

**AGENDA - REGULAR MEETING**  
**June 24, 2020**

**NOTICE IS HEREBY GIVEN THAT THE BOROUGH COUNCIL MEETING SCHEDULED FOR JUNE 10, 2020 WILL BE A VIRTUAL MEETING; THE MEETING WILL COMMENCE AT 7:00 PM. PLEASE USE THE FOLLOWING INFORMATION TO LOG IN TO THE MEETING:**

Scheduled Zoom meeting.

Topic: Borough Council Regular Meeting  
Time: Jun 24, 2020 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting  
<https://us02web.zoom.us/j/83423424507>

Meeting ID: 834 2342 4507  
One tap mobile  
+13017158592,,83423424507# US (Germantown)  
+13126266799,,83423424507# US (Chicago)

Dial by your location  
+1 301 715 8592 US (Germantown)  
+1 312 626 6799 US (Chicago)  
+1 646 876 9923 US (New York)

Meeting ID: 834 2342 4507  
Find your local number: <https://us02web.zoom.us/j/83423424507>

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 meeting has been given by posting a notice on the Borough's website and 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:**

	<b>Present</b>	<b>Absent</b>
Mayor Farrell		
Councilman Clemmensen		
Councilman Mastroilli		
Councilman Begley		
Council President Fetzer		
Councilwoman Giegerich		
Councilwoman Anthony		

6. **CONSENT AGENDA - Resolution No. \_\_-2020:** (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)

A. Authorize Incoming 8<sup>th</sup> Graders of Sea Girt Elementary School to Sell Merchandise on Borough Boardwalk

7. **PUBLIC PARTICIPATION ON ANY CONSENT AGENDA ITEM** (Comments limited to 7 minutes)

8. **MINUTES**

a. **Resolution No. \_\_-2020:** Approve Minutes, June 10, 2020 Regular Meeting

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

10. **OLD BUSINESS**

A. **Ordinance No. 09-2020:** They Mayor to read the said Ordinance by Title, advising of its publication in its entirety in the Asbury Park Press on June 13, 2020:

ORDINANCE NO. 09-2020

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER IV, PARAGRAPH 4-10 TAXIS, AUTOCABS AND VEHICLES HIRED FOR CARRYING PASSENGERS AND CHAPTER VII, TRAFFIC, PARAGRAPH 7-37 LOADING ZONE AND 7-38 TAXI STAND OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT, MONMOUTH COUNTY

- a. Motion to open the meeting to the public for comments on the said Ordinance only (*limited to four [4] minutes only*).
- b. Comments, if any;
- c. Motion to close the public hearing - \_\_moves, seconded by\_\_ (consensus vote)
- d. Motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

B. **Ordinance No. 10-2020:** They Mayor to read the said Ordinance by Title, advising of its publication in its entirety in the Asbury Park Press on June 13, 2020:

ORDINANCE NO. 10-2020

AN ORDINANCE PROVIDING FOR THE RESURFACING OF THE BALTIMORE PARK BASKETBALL COURT AND PROVIDING FOR THE COST THEREOF TO BE APPORTIONED EQUALLY TO THE RECREATION TRUST FUND, 5K DONATION ACCOUNT AND THE CAPITAL IMPROVEMENT FUND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, NEW JERSEY

1. Motion to open the meeting to the public for comments on the said Ordinance only (*limited to four [4] minutes only*).
2. Comments, if any;
3. Motion to close the public hearing - \_\_moves, seconded by\_\_ (consensus vote)
4. Motion to adopt the said Ordinance on final reading, directing the Clerk to post and publish as required by law.

## 11. NEW BUSINESS

- A. **Resolution No. \_\_-2020:** Professional Appointment, Water-Sewer Utility Engineer, H2M Associates, Inc.
- B. **Resolution No. \_\_-2020:** Baltimore Park Basketball Court Rehabilitation – three bids were received by the date and time required:

VENDOR	AMOUNT
Halecon, Inc., Bridgewater, NJ	\$23,500
Picerno Giordano Construction, Kenilworth, NJ	\$23,750
CMG Group, Inc., Neptune City, NJ	\$99,997

Motion to award the contract for the Baltimore Park Basketball Court Rehabilitation to Halecon, Inc.

- C. **Resolution No. \_\_-2020:** Add/Amend Seasonal Staff Appointments
- D. **Resolution No. \_\_-2020:** Authorize Refund – Wedding Ceremony on the Beach
- E. **Resolution No. \_\_-2020:** Authorize Alternate Dates for Sea Girt 5K
- F. **Resolution No. \_\_-2020:** Authorize Change Funds for the Beach Utility
- G. **Resolution No. \_\_-2020:** Appoint Frank Passatino, Part-Time Laborer for DPW
- H. **Resolution No. \_\_-2020:** Satisfactory completion of probationary period, Officer Nicholas Irizarry retroactive to March 16, 2020

## 12. ADMINISTRATOR REPORTS

- A. **Crescent Parkway Trees (near St. Mark's):** The Shade Tree Commission has been monitoring the trees since the initial condition report promulgated by our Forrester in 2017 determined that the trees were compromised (a copy is included with the Agenda). He recently inspected the trees again and found that they are in further decline, with at least one tree considered a “danger” tree requiring immediate removal, a copy of his June 16 message is also attached. The Shade Tree Commission members have also viewed the trees, concur with the determination that they are severely compromised and recommend the removal of all trees this year to minimize the risk to the public in this high-traffic area; a copy of their June 19 message is also attached. Replacement trees will be planted in the fall; per Mr. Brash, recommended replacement tree is white swamp oak, 2-2.5” caliper, 10-12 feet tall. Our tree removal contractor has been notified and we are waiting for a mobilization date.
- B. **Coronavirus Update:** the Governor continues to ease restrictions on gatherings and public activities; non-essential stores are able to open with social distancing observed;
- Baltimore Park field and basketball courts were open on Monday, June 22; the playground remains closed;
  - I am happy to report that the Borough filed a timely request with Monmouth County for reimbursement of eligible Phase I expenses under the Coronavirus Relief Fund Program; our application has been reviewed and the payment of \$149,426.54 has been approved.
  - Outdoor Dining option – Both Emerald Shore, Inc. t/a Harrigan’s and CG Jersey, Inc. t/a Fratello’s submitted conforming plans as required and were open; there were no issues with their operations. Late on Monday, June 22, CG Jersey, Inc. has submitted a request to utilize Borough property (that is, parking spaces on the east side of The Plaza in front of the existing premises).

**C. Beach:**

- a. The Beach is now open full-time through Labor Day;
- b. In compliance with the social distancing requirements of the Governor's Executive Orders, access to the beach may be limited depending if the maximum capacity has been reached; if this is necessary, access may be allowed again as the crowd diminishes;
- c. ***For their protection and the protection of our staff, beach patrons are urged to wear masks when interacting with our staff and with other patrons;***
- d. Daily Badges will be available for purchase from the following locations only during operating hours: the Pavilion at Beacon Boulevard; New York, Philadelphia and Trenton entrances
- e. The Concession will open on or about July 1; eating on the beach remains prohibited;

**D. Public Works Update:** The Public Works Committee has met several times to discuss the complaints of residents finding it difficult to follow the sanitation and recycling guidelines that have been approved by the Committee to please maintain clear access to containers on both sanitation and recycling pick-up days – this requires residents to either place their containers at the end of the last vehicle parked in the driveway or to park vehicles on the street on pick-up days. This is especially important on recycling pick-up days as the County has changed its rules and will not accept plastic bags with recyclables requiring our staff to lift the containers to dump into the rear of the scooter. Another issue is the limited area between vehicles parked in driveways and homes that has caused inadvertent damage to residents' vehicles while staff is maneuvering the cans to the scooter. Also, due to injuries to our staff resulting from the inability to access containers without obstruction, the Borough's Negotiating Committee agreed to include this provision (i.e., unobstructed access to containers), to the DPW Collective Bargaining Unit agreement that went into effect on January 1, 2019. The Committee has agreed that these are reasonable requests for the following reasons: 1. to minimize damage to residents' vehicles; 2. reduce potential injury to our staff and 3. reduce the Borough's Workers' Comp claims and costs. Discussion of issue and possible alternative solutions.

**E. Primary Election Update:** The Primary Election is scheduled for July 7. Based on new regulations adopted by the Governor, all "active" Republican and Democrat voters will (or should have already received) a mail-in ballot and must vote using this ballot. The ballot must be postmarked by Election Day but will be considered timely and will be counted if it is received by July 14, 2020."Inactive" voters will (or have already) received an Application for a Mail-In Ballot; this must be completed and returned to the County Clerk no later than June 30 in order to receive the ballot. There will be in-person machine voting (hours 6 AM to 8 PM) only for handicapped individuals who will be required to execute an Affidavit affirming that they are unable to vote using the paper mail-in ballot; everyone else will be required to vote using a Provisional Ballot.

**13. QPA REPORTS (of activity since previous Council Meeting):**

- The Borough continues to purchase necessary personal protective equipment for our employees including masks, gloves, building and equipment sanitizers and other equipment from various vendors to ensure their safety during this on-going crisis;
- The Borough received four (4) responses to the Request for Proposal for Preparation of a Study to Determine the Feasibility of Expanding the Municipal Building; the summary is provided with the Agenda. The responses have been forwarded to the Buildings and Grounds Committee for their review and a future recommendation.

**14. COUNCIL REPORTS**

**15. Resolution No. \_\_-2020:** Payment of bills

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

17. **Resolution No. \_\_-2020:** Executive Session to update Council on proceedings in any or all of the litigation, including but not limited to the following or personnel matters; please note that action may be taken by Council upon return to public session. The public is invited to remain on-line until the Council returns to public session.

1. Brian and Tess Manley, Denis Lauzon and Candice Kadimik v. the Borough of Sea Girt and the Avon Hotel Corp. t/a The Parker House;
2. 501 Washington Boulevard, LLC; 503 Washington Boulevard, LLC; Sitar Sea Girt, LLC; 900 Fifth Avenue, LLC; Sitco Sea Girt, LLC v. Borough of Sea Girt, Borough Council of Sea Girt, Sea Girt Planning Board;
3. Potential litigation; contractual issues.

18. **ADJOURN**