

AGENDA - REGULAR MEETING
March 10, 2021

NOTICE IS HEREBY GIVEN THAT THE BOROUGH COUNCIL MEETING SCHEDULED FOR MARCH 10, 2021 WILL BE A VIRTUAL MEETING; THE MEETING WILL COMMENCE AT 7:00 PM. PLEASE USE THE FOLLOWING INFORMATION, INCLUDING THE PASSCODE SHOWN BELOW, TO LOG IN TO THE MEETING:

Topic: Borough Council Regular Meeting
Time: March 10th, 2021 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting:

<https://us02web.zoom.us/j/89987075881>

Webinar ID: 899 8707 5881
Passcode: 841926

Or iPhone one-tap :
US: +16468769923,,89987075881# or +13017158592,,89987075881#

1. **MOMENT OF SILENCE**
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 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.

4. **ROLL CALL:**

	Present	Absent
Mayor Farrell		
Councilman Clemmensen		
Councilman Mastrorilli		
Councilman Begley		
Council President Fetzer		
Councilwoman Giegerich		
Councilwoman Anthony		

5. **Resolution No. __-2021:** Appointment of Hunter Palmer as Probationary Patrolman, Borough of Sea Girt Police Department

6. **PRESENTATION:**

- 2021 Budget Process Overview – Amy Spera and Jim Gant
- Update on Crescent Park Racquet Sports Recreation Area – Mike D'Altrui

This agenda reflects to the extent known at the time of the posting, pursuant to N.J.S.A. 10:4-8(d). The agenda is tentative and is subject to amendment, additions or deletions prior to the meeting.

7. **CONSENT AGENDA - Resolution No. __-2021:**

*All items listed on the "Consent Agenda" are considered routine by the Borough and will be adopted or approved collectively by a single motion and roll-call vote of a majority of the Councilmembers. All items are available on our website and in the office of the Borough Clerk. There will be no separate discussion of these items. If a discussion is desired on any item, it will be considered separately. The Mayor asks if any member of the Borough council wishes to consider any item separately. If not, he requests a **Motion** to approve the items listed below.*

- A. Authorize Participation in the 36th Annual Clean Ocean Action Spring and Fall Beach Sweeps, Saturday, April 17th and the Fall Beach Sweeps on Saturday, October 23rd from 9:00 am to 12:30 pm; subject to submission of Certificate of Insurance naming the Borough as an additional insured;
- B. Authorize the Signing of an Agreement with Sea Girt 5k, Inc. Allowing for the Conduct of a Foot Race on August 7, 2021, Waiving Noise Ordinance and Imposing Parking Restrictions in Connection Therewith;
- C. Appoint Class II SLEO, Sea Girt Police Department;
- D. Appoint Class I SLEO, Sea Girt Police Department;
- E. Appoint Pickleball Instructor, Patricia Criscenzo
- F. Authorize refund, unexpended escrow balance, Michael and Anne Reilly, 222 Brooklyn Boulevard;
- G. Change Order Carriage Way Water System Improvements;
- H. Authorizing the Borough of Sea Girt through the Sea Girt Police Department to Participate in the Defense Logistics Agency, Law Enforcement Support Office (LESO), 1033 Program to Enable the Sea Girt Police Department to Request and Acquire Excess Department of Defense Equipment, 1/1/2021 through 12/31/2021, inclusive;
- I. Authorize an Open Public Records Information Management Shared Services Agreement with the County of Monmouth (RIMS);
- J. Authorize Proposal for Engineering Design Services for Sea Girt Beach Profiles;
- K. Payment of Bills.

8. **APPROVE MINUTES**

- a. **Resolution No. __-2021:** Approve Minutes, February 10, 2021 Regular Meeting - Virtual

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

10. **OLD BUSINESS: None**

11. **NEW BUSINESS**

- A. **Resolution No. – 2021:** Approve Shared Service of Tax Assessor , Scott Kineavy
- B. **Resolution No. – 2021:** Authorize the Purchase of a FS12-19 Fire Service Apparatus, Ferrara Custom Cinder Pumper; Purchase Order is subject to re-imbusement of funds from The Fire Company;
- C. **Resolution No. - 2021:** Ratifying Emergency Repairs of the Water Main on Beacon Boulevard.

12. **ADMINISTRATOR REPORTS**

13. **COUNCIL REPORTS**

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

The public comment portion of our meeting is to allow the public to bring to the Committee's attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a), the Committee asks the public to limit their comments to seven minutes or less. The Committee will respect the public's time by refraining any comment until the speaker has finished with their allotted time. It should be further noted that the public comment portion of our meeting is not structured as a question-and-answer session. The Administrator will regulate the time during the comment portion of our meeting.

15. **Resolution No. __-2021: Executive Session** to update Council on proceedings in any or all of the following litigation or personnel 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.

18: **ADJOURN**

**RESOLUTION NO. -2021
BOROUGH OF SEA GIRT**

**RESOLUTION APPOINTING HUNTER J. PALMER
AS PROBATIONARY PATROLMAN IN THE
BOROUGH OF SEA GIRT POLICE DEPARTMENT**

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

WHEREAS, the Borough of Sea Girt has the need to fill a vacancy in the Sea Girt Police Department effective immediately; and,

WHEREAS, Chief Macko has recommended that Hunter Palmer be appointed to this position; and,

WHEREAS, the Chief Financial Officer certifies that funds are available in the 2021 Budget of the Borough to fund this salary and provision will be made for this salary in future budgets of the Borough.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council hereby appoints Hunter Palmer to the position of Probationary Patrolman effective March 10, 2021 at the starting salary of \$47,754.36 and authorizes Mayor F. Ken Farrell to administer the Oath of Office to Mr. Palmer.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

RESOLUTION NO. -2021

**BOROUGH OF SEA GIRT
COUNTY OF MONMOUTH**

**RESOLUTION APPROVING PARTICIPATION IN THE ANNUAL CLEAN OCEAN ACTION
BEACH SWEEPS – APRIL 17 AND OCTOBER 23, 2021, RESPECTIVELY**

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

WHEREAS, the Borough of Sea Girt has participated in helping the volunteer organization Clean Ocean Action in the past and would like to continue to do so; and,

WHEREAS, the organization is requesting permission to perform spring and fall clean-up at the Borough of Sea Girt's beaches; and,

WHEREAS, a Beach Captain is assigned by Clean Ocean Action to lead the clean-up site and will help organize the clean-up at the Borough's beach and direct volunteers at the event, and ensure the proper collection, categorizing and separation of the debris.

NOW, THEREFORE BE IT RESOLVED, the Borough Council of the Borough of Sea Girt, does hereby authorize the following Beach Sweeps on April 17 and October 23, 2021 from 9:00am to 12:30 pm, respectively, subject to the following:

1. Clean Ocean Action will provide a Beach Captain to help organize the clean-up, direct volunteers and ensure proper collection by categorizing and separating debris, and
2. The Beach Captain will coordinate with the Public Works Department Manager before the event to make the necessary trash pick-up and recycling arrangements.
3. Clean Ocean Action shall provide to the Borough of Sea Girt a Certificate of Insurance naming the Borough of Sea Girt as an additional insured with General Liability Insurance in the amount of a Combined Single Limit of \$1,000,000.00; proof of said policy shall be provided to the Borough prior to April 9, 2021.
4. Volunteers will not be permitted in the closed areas of the beach in order to protect the nesting grounds of endangered species.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Clean Ocean Action, Michael McArthur and Chief Macko for their information.

RECORDED VOTE:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Clerk of the Borough of Sea Girt, do hereby *certify* that the foregoing is a true and exact copy of the Resolution adopted by the Borough of Sea Girt Borough Council on the 10th day of March, 2021.

RESOLUTION NO. -2021

BOROUGH OF SEA GIRT

RESOLUTION AUTHORIZING THE SIGNING OF AN AGREEMENT WITH SEA GIRT 5K, INC. ALLOWING FOR THE CONDUCT OF A FOOT RACE ON AUGUST 7, 2021, WAIVING NOISE ORDINANCE AND IMPOSING PARKING RESTRICTIONS IN CONNECTION THEREWITH

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

WHEREAS, in previous years the Borough of Sea Girt, a Municipal Corporation of the State of New Jersey, entered into Agreements with the Sea Girt 5K, Inc., a 501(c)3 corporation of the State of New Jersey, for the sponsorship of a 5K race; and,

WHEREAS, the Mayor and Council of the Borough of Sea Girt recognize the benefit of this special event to residents of and visitors to the Borough of Sea Girt; and,

WHEREAS, the Board of Recreation Commissioners of the Borough of Sea Girt, has determined that in order to provide funds, in whole or part, necessary to improve, maintain and police the playgrounds or recreation places under its control, it would be beneficial to jointly sponsor the Sea Girt 5K run on August 7, 2021; and,

WHEREAS, the Mayor and Council and Sea Girt 5K, Inc. wish to enter into an Agreement to jointly conduct the Sea Girt 5K in 2021.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. Sea Girt 5K, Inc. will conduct the foot race to be held on August 7, 2021, not to exceed five kilometers, as well as children's races, live music and activities; *if these events are permitted under Executive Orders issued by the Governor;*
2. Sea Girt 5K, Inc. will provide acceptable insurance and a release to the Borough having the Borough named as additional insured against liability and property damage for the purpose of the event. Sea Girt 5K, Inc. shall deliver to the Borough prior to the event a certificate evidencing minimum coverage in the amounts of one million dollars (\$1,000,000) per occurrence.
3. Sea Girt 5K, Inc. will provide evidence satisfactory to the Borough that it is a validly organized not-for-profit corporation of the State of New Jersey and will be so as of the date of the event.
4. The Borough of Sea Girt will permit the use of its roadways, provide police, emergency, and public works department assistance and provide insurance under the terms of its general liability insurance policy on August 7, 2021, the day of the race.
5. Sea Girt 5K, Inc. will pay over to the Borough of Sea Girt not less than 90% of the participation fees in the 5K Run/Walk and not less than 90% of the participation fees in the Kids' Races.

RESOLUTION No. -2021
(continued)

6. The net proceeds of the entry fees collected by Sea Girt 5K, Inc. after deduction of the expenses set forth in Section 5, above shall be retained by the Sea Girt 5K, Inc. for use and or charitable donations to be made in the sole discretion of Sea Girt 5K, Inc.
7. The Sea Girt Noise Ordinance is hereby waived between the hours of 7:30 AM to 8:00 AM, inclusive, on August 7, 2021.
8. The Sea Girt Police Department shall create a 'No Parking' Zone at the Plaza and along Washington Blvd. to Sixth Avenue from Midnight through 12:00 Noon, inclusive, on August 7, 2021.

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

1. Sea Girt 5K, Inc.
2. Chief Justin Macko, SGPD
3. Michael McArthur, DPW

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

RESOLUTION No. -2021

**BOROUGH OF SEA GIRT
COUNTY OF MONMOUTH**

**RESOLUTION APPOINTING CLASS II SPECIAL LAW ENFORCEMENT OFFICER
FOR THE BOROUGH OF SEA GIRT**

UPON MOTION of Councilperson, seconded by Councilperson, 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 a Class II Special Law Enforcement Officer to support its 2021 operations; and,

WHEREAS, the Chief of Police has reviewed the applications and references of qualified candidates, and recommends the appointments of Sarah Koch and Kristina Stevens to this position; and,

NOW, THEREFORE, BE IT RESOLVED that Sarah Koch and Kristina Stevens be appointed as Class II Special Law Enforcement Officers for the Borough of Sea Girt, at the hourly rate of \$15.00 per hour during in service training and upon completion of Academy;

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Feizer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Clerk of the Borough of Sea Girt, do hereby *certify* that the foregoing is a true and exact copy of the Resolution adopted by the Borough of Sea Girt Borough Council on the 10th day of March, 2021.

RESOLUTION No. -2021

**BOROUGH OF SEA GIRT
COUNTY OF MONMOUTH**

**RESOLUTION APPOINTING CLASS I SPECIAL LAW ENFORCEMENT OFFICER
FOR THE BOROUGH OF SEA GIRT**

UPON MOTION of Councilperson, seconded by Councilperson, 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 a Class I Special Law Enforcement Officer to support its 2021 operations; and,

WHEREAS, the Chief of Police has reviewed the applications and references of qualified candidates, and recommends the appointments of Thomas Murtha, Courtney Wright, Valerie Vacchiano, Nicolas Stephan, Gabrielle DeGroat, Robert Broehl, Jr., James Belknap, Derek Carmignani, Joseph Piscopo, Jr. to this position; and,

NOW, THEREFORE, BE IT RESOLVED that Thomas Murtha, Courtney Wright, Valerie Vacchiano, Nicolas Stephan, Gabrielle DeGroat, Robert Broehl, Jr., James Belknap, Derek Carmignani, Joseph Piscopo, Jr. be appointed as Class I Special Law Enforcement Officers for the Borough of Sea Girt, at the hourly rate of \$12.00 per hour effective immediately.

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastroilli				
Councilman Begley				
Council President Fetzner				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

**RESOLUTION No. -2021
BOROUGH OF SEA GIRT**

RESOLUTION APPOINTING PICKLEBALL INSTRUCTOR – Patricia Criscenzo

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

WHEREAS, the Borough of Sea Girt Recreation Commission is in need of the services of an instructor for the Pickleball Clinic; and,

WHEREAS, the Recreation Director has recommended the appointment of Patricia Criscenzo as the instructor for this position, and,

NOW, THEREFORE, BE IT RESOLVED that Patricia Criscenzo be appointed as the instructor for the Pickleball Clinic at the rate of \$30.00 per hour for not more than 16 hours of clinic sessions.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be supplied to Patricia Criscenzo and Sea Girt Recreation Commission for their information.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegench				
Councilwoman Anthony				

I, Dawn Harriman, Clerk of the Borough of Sea Girt, do hereby *certify* that the foregoing is a true and exact copy of the Resolution adopted by the Borough of Sea Girt Borough Council on the 10th day of March, 2021.

**RESOLUTION NO. -2021
BOROUGH OF SEA GIRT**

A RESOLUTION AUTHORIZING ESCROW REFUND

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

WHEREAS, Michael and Anne Reilly, owners of record of the property known as Block 39, Lot 12, also known as 222 Brooklyn Boulevard, submitted an application for a variance to the Sea Girt Planning Board along with the required escrow deposit of \$5,000.00; and,

WHEREAS, the application has been processed and necessary fees totaling \$1,680.00 deducted from the escrow deposit, leaving an unexpended balance of \$3,320.00; and,

WHEREAS, the Planning Board Secretary has advised that all of the fees associated with this application have been paid in full,

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt, that a refund of the unexpended escrow balance in the amount of \$3,320.00 be issued to Michael and Anne Reilly.

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

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen				
Councilman Mastorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

RESOLUTION NO. -2021

RESOLUTION AUTHORIZING CHANGE ORDER AND SUPPLEMENTAL AGREEMENT AND FINAL PAYMENT TO JO-MED CONTRACTING CORP., ELIZABETH, NJ FOR THE PROJECT KNOWN AS CARRIAGE WAY WATER SYSTEM IMPROVEMENTS

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

WHEREAS, the Borough of Sea Girt awarded a contract in the amount of \$295,625.25 to Jo-Med Contracting Corp., Elizabeth, NJ for the Project known as Carriage Way Water System Improvements April 15, 2020; and,

WHEREAS, field changes resulted in a net decrease in the contract in the amount of \$80,908.20 to the project resulting in the new contract total of \$214,717.42; and,

WHEREAS, the Project is completed and the Contractor has submitted the Request for Final Payment in the amount of \$22,261.96 and the required Maintenance Bond of \$53,679.36 .00 that has been reviewed by the Project Engineer and found to be correct.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Sea Girt as follows:

1. That Change Order and Supplemental Agreement representing a net decrease to the contract of \$80,908.20 to a new contract total of \$214,717.05 be and the same is hereby approved;
2. That Final Payment in the amount of \$22,261.96 be and the same is hereby approved;

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

1. Jo-Med Contracting Corp.
2. Peter R. Avakian, Borough Engineer
3. Chief Financial Officer

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

**RESOLUTION NO. – 2021
BOROUGH OF SEA GIRT**

RESOLUTION AUTHORIZING THE BOROUGH OF SEA GIRT THROUGH THE SEA GIRT POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE SEA GIRT POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT 1/1/2021 THROUGH 12/31/2021

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

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of and acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program;

NOW, THEREFORE, BE IT FURTHER RESOLVED that Sea Girt Police Department is hereby authorized to acquire items of non-controlled property designated "DEMILA," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic signal systems, exercise equipment, moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars and other supplies or equipment of a non-military nature identified the LEA, if it shall become available in the period of time for which this resolution authorized, based on the needs of the Sea Girt Police Department, without restriction; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Sea Girt Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorized specifically being replacements parts as needed for the up-armored Humvee presently in service; and

**RESOLUTION NO. – 2021
BOROUGH OF SEA GIRT
MONMOUTH COUNTY**

(continued)

BE IT FURTHER RESOLVED that the Sea Girt Police Department shall develop and implement a full training plan and police for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED that the Sea Girt Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 Program during the period of time for which this resolution authorized; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2021.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen	X			
Councilman Mastroilli	X			
Councilman Begley	X			
Council President Fetzer	X			
Councilwoman Glégerich	X			
Councilwoman Anthony	X			

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

RESOLUTION NO. - 2021

RESOLUTION AUTHORIZING THE EXECUTION
OF SHARED SERVICES AGREEMENT FOR THE USE OF
MONMOUTH COUNTY'S OPEN PUBLIC RECORDS
SYSTEM-RECORDS INFORMATION MANAGEMENT MODULE

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

WHEREAS, under the New Jersey Uniform Shared Services Consolidation Act, namely C. 40A:65-1, et seq., local units, such as the County of Monmouth and Sea Girt Borough, may enter into shared services agreements with each other; and

WHEREAS, the County of Monmouth has entered into an agreement with Sunrise Systems, Inc. ("Sunrise"), whereby the County is licensed to access and use Sunrise's web-based system known as the Open Public Records Search System – Records Information Management ("OPRS-RIM"); and

WHEREAS, under the terms of its agreement with Sunrise, the County of Monmouth may sublicense access and use of OPRS-RIM to municipalities/boards of education within Monmouth County; and

WHEREAS, the County of Monmouth, has offered to enter into a shared services agreement with Sea Girt Borough whereby this municipality/board of education will be authorized as a sublicensee to access and use OPRS-RIM; and

WHEREAS, a copy of the agreement is attached to this resolution; and

WHEREAS, the OPRS-RIM provides for the Inventory Management, Retention Management, and Disposition Management of official records and includes an imaging module that permits the scanning of paper records into TIFF images, which may be stored long-term, searched and retrieved electronically.

NOW, THEREFORE, BE IT RESOLVED by the governing body of Sea Girt Borough that the Superintendent and Business Administrator be and they are hereby authorized to enter into the proposed OPRS-RIM shared services agreement with the County of Monmouth.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Anthony				
Councilwoman Giegerich				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

**BOROUGH OF SEA GIRT
RESOLUTION No. - 2021**

**RESOLUTION APPROVING PROPOSAL FOR ENGINEERING DESIGN
SERVICES FOR SEA GIRT BEACH PROFILES**

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

BE IT RESOLVED by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey that the Borough of Sea Girt retains the Professional Engineering services of Leon S. Avakian, 788 Wayside Road, Neptune, New Jersey 07753, for providing for the Engineering Design Services for Sea Girt Beach Profiles. The fee is as follows:

- Task 01: Topographic Survey Fieldwork and Drafting to Establish the Beach Profile at each of the East/West Roads and Provide Drawings Depicting these Profiles;
- The total not to exceed Cost for Engineering Design Services for this Project is \$5,000

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, that the Borough authorizes Task 1.0 with the provision that each subsequent task shall require additional authorization subject to the recommendation of the Governing Body.

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

Dawn Harriman, RMC
Municipal Clerk

CERTIFICATION

I am the Chief Municipal Financial Officer charged with the responsibility of maintaining financial records of the Borough of Manasquan, State of New Jersey, and on this 10th day of March, 2021 I hereby certify to the Borough Council of the Borough of Sea Girt as follows:

- Task 01 - Adequate funds are available in an amount sufficient to defray the expenditure of money by the Borough under the following proposed contract, which is pending approval by the governing body:
- Leon S. Avakian – Topographic Survey Fieldwork and Drafting to Establish the Beach Profile at each of the East/West Roads and Provide Drawings Depicting these Profiles.

**BOROUGH OF SEA GIRT
RESOLUTION No. - 2021**

**RESOLUTION APPROVING PROPOSAL FOR ENGINEERING DESIGN
SERVICES FOR SEA GIRT BEACH PROFILES**

(CONTINUED)

Account: _____

Amy Spera
Chief Financial Officer

RECORDED VOTE:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.

RESOLUTION -2021

Resolution Authorizing the Payment of Bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the bills be paid as appearing on the attached Purchase Order Listings date February 25 and the Bill List dated March 5, 2021 in the totals as follows:

CURRENT FUND	\$ 539,197.30
WATER/SEWER OPERATING FUND	\$ 18,739.40
BEACH OPERATING FUND	\$ 4,235.05
RECREATION TRUST	\$ 111.37
TRUST FUND	\$ 21,668.00
DOG TRUST	\$ 145.85
GENERAL CAPITAL	\$ 220,564.33
WATER CAPITAL	\$ 26,654.46

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen				
Councilwoman Anthony				
Councilman Begley				
Councilman Fetzer				
Councilwoman Giegerich				
Councilman Mastorilli				

Certification

I, Dawn Harriman, Municipal Clerk of the Borough of Sea Girt, of the County of Monmouth, State of New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Borough Council at their Regular Meeting held on the 10th day of March, 2021.

Dawn Harriman, Municipal Clerk

**SHARED SERVICES AGREEMENT BY AND BETWEEN
THE TOWNSHIP OF ABERDEEN AND THE BOROUGH OF
SEA GIRT CONCERNING TAX ASSESSOR**

THIS SHARED SERVICES AGREEMENT, made this _____ day of _____, 2021 (the "Agreement") by and between the Township of Aberdeen, with offices located at 1 Aberdeen Square, Aberdeen Township, NJ 07747, and the Borough of Sea Girt, located at 321 Baltimore Blvd, Sea Girt, NJ 08750 (the "Parties").

W I T N E S S E T H:

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, *et seq.*, (the "Act") permits units of local government to share services for particular purposes and to effectuate agreements for any service or circumstance that will aid and encourage a reduction of local expenses; and

WHEREAS, the Township of Aberdeen ("Aberdeen") and the Borough of Sea Girt ("Sea Girt") are public bodies corporate and politic of the State of New Jersey and are authorized under New Jersey law to enter into a Shared Services Agreement pursuant to the Act; and

WHEREAS, Aberdeen has a Tax Assessor, who will perform the duties of municipal tax assessor for the parties, as permitted by law; and

NOW, THEREFORE, the Parties hereto, intending to be legally bound hereby, agree as follows:

Section 1.01. Designation of General Agent. The Parties acknowledge that the Tax Assessor shall be an employee of Aberdeen for payment of any and all benefits with respect to that employee.

Section 1.02 Responsibility. The Tax Assessor, having been duly appointed by Aberdeen pursuant to state law shall perform all statutory duties required of a municipal tax assessor and shall from time to time, when called upon by Sea Girt for at least one (1) day per week (Thursday) for three (3) hours (2:00PM – 5:00PM) shall act as Tax Assessor for Sea Girt. In addition, the Tax Assessor shall be available for tax appeals. All records related to assessments or related property data for the Borough of Sea Girt shall be maintained so as to be accessible to authorized representative(s) of the Borough of Sea Girt, as designated by the Borough Council.

Section 1.03 Costs and Fees. The Parties specifically agree that Sea Girt will pay Aberdeen a total of \$19,876.70 for 2021 with a 2% increase per year. 2021 will be paid on a pro-rata schedule.

Section 1.04 Term. This Agreement shall take effect March 1, 2021 or a date to be agreed upon for a three (3) year period and shall be reviewed on an annual basis, which Agreement may be terminated at the end of a calendar year by any Party by providing written notice of termination no

later than September 1st of the calendar year in which the Shared Services Agreement will terminate. Notices shall be sent by certified mail, return receipt requested, in accordance with Section 1.11 hereof.

Section 1.05 Covenants. The Parties represent and warrant, each to the other, that they are corporations duly organized, validly existing and in good standing under the laws of the State of New Jersey and have the authority and power to enter into and to carry out the terms and provisions of this Agreement. Each Party represents that the Agreement has been authorized by resolutions of the governing bodies of Aberdeen and Sea Girt.

Section 1.06 Insurance. The Parties shall provide worker's compensation insurance for their employees as required by law. The Parties shall maintain comprehensive general liability in the amount of \$1,000,000.00 per occurrence and \$1,000,000.00 in the aggregate during the term of the Agreement and each shall name the other as an additional insured on such general liability policy. The Parties shall provide each other with Certificates of Insurance showing evidence of such coverage.

Section 1.07 Indemnification. Sea Girt is solely responsible for any liability, costs of litigation, fees & damages, arising out of or in any way related or connected to any assessment services or negligence resulting from this Agreement and any services delivered hereunder arising from any assessment, or negligent actions while performing services, for the Borough of Sea Girt. Sea Girt shall, hold Aberdeen and its officers, employees, agents and Tax Assessor harmless and defend and pay all costs, expenses, fees and damages, at its sole cost and expense, from any claims, in any administrative or judicial proceeding arising from, related to or in connection with this Agreement.

Section 1.08 Relationship of the Parties. Except as otherwise explicitly provided herein, no Party to this Agreement shall have any responsibility whatsoever with respect to services that are to be provided or contractual obligations that are to be assumed by the other Party and nothing in this Agreement shall be deemed to constitute any Party an officer, employee, agent or legal representative of any other Party or to create any fiduciary relationship between or among the Parties. The Tax Assessor shall not gain tenure through or for the Borough of Sea Girt as a result of this agreement, or for his services to the Borough of Sea Girt.

Section 1.09. Waiver. The waiver by either party of a default or of a breach of any provision of this Agreement by the other party shall not operate or be construed to operate as a waiver of any subsequent default or breach. The making or the acceptance of a payment by either party with knowledge of the existence of a default or breach shall not operate or be construed to operate as a waiver of any subsequent default or breach.

Section 1.10. Modification. Modifications, waivers or amendments of this Agreement shall be effective only if set forth in a written instrument signed by both Parties hereto after all required actions regarding the authorization for such modifications, waivers or amendments have been taken.

Section 1.11 Notices. Any notice or other communication required to be given hereunder shall

be in writing and shall be deemed to have been validly given if emailed, delivered in person or via overnight or certified mail, postage prepaid, addressed as follows:

To Aberdeen: Bryan Russell, Township Manager
1 Aberdeen Square
Aberdeen, NJ 07747

To Sea Girt: James Gant, Administrator
321 Baltimore Boulevard
Sea Girt, NJ 08750

Changes in the respective addresses to which such notices may be directed may be made from time to time by any party by written notice to the other party.

Section 1.12 Assignment of Rights. Neither party shall assign, sell, transfer or otherwise vest in any person any of its rights or obligations under this Agreement without the prior written consent of the other party, which consent shall not be unreasonably withheld.

Section 1.13 Successors and Assigns. This Agreement shall be binding upon and inure to the benefit of the respective subsidiaries, successors and permitted assigns of the Parties hereto.

Section 1.14 Severability. In the event that any provision of this Agreement shall, if for any reason, be determined to be invalid, illegal, or unenforceable in any respect by any court of competent jurisdiction the Parties hereto shall negotiate in good faith and agree to such amendments, modifications or supplements of or to this Agreement or to such other appropriate actions as shall, to the maximum extent practicable in light of such determination, implement and give effect to the intentions of the Parties as reflected herein. Notwithstanding such determination, such determination shall not invalidate or render any other provision hereof unenforceable.

Section 1.15 Governing Law. The obligations of the Parties hereunder shall be governed by and construed in accordance with the laws of the State of New Jersey.

Section 1.16 Counterparts. This Agreement may be executed in any number of counterparts with the same effect as if the signature and seals thereto and hereto were upon the same instrument.

IN WITNESS WHEREOF, the Parties have caused these presents to be executed by their proper corporate officers and their corporate seals to be hereunto affixed and attested the day and year first above written.

ATTEST:

TOWNSHIP OF ABERDEEN

Karen Ventura, Borough Clerk

By: _____
Fred Tagliarini, Mayor

ATTEST:

BOROUGH OF SEA GIRT

Dawn Harriman, Borough Clerk/Registrar

By: _____
Ken Farrell, Mayor

**BOROUGH OF SEA GIRT
RESOLUTION - 2021**

**RESOLUTION AUTHORIZING THE PURCHASE OF
A FS12-19 FIRE SERVICE APPARATUS, FERRARA
CUSTOM CINDER PUMPER
THROUGH FOR HOUSTON-GALVESTON AREA
COUNCIL (H-GAC) PURSUANT TO
N.J.S.A. 40A:11-12a**

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

WHEREAS, the Borough of Sea Girt, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Borough of Sea Girt has the need on a timely basis to purchase goods or services utilizing State contracts for the purpose of the acquisition of a FS12-19 Fire Service Apparatus, Ferrara Custom Cinder Pumper; and

WHEREAS, the Borough of Sea Girt intends to enter into contracts with: FF1 Apparatus, LLC, 34 Wilson Avenue, Sparta, NJ 07871 through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW THEREFORE BE IT RESOLVED, that the Borough of Sea Girt authorizes the Purchasing Agent to purchase certain goods or services from said Contractor by approved Houston-Galveston Area Council (H-GAC) Pricing H-GAC FS12-19 Ferrara Custom Cinder Pumper in the amount of \$630,000.00; and

BE IT FURTHER RESOLVED, that the governing body of the Borough of Sea Girt pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**BOROUGH OF SEA GIRT
RESOLUTION - 2021**

**RESOLUTION AUTHORIZING THE PURCHASE OF
A FS12-19 FIRE SERVICE APPARATUS, FERRARA
CUSTOM CINDER PUMPER
THROUGH FOR HOUSTON-GALVESTON AREA
COUNCIL (H-GAC) PURSUANT TO
N.J.S.A. 40A:11-12a**

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzer				
Councilwoman Giegerich				
Councilwoman Anthony				

I, Dawn Harriman, Clerk of the Borough of Sea Girt, do hereby *certify* that the foregoing is a true and exact copy of the Resolution adopted by the Borough of Sea Girt Borough Council on the 10th day of March, 2021.

CERTIFICATION

Pursuant to a resolution of the Division of Local Government Services, Local Finance Board, dated October 20, 1975, I hereby state that there is annexed hereto a proper certificate of availability of funds executed by the Chief Financial Officer.

AMY SPERA
Chief Financial Officer

Mr. Raymond Bogan
Borough Attorney
501 Trenton Avenue
Point Pleasant, NJ 08742

CERTIFICATION

I am the Financial Officer charged with the responsibility of maintaining financial records of the Borough of Sea Girt, State of New Jersey, and on this 10th day of March, 2021, I hereby certify to the Borough Council of the Borough of Sea Girt as follows:

1. Adequate funds are available in an amount sufficient to defray the expenditure of money by the Borough under the following proposed contract, which is pending approval by the governing body:

FIREFIGHTER ONE, LLC.

34 Wilson Avenue
Sparta, NJ 07871

Houston-Galveston Area Council (H-GAC)
Pricing FS12-19 Ferrara Custom Cinder Pumper

2. The funds certified herein as being available for the aforementioned contract have not been certified by the undersigned as being available for any other contract now pending or in force.

AMY SPERA
Chief Financial Officer

Accounts: _____

**BOROUGH OF SEA GIRT
RESOLUTION NO. – 2021**

**RESOLUTION OF THE BOROUGH OF SEA GIRT, RATIFYING THE EMERGENCY
REPAIRS OF THE WATER MAIN ON BEACON BOULEVARD**

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

WHEREAS, an emergency existed due to a water main break at 5A Beacon Boulevard; and

WHEREAS, pursuant to *N.J.S.A. 40A:11-6* a contract may be negotiated or awarded for a contracting unit without public advertising or solicitation of quotes therefor, when an emergency affecting the public and/or employee health, safety or welfare requires the immediate delivery of goods or the performance of services; and

WHEREAS, immediate action was required for the repair of the water main on Beacon Blvd; and

WHEREAS, the Borough of Sea Girt, pursuant to *N.J.S.A. 40A:11-6* permits the authorization of an emergency purchase without prior consent by the governing body; and

NOW THEREFORE BE IT RESOLVED, the Borough of Sea Girt, in compliance with all Local Public Contract Laws, emergency purchase provisions, does hereby ratify and approve the payment in the amount of \$9,429.11 to Mark Woszczak Mechanical Contractors, Inc., for the emergency repair of the water main on Beacon Boulevard in the Borough of Sea Girt.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be supplied to Mark Woszczak, Mechanical Contractor and the Chief Financial Officer for further action.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen				
Councilman Mastrorilli				
Councilman Begley				
Council President Fetzner				
Councilwoman Anthony				
Councilwoman Giegerich				

I, Dawn Harriman, Municipal Clerk, Borough of Sea Girt, County of Monmouth, State of New Jersey, do hereby *certify* that the foregoing resolution was duly adopted by the Borough Council at the March 10, 2021 meeting.
