of Sea Girt.

BE IT FURTHER RESOLVED that Barbara Cundari, New York Boulevard, be and the same is hereby appointed to the balance of the unexpired term of Judith Jones Ambrosini through December 31, 2019.

105.3: WHEREAS, The Sea Girt Lighthouse Citizens Committee has made application to the Borough Council for a raffles license to conduct an On-Premise 50/50 raffle at the Sea Girt Lighthouse on August 4, 2018 between the hours of 6:00 PM and 8:00 PM, inclusive; and,

WHEREAS, the above is being conducted in accordance with Findings and Determinations of the verifying officer.

NOW, THEREFORE, BE IT RESOLVED, that the license requested be granted.

105.4: WHEREAS, the incoming 8TH Grade class of the Sea Girt Elementary School has requested permission to sell merchandise on the Borough Boardwalk on several yet to be determined dates for the purpose of raising funds for their annual trip to Washington, DC in the Spring of 2019.

NOW, THEREFORE, BE IT RESOLVED, that permission is hereby granted to the incoming 8th graders of Sea Girt Elementary School to sell merchandise on the Borough Boardwalk on several yet to be determined dates for the purpose of raising funds for their annual trip to Washington, DC in the Spring of 2019.

Recorded Vote:

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

4. APPROVE MINUTES

A. Resolution No. 106-2018: Approve Minutes, Regular Meeting held June 13, 2018

UPON MOTION of Councilman Mulroy, seconded by Councilman Meixsell, carried, that the Minutes of the Regular Meeting held June 13, 2018 be and the same are hereby approved as presented.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley			Х	
Councilman Meixsell	X			
Councilwoman Morris	Х			
Council President Fetzer	Х		-	·
Councilman Mulroy	. X			
Councilwoman Anthony	Х			·· · · · · ·

5. OPEN DISCUSSION (Council is invited to speak on any subject) - No comments from Council.

6. OLD BUSINESS

A. Ordinances – public hearing/possible adoption

1. Ordinance No. 14-2018: The Mayor to read the said Ordinance by Title and advise of its publication in its entirety in The Asbury Park Press on June 16, 2018; he further explained that this is a fully funded project outside the tax payer, funding will come from Recreation Trust and the Monmouth County Park System Grants. Funds will provide a rubberized surface, fencing and updating the baseball field and storage facility.

ORDINANCE NO. 14-2018:

AN ORDINANCE PROVIDING FOR IMPROVEMENTS TO BALTIMORE PARK AND PROVIDING FOR THE COST THEREOF FROM MONMOUTH COUNTY OPEN SPACE GRANTS AND THE RECREATION TRUST FUND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

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

Section 1. The Borough Council of the Borough of Sea Girt wishes to improve the grounds and facilities located at Baltimore Park and has received two grants from the County of Monmouth totaling \$100,000

with a matching funds requirement, said match to be allocated from the Recreation Trust Fund in the amount not to exceed \$125,000.

Section 2. The improvements as stated above are general improvements that the Borough may lawfully undertake and the amount appropriated therefor is \$225,000.

Section 3. No debt is to be issued for said improvement and the cost of said improvement is to be financed from the funds awarded through the County of Monmouth Open Space Grants in the amount of \$100,000 and the Recreation Trust Fund of the Borough in the amount not to exceed \$125,000.

Section 4. Repeal, Severability.

a. All ordinances or parts of ordinances inconsistent herewith are repealed, but only to the extent of such inconsistency.

b. If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

Section 5. Effective Date

This Ordinance shall take effect immediately upon its final passage and publication as required by law.

UPON MOTION of Councilman Mulroy, seconded by Council President Fetzer, carried, that the meeting be opened to the public for comments on the said Ordinance only. Robert Plum asked Council to consider installing a four way stop sign at Baltimore Blvd. and Fifth Avenue. There were no further comments from the public, and UPON MOTION of Councilwoman Morris, seconded by Councilman Mulroy, carried, the public hearing was closed.

Councilman Mulroy thanked Mrs. Carafa and Mr. D'Altrui and the Recreation Commission for obtaining grant and noted that he is looking forward to seeing the improvements.

UPON MOTION of Council President Fetzer, seconded by Councilman Mulroy, carried, that the said Ordinance No. 14-2018 be adopted on final reading, directing the Clerk to post and publish as required by law.

Recorded Vote:

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

2. Ordinance No. 15-2018: The Mayor to read the said Ordinance by Title and advised of its publication in its entirety in The Asbury Park Press on June 16, 2018:

ORDINANCE NO. 15-2018

AN ORDINANCE TO AMEND ORDINANCE NO. 12-2018 ENTITLED "AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII, TRAFFIC, ARTICLE 7-37, LOADING ZONES, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT"

WHEREAS, the Borough Council of the Borough of Sea Girt has determined that the designation of a loading zone on Ocean Avenue near Beacon Boulevard is necessary to preserve and protect the safety and well-being of the general public.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Sea Girt as follows:

SECTION 1. Article 7-37, LOADING ZONES, is hereby amended and supplemented as follows:

The locations described are hereby designated as Loading Zones. No person shall park a vehicle in these locations during the times indicated other than for the loading or unloading of passengers, goods and materials.

Name of Street	Time	Side	Location
Ocean Avenue	24 hours <u>per day for</u> <u>the period May 1</u> <u>through September 15</u> <u>of each year</u>	East side	Beginning at a point 36 feet south of the southern crosswalk marking of Beacon Blvd. south for a distance of 109 feet

SECTION 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 5. Effective Date

This Ordinance shall take effect immediately upon its final passage and publication as required by law.

UPON MOTION of Councilwoman Morris, seconded by Council President Fetzer, carried, that the meeting be opened to the public for comments on the said Ordinance only. Mrs. Metcalf, Ocean Avenue, stated that she is not in favor of this Ordinance. There were no further comments from the public, and UPON MOTION of Councilwoman Morris, seconded by Councilman Mulroy, carried, the public hearing was closed.

Councilwoman Anthony thanked Mrs. Metcalf for her comments and noted that she shares her concerns; hopes the traffic study review will improve this situation. Councilman Mulroy suggested contacting local cab companies for their feedback; loading zone needs a better solution.

UPON MOTION of Councilman Meixsell, seconded by Councilwoman Anthony, carried, that the said Ordinance No. 15-2018 be adopted on final reading, directing the Clerk to post and publish as required by law.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley			· , X	
Councilman Meixsell	X		,	
Councilwoman Morris	X	THE SHAPE VALUE OF THE PERSON AND THE		e Distriction of the Control of the
Council President Fetzer	Х			
Councilman Mulroy	Х			
Councilwoman Anthony	X			

B. Resolution No. 107-2018: Authorize Improvements to Carriage Way

UPON MOTION of Council President Fetzer, seconded by Councilman Mulroy, carried, that the matter be tabled until further consideration and advisement of existing alignment until the July 11, 2018 council meeting.

Recorded Vote:

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

7. NEW BUSINESS

A. Resolution No. 108-2018: Authorizing Change Order and Supplemental Agreement No. 1 and Payment No. 1 to Earle Asphalt Company for the Project Known as Improvements To Ocean Avenue

Council President Fetzer asked for confirmation on change to contract that is not a final payment; there have been comments on the intersection at Beacon and Ocean Blvd. not being completed; not in favor of approving a final payment until punch list is completed.

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

WHEREAS, the Borough of Sea Girt awarded a contract in the amount of \$158,613.13 to Earle Asphalt Company, Farmingdale, New Jersey, for the Project known as Improvements to Ocean Avenue on April 11, 2018; and,

WHEREAS, the Borough requested improvements to the intersection of Beacon Blvd. at Ocean Avenue at the additional cost of \$30,125.00 and there were other reductions to the contract price as specified within the Change Order and Supplemental Agreement No. 1 amounting to \$23,099.39, leaving a net increase to the contract of \$7,025.61 and a new contract total of \$165,638.74; and,

WHEREAS, the contractor has submitted the Request for Payment #1 in the amount of \$138,163.11 less retainage of 2% overall or \$2,763.26 and 10% on Items 10 and 11 or \$6,205.41 for a net of \$129,194.44 that has been reviewed by the Project Engineer and found to be correct.

NOW THERFORE BE IT RESOLVED, by the Council of the Borough of Sea Girt as follows:

- 1. That Change Order and Supplemental Agreement No. 1 representing a net increase to the contract of \$7,025.61to a new contract total of \$165,638.74 be and the same is hereby approved;
- 2. That Payment No. 1 in the net amount of \$129, 194.44 (\$138,163.11 less retainage of 2% overall or \$2,763.26 and 10% on Items 10 and 11 or \$6,205.41) to Earle Construction Company, Farmingdale, NJ, be and the same is hereby approved.

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

- 1. Earle Construction Company, Farmingdale, NJ
- 2. Peter R. Avakian, Borough Engineer

Recorded Vote:

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

B. Opt-out Payments:

a. Resolution No. 109-2018: Jane Hunnewell

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

WHEREAS, the current Borough of Sea Girt Personnel Policy offers major medical and hospitalization coverage at the Borough's cost for the employee and eligible dependent family members; and,

WHEREAS, the Borough policy also recognizes that employees who decline the major medical and hospitalization coverage offered by the Borough do so at a considerable savings to the Borough and are permitted by Borough policy to share in the realized savings through an opt-out payment not to exceed \$4,500.00 for each year that the coverage is declined; and

WHEREAS, Jane Hunnewell has declined the major medical and hospitalization coverage offered by the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Jane Hunnewell is to receive payment in the amount of \$4,500.00 for 2018 for choosing to decline major medical and hospitalization coverage offered by the Borough.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Chief Financial Officer.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley			Х	
Councilman Meixsell	Х			
Councilwoman Morris	Х			
Council President Fetzer	X	economic al property and and	an and stock from the Friend Stock Stock or served at	And the same of the transfer of the state of motion of
Councilman Mulroy	X			
Councilwoman Anthony	Х			

b. Resolution No. 110-2018: Zachary Sherman

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

WHEREAS, the current Borough of Sea Girt Personnel Policy offers major medical and hospitalization coverage at the Borough's cost for the employee and eligible dependent family members; and,

WHEREAS, the Borough policy also recognizes that employees who decline the major medical and hospitalization coverage offered by the Borough do so at a considerable savings to the Borough and are permitted by Borough policy to share in the realized savings through an opt-out payment not to exceed \$4,500.00 for each year that the coverage is declined; and

WHEREAS, Zachary Sherman has declined the major medical and hospitalization coverage offered by the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Zachary Sherman is to receive payment not to exceed \$4,500.00 for 2018 for choosing to decline major medical and hospitalization coverage offered by the Borough.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Chief Financial Officer for his information and action.

Recorded Vote:

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

C. Resolution No. 111-2018: Appoint Summer Recreation staff and set salaries

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

WHEREAS, the Borough Administrator has appointed various persons to fill seasonal staff positions for administrative purposes and the Summer Recreation Program (June 25 through July 27, 2018, inclusive) as permitted by the Borough Code; and,

WHEREAS, the Borough Council wishes to memorialize these seasonal appointments.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the appointment of following persons to seasonal positions within the Borough at the hourly rate for hours worked or salary for the 2018 season be and the same is hereby memorialized:

Name	Title	Rate
Greg Hillman	Director	\$4,700.00 (season)
Meghan Hillman		\$15.00
Marybeth Fondonella		\$15.00
Kelly Buckle		\$15.00
Bernadette McGullam		\$18.00
MaryKate Bucknam		\$8.60
Matthew Fondonella		\$8.60
Samantha Fondonella		\$8.60
Tyler Guagenty		\$8.60
William Heffernan		\$8.60
Hayden Kunz		\$8.60
Caitlyn McGullam		\$8.60
Erin Mulroy		\$8.60
Alaina Parisella		\$8.60
Alexis Sackariasen		\$8.60
Lauren Tarigo	•	\$8.60
Riley Giegerich		\$8.60
Charlotte Cerami		\$8.60
Clifford Smith		\$8.60
Stephanie Ahern		\$8.60
Miles Giegerich		\$8.60
Quinn Sullivan		\$8.60

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the Chief Financial Officer for his information and action

Recorded Vote:

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

D. ABC License Renewals:

a. Resolution No. 112-2018: Avon Hotel Corporation t/a The Parker House, Seasonal Plenary Retail Consumption License #1344-34-006-004, July 1 through November 14, 2018 and May 1 through June 30, 2019, respectively

Police Chief Davenport presented a report on The Parker House, 2017 activity: 490 summons, 69 arrests with 4 people charged with criminal offenses, and remaining 65 were non-criminal offenses; attended techniques of alcohol management training at the Parker House which was productive; Parker House has been responsible with their social media platform encouraging people to be considerate of the neighbors and police; he further noted that the 13 special conditions are essential and necessary to gain compliance; pledged to continue to support the efforts-of-PH-staff-to-eject-any-unruly-patron and noted that the police will continue to manage large crowds.

Charles Sapienza, ABC Attorney noted the number of problems from police reports; did not feel that negotiations went well; noncontributing for police services; intoxicated patrons being ejected; licensee doesn't have to contribute to operate business, but we cannot accept their conditions; special conditions of the resolution to be renewed were explained; Borough is vigilant with Parker House compliance; recommends approving license with conditions noted.

Roger McLaughlin, Attorney for The Parker House, noted the extensive history of discussions and cooperation between the Borough and The Parker House; pro-active with hiring a Compliance Officer, additional outside security staff to satisfy Borough; calls for services 2016-2017 decreased; 48% of calls are motor vehicles stops and not crimes or ordinance violations; strongly supports traffic study and The Parker House is willing to pay 50% of the cost to the Borough for traffic study; disagrees firmly with Mr. Sapienza comment that the negotiations did not go well; The Parker House is willing to contribute towards costs of police services. The Parker House noted they wanted verification of how the money they would contribute would be spent; wants more cooperation and communication with the Police Department and consideration of traffic situation; The Parker House doesn't encourage Uber; wants to continue to be good neighbors and cooperative.

Councilman Meixsell noted that the Police Department provided a cost analysis that shows it costs the Borough double of The Parker House 2017 contribution to staff the area and noted that the residents deserve peace and quiet and properties should be protected.

Councilman Mulroy commented that The Parker House has changed in 9 years; social media promotes Parker House; Mr. Sofia, the manager, is always proactive; staging of Police is helpful; bar break is when problems generally happen; applauds outside security; Police staff do a great job.

Councilwoman Morris responded to Mr. McLaughlin's claim of analysis saying the Borough provides a detailed report of expenses at the end of the season; 15% decrease in summons isn't something to be proud of; received letters favoring The Parker House renewal; overserving causes disturbances; business model needs to change; salutes Police staff for maintaining a safe environment; asked not to have a negative impact on the neighborhood.

Mayor Farrell noted that laws and ordinances have to be enforced to support neighbors; two police studies totaling costs of \$222,000.00 which is 4% of amount raised by taxation; property values lowering improvements not land; we need to improve efficiently as possible.

Council President Fetzer asked if Council is approving Resolution based on conditions shown in the draft Resolution and noted that the conditions seem reasonable.

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

WHEREAS, the AVON HOTEL CORPORATION, holder of seasonal retail consumption license 1344-34-006-004, has applied to the BOROUGH OF SEA GIRT to renew the license for the term of July 1, 2018 through November 14, 2018, inclusive, and from May 1, 2019 through June 30, 2019, inclusive; and

WHEREAS, the AVON HOTEL CORPORATION (also called the license holder in this Resolution) has paid the required Borough fee of \$1,875.00, submitted the required State fee of \$200.00 and received a Tax Clearance Certificate from the New Jersey Division of taxation for license renewal; and,

WHEREAS the license was renewed last year (July 1,2017 through November 14, 2017 inclusive, and May 1, 2018 until June 30, 2018 inclusive) with special conditions, all consented to by the license holder; and,

WHEREAS, the Borough has received a report from the Borough Police Department that during the previous license term from May 12, 2017 to September 10, 2017 2017, Borough police responded to 406 incidents involving complaints about public urination, possession of open containers of alcohol in public, litter, excessive noise, motor vehicle operation and parking violations as well as to numerous calls from the Parker house to receive intoxicated patrons who were being ejected from the premises. The Borough Police also reported that during the period from May 1, 2018 through May 27, 2018 they responded to 18 additional incidents in the vicinity of The Parker House that involved Disorderly conduct, trespassing, resisting arrest, defiant trespass and possession of prohibited drugs; and to receive intoxicated patrons who were being ejected from The Parker House, and;

WHEREAS, members of the public have commented to the Borough Council at various public meetings during the year, that the activities in and around The Parker House have interfered with the peaceful enjoyment of their residences and continue to be a nuisance to the community; and,

WHEREAS, the Borough of Sea Girt is a small community of approximately 1,650 residents in a mile square geographical area. The Parker House has become a major destination for consumption of alcoholic beverages by thousands of vacationers and visitors to the area. The tremendous influx of people to a licensed premise that is primarily engaged in the sale of alcoholic beverages for consumption on those premises, places a heavy burden on the resources of this small community; and,

WHEREAS, The Parker House has met with representatives of the Borough to confer about these complaints, most of which involve intoxicated patrons at the licensed premises, and have promised to follow the conditions placed on the license as specifically set forth below:

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Girt that this license is hereby renewed for the term beginning July 1, 2018 through November 14, 2018 inclusive and May 1, 2019 through June 30, 2019 inclusive, subject to the following SPECIAL

CONDITIONS that have been consented to by the license holder and are deemed necessary and proper to secure compliance by the license holder with the provisions of the Alcoholic Beverage Control Act, State Regulations that have been adopted by the Division of Alcoholic Beverage Control and Ordinances adopted by the Borough governing the sale of Alcoholic Beverages.

SPECIAL CONDITIONS on the license:

- 1. The sale or service of alcoholic beverages to patrons in the area designated as the "back porch" by the Sea Girt Bureau of Fire Prevention shall cease at eleven thirty PM. All Alcoholic Beverage containers shall be cleared from the bar and the tables on the "back porch" immediately after eleven thirty PM.
- 2. The license holder shall not permit overcrowding in or upon the licensed premises. Occupancy within the licensed premise shall not exceed the maximum permitted occupancy levels set by the Borough of Sea Girt's Bureau of Fire Prevention. Those levels are 334 standing persons in the Main Floor Bar Area when there is no floor space occupied by tables and chairs; 141 standing persons on the Back Porch when there is no floor space occupied by tables and chairs; 517 standing persons in the Ground floor Bar when there is no floor space occupied by tables and chairs and; 208 persons in the restaurant.
- 3. The license holder shall not violate any provision of the Alcoholic Beverage Control Act and shall comply with all regulations adopted by the Division of Alcoholic Beverage Control.
- 4. The license holder shall not violate any ordinance adopted by the Borough of Sea Girt pertaining to the sale, service and delivery of alcoholic beverages by persons licensed by the Borough to do so.
- 5. The license holder shall not sell, serve or deliver or allow, permit or suffer the sale, service or delivery of any alcoholic beverage, directly or indirectly, to any person actually or apparently intoxicated, or permit or suffer the consumption of any alcoholic beverage by any such person in or upon the licensed premises. A violation of this condition may result in revocation of the license.
- 6. The license holder shall operate its business in an orderly and lawful fashion, so as not to constitute a nuisance. The license holder is responsible for the conduct of employees and patrons, if such conduct is contrary to the public health, safety and welfare. A violation of this condition may result in revocation of the license.
- 7. The license holder shall require all employees who sell and/or serve alcoholic beverages to be trained in the techniques of alcohol management by the New Jersey Licensed Beverage Association, with emphasis on identifying apparently intoxicated patrons and refusing to serve alcoholic beverages to such patrons.
- 8. CCTV recorders shall be placed in various locations throughout the licensed premises where alcoholic beverages are sold/served. Such locations shall be approved by the Borough Police Department and shall record the activities of patrons within the premises when it is open for business. Those recordings shall be maintained for at least thirty (30) days and made available to the Police as requested.
- 9. The license holder shall remove trash within a four block radius of the licensed premises immediately after closing at night and prior to opening for the day.
- 10. The license holder shall post a security employee among the persons waiting to enter to reduce passing identification documents from one patron to another. The licensee shall require all employees including security employees to wear shirts clearly identifying them as "Parker House Staff".
- 11. Patrons waiting outside the premises for admission shall be required by the license holder to wait in a single line, quietly and in an orderly fashion.
- 12. The license holder shall maintain plexiglass covers installed over the windows on the west side of the lower level of the licensed premises.

13. The license holder shall maintain a plexiglass, double-door enclosure system installed at the west side, lower level entry.

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

- 1. The Division of Alcoholic Beverage Control
- 2. The Borough Chief of Police
- 3. The Avon Hotel Corporation
- 4. Charles Sapienza, Esq., Special Counsel
- 5. Nicholas Montenegro, Esq. Borough Attorney

Recorded Vote:

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

b. Resolution No. 113-2018: Jo-Yo, LLC t/a Egan's Sea Girt Wine and Liquors, Plenary Retail Distribution License #1344-44-005-007, July 1, 2018 through June 30, 2019, inclusive

Council President Fetzer asked if Egan's has the same conditions as the Parker House; he was advised that they do not.

UPON MOTION of Councilwoman Anthony, seconded by Councilman Mulroy, earried, that the following Resolution be and the same is hereby adopted:

WHEREAS, an application for renewal of Plenary Retail Distribution License #1344-44-005-007 has been filed by Jo Yo, LLC, t/a Egan's Sea Girt Wine and Liquors, was submitted to the State with the required fee of \$200 and the Municipal fee of \$1,288.94 has been remitted as required; and,

WHEREAS, the Tax Clearance Certificate has been issued by the State of New Jersey as required.

NOW, THEREFORE, BE IT RESOLVED that the renewal of Plenary Retail Distribution License #1344-44-005-007, issued to Jo Yo LLC t/a Egan's Sea Girt Wine and Liquors, for the premises located at 527 Washington Boulevard, Sea Girt, New Jersey, effective from July 1, 2018 to June 30, 2019, inclusive, be and the same is hereby approved.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be submitted to the State of New Jersey and supplied to the applicant for its information and files.

Recorded Vote:

*	Ayes	Nays	Absent	Abstain
Councilman Foley		_	Χ	
Councilman Meixsell	Х		-	
Councilwoman Morris	X			
Council President Fetzer	×			
Councilman Mulroy	X			
Councilwoman Anthony	X			

c. Resolution No. 114-2018: Rod's Olde Irish Inn, Plenary Retail Consumption License #1344-33-002-005, July 1, 2018 through June 30, 2019, inclusive

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

WHEREAS, an application for renewal of Plenary Retail Consumption License #1344-33-002-005 has been submitted by Rod's Olde Irish Ale House Inc. to the State of New Jersey, Alcohol Beverage Control Commission with the required State fee of \$200; and,

WHEREAS, the Applicant has also submitted the required Borough fee of \$2,500; and,

WHEREAS, the Tax Clearance Certificate has been issued by the State of New Jersey; and,

NOW, THEREFOE BE IT RESOLVED that the Plenary Retail Consumption License #1344-33-002-005 for the premises known as Rod's Olde Irish Ale House Inc., located at 507. Washington Boulevard, Sea Girt, New Jersey be and the same is hereby approved for renewal for the period July 1, 2018 to June 30, 2019, inclusive.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley			X	
Councilman Meixsell	Х			<u> </u>
Councilwoman Morris	Х			
Council President Fetzer	X			
Councilman Mulroy	Х			
Councilwoman Anthony	X			

d. Resolution No. 115-2018: CG Jersey, Inc. t/a Fratello's, Plenary Retail Distribution License #1344-33-003-013-, July 1, 2018 through June 30, 2019, inclusive

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

WHEREAS, an application for renewal of Plenary Retail Consumption License #1344-33-003-013 has been submitted by CG Jersey, Inc. t/a Fratello's to the State of New Jersey, Alcohol Beverage Control Commission with the required State fee of \$200; and,

WHEREAS, the Applicant has also remitted the required Municipal fee of \$2,500; and,

WHEREAS, the Tax Clearance Certificate has been issued by the State of New Jersey; and,

NOW, THEREFORE BE IT RESOLVED that the Plenary Retail Consumption License #1344-33-003-013, issued to CG Jersey, Inc. t/a Fratello's for the premises located at 810 The Plaza, Sea Girt, New Jersey be and the same is hereby approved for renewal for the period July 1, 2018 to June 30, 2019, inclusive.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be submitted to the State of New Jersey and supplied to the applicant for its information and files.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley			Х	•
Councilman Meixsell	X			
Councilwoman Morris	Х			
Council President Fetzer	X			
Councilman Mulroy	Х			
Councilwoman Anthony	. X			

E. Resolution No. 116-2018: Accept donation, 2007 Toyota Tundra from Parkway Toyota

Councilman Mulroy noted Mr. Lauzon has been a great supporter of the beach, and noted that he appreciates everything Mr. Lauzon does for Sea Girt.

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

WHEREAS, Parkway Motors of Leonia dba Parkway Toyota has offered the donation of a 2007 Toyota Tundra, VIN #5TBBT541075452885 to the Borough of Sea Girt for use by various departments and staff of the Borough of Sea Girt.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the donation of a 2007 Toyota Tundra, VIN #5TBBT541075452885 from Parkway Motors of Leonia dba Parkway Toyota is gratefully accepted.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Dennis Lauzon of Parkway Toyota for his information and files.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley			Χ	
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			•
Councilman Mulroy	. X			
Councilwoman Anthony	Х			

F. Resolution No. 117-2018: Authorize 2018 compensation, Chief Lifeguard T. Harmon

Councilman Mulroy commented the beach is well staffed and well trained; Mr. Harmon spends enormous amounts of time at the beach and appreciates the resolution. Councilwoman Anthony asked how his salary is comparable with others chief lifeguards; Councilman Mulroy responded a study of neighboring towns allowed for increases for Mr. Harmon and lifeguards.

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

WHEREAS, the Borough Council wishes to set the 2018 season compensation for the Chief Lifeguard, Timothy Harmon.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the 2018 compensation for the Chief Lifeguard, Timothy Harmon, be set at \$16,662.00

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the Chief Financial Officer for further action.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley			Χ	
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

G. Resolution No. 118-2018: Beach Staff Changes

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

WHEREAS, the Beach Manager has advised that he is in need of additional staff to provide services through the remainder of the 2018 season.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the following persons be appointed as Gateguards/beach crew for the 2018 season at the rate of \$8.60 per hour for hours worked:

Gateguard 293
Isabella Lohmann

Beach Crew: 294
Evan Meloro

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to the appropriate Beach Supervisor for his information and to the Chief Financial Officer for further action.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley			Х	
Councilman Meixsell	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilwoman Anthony	X			

12. ADMINISTRATOR REPORTS/DISCUSSION

- A. Coffee with the Mayor, Saturday, June 30, 9:00 AM in the Fire Hall
- B. Monmouth County Board of Chosen Freeholders Regular Meeting scheduled for Thursday, July 26, 2018 will be held at the Sea Girt Elementary School at 7:00 PM; residents are invited to participate
- 13. QPA REPORTS (of activity since previous Council Meeting): None
- 14. COUNCIL REPORTS: Councilman Meixsell and Council President Fetzer had no report.
 - Councilwoman Morris reported as follows:
 - o Library 6th Annual Wine and Cheese Event was a wonderful party; grateful for anonymous matching donation of \$5,000; thanked the Fire Company for allowing the party to be held at the Fire House due to the weather; thanked everyone who participated and helped make it successful;
 - o Book Sale July 20 and 21^{st} from 10 am 4 pm;
 - o Code Enforcement 25 permits; 90 CO inspections; 4 warnings; 9 summonses;
 - o Zoning 76 applications: 55 approved, 9 denied, 5 in engineering review; 3 closed.
 - Councilwoman Anthony reported as follows:
 - o Annual Lighthouse Party − Saturday, August 4 from 6 − 8 pm;
 - o Holly Club appreciates the flower pots on the boardwalk and at the Library;
 - o BOE attended BOE meeting regarding the declining enrollment in Spring Lake and Sea Girt; invited public to Sea Girt BOE meeting on Thursday, June 28 at 7:30 in the Library.
 - Councilman Mulroy reported as follows:
 - Beach badge sales down from last year due to inclement weather; revenues ahead of the past 4 years; Jr. Lifeguard program started; invited everyone to watch and support our lifeguard competitions.
 - Mayor Farrell reported as follows:
 - o Articles in Star Ledger regarding consolidation of small towns cautionary tale;
 - o Master Plan adopted and will be posted on the website; copies are available at Borough Hall; anticipates introducing new Ordinances at July 11 council meeting.

15. Resolution No. 119-2018: 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 June 22, 2018 in the totals as follows:

CURRENT FUND	\$ 416,471.14
WATER/SEWER OPERATING FUND	\$ 284,634.10
BEACH OPERATING FUND	\$ 4,622.21
RECREATION TRUST FUND	\$ 760.55
DOG TRUST FUND	\$ 13.20
GENERAL CAPITAL FUND	\$ 182,124.44
PAYROLL AGENCY	\$ 69.32

Recorded Vote:

	Ayes	Nays	Absent	Abstain	
Councilman Foley			Χ.		
Councilman Meixsell	Х				
Councilwoman Morris	Х			1 1	
Council President Fetzer	X				
Councilman Mulroy	Х				
Councilwoman Anthony	X				

16. PUBLIC PARTICIPATION ON ANY SUBJECT: The Mayor opened the meeting to the public for comments.

Tess Manley, Ocean Avenue, wants council to better protect the community; noted several public safety concerns; feels deprived on weekends and holidays of the enjoyment of their home; wants Parker House to meet ABC obligations.

Bill Loughran, Ocean Avenue, stated that he has lived on Carriage Way for 58 years and noted that the road used to be in good condition and there were no accidents; road needs to be better maintained; inside of the Park not maintained.

James Skidmore, Ocean Avenue, thanked council for tabling Carriage Way resolution; plan has changed several times; asked if Council has considered any prior comments from public; seems plans are advanced by one property owner; wants transparency; asked how much money has been spent on plans for Carriage Way; maintaining the road is the issue, not in favor of changing the road; appreciates the time and efforts of Council.

Kristen Kaufman, Ocean Avenue, thanked Council for their service; echoed Mr. Skidmore's comments on wanting more transparency on the plans for Carriage Way.

Robert Kregg, Boston Blvd., lived here 62 years, has been listening to three years of discussions regarding Carriage Way; asked where residents have been during council discussions; Council works very hard to make things right in Sea Girt and they do a great job; frustrated with residents complaining.

Rob Plum, Baltimore Blvd., respectfully took exception to Mr. Kregg's comments; stated that he has raised safety issues on Carriage Way in the past and has been ignored; stated that there is a lack of transparency and communication; requested larger format of drawing; requested a walk

through with any Council committee member to discuss topographical and elevation issues as he is experienced with roadways; thanked Council for their service.

Mrs. Keller, Beacon Blvd., supports residents on Ocean Avenue and hopes traffic study is successful.

Mr. Mazzone, 633 Ocean Avenue, would like cost analysis of Carriage way; road has grown in tremendously with weeds and vegetation. Mayor addresses park and road improvements; good steward of Project.

There being no further business, and **UPON MOTION** of Councilwoman Morris, seconded by Councilman Meixsell, carried, that the meeting be finally adjourned at 9:40PM.

Lorraine 9.º Carafa

LORRAINE P. CARAFA, RMC Municipal Clerk

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

to Last

Paid: N Open: N Void: N Held: Y Aprv: N Rcvd: Y

Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor		PO Description	Status	Amount	Void Amount	РО Тур
	02/07/17		Tennis Bookings	2017 Scheduling services	Open	0.00	0.00	
	01/09/18		SEA GIRT BOARD OF ED	School Tax 2nd half 2018	Open	383,632.00	0.00	
	01/12/18		HORIZON BC/BS OF NJ DENTAL	2018 Dental Ins	Open	2,445.94	0.00	
	01/12/18		STANDARD INSURANCE COMPANY	2018 Short term disability Ins	Open	246.45	0.00	
	01/12/18		A'S GARDEN & HOME CENTER	2018 Misc Supplies	0pen	13.47	0.00	
	01/12/18		A'S GARDEN & HOME CENTER	Misc. Supplies 2018	0pen	24.57	0.00	
	01/12/18		A'S GARDEN & HOME CENTER	2018 Misc. Supplies	Open	32.64	0.00	
	01/12/18		ATLANTIC FARMS INC.	2018 Leaf Disposal	0pen	137.50		
	01/12/18			- 2018-Legal-ads	Open	221.25		
	01/12/18		ASSOCIATED HUMANE SOCIETY	2018 Animal Control Services	Open	463.00	0.00	
	01/12/18		BOROUGH OF BRIELLE	2018 Gasoline Interlocal	Open	14,477.08	(0.00	
	01/12/18		JASPAN HÄRDWARE	2018 Misc Supplies	Open	65.98	0.00	
	01/12/18		JERSEY CENTRAL POWER & LIGHT	2018 Service	0pen	1,622.64	0.00	
18-00066	01/12/18	00334	HOME DEPOT CREDIT SERVICES	2018 Misc Supplies	Open	174.00	0.00	
L8-00082	01/12/18	00051	NJ NATURAL GAS CO.	2018 Service	Open	85,25	0.00	
L8-00084	01/12/18	00051	NJ NATURAL GAS CO.	2018 Service	Open	17,35	0.00	
L8-00086 -	01/12/18	00068	OLD TOWNE CAR WASH	Car Washing	Open	60,00	0.00	
L8-00087	01/12/18	00614	Optimum	2018 Cable	Open	97.27	0.00	
8-00088	01/12/18	00614	Optimum	2018 Cable	Open	244.41	0.00	
8-00089	01/12/18	00614	Optimum	2018 Cable	Open	30.99	0.00	
	01/12/18		ReCommunity Recycling	2018 Recycling	Open	1,523,87	0.00	
	01/12/18		STATE OF NEW JERSEY	2018 Dog License fees	Open	13.20	0.00	
	01/12/18		VAN WICKLE AUTO SUPPLY	Misc. Repair Parts	Open	584.74	0.00	
	01/12/18		VERIZON WIRELESS	2018 Service	Open	426.30	0.00	
	01/12/18		MARK WOSZCZAK MECH.CONTS. INC.		Open	2,995.80		
	01/12/18		Greer Law Firm	Public Defender Services 2018	Open	250,00	0.00	
	02/23/18		VERIZON WIRELESS	2018 Service		156.21	0.00	
	03/13/18		NJ WATER SUPPLY AUTHORITY	2018 Raw water supply	Open Open		0.00	
	03/28/18		MON. CTY. POLICE ACADEMY	Course Registration	Open Open	3,808.23	0.00	B
	04/12/18		EARLE ASPHALT COMPANY	Improvements to Ocean Ave.	Open Open	50.00	0.00	_
			Wild Jersey	Children's Library prmg 6/2	Open	129,194.44	0.00	R .
			USLA - National Certification		Open Open	125.00	0.00	
	04/27/18			Three year recertification	0pen	500.00	0.00	
			TAYLOR HARDWARE	Blanket	0pen	252.69	0.00	
	04/27/18 05/01/18		SHERWIN WILLIAMS		0pen	42.96	0.00	В
	05/01/18 05/09/18		CHERRY VALLEY TRACTOR SALES	Kubota Utility Vehicles	0pen	52,930.00	0,00	
			Whirl Construction		0pen	2,690.00	0.00	
)5/21/18		STAPLES ADVANTAGE		0pen	402.40	0.00	
)5/22/18		NJSGC	· -	0pen	840.00	0,00	
)5/24/18 (NJ GRAVEL & SAND CO.		Open _	265.20	0.00	В
)5/24/18 (STAPLES ADVANTAGE		0pen	118.99	0.00	
			Jersey Appliance		0pen	79,95	0.00	В
	05/31/18 (MARINE RESCUE PRODUCTS		0pen	2,385.00	0.00	
	06/04/18 (GOODYEAR TIRE CRAFT		0pen	124.07	0.00 (В
	06/04/18		Judith Takach		0pen	52.66	0.00	
	6/05/18 (Country Clean Paper Supplies	Janitorial Supplies	0pen	224.84	0.00	
	16/08/18 F		Red Alert Emergency Generator	_ •	0pen	580.00	0.00 (3
	6/11/18 (1693	FOLEY INC.		0pen	340.38	0.00	
	6/12/18 F		**	`.e.,	0pen	175.00	0.00	
3-00571 0	6/13/18 0		PUBLIC EMPLOYEES RET, SYSTEM	. · · · · · · · · · · · · · · · · · · ·	Open	69.32	0.00	
	6/13/18 0			19 i	Open	1,050,00	0.00	

PO #	PO Date	Vendor		PO Description	Status	Amount \	/oid Amount	РО Туре
18-00577 18-00578 18-00581 18-00583 18-00584 18-00586 18-00589	06/13/18 06/15/18 06/18/18 06/18/18 06/18/18 06/18/18 06/18/18 06/19/18	01686 00676 01589 00401 TSNJ ELE MCCC 00077	Mercer Co. Community College	DJ Dance Party postage for sample ballots Inspection fee Registration, Fire Police 2017 Retro employer share	Open Open Open Open Open	210.00 625.38 3,676.00 170.00 144.47 182.00 200.00 638.75 368.37	0.00 0.00 0.00 0.00 0.00 0.00 0.00	
Total Pur	chase Ord	ers:	59 Total P.O. Line Items:	0 Total List Amount: 612	558.01	Total Void Am	ount:	0.00

18-00594

Bernadette McGullam

Advance for Summer Rec. Supples from Walmart

310.00

US Bank Nat'l Assoc.

NJEIT Bond payment Total

276,826.95 88**9**,694.96

Totals by Year-Fund Fund Description Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
BOARD OF RECREATI 7-26	0.00	0.00	,			
DOLLID OF REGIENT 1 50	. 0.00	. 0.00	0.00	0,00	0,00	0.00
CURRENT FUND 8-01	416,471.14 284,834.10	0.00	416,471.14	0.00	0.00	416,471,14
WATER OPERATING 8-05	-7;807.15 -	0.00	7,807.15	0.00	0.00	7,807.15
BEACH OPERATING 8-09	4,622.21 760.55	0.00	4,622.21	0.00	0.00	4,622.21
BOARD OF RECREATI 8-26	-450::55 -	0.00	450.55	0.00	0.00	450.55
DOG LICENSE TRUST 8-32	<u> </u>		13,20	<u> </u>	0,00	13,20
Year Total:	429,364,25	0.00	429,364.25	0.00	0.00	429,364.25
GENERAL CAPITAL C-04	182,124.44	0.00	182,124.44	0.00	0.00	182,124.44
P-99	69.32	0.00	69.32	0.00	0.00	69.32
Total Of All Funds:	-611,558.01-	0.00	611,558.01	0.00	0.00	611,558.01
	88 9, 694.96		-			