

**MINUTES - REGULAR MEETING
DECEMBER 6, 2017**

The Regular Meeting of the Borough of Sea Girt Council was called to order at 7:30 PM on Wednesday, December 6, 2017 at the Sea Girt Elementary School, Bell Place, Sea Girt by Mayor F. Ken Farrell. Mayor Farrell asked for a moment of silence to remember Mrs. Trumpbour; he then led those in attendance in the Pledge of Allegiance.

The Clerk read the Compliance Statement: this meeting is called pursuant to the provisions of the Open Public Meetings Act, 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.

ROLL CALL:

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

1. **Resolution No. 180-2017:** Commending Patrolman William Joule, Special Officer II Frank Ciufio and Special Officer I, Kevin McCrossan

Mayor Farrell noted that he was very proud and thanked each of the officers for their efforts.

WHEREAS, on September 18, 2017, Patrolman William Joule, Special Officer II Frank Ciufio and Special Officer I Kevin McCrossan responded to the National Guard Training Center upon receiving a report of a man falling; and,

WHEREAS, upon arrival, Special Officer II Frank Ciufio immediately performed a situational awareness assessment of the scene, determined that the area was safe for all first responders and turned his attention to the victim, who at that point had taken a turn for the worse and had stopped breathing.

WHEREAS, Patrolman Joule, Special Officer Ciufio and Special Officer McCrossan immediately began CPR and initiated the use of the Automated External Defibrillator, which required three cycles before the victim responded; and,

WHEREAS, the victim was then transported to the hospital by Manasquan First Aid, during which time the victim was conscious, alert and speaking and after a short time, walked out of the hospital; and,

WHEREAS, the survival of the victim is directly attributable to the training and use of proper techniques by Patrolman Joule, Special Officer II Ciufio and Special Officer I McCrossan.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council wish to commend Patrolman Joule, Special Officer II Ciufio and Special Officer I McCrossan for their exemplary actions and that we extend our appreciation on behalf of the entire community for their selfless acts of service to the people of Sea Girt.

Recorded Vote:

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

2. PRESENTATIONS –

- A. Mayor Farrell and Chief Davenport presented Police Officer William Joule, Special Officer Class II Frank Ciufu and Special Officer Class I Kevin McCrossan with a certificate acknowledging their outstanding efforts. To
- B. From Michael D’Altrui, Recreation Commission Chairman, donation of 2017 5K Race proceeds

Mayor Farrell introduced Recreation Chairman Mike D’Altrui, who thanked Mike Matthews, Maryann Schoble, Volunteers, Police Department, Department of Public Works, Sponsors, Mayor, Council, Lorraine Carafa and Captain Macko. He presented a check to the Council in the amount of \$32,143.38 representing a donation to the Borough and noted that another \$5,000 was donated to Red Sneakers for Oakley.

3. APPROVE MINUTES

- A. **Resolution No. 181-2017:** Approve Minutes, Regular Meeting held November 8, 2017

UPON MOTION of Councilperson Meixsell, seconded by Councilperson Rotolo, carried, that the Minutes of the Regular Meeting November 8, 2017 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			
Councilman Rotolo	X			

4. OPEN DISCUSSION

Councilperson Mulroy thanked the Beach Staff, Jim Freda and Tim Harmon. He also thanked Chief Davenport and Police Department, Fire Department volunteers and Chief Sidley, Councilmembers, Councilman Rotolo and our Borough Administrator for their efforts in 2017.

5. **OLD BUSINESS –**

A. **Ordinance No. 13-2017** – public hearing/NOT adopted

1. The Mayor to read the said Ordinance by Title, and advise of its publication in its entirety in The Asbury Park Press on November 16, 2017:

Mayor Farrell explains new fee schedule.

ORDINANCE NO. 13-2017

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XVII, ZONING, SECTION 17-7, CERTIFICATES AND PERMITS OF THE LAND USE VOLUME OF THE BOROUGH OF SEA GIRT CODE, IN THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

WHEREAS, the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”) after public hearing and consideration of the recommendations of the Borough’s Land Use Review Committee, desires to amend its Land Use Code to update Paragraph 17-7.1, Zoning Permit Application fees.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”), as follows:

SECTION 1. Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “Zoning” more particularly Paragraph 17-7.1 entitled “Zoning Permits”, is hereby amended as follows:

a. *Schedule of Application Fees* for review of initial plan submission and one subsequent plan review, if necessary:

1. New structures or additions exceeding 750 square feet in area plus Engineering Review Escrow for new structures or additions as above (unexpended balance of escrow to be refunded)	\$1,000 \$1,500
2. Pools (above and in-ground) Engineering Review Fee for pools, escrow, unexpended balance refunded to property owner	\$1,000 \$1,500
3. Additions and renovations under 750 square feet (including garages and additional accessory structures)	\$750
4. Incidental structures (includes sheds, driveways, sidewalks, walkways, patios, hardscape, trellis, arbors, colonnades, fences, and line walls and similar structures, as determined by Zoning Official)	\$500
5. <u>Plan review, three or more submissions</u>	\$500 each

(Ord. #579, A VII, §1; Ord. #755, §13; Ord. #02-2006, §1)

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. 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 4. This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

SECTION 5. A copy of this Ordinance shall be filed with the Borough of Sea Girt Planning Board, the Monmouth County Planning Board and adjacent communities pursuant to N.J.S.A. 40:55D-16.

UPON MOTION of Council President Fetzer, seconded by Councilperson Mulroy, carried, and by consensus, the meeting was opened to the public for comments on the said Ordinance only.

John Ward, Member of Planning Board explained concerns expressed by Planning Board and suggested a sliding scale for the fees; Councilperson Rotolo noted fees seem onerous as suggested by Mr. Ward; Councilperson Morris added fees also fund the necessary inspections of the projects, not just plan review. Councilperson Meixsell noted that he did not think the Borough permitted the installation of above ground pools; Council President Fetzer said that fees should be reflective of their complexity.

There being no further comment and **UPON MOTION** of Councilperson Mulroy, seconded by Councilperson Morris, carried, the public hearing was closed.

Mayor Farrell requested a motion to adopt the said Ordinance; there was no motion, therefore, the Ordinance died on the table.

B. Ordinance No. 14-2017 – 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 November 16, 2017:

ORDINANCE NO. 14-2017 – public hearing/adoption

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 17-5, GENERAL REGULATIONS – ADDING SUBSECTION 17-5.2, REGULATIONS FOR THE CONSTRUCTION OF A BASEMENT BENEATH AN ACCESSORY OR PRINCIPAL STRUCTURE, OF CHAPTER XVII, ZONING, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

WHEREAS, the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”) after public hearing, desires to amend its Land Use Code to revise its regulations related to the construction of a basement beneath an accessory and/or principal structure; and,

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”), as follows:

SECTION 1. Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “Zoning” in particular Section 17-5 entitled “General Regulations”, subsection 17-5.2, Basement Beneath an Accessory or Principal Structure:

A. Definition: For purposes of this section, the following definition shall prevail:

“*Basement*” or “*cellar*” shall mean a story having more than fifty (50%) percent of its height below finished grade

B. Section 17-5.2 shall be added as follows:

A grading and drainage plan shall be submitted with the permit application which plan shall include:

- a. a full depth soil boring to the seasonal high groundwater table as prepared by a fully licensed Professional Engineer.
- b. location of existing and proposed grades.
- c. groundwater conditions.
- d. Construction activities shall be undertaken in accord with all governmental agencies including, but not limited to, the regulatory requirements of the Freehold Soil Conservation District which include, but are not limited to, the following: Stone Tracking Pad; Perimeter Silt Fence; Hay Bale Inlet Protection; Zero Silt Runoff from Residential Property; No off Site Discharge of Construction Dewatering Activities.
- e. Bottom elevation of the basement or cellar shall not be less than two (2) feet above the seasonal high groundwater elevation, as defined by January 1 through April 1 of each year.

SECTION 2. Enforcement. It shall be the duty of the Code Enforcement Officer to enforce the provisions of this Chapter. All complaints shall be filed with the Code Enforcement Officer.

SECTION 3. Violations and penalties. Any person who shall violate any of the provisions of this Chapter shall, upon conviction, be subject to the penalties as provided in Chapter 1, Section 1-5 entitled “General Penalty.” Each day of violation shall constitute a separate offense.

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.

SECTION 6. This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

SECTION 7. A copy of this Ordinance shall be filed with the Monmouth County Planning Board, pursuant to N.J.S.A. 40:55D-16 and adjacent municipalities.

UPON MOTION of Councilperson Rotolo, seconded by Councilperson Meixsell, carried, and by consensus, the meeting was opened to the public for comments on the said Ordinance only.

There being no comments from the public present and **UPON MOTION** of Councilperson Rotolo, seconded by Councilperson Morris, carried, the public hearing was closed.

Council President Fetzer noted that the Planning Board endorsed the Ordinance as written.

UPON MOTION of Councilperson Rotolo, seconded by Councilperson Meixsell, carried, that the said Ordinance No. 14-2017 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			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

C. Ordinance No. 15-2017 – public hearing/possible adoption

1. The Mayor read the said Ordinance by Title, and advise of its publication in its entirety in The Asbury Park Press on November 16, 2017:

ORDINANCE NO. 15-2017 – public hearing/ adoption

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

WHEREAS, the Borough Code of the Borough of Sea Girt governs fees and penalties for the Borough of Sea Girt; and,

WHEREAS, based on an investigation conducted by the various Borough officials and professionals, the modification of fees and penalties attached hereto as Schedule A has been recommended, said modifications to be effective on January 1, 2018.

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

Section 1. The Sections of the Code of the Borough of Sea Girt regarding fees and penalties as referenced in Schedule A attached hereto, are hereby amended, as more particularly set forth in Schedule A, a copy of which are on file in the office of the Borough Clerk.

Section 2. All amendments to said fees and penalties by this Ordinance shall be effective on January 1, 2018.

Section 3. If any articles, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this Ordinance are hereby declared severable.

Section 4. All other Ordinances in conflict or inconsistent with this Ordinance are hereby repealed, but only to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinances, the provisions hereof shall be determined to govern.

Section 5. This Ordinance shall take effect twenty (20) days after adoption and final publication as required by law.

**Penalty Schedule A –ORDINANCE NO. 15-2017
Amending Various Penalties of the Sea Girt Borough Code**

BOROUGH CODE	DESCRIPTION	FINE	PAYABLE*
3-8	Consumption or possession of alcohol in public place	\$1,000.00	Yes
3-13	Littering	\$300.00	Yes
3-13.3	Littering on public property	\$300.00	Yes
3-13.7	Throwing litter from vehicle prohibited	\$300.00	Yes
3-27.4	Urinating in public	\$1,000.00	Yes
9-1.2E	Failure to obey order of lifeguard or beach patrol	\$300.00	Yes

*payable without court appearance

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

UPON MOTION of Councilperson Meixsell, seconded by Councilperson Mulroy, carried, that the said Ordinance No. 15-2017 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			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

D. Ordinance No. 17-2017 – public hearing/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 October 25, 2017:

ORDINANCE NO. 17-2017 – public hearing/adoption

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XVII, ZONING, SECTION 17-2, “DEFINITIONS” AND SECTION 17-7, “CERTIFICATES AND PERMITS” OF THE LAND USE VOLUME OF THE BOROUGH OF SEA GIRT CODE, IN THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

WHEREAS, the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”) after public hearing and consideration of the recommendations of the Borough’s Land Use Review Committee, desires to amend and supplement its Land Use Code to update Paragraph 17-2, Definitions and Paragraph 17-7.1, Zoning Permit Application fees.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey (the “Borough”), as follows:

SECTION 1. Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “Zoning” in particular Section 17-2 entitled “Definitions” is hereby amended and supplemented as follows:

Wells: b. Window Wells are permitted in the front, rear and side yards only when the following conditions are met, to wit: 1) the height of the window wells must be sixteen (16”) inches or less above the natural elevation; and 2) no window well may be installed in an area designated as a required setback

SECTION 2. Chapter XVII of the Borough Code of the Borough of Sea Girt, entitled “Zoning” more particularly Paragraph 17-7.1 entitled “Zoning Permits”, is hereby supplemented as follows:

New Subsection b. Annual Permit and Fee Required in conjunction with New Construction and Construction of Additions over 750 square feet in area on property accessed from the unpaved roads in the Borough, that is, The Terrace west of First Avenue to Fifth Avenue and Carriage Way from Trenton to Philadelphia Boulevards: \$5,000, payable each year.

New Subsection c. Permits will be valid for one year from date of issue and must be renewed annually no less than thirty (30) days prior to the expiration of the current permit and until a final Certificate of Occupancy is received from the Construction Office. The renewal of the permit requires the payment of a renewal fee, \$5,000.

New Subsection d. The proceeds of all permit fees collected by the Borough pursuant to Subsection ”b” will be reserved for future maintenance of the unpaved roads.

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. This Ordinance shall take effect upon publication in an official newspaper of the Borough, as required by and in conformance with law.

SECTION 6. A copy of this Ordinance shall be filed with the Borough of Sea Girt Planning Board, the Monmouth County Planning Board and adjacent communities pursuant to N.J.S.A. 40:55D-16.

UPON MOTION of Councilperson Mulroy, seconded by Councilperson Morris, carried, and by consensus, the meeting was opened to the public for comments on the said Ordinance only. There being no comments from the public present and **UPON MOTION** of Councilperson Rotolo, seconded by Councilperson Morris, carried, the public hearing was closed.

Councilperson Rotolo suggested clarifying that the renewal of the permit requires the payment of an additional fee; Council President Fetzer noted the Planning approved this Ordinance. He then noted that he is not in favor of window wells in side yard.

UPON MOTION of Councilperson Meixsell, seconded by Councilperson Morris, carried, that the said Ordinance No. 17-2017 be adopted, as amended 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			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

6. NEW BUSINESS

A. **Resolution No. 182-2017:** Reimbursement to the Borough for Paddle Court Repairs (\$6,000 balance) from 5K donation funds on hand

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

WHEREAS, in 2010, the Borough of Sea Girt undertook emergency repairs to the paddle tennis court heating system with the understanding of the Recreation Commission that the Borough will be reimbursed for this expense from fees collected for the use of the Paddle Tennis facility; and,

WHEREAS, the Borough has recouped only \$3,000 of the original cost of \$9,000, leaving a balance due of \$6,000; and,

WHEREAS, based upon registrations for the last several years, the Paddle Tennis Program is not projected to collect enough from fees to reimburse the balance due to the Borough.

NOW, THEREFORE, BE IT RESOLVED that the Chief Financial Officer is hereby directed to charge account number 7-26-286-56-200-276 in the amount of \$6,000 to repay the Borough for expenses incurred as noted above and liquidate the said liability.

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilperson Foley			X	
Councilperson Meixsell	X			
Councilperson Morris	X			
Council President Fetzer	X			
Councilperson Mulroy	X			
Councilperson Rotolo	X			

B. Resolution No. 183-2017: Approve refund of escrow deposit – First Equity, Inc. for the 500 block of Philadelphia Blvd. restoration

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

WHEREAS, the Borough of Sea Girt Council granted a waiver of the five-year moratorium on street openings for newly paved streets, specifically the 500 block of Philadelphia Blvd., to John M. Childs of First Equity Homes representing property owners Shawn Doherty and Jerry McGorry on May 10, 2017; and,

WHEREAS, the applicant filed the required bond in the full amount (\$31,500) of the restoration and an additional \$5,000 deposit to cover the Engineer’s fees for the review of plans, pre- and post-opening inspection and the restoration process; and,

WHEREAS, the restoration of the roadway has been completed to the satisfaction of the Borough Engineer and the applicant has requested the return of the bond and the unexpended balance of the engineering escrow.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Girt that the request of John M. Childs on behalf of Shawn Doherty and Jerry McGorry for a return of the restoration bond in the amount of \$31,500 and the unexpended balance of the engineering escrow deposit in the amount of \$2,231.25.

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

1. Borough of Sea Girt Chief Financial Officer for his information and further action;
2. John M. Childs, First Equity Homes
3. Peter Avakian, Borough Engineer

Recorded Vote:

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

C. **Resolution No. 184-2017:** Approve reduction of escrow deposit to maintenance bond requirements – PCAM Associates, Inc.

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

WHEREAS, PCAM Associates, Inc. previously posted a cash Performance Guarantee in the amount of \$49,818.00 for the project known as Washington and Trenton Subdivision; and,

WHEREAS, the Borough Engineer has advised that the project is complete and recommended that the developer post a maintenance bond in the amount of \$18,405 for the period of one year from October 5, 2017; and,

WHEREAS, PCAM Associates has requested that the cash Performance Guarantee be reduced to \$18,405 to be held as the required Maintenance Bond and the excess funds on deposit be refunded to them.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Girt that the request of PCAM Associates, Inc. for the posting of a cash Maintenance Bond in the amount of \$18,405 be and the same is hereby approved, with the excess balance of \$31,413 be refunded to them.

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

4. Borough of Sea Girt Chief Financial Officer for his information and further action;
5. Anthony Mazzone, PCAM Associates, Inc.
6. Peter Avakian, Borough Engineer

Recorded Vote:

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

D. **Resolution No. 185-2017:** Appoint Class II SLEO's: Kevin McCrossan; Michael O'Neill

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

WHEREAS, the Borough of Sea Girt Police Department is in need of the services of two (2) Class II Special Law Enforcement Officer to support its 2018 operations; and,

WHEREAS, the Chief of Police has reviewed the applications and references of qualified candidates, and recommends the appointment of Kevin McCrossan and Michael O'Neill to these positions.

NOW, THEREFORE, BE IT RESOLVED that Kevin McCrossan and Michael O'Neill be appointed as Class II Special Law Enforcement Officers for the Borough of Sea Girt, at the hourly rate of \$15.00 per hour, effective immediately.

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

Recorded Vote:

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

E. **Resolution No. 186-2017:** 2017 Appropriations Transfers, if necessary

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

WHEREAS, the Local Budget Law (*N.J.S.A.* 40A:4-1, et seq.) permits the transfer of funds between appropriations during the last two months of the current budget year; and,

WHEREAS, the Chief Financial Officer has determined that certain 2017 appropriations of the Borough of Sea Girt require additional funds while other appropriations have an available balance not needed for its original purposes.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the following appropriations transfers as listed below be and the same are hereby approved:

Account No.	Appropriation Title	Transfer In	Transfer Out
Current Fund:			
7-01-20-130-011	Finance, S/W		(\$4,200)
7-01-20-155-029	Legal Services, Contractual	\$80,000	
7-01-23-220-000	Insurance, Employee Group		(\$80,000)
7-01-25-250-001	911		(\$4,000)
7-01-26-290-024	DPW, Maintenance of Property	\$5,000	
7-01-31-445-001	Water Bills, PW	\$3,200	
	Total Current Fund	<u>\$88,200</u>	<u>(\$88,200)</u>

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

Recorded Vote:

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

F. Resolution No. 187-2017: Adopt amendment to H2M LSRP Agreement executed April 2017

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

WHEREAS, the Borough entered into a contract with Jerold Blustein of H2M Associates, Inc., to serve as the Licensed Site Remediation Professional as required by NJDEP for site remediation at the Public Works Yard at the cost of \$14,300.00, subject to review; and,.

WHEREAS, the Borough and H2M wish to amend the original contract as stated on the attached document entitled Amendment One, subject to further amendment as negotiated by the Business Administrator and Borough Attorney and as ratified by the Borough Council at its next meeting.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt, that the contract with Jerold Blustein of H2M Associates, Inc. is hereby amended, retroactively to April 26, 2017.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and they are hereby authorized to execute the amendment to the Agreement with Jerold Blustein for LSRP services.

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

1. Chief Financial Officer, Borough of Sea Girt
2. Jerold Blustein, H2M Associates, Inc.
3. Patrick Cole, H2M Associates, Inc.

Recorded Vote:

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

G. Resolution No. 188-2017: Community Alliance, Strategic Plan for Funding Municipal Alliances

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

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough of Sea Girt Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Sea Girt Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Sea Girt Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sea Girt, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Borough of Sea Girt Council does hereby authorize submission of a strategic plan for the Shore Municipal Alliance grant for fiscal year **2019** in the amount of:

DEDR	\$49,072.00
Cash Match	\$12,268.00
In-Kind	\$36,804.00

2. The Borough of Sea Girt Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Recorded Vote:

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

H. Resolution No. 189-2017: Drive Sober or Get Pulled Over

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

WHEREAS, impaired drivers on our nation’s roads killed 10,497 people in 2016; and

WHEREAS, 20% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from December 8, 2017 through January 1, 2018; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

NOW, THEREFORE, BE IS RESOLVED that the Sea Girt Borough declares its support for the *Drive Sober or Get Pulled Over 2017 Year End Holiday Crackdown* from December 8, 2017 through January 1, 2018 and pledges to increase awareness of the dangers of drinking and driving.

Recorded Vote:

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

7. ADMINISTRATOR REPORTS/DISCUSSION

- Thank you to the Holly Club for their donation of the Holiday Goose banners now added to the Borough's decorations on Washington Blvd. and The Plaza.
- I am happy to report that the Borough's submission of the Crescent Park Forest Stewardship Plan has been approved by the NJ Forest Service. I will be working with the NJ Audubon to prepare the initial scope of work for our rehabilitation project. This approval also opens the door to grant opportunities for the implementation of the Plan.
- Final 2017 Coffee with the Mayor will be Saturday, December 9; 9 AM in the Fire Hall.

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

9. **COUNCIL REPORTS:** Councilperson Meixsell had no report.

Councilperson Morris thanked Councilperson Rotolo for his service.

Councilperson Rotolo stated that he was honored to have served on Council for the last 3 years, calling it a great privilege to give back to the community.

Councilperson Mulroy noted Beach Committee has met and is moving ahead with plans for the 2018 season;

Council President Fetzer – Labor Negotiations: hope to have a proposal soon for council review.

Mayor Farrell thanked Councilperson Rotolo for his service and wished him well in the future. He thanked our sitting Council members; Lorraine Carafa; Chief Davenport; and Jared McKittrick for their service to the Borough; thanked all the volunteers for their efforts during the Centennial Celebration; further noted that we have raised our net surplus, keeping our tax rate and amount to be raised by

taxation low; and noted that Sea Girt is a great place to live. He also welcomed Ms. Anthony to Council starting in January.

He noted that our goal is to keep the town safe and beautiful, with improvements planned for Baltimore Park that are estimated to cost \$200K with half of costs covered by grants; Crescent Park rehabilitation is also in the works; we will be working on our master plan update and will review our Ordinances with Planning Board.

He also noted that he met with our Attorney, Nick Montenegro and our Risk Manager, Charles Casagrande to make sure our insurance coverage is adequate. In closing, Mayor Farrell wished everyone a Merry Christmas!

10. Resolution No. 190-2017: Payment of bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt, that the bills appearing on the attached Bill List dated December 1, 2017 be paid in the totals as follows:

CURRENT FUND	\$ 289,603.74
WATER/SEWER OPERATING FUND	\$ 33,760.60
BEACH OPERATING FUND	\$ 864.55
TRUST FUND	\$ 74,826.50
RECREATION TRUST FUND	\$ 1,348.22
DOG TRUST FUND	\$ 16.80
GENERAL CAPITAL	\$ 98,015.41

Recorded Vote:

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

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

John O’Grady, The Terrace, commented on an invasive plant growing in neighbor’s property that needs to be addressed; asked who maintains right of way; Mayor Farrell responded homeowners are responsible. Identified bike safety as a major concern and asked if classes at school; Chief Davenport responded yes; He also noted that drivers don’t make full stop at stop signs and objected to properties being clear cut of trees when they are sold. He then wished those present a Merry Christmas and Happy New Year!

There being no further business, and **UPON MOTION** of Councilperson Rotolo, seconded by Councilperson Meixsell, carried, that the meeting be finally and immediately adjourned at 9:15 PM.

Lorraine P. Carafa

LORRAINE P. CARAFA, RMC
Municipal Clerk