

AGENDA - REGULAR MEETING
May 22, 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 rescheduled regular 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 Meixsell		
Councilwoman Morris		
Council President Fetzer		
Councilman Mulroy		
Councilwoman Anthony		

- **PRESENTATION:** William Sitar Properties/Washington Boulevard and Fifth Avenue (Request to allow Conditionally Permitted Use in the District 2E Convenience Commercial Zone)
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).
 - Authorize submission of Recycling Tonnage Grant application;
 - Certification of Recycling Taxes paid in 2018;
 - Proclamation Declaring the First Friday in June to be National Gun Violence Awareness Day;
 - Approve St. Mark's Holy Name Society request for an Off-Premise 50/50 Raffle License, drawing to be held on September 1, 2019.
 8. **MINUTES**
 - A. **Resolution No. __-2019:** Approve Minutes, Rescheduled Regular Meeting held May 1, 2019
 - B. **Resolution No. __-2019:** Approve Minutes, Regular Meeting held May 8, 2019
 9. **OPEN DISCUSSION** (Council is invited to speak on any subject)

10. OLD BUSINESS

A. Resolution No. __-2019: Authorization to proceed with the Project Known as Improvements to the Sea Girt Library-new Municipal Administrative Offices and to award contract for the preparation of plans, specifications and other related services to The Goldstein Partnership, Maplewood, NJ at the cost of \$249,000 less the cost of preliminary design studies (\$8,850.00).

B. Ordinance No. 05-2019: The Mayor to read the said Ordinance by Title:

1. The Mayor to read the said Ordinance by Title, advising of its publication in its entirety in Asbury Park Press on May 9, 2019:

ORDINANCE NO. 05-2019

AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 12-2,
CONSTRUCTIONPROCEDURE AND SITE REGULATION, SUBSECTION 12-2.2
ADDITIONAL REGULATIONS OF CHAPTER XII, BUILDING AND HOUSING IN
THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH

- 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.

C. Ordinance No. 15-2019: The Mayor to read the said Ordinance by Title:

1. The Mayor to read the said Ordinance by Title, advising of its publication in its entirety in Asbury Park Press on May 9, 2019:

ORDINANCE NO. 15-2019

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XII, BUILDING AND
HOUSING, ARTICLE 12, CONSTRUCTION PROCEDURES AND SITE
REGULATIONS, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT

- 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. ORDINANCES – introduction

1. Ordinance No. 17-2019: The Mayor to read the said Ordinance by Title:

ORDINANCE NO. 17-2019

AN ORDINANCE TO AMEND AND SUPPLEMENT ARTICLE 3-27, PEACE AND GOOD ORDER OF CHAPTER III, POLICE REGULATIONS FOR THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT

- Motion to adopt the said Ordinance on first reading directing the Clerk to post and publish as required by law and setting the date for the public hearing as June 12, 2019.

B. Resolution No. __-2019: To Allow for Active Military and their Dependents to have Free Access to Borough Beaches for 2019

C. Resolution No. __-2019: Approve Change Order and Supplemental Agreement No. 2 and authorize Payment No. 2 in the amount of \$8,688.68 to Thor Construction Group, LLC for the Project known as Improvements to Baltimore Park

D. Resolution No. __-2019: Approve Payment No. 2 in the amount of \$51,979.20 and Payment No. 3 in the amount of \$113,827.00 to Shore Top Construction Corp., Farmingdale, NJ for the Project known as Improvements to Carriage Way

E. Resolution No. __-2019: Appoint seasonal beach staff – Gateguards, office staff, and beach crew

F. Resolution No. __-2019: Re-appoint Registrar, Dawn Harriman and Deputy Registrar, Lorraine Carafa

G. Resolution No. __2019: Appoint full-time DPW laborer, Victor Fraternal

H. Resolution No. __2019: Authorize the Issuance of Taxi Owner License for DM Taxi, LLC.

I. Resolution No. __-2019: 2019-2020 ABC License Renewal, Emerald Shores t/a Harrigan's

J. Resolution No. __2019: 2019-2020 ABC License Renewal, Rod's Olde Irish Tavern, Inc.

K. Resolution No. __2019: Appointment of Candidate to fill the vacancy created by the resignation of William Foley.

L. Resolution No. __-2019: Authorize the signing of an Agreement with Sea Girt 5K, Inc. allowing for the conduct of a foot race on August 3, 2019, waiving noise ordinance provisions and imposing parking restrictions in conjunction therewith.

12. ADMINISTRATOR REPORTS/DISCUSSION

- **Beach News:**
 - The Pavilion will be open for badge pick-up during the week of May 20 – 24, inclusive;
 - Beach opens this Saturday, May 25 for weekends only through June 15; thereafter open daily through Labor Day, September 2. Season badges are still available for purchase;

- **Boardwalk Reminders** – no smoking or vaping on the beach or boardwalk; dogs are not permitted on the Borough’s Boardwalk at any time; dogs are now prohibited from the Borough beach through September 30, 2019. We appreciate your cooperation.
- **Primary Election** is scheduled for June 4; polls will be open from 6:00 AM to 8:00 PM; if you are unable to vote in person, voters can complete a Vote by Mail application, which can be obtained from the County Clerk’s Elections website at www.MonmouthCountyVotes.com or by downloading the free Monmouth County Votes Mobile App. Voters can obtain an application in person by visiting the County Clerk’s Elections Office at 300 Halls Mill Road in Freehold or the Municipal Clerk of their hometown. Please note that applications to Vote by Mail that are sent by U.S. Mail must be received by the County Clerk’s Elections Office seven days before an election. For the June 5 Primary Election, that date is Tuesday, May 28.

13. **QPA REPORTS:**

14. **COUNCIL REPORTS**

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

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

17. **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.

1. 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);
2. 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;
3. Tess and Brian Manley, Denis Lauzon and Candace Kadimik v. the Borough of Sea Girt, Sandy Ratz and Christopher Willms

18. **ADJOURN**