

## REORGANIZATION/REGULAR MEETING

January 6, 2021

NOTICE IS HEREBY GIVEN THAT THE BOROUGH COUNCIL MEETING SCHEDULED FOR JANUARY 6, 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: Council Regular Meeting

Time: January 6, 2021 07:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/87116124704>

Meeting ID: 871 1612 4704

Passcode: 564624

One tap mobile

+13126266799,,87116124704# US (Chicago)

+16468769923,,87116124704# US (New York)

Dial by your location

+1 312 626 6799 US (Chicago)

+1 646 876 9923 US (New York)

Meeting ID: 871 1612 4704

Find your local number: <https://us02web.zoom.us/j/ke9pwOu6B>

The Virtual Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell at 7:00 PM on Wednesday, January 6, 2021. Mayor Farrell led those participating in the Pledge of Allegiance.

The Deputy Municipal Clerk read the 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, on the Borough's website 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.

### ROLL CALL:

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

### 1. MAYOR FARRELL THEN ADMINISTER ED THE OATH OF OFFICE TO:

- Diane Anthony - Council Member – full term through December 31, 2023
- Mark Clemmensen – Council Member – full term through December 31, 2023
- Matthew G. Begley – Council Member - one year unexpired through December 31, 2021
- Fire Police

- e. Fire Line Officers
- f. Chief, Fire Department

- **ELECTION OF COUNCIL PRESIDENT – UPON MOTION** of Councilman Clemmensen, seconded by Councilman Mastrorilli, carried that Donald Fetzer be and be is hereby appointed as Borough Council President for the year 2021.

Recorded Vote:

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

- **CONSENT AGENDA : UPON MOTION OF** Council President Fetzer, seconded by Councilman Mastrorilli, carried that the following Resolutions be and the same are hereby adopted:
  - **Resolution No. 02-2021 - 2021 Reorganization Appointments** (to be read aloud by the Municipal Clerk)

A. Councilmatic Committees

**2021 COUNCILMATIC COMMITTEES**

<b>PUBLIC SAFETY</b>	
Chair	Mark Clemmensen
Member	Matthew Begley
Member	Matthew Mastrorilli
Police	Mark Clemmensen
Fire	Matthew Mastrorilli
Zoning-Code Enforcement	Matthew Begley
<b>PERSONNEL/ADMINISTRATION</b>	
Chair	Melissa Giegerich
Member	Mark Clemmensen
Member	Diane Anthony
<b>PUBLIC BUILDINGS/GROUNDS/LANDSCAPING</b>	
Chair	Diane Anthony
Member	Melissa Giegerich
Member	Matthew Mastrorilli
<b>PUBLIC WORKS</b>	
Chair	Mark Clemmensen
Member	Diane Anthony
Member	Donald Fetzer

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<b>WATER/SEWER DEPARTMENT</b>	
Chair	Donald Fetzer
Member	Mark Clemmensen
Member	Matthew Mastrorilli
<b>BEACHFRONT MANAGEMENT</b>	
Chair	Matthew Mastrorilli
Member	Diane Anthony
Member	Melissa Giegerich
<b>RECREATION</b>	
Chair	Matthew Mastrorilli
Member	Matthew Begley
Member	Diane Anthony
<b>LIBRARY</b>	
Chair	Melissa Giegerich
Member	Matthew Mastrorilli
Member	Diane Anthony
<b>ENVIRONMENTAL/WETLANDS CONSERVATION</b>	
Chair	Diane Anthony
Member	Donald Fetzer
Member	Melissa Giegerich

<b>INSURANCE/LABOR NEGOTIATIONS</b>	
Chair	Donald Fetzer
Member	Matthew Mastrorilli
Member	Matthew Begley
<b>FINANCE/CAPITAL IMPROVEMENTS/EQUIPMENT</b>	
Chair	Matthew Begley
Member	Ken Farrell
Member	Donald Fetzer
<b>SPECIAL COMMITTEES:</b>	
<b>JIF SAFETY COMMITTEE</b>	
Administration	OPEN
Police Department	Chief Justin Macko
Fire Department	William Loughran
Public Works Department	Michael McArthur
Beach Department	James Freda
<b>EMERGENCY MANAGEMENT COUNCIL</b>	
Mayor and Director	F. Ken Farrell
Public Safety	Mark Clemmensen
Member	Matthew Mastrorilli

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Emergency Management Coordinator	Timothy Harmon
Deputy Emergency Management Coordinator	Chief Justin Macko
Administration Representative	OPEN
Finance Representative	Matthew Begley
Law Enforcement Representative	Chief Justin Macko
Fire Department Representative/Safety Officer	William Loughran
EMS Representative	Michael Lauber (Manasquan First Aid)
Public Works Representative	Michael McArthur
Oceanfront Water Ops	James Freda
Heath Department Representative	Diane Anthony
Sea Girt School Representative	Rick Papera
<b>MONMOUTH MUNICIPAL JOINT INSURANCE FUND</b>	
Fund Commissioner	OPEN
Alternate Fund Commissioner	Jane Hunnewell
<b>APPOINTMENTS AFFIRMED BY COUNCIL:</b>	
ADA Coordinator/Alternate	OPEN/Michael McArthur
Assistant, Finance Office	Jane Hunnewell
CDBG Representative/Alternate	OPEN/Jane Hunnewell
Chief Finance Officer	OPEN
Clean Communities Coordinator	Michael McArthur/Trevor Palmer
Deputy Borough Clerk/Registrar	Dawn Harriman
Deputy Tax Collector	Linda McGeehan
Designated Employer Representative-(Drug/Alcohol Testing)	Richard Lyster
Emergency Management Coordinator	Timothy Harmon
Deputy Emergency Management Coordinator	Justin Macko
Fire Official	Christopher Willms
Librarian	Lisa Luke
Assistant Librarian	JoAnn Johnson
Assistant Librarian/Children's Librarian	Patricia Peterson
DPW Manager/Licensed Water Plant Operator	Michael McArthur
DPW Asst. Manager/Asst. Licensed Water Plant Operator	Trevor Palmer
Police Chief	Justin Macko
Police Captain	OPEN
Public Works Agency Compliance Officer (PACO)	OPEN
Public Works Assistant Manager	Trevor Palmer
Qualified Purchasing Agent	OPEN
Recycling Coordinator	Carol Baren (Brielle)
SMMUA Representative/Alternate	OPEN/Michael McArthur
SMRSA Representative (5 year term)	F. Ken Farrell
Utility Collector	Linda McGeehan
Zoning Official/Code Enforcement Officer	Christopher Willms
Assistant Code Enforcement Officers	Michael McArthur
Board of Education Liaison	Melissa Giegerich

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<b>BOARDS AND COMMISSIONS:</b>		
<b>PLANNING/ZONING BOARD</b>		
Class I - Mayor	F. Ken Farrell	December 31, 2021
Class II - (1 year term)	Karen Brisben	December 31, 2021
Class III - (1 year term)	Diane Anthony	December 31, 2021
Class IV - 4 year term	Carla Abrahamson	December 31, 2024
Class IV - 4 year term -	Jake Casey	December 31, 2024
Class IV - 4 year term	Norman Hall	December 31, 2021
Class IV - 4 year term	Eileen Laszlo	December 31, 2024
Class IV - 4 year term	Ray Petronko	December 31, 2022
Class IV - 4 year term	John Ward	December 31, 2024
Alternate #1 - 2 year term	Robert Walker	December 31, 2022
Alternate #2 - 2 year term	Stan Koreyva	December 31, 2021

<b>BOARD OF HEALTH</b>		
Chairman	Diane Anthony	December 31, 2021
Member	OPEN	December 31, 2021
Member	OPEN	December 31, 2021
<b>BOARD OF RECREATION COMMISSIONER</b>		
Chairman	Michael D'Altrui	December 31, 2024
Member	Mark Leddy	December 31, 2021
Member	Jennifer Perry	December 31, 2024
Member	Lori Loughlin	December 31, 2024
Member	Kevin Reid	December 31, 2021
<b>SHADE TREE COMMISSION</b>		
Chairman	Robert Strang-Wolf	December 31, 2023
Member	Bill Drew	December 31, 2021
Member	Alex Fatenko	December 31, 2023
Member	Kerri Walsifer	December 31, 2022
Member	Conrad Yauch	December 31, 2023
<b>SHORE COMMUNITY ALLIANCE</b>		
Member	Matthew Mastrorilli	December 31, 2020
Member	Chief Justin Macko	December 31, 2020
Member	Rick Papera	December 31, 2020

**E. OTHER APPOINTMENTS:**

**2021 Sea Girt Fire Company Roster:**

**Line Officers:**

Chief of Department: William Loughran Jr.  
Assistant Chief: Brandon Fetzer  
Captain: Earl Ownes

Second Lieutenant: Devon Clancy  
Second Lieutenant: Martin Minkowicz  
Chief Engineer: Edward Sidley  
Assistant Engineers: Robert Durna, William Baeszler, Phil Brisben, Pat Cavanaugh, Carl Scipione  
Fire Police Captain: Clark Lydic  
Fire Police Lieutenant: Wayne Dreyer

**Fire Department Active Members:**

Joseph Accurso, William Baeszler, Douglas Bohrer, Thomas Branch, Dan Brennan, Phil Brisben, Jason Castillo, Pat Cavanaugh, Devon Clancy, Thomas Crawley, Jack deCastro, Robert Durna, Brandon Fetzer, Donald Fetzer, John Gibbs, Kevin Hanley, Timothy Harmon, Keith Heilos, Edward Hill, Biff Joule, William Loughran, Matt Mastrorilli, Martin Minkowicz, Thomas McNamara, George Molyneaux, Michael Mulroy, Dylan Ownes, Earl Ownes, Christopher Randazzo, Carl Scipione, Edward Sidley, Ray Thorn, Richard Venino, Sr., Christopher Willms, Marcello Zilioli, Neil Robinson, Paul Johnson

**Fire Department Junior Members:**

David Hickey, Connor Prior

**Fire Department Approved Drivers of Apparatus:**

William Baeszler, Phil Brisben, Pat Cavanaugh, Thomas Crawley, Robert Durna, Jack deCastro, Brandon Fetzer, Timothy Harmon, Keith Heilos, William Loughran, George Molyneaux, Carl Scipione, Edward Sidley, Christopher Willms, Neil Robinson, Joseph Accurso

**Fire Police Members:**

Richard Aljan, Norman Hall, Edwin (Ted) Griffin, Clark Lydic, John Riley, Richard Stafford, Sr., Richard Stafford, Jr., Wayne Dreyer

**2021 Police Department**

**SLEO II:**

James Szewczuk, Connor Maliff, Corey Gerard, Christian Codispoti, Shane Evans, Hunter Palmer

**SLEO I:**

William Spector, Kristina Stevens, Christopher Gall, James Pignataro, Megan Kudisch, Steven Nowacki

*B. Special Committees*

**UPON MOTION** of Council President Fetzer, seconded by Councilman Clemmensen, carried, that the following Resolution be and the same is hereby adopted:

- **ADA Alternate**

**WHEREAS**, Section 504 of the Rehabilitation Act of 1973 requires that participants in the Community Development Block Grant Program appoint a Section 504 - ADA Deputy Coordinator.

**NOW, THEREFORE, BE IT RESOLVED**, that Michael McArthur be and he is hereby appointed as Section 504 - ADA Coordinator for the Borough of Sea Girt; and,

Recorded Vote:

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

- **Shade Tree Commission**

**UPON MOTION** of Councilwoman Anthony, seconded by Councilwoman Giegerich , 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 that the following persons be named to the Shade Tree Commission:

Chairman Robert Strang-Wolf through December 31, 2023  
Alexander Fatenko through December 31, 2023  
Kerri Walsifer through December 31, 2022  
Conrad Yauch through December 31, 2022  
Bill Drew, DPW through December 31, 2023

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution shall be supplied to the members of the Shade Tree Commission and the Municipal Clerk for their information and files.

Recorded Vote:

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

- **Shore Community Alliance**

**UPON MOTION** of Council President Fetzer, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Boroughs of Manasquan, Sea Girt, Spring Lake Heights and Brielle are joining participants in the Shore Community Alliance to Prevent Alcoholism and Drug Abuse; and

**WHEREAS**, funding for the Shore Community Alliance comes, in part, from a grant provided by the County of Monmouth and the Governor's Council on Alcoholism and Drug Abuse; and

**WHEREAS**, in accordance with the grant requirements established by the Governor's Council on Alcoholism and Drug Abuse and the County of Monmouth, the Borough of Sea Girt is required to appoint a Municipal Alliance Committee.

**NOW, THEREFORE, BE IT RESOLVED** on the 6th day of January, 2021, by the Borough Council of the Borough of Sea Girt, in the County of Monmouth and State of New Jersey that the following Sea Girt members be appointed:

Police Chief Macko  
Councilman Mastrorilli  
Superintendent Richard Papera

Recorded Vote:

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

• **Re-Appointment of Manager of The Department of Public Works – Michael McArthur**

**UPON MOTION** of Council President Fetzer, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted

**WHEREAS**, the Borough of Sea Girt Council previously appointed Michael McArthur to the position of Manager of the Department of Public Works through December 31, 2020;

**WHEREAS**, the Public Works Committee has determined that Michael McArthur has performed the duties required of the position with dedication and diligence and finds him deserving of reappointment to this position.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that Michael McArthur be reappointed as the Manager of the Department of Public Works effective January 1, 2021 through December 31, 2022, inclusive, said position to be designated a management (exempt) position for which Mr. McArthur is to be compensated at the rate to be determined for the year 2021, exempt from hourly wage requirements, to be compensated on an annual basis in equal payments based upon a semi-monthly payroll schedule.

**BE IT FURTHER RESOLVED** that Mr. McArthur shall continue to receive compensation for his professional certifications at the rate of \$1,200 per certification in addition to the annual salary as specified above.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be provided to the following persons:

1. Michael McArthur



2. Chief Financial Officer

• **Re-Appointment of Assistant Manager of The Department of Public Works – Trevor Palmer**

**UPON MOTION** of Councilwoman Giegerich, seconded by Council President Fetzer, carried, that the following Resolution be and the same is hereby adopted

**WHEREAS**, the Borough of Sea Girt Council previously appointed Trevor Palmer to the position of Assistant Manager of the Department of Public Works through December 31, 2020;

**WHEREAS**, the Public Works Committee has determined that Trevor Palmer has performed the duties required of the position with dedication and diligence and finds him deserving of reappointment to this position.

**NOW, THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that Trevor Palmer be reappointed as the Assistant Manager of the Department of Public Works effective January 1, 2021 through December 31, 2023, inclusive, said position to be designated a management (exempt) position for which Mr. Palmer is to be compensated at the rate to be determined for the year 2021, exempt from hourly wage requirements, to be compensated on an annual basis in equal payments based upon a semi-monthly payroll schedule.

**BE IT FURTHER RESOLVED** that Mr. Palmer shall continue to receive compensation for his professional certifications at the rate of \$1,200.00 per certification in addition to the annual salary as specified above.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be provided to the following persons:

1. Trevor Palmer
2. Chief Financial Officer

Recorded Vote:

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

• **Resolution No. 03-2021 – Reorganization Matters**

**UPON MOTION** of Councilman Clemmensen, seconded by Councilman Mastroilli, carried, that the following Resolution be and the same is hereby adopted:

**A. Approving Conduct of Council Meetings**

**WHEREAS**, the Governing Body of the Borough of Sea Girt recognizes the right of any member of the public to address the Council on matters of public concern, and wishes to ensure the orderly conduct of Council meetings in an atmosphere of civility and decorum, the following rules are established.

1. Any person wishing to address Council must first be recognized by the Mayor or presiding officer.

2. Upon being recognized such person shall advance to the lectern facing the Governing Body and, using the microphone, state his or her name and address.
  - A. Persons addressing Council shall be limited to 7 minutes for Public Participation (on agenda items), and shall confine their comments to the issue at hand.
    - i. This time limitation may be extended by the presiding officer in exceptional situations, or where the Mayor or presiding officer determines that the topic or circumstances warrant allotting more time for the speaker.
  - B. Persons addressing Council shall be limited to 7 minutes for Public Participation on any Subject.
  - C. Person addressing Council shall be limited to 4 minutes for Public Hearing comments.
3. All statements or questions shall be directed to the Council as a body and not to any individual Council member. No person other than a member of Council shall enter into any discussion with the person having the floor without the express permission the presiding officer.
4. Persons addressing Council may not approach the Council table without first obtaining permission from the presiding officer and shall not leave the lectern to disseminate any material to other members of the Public in attendance.
5. All statements or questions shall be expressed in a non-belligerent and civil manner, and no person addressing the council shall conduct him or herself in a boisterous manner, nor shall a person engage in any other behavior which disrupts or otherwise interferes with the conduct of a meeting.
6. Violation of any of these rules may result in a direction that the offending person resume his or her seat so that the meeting can proceed in an orderly manner, except that if the speaker shall submit to proper order under these rules, permission for him or her to continue may be granted by a majority of the Council.
7. Refusal to comply with these rules may result in the expulsion of the offender from the meeting.
8. At the request of the Mayor or presiding officer, the Sea Girt Police Department shall designate a member of the Department to serve as sergeant-at-arms at Council meetings and he or she shall carry out all orders and instructions given by the Mayor or presiding officer for the purpose of maintaining order and decorum at such meetings.
9. Each Council member shall cooperate with the Mayor and presiding officer in preserving order and decorum, and no member shall, by conversation or otherwise, delay or interrupt the proceedings of the Council, nor disturb any member, or fail to abide by the orders of the Mayor or presiding officer, unless granted permission to do so by the Mayor or presiding officer.

***B. Council Meeting Schedule***

**WHEREAS**, it is required pursuant to the Laws of the State of New Jersey that the Governing Body of a municipality meet regularly at a place and time so designated or virtually via Zoom platform. The login information for each meeting shall be advertised at least 48 hours in advance by posting on the Borough website: [www.seagirtboro.com](http://www.seagirtboro.com).

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, that Regular Meetings of the Borough Council be held during 2021 as follows:

**ANNUAL MEETING NOTICE**

In compliance with the "Open Public Meetings Act (*N.J.S.A. 10:4-6, et seq.*) please find the following schedule of Regular Meetings for the year 2021. All meetings are open to the public, and all meetings may require that the Mayor and Council of the Borough of Sea Girt recess into Executive Session. These meetings will be held virtually via the Zoom platform at **7:00 PM** until further notice. Official action shall be taken at each of the meetings of the Sea Girt Borough Council. The meeting dates shall be as follows:

January 6, 2021	April 14, 2021	July 14, 2021	October 27, 2021
January 27, 2021	April 28, 2021	August 11, 2021	November 10, 2021
February 10, 2021	May 12, 2021	September 8, 2021	December 8, 2021
March 10, 2021	June 9, 2021	October 13, 2021	

**BE IT FURTHER RESOLVED** that the 2022 Reorganization Meeting of the Borough Council will be held on January 5, 2022 at 7:00 PM; if an in person meeting is held, it will be at the Sea Girt Elementary School, Bell Place, Sea Girt; if the meeting is a virtual meeting, it will be held via the Zoom platform and meeting login information will be advertised and posted as required.

**C. Designate Official Newspapers – *Asbury Park Press & Coast Star***

**WHEREAS**, Section 3(d) of the open Public Meetings Act, Chapter 231, P.L. 1975, requires that notice of meetings be submitted to two (2) newspapers, designated as the official newspapers of the Borough.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, as follows:

1. *The Coast Star* and *The Asbury Park Press* shall be designated as the official newspapers of the Borough of Sea Girt for the year 2021.
2. This Resolution shall take effect immediately.

**D. Authorize Depositories for Borough funds**

**BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt that the Chief Financial Officer is hereby designated custodian of all funds of the Borough of Sea Girt and is directed to deposit such funds in one or more of the following banks, their successors or assigns, pending investment or reinvestment thereof:

Amboy Bank  
Investors Savings Bank  
Manasquan Bank  
Provident Bank  
TD Bank NA

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is authorized to invest idle funds periodically, provided that he shall report such investment to the Governing Body in accordance with *N.J.S.A.* 40A:5-15 and such reports shall be noted in the Minutes of a Regular Meeting of the Governing Body.

**E. Designate Signatories on Borough's Bank Accounts – Mayor, Clerk, Tax Collector, CFO**

**BE IT RESOLVED**, by the Council of the Borough of Sea Girt that the following Borough Officials are hereby authorized to sign checks or withdrawal slips, a single signature is required for payroll checks and any two of the authorized signatures are required for all other checks:

Karen Brisben  
F. Ken Farrell  
Amy Spera  
Jane Hunnewell

**BE IT FURTHER RESOLVED** that the signature cards with the signatures of the persons authorized to sign be forwarded to Manasquan Bank.

**F. Set the fee for non-negotiable instruments submitted to the Borough - \$25.00**

**WHEREAS**, the Borough Council of the Borough of Sea Girt has been asked by the Municipal Court, Tax, Licensing, Beach and Water and Sewer Depts. to adopt fees and charges according to law for returned checks and instruments payable to the Borough of Sea Girt and its public persons and related entities which are not in fact paid as a result of same failing to comply with appropriate provisions of the Banks upon which they are drawn and/or by reason including *N.J.S. 40:5-18*; and,

**WHEREAS**, the Borough Council deems it in the best interest of the Borough that these costs and charges should be paid by and passed on to the person or persons or entities writing said instruments and/or utilizing said instruments in an attempt to pay for services and/or fines and/or other obligations owing to the Borough of Sea Girt.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt in the County of Monmouth and State of New Jersey does hereby adopt this Resolution setting forth as a fee for uncollected checks, checks with insufficient funds and other financial instruments and per *N.J.S. 40:5-18* and other legal authority and the power therein set forth enabling a municipality to adopt and set said fee by Resolution and/or Ordinance and the Borough deeming it sufficient to do same by Resolution.

**BE IT FURTHER RESOLVED** that a Twenty-Five Dollar (\$25.00) fee shall be and is hereby set per check or other instrument for a service charge and same shall be payable to the Borough of Sea Girt and/or Municipal Court of the Borough of Sea Girt as appropriate and deposited in the appropriate accounts pursuant to law.

**BE IT FURTHER RESOLVED** this Resolution shall take effect immediately upon its adoption by the Sea Girt Borough Council.

**G. Authorize Change Funds – Beach, Administrative Offices**

**WHEREAS**, it has been deemed necessary to establish a change fund for the use of the Beachfront Office of the Beach Utility, and said fund will be maintained during the summer season and terminated at the close of the Beachfront Office in September; and,

**WHEREAS**, it has been deemed necessary to establish a change fund for the use of the Administrative and Collection Offices of the Borough of Sea Girt.

**NOW, THEREFORE, BE IT RESOLVED**, that a check be drawn to the Beach Cashier in the amount of Three Thousand Five Hundred Dollars (\$3,500.00) for the establishment of a Beachfront Change Fund.

**BE IT FURTHER RESOLVED**, that a check be drawn to the Municipal Clerk for use of the Borough Administrative and Collection Offices of the Borough of Sea Girt in the amount of One Hundred Dollars (\$100.00) for the continuation of a Municipal Operations and Tax Collections Change Fund.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to the Chief Financial Officer for her information and action as necessary

**H. Authorize Payment of Certain Bills Prior to Council Meetings**

**WHEREAS**, due to the meeting schedule of the Mayor and Council, the payment of certain bills is occasionally necessary in advance of the Regular Meeting date.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt that the authorized signatories are hereby authorized to sign checks for the following purposes, subject to approval at the next meeting of Council, and subject to the availability of funds:

1. *School Taxes*
2. *County Taxes*
3. *Payrolls – all obligations*
4. *Health Benefits*
5. *Insurance Premiums*
6. *Employee related contractual obligations, garnishments, liens, unemployment, etc.*
7. *Postage – replenish meter*
8. *Recreation Trust Fund Expenses*
9. *Debt Service*
10. *Petty Cash Fund*
11. *Petty Cash Fund – replenish fund*
12. *Gasoline Purchases*
13. *Trust Fund – TTL Redemptions*
14. *Government Fees, Applications, Etc.*
15. *Dated Bills carrying Interest or Late Charges*

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be supplied to the Chief Financial Officer for her information and action as necessary.

**I. Set Grace Period for Property Tax Payments; set interest rates for Delinquent Property Tax Payments**

**WHEREAS**, property taxes are due and payable according to law, on the first of February, May, August and November of the calendar year; and,

**WHEREAS**, pursuant to the provisions of *N.J.S.A. 54:4-67*, the governing body of the Borough of Sea Girt has determined that it is appropriate to set a grace period for the payment of taxes until the 10<sup>th</sup> day of February, May, August and November after which the payments shall become delinquent with interest due and payable from the first day of the quarter; and,

**WHEREAS**, Chapter 75, P.L. 1991, provides for a six percent flat penalty at the close of the fiscal year to be charged on delinquencies over \$10,000; delinquencies being defined as all unpaid property taxes and municipal charges;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, that the Tax Collector shall charge interest on delinquent taxes from the date that same were first due and payable at 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00.

**BE IT FURTHER RESOLVED**, that the Borough Council authorizes the Tax Collector to charge a six (6%) percent flat penalty at the close of 2021 on delinquencies over \$10,000.00.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

**J. Permit Tax Collector and Chief Financial Officer to cancel small balances or process refunds less than \$10 with no further action of Council**

**WHEREAS**, P.L. 1983, c.568, permits the governing body to authorize a municipal employee to cancel a small balance or process a property tax refund of less than \$10.00 with no further action of the governing body required; and,

**WHEREAS**, P.L. 2013, C.54 effective May 9, 2013 (amending P.L. 1983, c.568) permits the governing body to authorize a municipal employee to cancel a small balance or process a refund of fees and charges imposed by the municipality of less than \$10.00 with no further action of the governing body required.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt that Karen Brisben, Tax Collector and Chief Financial Officer, be and they are hereby authorized to cancel small balances or process refunds of fees and charges imposed by the municipality of less than \$10.00 with no further action of the Borough Council required.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to the Tax Collector and Chief Financial Officer.

**K. Set Fee For Individual Meeting Notice**

**WHEREAS**, Section 14 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the public body to fix a reasonable sum to be charged to persons who request that notice of meetings as required under the Act be mailed to them individually; and

**WHEREAS**, said sum is to cover the costs of providing such notice; and

**WHEREAS**, said section further permits the public body to provide such notices free of charge to news media who so request said notice.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, as follows:

1. Each person who requests that individual notice as required under the Act be mailed to him or her shall pay annually to the Borough of Sea Girt the sum of \$25.00 to cover the costs thereof.
2. Requests for such individual notice made by news media shall be granted without cost.
3. The sum herein designated is subject to change upon the adoption of a superseding resolution by this public body.

**L. Charge Fee for Returned Check**

**WHEREAS**, the Borough Council of the Borough of Sea Girt has been asked by the Municipal Court, Tax, Licensing, Beach and Water and Sewer Depts. to adopt fees and charges according to law for returned checks and instruments payable to the Borough of Sea Girt and its public persons and related entities which are not in fact paid as a result of same failing to comply with appropriate provisions of the Banks upon which they are drawn and/or by reason including *N.J.S. 40:5-18*; and,

**WHEREAS**, the Borough Council deems it in the best interest of the Borough that these costs and charges should be paid by and passed on to the person or persons or entities writing said instruments and/or utilizing said instruments in an attempt to pay for services and/or fines and/or other obligations owing to the Borough of Sea Girt.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt in the County of Monmouth and State of New Jersey does hereby adopt this Resolution setting forth as a fee for uncollected checks, checks with insufficient funds and other financial instruments and per N.J.S. 40:5-18 and other legal authority and the power therein set forth enabling a municipality to adopt and set said fee by Resolution and/or Ordinance and the Borough deeming it sufficient to do same by Resolution.

**BE IT FURTHER RESOLVED** that a Twenty-Five Dollar (\$25.00) fee shall be and is hereby set per check or other instrument for a service charge and same shall be payable to the Borough of Sea Girt and/or Municipal Court of the Borough of Sea Girt as appropriate and deposited in the appropriate accounts pursuant to law.

**M. Providing Defense fees for Police**

**WHEREAS**, N.J.S.A. 40A:14-155 provides that the governing body of a municipality shall provide police officers with the necessary means of defense of an action or proceeding brought against them arising out of and directly related to the lawful exercise of police powers and in the furtherance of his official duties;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Sea Girt that the Public Safety Sub-Committee is authorized to consent to a police officer's request for representation by private defense counsel provided, however, that the Borough of Sea Girt will be responsible for the payment of the attorney's fees only if it is determined that the acts charged against him were directly related to the lawful exercise of police powers in the furtherance of the officer's official duties. In no event will such fees exceed \$200.00 per hour for preparation and consultation or \$750.00 per court appearance.

Recorded Vote:

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

- **Resolution No. \_\_-2021:** Award Non-Fair and Open Professional Services Contract Auditor – Robert A. Hulsart of the firm Robert A. Hulsart and Company – *tabled*

Councilwoman Giegerich commented she would like to carry this resolution for further discussion.

**UPON MOTION** of Councilman Begley, seconded by Councilwoman Anthony, carried, that the said matter be tabled until next council meeting schedule for January 27, 2021.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen	X			
Councilman Mastrorilli	X			
Councilman Begley	X			

Council President Fetzer	X			
Councilwoman Giegerich	X			
Councilwoman Anthony	X			

- **Resolution No.04-2021:** Award Non-Fair and Open Professional Services Contract -- Bond Counsel -- John Cantalupo of Archer & Greiner

**UPON MOTION** of Council President Fetzer, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Borough of Sea Girt has a need to acquire the services of a Bond Counsel, as a non-fair and open contract pursuant to the provisions of *N.J.S.A.* 19:44A-20.4 or 20.5; and

**WHEREAS**, the Borough Clerk has determined and certified in writing that the value of the services to be provided will exceed \$17,500; and

**WHEREAS**, the anticipated term of this contract is one year and may be extended as many times as approved by this governing body; and

**WHEREAS**, John Cantalupo of the firm Archer & Greiner, Red Bank, NJ submitted a proposal dated November 24, 2020 indicating that he will provide said services and has also provided a Business Entity Disclosure Certification which certifies that he has not made any reportable contribution to a political or candidate committee in the Borough of Sea Girt in the previous one year, and that the contract will prohibit each entity from making any reportable contribution through the term of the contract; and

**WHEREAS**, with regards to Affirmative Action, incorporated into such agreement shall be the mandatory language of Section 5.3 of the regulations promulgated by the Treasurer of the State of New Jersey pursuant to P.L. 1975, and

**WHEREAS**, the Chief Financial Officer has certified that funds are available for this purpose.

**NOW THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt authorizes the Mayor and Municipal Clerk to enter into a contract with the professional as described herein.

Recorded Vote:

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

- **Resolution No. 05-2021:** Award Non-Fair and Open Professional Services Contract -- Borough Attorney -- Raymond Bogan of the firm Sinn, Fitzsimmons, Cantoli, Bogan, West & Steuerman

**UPON MOTION** of Councilman Clemmensen, seconded by Councilwoman Giegerich, carried, that the following Resolution be and the same is hereby adopted:



**WHEREAS**, the Borough of Sea Girt has a need to acquire services of a Borough Attorney, through a not-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

**WHEREAS**, the Borough Clerk has determined and certified in writing that the value of the services to be provided will exceed \$17,500.00; and,

**WHEREAS**, the anticipated term of this contract is 1 year and may be extended as many times as approved by this governing body; and

**WHEREAS**, Raymond Bogan of the firm of Sinn, Fitzsimmons, Cantoli, Bogan and West, P.C., has submitted a proposal dated December 9, 2020 indicating they will provide said services and have provided a Business Entity Disclosure Certification which certifies that each has not made any reportable contribution to a political or candidate committee in the Borough of Sea Girt in the previous one year, and that the contract will prohibit each entity from making any reportable contribution through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified that provision for the contract shall be made in the appropriation Legal Services, Contractual in the 2021 Temporary Budget and 2021 Budget as finally adopted.

**NOW THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt authorizes the Mayor and Borough Clerk to enter into a contract with the professional as described herein.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be published in The Coast Star as required by law within ten (10) days of its passage.

Recorded Vote:

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

- **Resolution No.06-2021:** Award Non-Fair and Open Professional Services Contract– Labor Attorney – Mark S. Ruderman of the firm Ruderman and Roth

**UPON MOTION** of Councilwoman Giegerich, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Borough of Sea Girt has a need to acquire services for a Borough Labor Attorney, as a not-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and

**WHEREAS**, the Borough Clerk has determined and certified in writing that the value of the services to be provided will exceed \$17,500.00; and,

**WHEREAS**, the anticipated term of this contract is 1 year and may be extended as many times as approved by this governing body; and,

**WHEREAS**, Mark Ruderman of the firm of Ruderman and Roth, LLC has submitted a proposal dated December 7, 2020 indicating they will provide said services and have provided a Business Entity Disclosure

Certification which certifies that each has not made any reportable contribution to a political or candidate committee in the Borough of Sea Girt in the previous one year, and that the contract will prohibit each entity from making any reportable contribution through the term of the contract; and,

**WHEREAS**, with regards to Affirmative Action, incorporated into such agreement shall be the mandatory language of Section 5.3 of the regulations promulgated by the Treasurer of the State of New Jersey pursuant to P.L. 1975, and,

**WHEREAS**, the Chief Financial Officer has certified that provision for the contract shall be made in the appropriation entitled Legal Services, Contractual in the 2021 Temporary Budget and the 2021 Budget as finally adopted.

**NOW THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt authorizes the Mayor and Borough Clerk to enter into a contract with the professional as described herein.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be published in The Coast Star as required by law within ten (10) days of its passage.

Recorded Vote:

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

- **Resolution No. -2021:** Award Non-Fair and Open Professional Services Contract – Engineer – Peter R. Avakian, PE of the firm Leon S. Avakian, Inc. – *tabled*.

Council President Fetzer commented there is a request to carry this resolution for further discussion with Mr. Avakian. **UPON MOTION** of Council President Fetzer, seconded by Councilman Begley, carried, that the said matter be tabled until next council meeting schedule for January 27, 2021.

Recorded Vote:

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

- **Resolution No. 07-2021:** Award Non-Fair and Open Professional Services Contract – IT Consultants - Cross Over Networks

**UPON MOTION** of Councilman Begley, seconded by Councilman Mastrorilli, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Borough of Sea Girt has a need to acquire services for a IT Consultant, as a not-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4* or 20.5; and

**WHEREAS**, the Borough Clerk has determined and certified in writing that the value of the services to be provided will exceed \$17,500.00; and

**WHEREAS**, the anticipated term of this contract is one year and may be extended as many times as approved by this governing body; and

**WHEREAS**, the firm of Cross Over Networks has submitted a proposal dated December 8, 2020 indicating they will provide said services and have provided a Business Entity Disclosure Certification which certifies that each has not made any reportable contribution to a political or candidate committee in the Borough of Sea Girt in the previous one year, and that the contract will prohibit each entity from making any reportable contribution through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified that provision for the contract shall be made in the appropriation entitled Clerk, Contractual and other appropriations as necessary in the 2021 Temporary Budget and the 2021 Budget as finally adopted.

**NOW THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt authorizes the Mayor and Borough Clerk to enter into a contract with the professional as described herein.

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be published in The Coast Star as required by law within ten (10) days of its passage.

Recorded Vote:

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

- **Resolution No. 08-2021:** Award Non-Fair and Open Professional Services Contract–Municipal Prosecutor, James Carton, IV

**UPON MOTION** of Councilman Clemmensen, seconded by Councilwoman Anthony, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, there exists a need for the professional services of a Borough Prosecutor; and,

**WHEREAS**, provision for this contract will be made available in an appropriation entitled “Municipal Court, Contractual Services” in the 2021 temporary budget and the 2021 budget as finally adopted; and,

**WHEREAS**, the Local Public Contracts Law (*N.J.S.A. 40A:11-1 et. seq.*) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids must be advertised within ten (10) days of the date of adoption and the contract itself must be available for public inspection.

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

1. The Borough Council of the Borough of Sea Girt hereby appoints James V. Carton, IV as the Prosecutor for the Borough of Sea Girt for the period January 1, 2021 through December 31, 2021, inclusive and until his successor be appointed.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1)(a)* of the Local Public Contracts Law. James V. Carton, IV is authorized by law to practice a recognized profession in the State of New Jersey.
3. A copy of this Resolution shall be made available for public inspection at the Borough Clerk's Office during regular office hours.

Recorded Vote:

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

- **Resolution No. 09-2021:** Award Non-Fair and Open Professional Services Contract, Alternate Municipal Prosecutors: Susan DeSimone, Paul Granick, Sean Kean, and Michael Lynch.

**UPON MOTION** of Council President Fetzer, seconded by Councilman Clemmensen, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, there exists a need for the professional services of an Alternate Borough Prosecutors in the event that the Borough Prosecutor is unable to appear; and,

**WHEREAS**, provision for this contract will be made available in an appropriation entitled "Municipal Court, Contractual Services" in the 2021 temporary budget and the 2021 budget as finally adopted; and,

**WHEREAS**, the Local Public Contracts Law (*N.J.S.A. 40A:11-1 et. seq.*) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be advertised within ten (10) days of the date of adoption and the contract itself must be available for public inspection.

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

1. The Borough Council of the Borough of Sea Girt hereby appoints Susan DeSimone, Paul Granick, Sean Kean, Michael J. Lynch, Jason Shamy as the Alternate Prosecutors for the Borough of Sea Girt for the period January 1, 2021 through December 31, 2021, inclusive and until their successors be appointed.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1)(a)* of the Local Public Contracts Law. Each person listed is authorized by law to practice a recognized profession in the State of New Jersey.

3. A copy of this Resolution shall be made available for public inspection at the Borough Clerk's Office during regular office hours.

Recorded Vote:

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

- **Resolution No. 10-2021:** Award Non-Fair and Open Professional Services Contract, Public Defender, Donald Greer

**UPON MOTION** of Councilwoman Anthony, seconded by Councilwoman Giegerich, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, there exists a need for the professional services of a Public Defender to provide services to indigent defendants of the Borough of Sea Girt Municipal Court; and,

**WHEREAS**, provision for these services will be made available in an appropriation entitled "Municipal Court, Contractual Services" in the 2021 temporary budget and the 2021 budget as finally adopted; and,

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids must be advertised within ten (10) days of the date of adoption and the contract itself must be available for public inspection.

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

1. The Borough Council of the Borough of Sea Girt hereby appoints Donald Greer as the Public Defender for the Borough of Sea Girt for the period January 1, 2021 through December 31, 2021, inclusive and until his successor be appointed.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law. Donald Greer is authorized by law to practice a recognized profession in the State of New Jersey.
3. A copy of the contract shall be made available for public inspection at the Borough

Recorded Vote:

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

- **Resolution No. 11-2021:** To Adopt Temporary Budget - Current Fund

**UPON MOTION** of Councilman Begley, seconded by Council President Fetzer, carried, that the following Resolution be and the same is hereby adopted:

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that the following appropriations be approved as shown on the attached schedule and that a certified copy of this resolution be supplied to the Chief Financial Officer for his information and further action:

**UPON MOTION** of Councilman Begley, seconded by Council President Fetzer, carried, that the following Resolution be and the same is hereby adopted:

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that the following appropriations be approved as shown on the attached schedule and that a certified copy of this resolution be supplied to the Chief Financial Officer for his information and further action:

- **Resolution No. 12-2021:** To Adopt Temporary Budget – Water Utility

**UPON MOTION** of Council President Fetzer, seconded by Councilman Clemmensen, carried, that the following Resolution be and the same is hereby adopted:

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that the following appropriations be approved pursuant to the attached schedule and that a certified copy of this resolution be supplied to the Chief Financial Officer for his information and further action:

Recorded Vote:

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

- **Resolution No. 13-2021:** To Adopt Temporary Budget- Beach Utility

**UPON MOTION** of Councilman Clemmensen, seconded by Councilwoman Giegerich, carried, that the following Resolution be and the same is hereby adopted:

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt, County of Monmouth that the following appropriations be made as attached and that a certified copy of this resolution be supplied to the Chief Financial Officer for his information and further action:

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen	X			
Councilman Mastroilli	X			
Councilman Begley	X			
Council President Fetzer	X			
Councilwoman Giegerich	X			

Councilwoman Anthony	X			
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- **OTHER BUSINESS:** None
- **PUBLIC PARTICIPATION WILL BE HELD DURING REGULAR MEETING**
- **Resolution No. 14-2021:** Adjourn to Regular Meeting

**UPON MOTION** of Councilman Mastrorilli, seconded by Councilwoman Geigerich, carried, that the Re-Organization meeting be adjourned at 7:45 pm. The Borough Council moved immediately to the Agenda for the Regular Meeting.

The Deputy Municipal Clerk confirmed the presence of all Councilpersons.

**1. APPROVE MINUTES**

**A. Resolution No. 15-2021:** Approve Minutes, December 9, 2020 Regular Meeting - Virtual

**UPON MOTION** of Councilwoman Anthony, seconded by Councilman Mastrorilli, carried, that the Minutes of the Virtual Regular Meeting held December 9, 2020 be and the same are hereby approved.

Recorded Vote:

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

**B. Resolution No. 16-2021:** Approve Minutes, December 16, 2020 Special Meeting

**UPON MOTION** of Councilman Clemmensen, seconded by Councilwoman Geigerich, carried, that the Minutes of the Virtual Regular Meeting held December 16, 2020 be and the same are hereby approved.

Recorded Vote:

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

**C. Resolution No. 17-2021:** Approve Minutes, December 17, 2020 Special Meeting

**UPON MOTION** of Councilman Mastrorilli, seconded by Councilwoman Anthony, carried, that the Minutes of the Virtual Regular Meeting held December 17, 2020 be and the same are hereby approved.

Recorded Vote:

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

**D. Resolution No. 18-2021:** Approve Minutes, December 23, 2020 Special Meeting - Virtual

**UPON MOTION** of Councilwoman Giegerich, seconded by Councilman Mastrorilli, carried, that the Minutes of the Virtual Regular Meeting held December 23, 2020 be and the same are hereby approved.

Recorded Vote:

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

**2. OPEN DISCUSSION:**

Mayor Farrell commented the events which took place today in Washington DC were a disgrace.

**3. OLD BUSINESS:** *None*

**4. NEW BUSINESS**

**A. Ordinances – introduction**

- i. **Ordinance No. 01-2021:** The Mayor to read the Ordinance No. 01-2021 by Title:

**ORDINANCE NO. 01-2021**

**CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) IN THE BOROUGH OF SEA GIRT, MONMOUTH COUNTY, NEW JERSEY**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriation the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,



**WHEREAS**, the Borough Council of the Borough of Sea Girt in the County of Monmouth finds it advisable and necessary to increase its CY2021 budget by up to 3.5% over the previous year's final appropriations in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$181,207.78. in excess of the increase in final appropriations otherwise permitted by the local Government Cap Law is advisable and necessary; and,

**WHEREAS**, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Sea Girt, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that in the CY2021 budget year, the final appropriations of the Borough of Sea Girt shall, in accordance with this Ordinance and *N.J.S.A. 40A:4-45.14*, be increased by 3.5%, amounting to \$253,690.89 and that the CY2021 municipal budget for Borough of Sea Girt be approved and adopted in accordance with this Ordinance.

**BE IT FURTHER ORDAINED** that any amount authorized hereinabove that is not appropriated as part of the final year budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**BE IT FURTHER ORDAINED** that a certified copy of this Ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction.

**BE IT FURTHER ORDAINED** that a certified copy of the Ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adopted.

**UPON MOTION** of Council President Fetzer, seconded by Councilman Clemmensen, carried, that the above Ordinance be and the same is hereby adopted on first reading, directing the Clerk to post and publish as required by law and setting the date of the public hearing as January 27, 2021.

Recorded Vote:

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

- B. **Resolution No. 19-2021:** Resolution to Award Contract for the Project known as Improvements to Second Avenue, Phase I, to Black Rock Enterprises, LLC.

Council President Fetzer commented he would like to have an emergency fire hydrant installed at Crescent Park to provide additional water flow. Mayor Farrell replied it will be addressed at the January 27<sup>th</sup> council meeting.

**UPON MOTION** of Council President Fetzer, seconded by Councilman Clemmensen, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Borough of Sea Girt advertised for bids on December 3 2020 in accordance with the specifications prepared by Leon S. Avakian, Inc. for the Project known as Improvements to Second Avenue, Phase I in the Borough of Sea Girt, Monmouth County, NJ and received bids on December 17, 2020; and,

**WHEREAS**, six vendors requested Bid Specifications with all vendors returning completed bid packages by the date and time required in the Bid Specifications:

BIDDER	BASE BID
Black Rock Enterprises, LLC, Old Bridge, NJ	\$352,953.10
Meco, Inc., Clarksburg, NJ	362,636.00
Earle Asphalt Co., Farmingdale, NJ	364,713.13
Shore Top Construction Corp., Jackson, NJ	369,181.80
Fernandes Construction, Inc., Monroe, NJ	389,850.30
Fiore Paving Co., Inc., Oceanport, NJ	412,607.65

**WHEREAS**, bids have been reviewed by the QPA and Borough Engineer for compliance with the Local Public Contracts Law, *N.J.S.A.* 40A:11, et seq.; and,

**WHEREAS**, the Borough Engineer recommends the award of the contract to the lowest responsive bidder, Black Rock Enterprises, LLC, Old Bridge, NJ in accordance with the Local Public Contracts Law, *N.J.S.A.* 40A:11, et seq.; and,

**WHEREAS**, funds are available for this Project and the Chief Financial Officer has so certified.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The bid of the lowest responsive bidder, Black Rock Construction, LLC. is accepted subject to all conditions outlined in the Notice to Bidders, the Bid Specifications and Contract Documents, in the amount of \$352,953.10.
2. The Mayor and Municipal Clerk are hereby authorized to execute the contract with Black Rock Construction, LLC for the said Project.
3. The Borough Clerk is authorized to return the bid bond and/or other security received from the unsuccessful bidders within three (3) days after execution of the contract and to notify all bidders of the award of the contract.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to the following for their information and action:

1. Black Rock Construction, LLC, Old Bridge, NJ.
2. Leon S. Avakian, Inc.
3. Chief Financial Officer
4. Ray Bogan, Esq., Borough Attorney

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen	X			
Councilman Mastrorilli	X			

Councilman Begley	X			
Council President Fetzer	X			
Councilwoman Giegerich	X			
Councilwoman Anthony	X			

**C. Resolution No. 20-2021:** Authorize Agreement for Animal Control Services, Associated Humane Societies, Inc., \$5,556.50

**UPON MOTION** of Councilman Mastrorilli, seconded by Councilwoman Giegerich, carried, that the following Resolution be and the same is hereby adopted:

**WHEREAS**, the Borough of Sea Girt is in need of animal control services for the municipality; and,

**WHEREAS**, Sea Girt Borough has entered into animal control agreements previously and wishes to renew its contract for the year 2021; and,

**WHEREAS**, the Associated Humane Societies, Inc. of Newark, NJ with offices in Tinton Falls, NJ has agreed to provide animal control services as outlined in their contract effective January 1, 2021 through December 31, 2021, inclusive; and,

**WHEREAS**, Associated Humane Societies, Inc. shall make their services as an animal control officer available to the Municipality on a daily basis, as need, for five days a week, Saturday, Sunday, Holidays and night emergency services as necessary.

**NOW, THEREFORE BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt, does hereby authorize the following:

- That is contract shall be in the amount of \$5,556.50 for the year; with payments of \$463.00 monthly.
- That the Mayor and Clerk are authorized to execute the Agreement between the Associated Humane Societies, Inc. and the Borough.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to the Associated Humane Societies, Inc.

Recorded Vote:

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

**D. Resolution No. 21-2021:** Shared Services Agreement with Manasquan for CFO/QPA services

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

**WHEREAS**, the Borough of Manasquan and the Borough of Sea Girt have been formed in compliance with the applicable statutes; and,

**WHEREAS**, the Borough of Sea Girt believes that it is in the public interest to utilize the services of the Borough of Manasquan Chief Financial Officer pursuant to a Shared Services Agreement with the Borough of Manasquan; and,

**WHEREAS**, said services are authorized by *N.J.S.A.40:8A-1 et seq.*

**NOW, THEREFORE, BE IT RESOLVED** that effective January 1, 2021, the Borough of Manasquan (hereafter "Provider") shall provide services to the Borough of Sea Girt (hereafter "Recipient") to include Chief Financial Officer and QPA Services.

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

Thomas Flarity, Borough of Manasquan  
Borough of Manasquan Chief Financial Officer

Recorded Vote:

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

E. **Resolution No. 22-2021:** Appoint Class II Special Law Enforcement Officer's

**UPON MOTION** of Councilman Clemmensen, seconded by Councilman Mastrorilli, 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 Courtney Pearce, Randolph Macanicco IV, Ryan Bradford, Michael Columbo and Anthony Giannico to this position; and,

**NOW, THEREFORE, BE IT RESOLVED** that Courtney Pearce, Randolph Macanicco IV, Ryan Bradford, Michael Columbo and Anthony Giannico 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 Davenport for his information and the Chief Financial Officer for action.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Clemmensen	X			
Councilman Mastrorilli	X			
Councilman Begley	X			
Council President Fetzer	X			

Councilwoman Giegerich	X			
Councilwoman Anthony	X			

**5. ADMINISTRATOR REPORTS:** *None at this time*

**6. QPA REPORTS:** Mark A. White, Ph.D., Employee Assistance Program Services, not to exceed \$3,000.

**UPON MOTION** of Councilman Begley, seconded by Council President Fetzer, carried, that the following Resolution be and the same is hereby adopted:

Recorded Vote:

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

**7. COUNCIL REPORTS:**

Councilman Clemmensen reported as follows:

- Thanked Chief Davenport for his service and dedication; he announced the promotion of Captain Justin Macko to Chief of Police; he congratulated him and appreciates his dedication to the Borough on behalf of The Public Safety Committee and Councilmembers;
- Swearing in for Captain Macko will be on January 27<sup>th</sup>.

Councilman Mastrorilli reported as follows:

- Congratulated those sworn in this evening; he thanked Past Chief Scipione for his service;
- Recreation – Bike Path Committee plans to make final presentation at the January 27<sup>th</sup> meeting.

Councilman Begley reported as follows:

- Thanked the Borough employees for their efforts during the year; he thanked Chief Davenport, Captain Macko and Tim Harmon for their extra efforts during the pandemic.

Councilwoman Anthony reported as follows:

- Thanked Mr. Sandford for his efforts as Chairman of The Shade Tree Commission; he did an excellent job during challenging times and he will be missed; she welcomed Mr. Robert Strang-Wolf and new members of the Commission;
- NJ Department of Health is offering a vaccination; please visit their website to register at [www.covidvaccine.nj.gov](http://www.covidvaccine.nj.gov).

Councilwoman Giegerich reported as follows:

- Wished Chief Davenport well and congratulated Captain Macko on his promotion;

- Thanked Councilman Clemmensen and Councilwoman Anthony for their tireless efforts and support.

Council President Fetzer reported as follows:

- Congratulated everyone on their appointments, promotions and retirements;
- Labor Negotiations – attended an arbitration meeting on December 28<sup>th</sup>; hoping for a decision on Police Contract soon;
- Water/Sewer – requests permission to have Mr. Bogan begin the renewal of H2M contract for 2022.

Mayor Farrell reported as follows:

- Recent spike in Covid cases; he asked to please be vigilant and wear masks.

**8. Resolution No. 23-2021: 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 Bill List dated December 29, 2020 in the totals as follows:

CURRENT FUND	\$ 564,116.28
WATER/SEWER OPERATING FUND	\$ 91,777.60
BEACH OPERATING FUND	\$ 15,066.46
TRUST FUND	\$ 2,504.95
GENERAL CAPITAL	\$ 3,002.15

Recorded Vote:

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

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

Catherine Metcalf, Ocean Avenue, congratulated newly elected Councilmembers and Captain Macko on his promotion, she thanked them for their service; she noted she had trouble logging into our zoom meeting and suggests it be more user friendly; she would also like the public to be more informed of special meetings held by Council; she asked to consider keeping weekly recycling.

There being no further comments, the comment period was closed. There being no further business, and **UPON MOTION** of Councilman Clemmensen, seconded by Councilman Mastrorilli, carried, that the meeting be finally and immediately adjourned at 8:05 PM.

*Dawn Harriman*

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Dawn Harriman, RMC  
Deputy Municipal Clerk

December 29, 2020  
12:40 PM

BOROUGH OF SEA GIRT  
Bill List By P.O. Number

Page No: 1

P.O. Type: All

Range: First to Last

Format: Condensed

Open: N Paid: N Void: N  
Rcvd: Y Held: Y Aprv: N  
Bid: Y State: Y Other: Y Exempt: Y

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
20-00019	01/13/20	00964	A'S GARDEN & HOME CENTER	misc	Open	11.18	0.00 B
20-00044	01/13/20	00016	JERSEY CENTRAL POWER & LIGHT	Electric Public Works	Open	475.51	0.00 B
20-00071	01/14/20	00614	Optimum	Beach - Internet, Phone, TV	Open	35.43	0.00 B
20-00072	01/14/20	00614	Optimum	Water & DPW - Inter, TV, Phone	Open	310.77	0.00 B
20-00073	01/14/20	00614	Optimum	Police - TV Services	Open	36.43	0.00 B
20-00080	01/14/20	SBS01	Stewart Business Systems	Printer/Copier Servicing	Open	58.62	0.00 B
20-00096	01/14/20	00349	VERIZON WIRELESS	2020 Service	Open	573.93	0.00 B
20-00116	01/14/20	LIGHTPAT	Cablevision Lightpath, Inc.	Phone & Internet Services	Open	784.95	0.00 B
20-00139	01/23/20	01472	RAYMOND F. HANBURY, PH.D.	Psychological Exams	Open	3,500.00	0.00 B
20-00172	01/31/20	00144	BARGS LAWN EQUIPMENT	Misc.	Open	71.15	0.00 B
20-00356	04/01/20	ACF02	Atlantic Coast Fibers LLC	Recycling	Open	1,084.43	0.00 B
20-00692	07/22/20	01149	MOTOROLA SOLUTIONS INC	Repeater	Open	3,851.03	0.00
20-00800	08/19/20	00330	MON. CTY. POLICE ACADEMY	Recruit training SLEO II	Open	500.00	0.00
20-00867	09/11/20	JPM01	Jersey Professional Management	Recruit BA	Open	1,100.00	0.00 B
20-00902	09/25/20	01527	Applied Concepts, Inc.	Stalker Radar for new PD car	Open	3,002.15	0.00
20-00930	10/01/20	00053	VAN WICKLE AUTO SUPPLY	Misc	Open	384.52	0.00 B
20-00951	10/14/20	00693	ODB COMPANY	Requisition Request 20-326	Open	1,395.00	0.00
20-00981	10/27/20	01912	STAPLES ADVANTAGE	supplies	Open	87.86	0.00
20-00987	11/02/20	AMAZON	Amazon.Com	Order No. 112-9651642-8999447	Open	29.95	0.00
20-00996	11/10/20	01550	ASPEN TREE EXPERTS CO., INC.	Tree services 9/2020 -8/2021	Open	1,307.20	0.00 B
20-01005	11/13/20	TANGO	Tango Tango, Inc.	Radio channel Integration	Open	12,240.00	0.00
20-01081	12/16/20	01070	BANK OF AMERICA	Domain Hosting	Open	2,833.24	0.00
20-01097	12/21/20	01686	W.B. MASON COMPANY, INC.	Office supplies	Open	45.48	0.00
20-01114	12/28/20	NEPTCITY	Borough of Neptune City	S Mon. Co. Active Shooter	Open	1,000.00	0.00
20-01119	12/29/20	00621	VALIC FINANCIAL ADVISORS	LOSAP 2018 & 2019	Open	13,800.00	0.00

Total Purchase Orders: 25 Total P.O. Line Items: 0 Total List Amount: 48,518.83 Total Void Amount: 0.00

21-00001	Sea Girt Brd. of Ed.	January payment	396,637.92
21-00002	Monmouth Municipal Joint Ins.	Fund1st Instalment	142,158.00
21-00003	Edmunds GovTech	Software Maintenance	13,223.00
21-00004	SMRSA	1st Quarter payment	74,423.21
21-00005	Fire Security Tech. Inc.	Fire Alarm Monitoring	1,506.48
		Total	676,467.44



December 29, 2020  
12:40 PM

BOROUGH OF SEA GIRT  
Bill List By P.O. Number

Page No: 2

Totals by Year-Fund							
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	0-01	<del>564,116.28</del> <del>35,755.88</del>	0.00	35,755.88	0.00	0.00	35,755.88
WATER OPERATING	0-05	<del>91,777.60</del> <del>369.39</del>	0.00	369.39	0.00	0.00	369.39
BEACH OPERATING	0-09	<del>15,066.46</del> <del>6,886.46</del>	0.00	6,886.46	0.00	0.00	6,886.46
TRUST OTHER	0-25	<u>2,504.95</u>	0.00	<u>2,504.95</u>	<u>0.00</u>	<u>0.00</u>	<u>2,504.95</u>
Year Total:		45,516.68	0.00	45,516.68	0.00	0.00	45,516.68
GENERAL CAPITAL	C-04	3,002.15	0.00	3,002.15	0.00	0.00	3,002.15
Total of All Funds:		<del>48,518.83</del>	0.00	48,518.83	0.00	0.00	48,518.83
		676,467.44					