

Regular Meeting ● March 12, 2008 ● Wednesday Evening ● 7:30pm

**SEA GIRT BOROUGH COUNCIL
SEA GIRT ELEMENTARY SCHOOL
RT. #71 and BELL PLACE
SEA GIRT, NJ**

MINUTES

CALL TO ORDER

Mayor Clemmensen opened the meeting to the public at 7:30pm.

SALUTE OF THE FLAG

Mayor Clemmensen led the Council in the flag salute and asked for a Moment of Silence to honor the passing of Joe Norcia. Mayor Clemmensen recognized Mr. Norcia as a man who was always contributed to the process of local government.

COMPLIANCE STATEMENT:

The Municipal Clerk read the following: "In compliance with the "Open Public Meetings Act", Chapter 231, PL. 1975, Section 5, adequate notice has been given of this meeting by posting a Notice in a public place and by transmitting a Notice to two newspapers, Asbury Park Press and the Coast Star as required by law."

ROLL CALL: Mayor Mark E. Clemmensen, present, Councilpersons, Ken Farrell, present, Fred E. Niemeyer, present, Raymond Bogan, present, Anne Morris, present, Don Fetzer, absent, Joseph Bonacci, present.

5. CONSENT AGENDA

(All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration).

The Municipal Clerk read the following Consent Agenda. Councilman Farrell offered and moved the following Consent Agenda, Seconded, Councilman Bogan.

- A. R-43-2008 Resolution Approving Participation in 23rd Annual Clean Ocean Action Beach Sweeps

RESOLUTION R-43-2008

RESOLUTION APPROVING PARTICIPATION IN 23RD ANNUAL CLEAN OCEAN ACTION BEACH SWEEPS - APRIL 26, 2008 AND OCTOBER 18, 2008,

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, they are requesting permission to perform fall and spring volunteer cleanups at the Borough of Sea Girt's oceanfront, 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 town's beach and direct

volunteers at the event, and ensure the proper collection, categorizing and separation of the debris, and

WHEREAS, the Beach Captain will coordinate with the Public Works Department before the event to make the necessary trash pick-up and recycling arrangements, and

NOW, THEREFORE BE IT RESOLVED, the Borough Council of the Borough of Sea Girt, does hereby authorize the following for BEACH SWEEPS on April 26th, and October 18th, 2008.

1. Clean Ocean Action will provide a Beach Captain to help organize the clean-up, direct volunteer and ensure proper collection by categorizing and separating debris, and
 2. The Beach Captain will coordinate with the Public Works Department Superintendent, Kevin Thompson, 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, showing General Liability Insurance in the amount of a Combined Single Limit of \$1,000,000.00.
 4. The Borough of Sea Girt does hereby authorize the 2008 volunteer beach cleanups on April 26th and October 18th, from 9:00am to 12:30pm.
 5. Volunteers will not be permitted in the closed areas of the beach in order to protect the nesting grounds of endangered birds and beach amarynth.
- B.** R-44-2008 Resolution Approving Manasquan River Group of Artists, June 8th, 2008

RESOLUTION R-44-2008

RESOLUTUON APPROVING MANASQUAN RIVER GROUP OF ARTISTS SPRING ART SHOW AT GAZEBO ON THE PLAZA

WHEREAS, the Manasquan River Group of Artists has had for the past three years conducted it's Spring Art Show at the Gazebo on The Plaza, and

WHEREAS, the Manasquan River Group of Artists is requesting to use that space on Saturday, June 7th 2008, with a rain date of Sunday, June 8th, 2008, and

WHEREAS, Kevin Thompson, Public Works Superintendent has provided the placement of snow fence to be used as a display area for the artists, and

WHEREAS, in the past the Manasquan River Group of Artists shall donate \$200.00 to be applied to the Current Fund.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council does hereby authorize the use of the Gazebo at The Plaza to be used for the purpose of the Spring Art Show as sponsored by the Manasquan River Group of Artists on Saturday, June 7th, 2008 with a rain date of Sunday, June 8th, 2008.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be distributed to the Manasquan River Group of Artists and Kevin Thompson, Sea Girt Public Works.

- C. R-45-2008 Resolution Authorizing Sea Girt Elementary School to Use Crescent Park Tennis Courts for Spring Practice, M-F – 3:30pm to 5:00pm.

RESOLUTION R-45-2008

RESOLUTION TO ALLOW THE SEA GIRT ELEMENTARY TENNIS TEAM TO USE THE CRESCENT PARK TENNIS COURTS M-F FROM 3:30 TO 5PM THIS SPRING FOR PRACTICE AND MATCHES.

WHEREAS, the Borough of Sea Girt’s Recreation Committee has reviewed the request by the Sea Girt Elementary Tennis Team to use the Borough’s Tennis Courts for Practice Sessions, and

WHEREAS, it is in the interest of the municipality to allow such use.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council does so allow the Sea Girt Elementary Tennis Team to use the Crescent Park Tennis Courts, Monday through Friday, from 3:30pm to 5:00pm this spring for practice and matches.

The foregoing Consent Agenda was approved by Voice Vote.

APPROVE MINUTES

- A. Council Minutes 2-27-2008 Meeting
Council President Niemeyer offered and moved approval of the minutes, Seconded Councilman Bogan. The Motion was carried by Voice Vote.

OPEN DISCUSSION (Council is invited to speak on any subject)
There was no Open Discussion Items discussed.

PUBLIC PARTICIPATION (comments limited to items on the agenda for 7 minutes, with additional comments, follow up comments and “other” subjects shall in turn be limited to 3 minutes)
No members of the public wished to speak.

OLD BUSINESS

Chicago Blvd. Boardwalk Update
Councilwoman Morris reported that Public Works has started to lift the decking of the boardwalk and have taken pictures to document the work, the Borough Engineer and the NJDEP will be working closely on the progress and all work is in compliance with the Borough’s General Maintenance Permit.

Baltimore Blvd. Outfall Update

Councilman Bogan reported that the written report on the televising of the outfall has not yet been received. The DEP intends to do more testing during a significant rain event as part of their investigation.

Ordinance 01-2008 Ordinance to Amend Ordinance 949.

Second Reading and Public Hearing

The Clerk read the following Ordinance:

ORDINANCE 01-2008

ORDINANCE AMENDING SECTION 5 AND SECTION 9 OF ORDINANCE #945 TITLED “AN ORDINANCE CREATING THE OFFICE OF BOROUGH ADMINISTRATOR IN, FOR AND OF THE BOROUGH OF SEA GIRT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, PRESCRIBING THE TERM AND DUTIES THEREOF, AND PROVIDING FOR APPOINTMENTS THERE TO , AND COMPENSATION THEREFORE”

NOW THEREFORE BE IT ORDAINED: with regards SECTION 5. REMOVAL Paragraph stating “*THE BOROUGH ADMINISTRATOR SHALL ONLY BE REMOVED AFTER A DETERMINATION BY THE GOVERNING BODY THAT JUST CAUSE EXISTS FOR REMOVAL*” shall be deleted.

And: with regards SECTION Nine: Paragraph 1 should read: The Borough Administrator shall not engage in any political activity, nor shall make any financial or other contributions to any local political campaign, nor lobby the elected officials on behalf of a political party or campaign.

The Mayor opened the public hearing on Ordinance 01-2008, Being there were no members of the public wishing to speak, the Mayor closed the Public Hearing and asked for a motion to adopt.

Councilman Bogan offered and moved Ordinance 01-2008 for adoption and publication, Seconded, Councilman Farrell. The Ordinance was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: Fetzer

Beach Plan – Update

Councilman Bogan reported that the draft Beach Maintenance Plan has been submitted to the NJDEP and the Division of Fish & Wildlife, the Borough is awaiting feed back from them. The plan is expected to be finalized by early summer.

NEW BUSINESS

Budget Report and Update

Councilman Farrell reported that he attended a press conference held by Legislators, Rible, Angelini and Kean to show their protest against the Governor's budget proposal. The Borough's Budget is due and the reality is that our Budget must be prepared using the figures that have been presented by the Governor, those items are a complete cut in CMPTRA funding and a 10% reduction in municipal aid which results in a reduction in aid of \$108,000 or 1% of our budget. He is awaiting figures from the CFO for budgeted surplus. Councilman Farrell is looking at avenues to cut as less as possible. Under the category of Other Expenses the budget for the Borough is \$415K a reduction of \$108,000 equals a 26% roll back across the board. Councilman Farrell offered and moved a motion to hold a Budget Workshop on March 17th, at 5:00pm to be advertised and held at the school, Seconded, Councilman Bogan. The motion was approved by voice vote. Councilman Farrell noted that the Governor's message is very clear, that small towns merge or all aid will be taken away, but if you look at his school funding plan 75 million is going to the northern school districts, the Partisanship in this budget is blatant and scary, when in Sea Girt the increase for school aid is a mere 2% of a 4% line item or 150,000. The Governor's budget clearly is intended to punish towns that run lean and mean, forcing. The Borough of Sea Girt has been successful in sharing services and he places the Borough's budget against other towns as being efficient and effective. The Governor's approach is a completely discriminatory approach. Sea Girt is a nice place to live and we have a fight on our hands for equal funding. Each Department head will be working on grants, he is hopeful that it will make up some of the loss revenue. Council President Niemeyer stated that a 26% cut will result in loss of service. Councilman Bogan noted that the Governor's proposed budget was clearly discriminatory and feels that it is a clear shot against small towns in order to make up the waste by the State and Large government.

Approve Change to Beach Rules

Councilwoman Morris stated that after further review there is a need to further amend the 2008 Beach Rules and asked that the words "North Beach" be deleted from Item H-1. Councilman Bogan seconded, the motion was approved by the following Roll Call Vote:
AYES: Farrell, Bogan, Niemeyer, Morris, Bonacci
NAYS: None
ABSTAIN: None
ABSENT: Fetzer

R-46-2008 Resolution Authorizing Bid for Beach Department Uniforms

Councilwoman Morris offered and moved the following Resolution, Seconded, Councilman Bogan.

RESOLUTION R-46-2008

RESOLUTION AUTHORIZING BID FOR BEACH AND LIFEGUARD UNIFORMS

WHEREAS, the Borough of Sea Girt would like to solicit bids for the purchase of Beach and Lifeguard Uniforms, and

WHEREAS, it is necessary to advertise for bids for at least 10 days prior to receipt of bids, and

WHEREAS, upon completion of the bid specifications, and

NOW, THEREFORE BE IT RESOLVED, that the Borough Clerk is hereby authorized to advertise for bids by formal Notice to Bidders in the following newspapers, The Coast Star and the Asbury Park Press, and

BE IT FURTHER RESOLVED, that notice to bidders shall be published on on March 20th, 2008 for receipt of bids to be received received by the Borough Clerk of the Borough of Sea Girt at the Municipal Building located at 321 Baltimore Avenue, Sea Girt, NJ on April 2nd, 2008 at 11:00am, prevailing time, at which time and place they will be publicly opened and read aloud, and

FURTHER RESOLVED, the Borough of Sea Girt reserves the right to award the contracts to the lowest responsible bidder and further reserves the right to reject all bids.

The foregoing Resolution was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: Fetzer

R-47-2008 Resolution Authorizing Emergency Purchase to Repair Water Plant Filter

Councilman Bonacci offered and moved the following Resolution, Seconded, Councilwoman Morris.

RESOLUTION R-47-2008

RESOLUTION AUTHORIZING EMERGENCY REPAIR TO WATER PLANT FILTER

WHEREAS, the Public Works Superintendent has reported that there is a need to make repairs to the Water Plant Filter, and

WHEREAS, the Water Treatment Plant Operator has secured three quotes for the necessary repair as follows:

1. Laurelton Welding, Pt. Pleasant \$9300.00
2. GMR, Tennent, NJ \$9700.00
3. MPA/Mechanical Preservation Assoc. \$16250.00

NOW, THEREFORE BE IT RESOLVED, that the Borough Council has authorized the purchase of repair services to the Water Plant Filter from Laurelton Welding, Pt. Pleasant, NJ in an amount not to exceed \$9300.00.

The foregoing Resolution was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Morris, Bonnacci

NAYS: None

ABSTAIN: Bogan

ABSENT: Fetzer

R-48-2008 Resolution Appointing Borough Administrator
Councilman Bonnacci offered and moved the following Resolution, Seconded,
Councilman Farrell.

RESOLUTION R-48-2008

**BOROUGH OF SEA GIRT
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

RESOLUTION APPOINTING BOROUGH ADMINISTRATOR

WHEREAS, the Borough of Sea Girt is desirous of hiring a Borough Administrator as allowed under Ordinance 945 and as amended, and

WHEREAS, the Personnel Committee of the Borough Council has conducted an exhaustive search for a qualified candidate, and

WHEREAS, an offer of employment was extended to Alan C. Bunting on February 28, 2008 and has been subsequently accepted by him.

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Sea Girt does hereby appoint of Alan C. Bunting to the position of Borough Administrator.

BE IT FURTHER RESOLVED, the following:

1. Alan C. Bunting shall receive an annual salary of \$108,000.
2. Mr. Bunting has waived his participation in the Borough's Health Benefits Plan.
3. The appointment is effective March 31, 2008 and all vacation, sick and personal days shall be pro-rated from that date.
4. All other conditions of employment as set forth in the offer of employment dated February 28th, 2008 and as provided within the Borough's Personnel Policies and Manual and within the Borough's Ordinances .

The following Resolution was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonnacci

NAYS: None

ABSTAIN: None

ABSENT: Fetzer

R-49-2008 Resolution Appointing Public Works Foreman
Council President Niemeyer offered and moved the following Resolution, Seconded,
Councilman Bonnacci.

RESOLUTION R-49-2008
RESOLUTION TO APPOINT PUBLIC WORKS FOREMAN

WHEREAS, the position of Public Works Forman is currently vacant, and

WHEREAS, the Public Works Superintendent, Kevin Thompson, has written a letter recommending Jared McKittrick to the position, and

WHEREAS, this promotion shall take effect on March 17, 2008, and

WHEREAS, the annual salary for the year 2008 shall be \$59,000.00 annually, which falls within the range of the last adopted Salary Ordinance.

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

1. The position of public works foreman as described in the Ordinances of the Borough of Sea Girt shall be filled effective March 17, 2008.
2. That the position shall be filled through a recommendation from the Superintendent of Public Works Department to the Public Works Committeeman and the Personnel Committee-Chair.
3. The position shall be filled by Jared McKittrick, effective March 17, 2008.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be given to the Chief Financial Officer, the Superintendent of Public Works, and Jared McKittrick.

The foregoing Resolution was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonnacci

NAYS: None

ABSTAIN: None

ABSENT: Fetzer

R-50-2008 Resolution to Fill the Position of Police Dispatcher

Councilman Bogan offered and moved a motion to table R-50-2008 until the next meeting, seconded, Councilman Niemeyer. The motion was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonnaci

NAYS: None

ABSTAIN: None
ABSENT: Fetzer

R-51-2008 Resolution to Purchase 2008 Crown Victoria Police Vehicle –
State Contract Purchase

Councilman Bogan offered and moved to table Resolution R-51-2008 until the next meeting, Seconded, Councilman Farrell.

The motion was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Morris, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: Fetzer

R-52-2008 Resolution to Purchase 2008 Dodge Durango – State Contract
Purchase

Councilman Bogan noted that this is the replacement vehicle for the vehicle that was a total loss due to a fire. Councilman Bogan offered and moved the following Resolution, seconded, Councilman

J. R-53-2008 Resolution to Hire Special Law Enforcement Officers Class I

11. COUNCIL REPORTS

12. R-54-2008 Resolution to Pay Bills

13. R-55-2008 Resolution Executive Session

13. PUBLIC PARTICIPATION ON ANY SUBJECT

14. OTHER BUSINESS

15. ADJOURNMENT