

AGENDA - REGULAR MEETING
September 11, 2019

1. **CALL TO ORDER AT 6:30 PM**
2. **MOMENT OF SILENCE** in memory of those who lost their lives on September 11, 2001.
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 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 Clemmensen		
Councilman Mastroilli		
Councilwoman Morris		
Council President Fetzer		
Councilman Mulroy		
Councilwoman Anthony		

6. **Resolution No. __-2019: Executive Session**, to update Council on proceedings in any or all of the following matters; please note that action may be taken by Council upon return to public session. The public is invited to remain outside and may return to the meeting room when the Council returns to public session.
 - A. Ira Walker v. the Borough of Sea Girt, F. Ken Farrell, Individually and in his official capacity as Mayor; James Quigley, Individually and in his official capacity as Zoning and Code Enforcement Official (*Note:* complaints against Mayor Farrell and Mr. Quigley were dismissed by the Court on the motions for summary judgment filed by their respective Counsels);
 - B. Kenneth Hagel v. Kevin Davenport, Individually and in his official capacity as Chief of the Borough of Sea Girt Police Department; the Borough of Sea Girt Police Department and the Borough of Sea Girt;
 - C. Tess and Brian Manley, Denis Lauzon and Candace Kadimik v. the Borough of Sea Girt, Sandy Ratz and Christopher Willms
 - D. Potential litigation
7. **Planning Board Appointment** – Matthew Mastroilli as the Class III, Council Representative to the Planning Board through December 31, 2019, inclusive (Mayoral appointment with advice and consent of Council).
8. **PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM** (Comments limited to 7 minutes)

9. **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). *None at this time.*

10. **MINUTES - Resolution No. __-2019:** Approve Minutes, Regular Meeting held August 14, 2019

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

12. **OLD BUSINESS**

A. **Resolution No. __-2019:** Request to approve driveway through Crescent Park, Forlenza 647 Ocean Avenue (Block 9, Lot 6.01) (*approve/deny*).

13. **NEW BUSINESS**

A. **Ordinance No. 21-2019:** Authorize additional Architectural Services, The Goldstein Partnership, \$18,650, CIF-funded. The Mayor to read the said Ordinance by Title:

ORDINANCE NO. 21-2019

AN ORDINANCE AUTHORIZING ADDITIONAL ARCHITECTURAL SERVICES FROM THE GOLDSTEIN PARTNERSHIP AND PROVIDING FOR THE COST THEROF FROM THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY

- 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 September 25, 2019.

B. **Resolution No. __-2019: 2018 Audit Report**

1. Audit finds that the Borough's financial condition is excellent;
2. Audit contains no comments or recommendations for improvement;
3. Note: As described in Note 5 to the financial statements, during the year ended December 31, 2015, the Borough was required to change accounting policies related to the reporting of pensions by state and governments by adopting the Statement of Government Account Standards (GASB Statement) No. 68, *Accounting and Financial Reporting for Pension – an Amendment of GASB Statement No. 27*. According to the regulatory basis of accounting, the cumulative effect of the accounting change as of the beginning of the year is not reported in the Comparative Statement of Operations and Changes in Fund Balance – Regulatory Basis. As of December 31, 2018, the total obligation per fund: PERS, \$3.9M (2017: \$4.3M); PFRS, \$3.77M; (2017: \$3.9M).

4. **Resolution No. __-2019:** Governing Body Certification/Acceptance of Audit Report – governing body must certify that they are familiar with, at a minimum, the sections entitled “General Comments” and “Recommendations

C. **Resolution No. __-2019:** Emergency Authorization, Legal Fees, Other Expenses

D. **Resolution No. __-2019:** Set 2019 Compensation, Officers and Non-Union Employees

E. **Resolution No. __2019:** Revise Resolution No. 148-2019 for entity name/location

F. **Resolution No. __-2019:** Appoint DPW Manager , M. McArthur

G. Resolution No. __-2019: Appoint DPW Assistant Manager, T. Palmer

H. Resolution No. __-2019: Request to open Stockton Boulevard during moratorium (*approve with conditions/deny/other*), M. Hennessy, 214 Stockton Boulevard

I. Resolution No. __-2019: The Goldstein Partnership - authorize additional work; increase contract amount by \$18,650

J. Resolution No. __-2019: Authorize State contract purchase, Winner Ford, Cherry Hill, NJ (\$29, 056)

K. Resolution No. __-2019: Authorize purchase of accessories, Winner Ford, Cherry Hill, NJ (\$9,560)

14. ADMINISTRATOR REPORTS/DISCUSSION

A. Petition Challenging the Adoption of Ordinance No. 20-2019: was filed with the Clerk on August 30, within the 20-day period that a challenge could be made pursuant to statute. Pursuant to *N.J.S.A. 40:49-27*, the petition must contain valid signatures equal to 15% of the total number of votes cast at the last general election at which the General Assembly was elected (2017). The Clerk verified signatures and found that the petition contained 153 valid signatures; however, the petition omitted a required statement from one of the signers of each page of the petition stating that the information contained therein is correct to their knowledge; therefore, the petition was returned to the circulators, who have 10 days through 4:00 PM on September 16 to cure the defect and refile the petition.

B. On behalf of Mayor and Council, we acknowledge the efforts of members of our Police and Beach Departments for the assistance they rendered to Spring Lake on Sunday, September 1 during an incident at their beach. Our staff was instrumental in organizing the emergency response and providing necessary crowd control services during the incident.

C. Recycling Reminders: Starting September 11, Zone 2 pick-up only; September 18, Zone 1 pick-up only; also, County recycling facility requirements have changed and plastic bags cannot be used in your recycling containers. Thank you for your cooperation.

D. Monday, September 16th is the next scheduled bulk pick-up day.

E. Coffee with the Mayor, Saturday, September 21, 9:00 - 11:00 AM in the Fire Hall

15. **QPA REPORTS:** Rich's Tree Service, Shade Tree Commission tree maintenance and emergency services as needed, fee based on manpower and equipment utilized

16. COUNCIL REPORTS

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

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

19. ADJOURN