

AGENDA - REGULAR MEETING
September 25, 2019

1. **CALL TO ORDER**
2. **SALUTE TO THE FLAG**
3. **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.

4. **ROLL CALL:**

	Present	Absent
Mayor Farrell		
Councilman Clemmensen		
Councilman Mastroilli		
Councilwoman Morris		
Council President Fetzer		
Councilman Mulroy		
Councilwoman Anthony		

5. **Resolution No. __-2019:** Appointment of Matthew Hurych as Probationary Patrolman, Borough of Sea Girt Police Department
6. Mayor Farrell to Administer the Oath of Office to Patrolman Hurych
7. **PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM** (Comments limited to 7 minutes)
8. **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).
9. **MINUTES - Resolution No. __-2019:** Approve Minutes, Regular Meeting held September 11, 2019
10. **OPEN DISCUSSION** (Council is invited to speak on any subject)
11. **OLD BUSINESS**
 - A. **Resolution No. __-2019:** Request to approve driveway through Crescent Park, Forlenza 647 Ocean Avenue (Block 9, Lot 6.01) (*approve/deny*)
 - 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

12. NEW BUSINESS

- A. **Resolution No. __-2019:** Authorize additional Feasibility Study, The Goldstein Partnership, \$18,650
- B. **Resolution No. __2019:** Approve Change Order and Supplemental Agreement No. 1 (reduction of \$675); authorize final payment, National Water Main Cleaning Company, Carriage Way Sanitary Sewer Lining Project, \$73,526.25
- C. **Resolution No. _--2019:** Authorize Planning Board Sub-Committee to explore Downtown Revitalization pursuant to N.J.S.40:55D-25.b.

13. ADMINISTRATOR REPORTS/DISCUSSION

- A. **Petition Challenging the Adoption of Ordinance No. 20-2019:** pursuant to *N.J.S. 40:49-27b*, the petition was refiled with the Clerk on September 13, within the 10-day period to cure a defect in the original petition submission. The petition now includes the required statement from one of the signers of each page of the petition stating that the information contained therein is correct to their knowledge. I have notified the County Clerk that the referendum question is to be added to the Borough’s ballots for the November 5 election.
- B. **Leaf Pick-Up** begins on October 15 through December 15, 2019, inclusive; please do not mix grass, flowers, branches or other debris with the leaves; do not place piles of leaves within 15 feet of a storm drain or the intersection of Rt. 71; no leaves permitted on Rt. 71.
- C. Monday, October is the 21st is last scheduled bulk pick-up day of the year.
- D. **New Vote by Mail Procedure** - The new law mandates that all voters who voted by mail for any election in 2017 and/or 2018 be sent a Mail-In Ballot for the 2019 General Election and all future elections, even if they did not request one. If these voters do not wish to receive Mail-In Ballots for the 2019 General Election and all future elections, they must notify the County Clerk in writing to opt out. Mail-In Ballots for the 2019 General Election will be sent out to voters beginning September 21, so if any voter impacted by this law would like to opt-out in writing, the County Clerk’s Office must receive the Opt-Out Form by September 19. Voters can download a convenient Vote by Mail Opt-Out Form from the County Clerk’s Elections website, MonmouthCountyVotes.com, and from the free Monmouth County Votes Mobile App. The completed Opt-Out Form can be mailed to the County Clerk’s Elections Office at 300 Halls Mill Road in Freehold or it can be scanned and emailed to ClerkOfElections@co.monmouth.nj.us. According to State law, any voter who has not opted out and receives a Mail-In Ballot will not be permitted to vote on a voting machine on Election Day. These voters will be limited to voting the Mail-In Ballot they receive or a paper provisional ballot at the polls on Election Day.

14. **QPA REPORTS:** Two Rivers Title Company, LLC, \$6,000

15. **COUNCIL REPORTS**

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

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

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

A. Ira Walker v. the Borough of Sea Girt, F. Ken Farrell, Individually and in his official capacity as Mayor; James Quigley, Individually and in his official capacity as Zoning and Code Enforcement Official (*Note:* complaints against Mayor Farrell and Mr. Quigley were dismissed by the Court on the motions for summary judgment filed by their respective Counsels);

B. Kenneth Hagel v. Kevin Davenport, Individually and in his official capacity as Chief of the Borough of Sea Girt Police Department; the Borough of Sea Girt Police Department and the Borough of Sea Girt;

C. Tess and Brian Manley, Denis Lauzon and Candace Kadimik v. the Borough of Sea Girt, Sandy Ratz and Christopher Willms

D. Pending Litigation

19. **ADJOURN**