

Regular Meeting ☐ September 24, 2008 ☐ Wednesday Evening ☐ 7:30pm

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

**MINUTES September 24, 2008**

**CALL TO ORDER**

Mayor Clemmensen called the meeting to order at 7:30pm.

**SALUTE OF THE FLAG**

Mayor Clemmensen led the Council in the Flag Salute.

**COMPLIANCE STATEMENT:**

The 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, Thomas Crawley, present, Don Fetzer, present, Joseph Bonacci, present.

**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).

Councilman Bogan offered and moved the following Consent Agenda, Seconded, Councilman Farrell.

R-145-2008 Authorize a Full Time Ethics Policy

**RESOLUTION R-145-2008**

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

**A RESOLUTION AUTHORIZING THE CREATION OF A FULL TIME  
ETHICS POLICY**

**WHEREAS**, the Borough Administrator and the Personnel Committee have created a Policy on Ethics for the Borough officials and employees, and

**WHEREAS**, the behavior of public officials and employees in the State of New Jersey is governed by the "Local Government Ethics Law," N.J.S.A. 40A:9-22.1 which precludes actions that might result in or create the appearance of misconduct

or conflict of interest. As officials and employees in the local government, we are employed by the citizens of Sea Girt and are judged both by our official actions and conduct and our personal activities as they relate to our work for the Borough, and

**WHEREAS**, high ethical standards are critical to our credibility, all Borough officials and employees must be familiar with the ethic laws that regulate their behavior and must be concerned with how their behavior is viewed by the public, and

**WHEREAS**, officials and employees must be motivated by ethical principles. These principles are the foundation of the high standard of conduct expected of Borough officials and employees. These principles are honesty, integrity, caring for others, respectful of others, responsible citizenship, loyalty, pursuit of excellence, fairness, accountability, protection of public trust, fiscal responsibility, efficiency, accessibility, responsiveness, equity and proficiency , and

**WHEREAS**, the "Policy on Ethics" explicitly addresses the law that affects officials and employees and how they are required to comply with them. The following guidance expresses the high ethical standards that are critical to our government's credibility and that with which all Borough officials and employees must be familiar, and

**NOW, THEREFORE BE IT RESOLVED**, the Borough Council does approve of the following policy.

R-146-2008 Authorize Corrective Action Plan Report for 2007 Audit Report

**RESOLUTION R-146-2008  
BOROUGH OF SEA GIRT  
COUNTY OF MONMOUTH  
STATE OF NEW JERSEY**

**CORRECTIVE ACTION REPORT FOR 2007 AUDIT REPORT**

**WHEREAS**, the Borough of Sea Girt's Audit of 2007 shows a need for a corrective action plan, and

**WHEREAS**, the Borough of Sea Girt's CFO John E. Barrett, has prepared such a plan, and

**WHEREAS**, that plan is as follows:

**1. Finding 07-01**

No reconciliation was presented for audit for the claims fund. Current fund has a balance due of \$329,705.14 from the claims fund that has a bank balance of \$360,657.07 at 12/31/07. Since the account is not reconciled this cannot be verified and when the account is closed in 2008 it may require an adjustment to the current fund.

**Recommendation:**

That this account be reconciled at 12/31/07 and up to closing in 2008

**Response:**

The Claims account will be reconciled.

**2. Finding 07-02:**

No fund trial balances were completed and in proof as of 12/31/07. Thus no proof to the detail records was made in 2007.

**Recommendation:**

That all trial balances be posted and proved to the subsidiary accounts on a monthly basis.

**Response:**

All trial balances will be adjusted to the ending audit balances and will be in proof to subsidiary ledgers.

**3. Finding 07-03:**

In the water-sewer fund \$45,489.91 was added to the budget expenditures to bring the trial balance and budget status in proof and to complete the cash flow statement. In the current fund on Exhibit A-4, \$53,706.90 of disbursements are listed as other as they could not be identified.

**Recommendation:**

That all records be in proof at the end of each month.

**Response:**

All records will be in proof at the end of each month.

**4. Finding 07-04:**

The Borough did not have a CFO for a period of time due to resignations and in 2007 the part time CFO did not dedicate the necessary time to the job. In 2008, with the hiring of an administrator and new CFO, the controls appear to be functioning properly and the past situation rectified.

**Recommendation:**

That the Borough continues its current operation.

**Response:**

The Borough will continue its current operation.

**5. Finding 07-05:**

In the minutes dated January 2007, there is an agreement with the State of NJ to pay the Borough \$30,000 for beach access construction from CAFRA fees.

I could find no evidence that the monies were received or a receivable set-up. This should be reviewed as to the status of this agreement.

**Recommendation:**

That this item be resolved.

**Response:**

In 2008, the matter will be reviewed and investigated to the satisfaction of the auditor.

**6. Finding 07-06**

The salary ordinance lists the salaries and hourly rates by position, and in many instances lists a range. Since no names are listed with the rate for that year, it is very difficult to verify that the correct amounts are being paid.

**Recommendation:**

That accompanying the salary ordinance is a listing of salaries or rates by name and position and rate.

**Response:**

The names, salaries, and/or rates of pay will accompany the salary ordinance.

**7. Finding 07-07**

No payroll registers were presented for audit for 2007 and thus payroll disbursements could not be verified.

**Recommendation:**

That all payroll records be carefully secured as necessary permanent records and presented for audit.

**Response:**

All payroll registers were later located after audit field work and auditor was notified. The Borough will securely maintain all records and make them available for future audits.

**8. Finding 07-08**

The mayor's facsimile signature stamp was used as a check signature and no limit was established.

**Recommendation:**

A manual signature of either the CFO or the administrator should be the authorized signers and an expenditure limit should be established.

**Response:**

A manual signature of the CFO or administrator is needed for expenditures.

**9. Finding 07-09**

In checking with the insurance agent of record (the JIF), it was determined that there was no bond secured for Karen Brisben, the Tax Collector. This position is required to be bonded by state statute. This coverage has now been requested and will be effective in July 2008

**Recommendation:**

That an annual review be made to insure that all required employees be bonded.

**Response:**

All required employees will be bonded and limits will be reviewed annually.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Girt does hereby authorize the acceptance and implementation of the 2007 Corrective Action plan.

The foregoing Consent Agenda was approved by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Crawley, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

**APPROVE MINUTES**

Councilman Bogan offered and moved to approve the 9-10-2008 minutes, Seconded, Councilman Crawley. The motion was approved by unanimous roll call.

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

There were no items discussed by Council.

**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)

Mayor Clemmensen opened the meeting to the public. Being there were no members of the public wishing to speak, the Mayor closed the meeting to the public.

**OLD BUSINESS**

The discussion of the Temporary Recycling Yard Relocation was carried to the 10-8-2008 meeting.

**NEW BUSINESS**

Council President Niemeyer requested the following Resolution be carried to the 10-8-2008 meeting, Seconded, Councilman Bogan. The motion was approved by unanimous roll call

R-147-2008 Authorize Removal of Two (2) Underground Storage Tank at DPW Yard

**RESOLUTION R-147-2008**

**BOROUGH OF SEA GIRT**

**COUNTY OF MONMOUTH  
STATE OF NEW JERSEY**

WHEREAS, the Mayor and Council of the Borough of Sea Girt are in need of additional professional engineering services for work associated with the removal of two existing underground storage tanks at the Borough's Department of Public Works Facility as outlined in the engineering proposal prepared by Mr. Eric C. Betz, P.E. of Hatch Mott MacDonald dated June 19, 2008; and

WHEREAS, the Mayor and Council of the Borough of Sea Girt hereby authorize Hatch Mott MacDonald to provide the professional engineering services as outlined in the proposal/letter dated June 19, 2008 in an amount not to exceed \$26,750.00 and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, that the firm of Hatch Mott MacDonald is hereby authorized to perform the above services as stated herein.

BE IT FURTHER RESOLVED that the Borough Administrator is hereby authorized to execute any work order agreements or regulatory compliance forms associated with this professional engineering and environmental services project with Hatch Mott MacDonald.

Council President Niemeyer offered and moved the following resolution, Seconded, Councilman Fetzer.

R-150-2008 Authorize Hiring of Special Law Enforcement Officers – Class II

**RESOLUTION R-150-2008**

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

**RESOLUTION TO HIRE  
SPECIAL LAW ENFORCEMENT OFFICERS - CLASS I I**

**WHEREAS**, Chief Edward J. Sidley, Jr. has requested the hiring of Special Law Enforcement Officer Class II in order for them to attend the Monmouth County Police Academy, and

**WHEREAS**, the hiring of these officers has been anticipated in the 2008 Municipal Budget.

**NOW, THEREFORE BE IT RESOLVED**, that the following Officers are hereby appointed to the position of Special Law Enforcement Officer Class II:

1. Mathew Jones, Manasquan, NJ, Gregory Crane, Freehold, NJ, Frank Moschella, Freehold, NJ, Keith Uricks, Jackson.
2. This appointment shall become effective September 24<sup>th</sup>, 2008 at a pay Rate of Special Law Enforcement Officer Class I I - First Year after their completion of the Monmouth County Police Academy.

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

AYES: Farrell, Niemeyer, Bogan, Crawley, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Discussion of NJEIT Grant Increase for Water Plant – Councilman Fetzer as he has discussed in the previous council meetings, there have been numerous plan changes as the project moves toward bids. The process would be to bid the project and then ask for supplemental funding, 50% from NJEIT grant and then 50% out on loan. The major item that is increasing the project is the stripper due to the increased readings at the superfund site.

Councilman Farrell offered and moved to approve the following Ordinance, Seconded, Councilman Bogan.

Ordinance 13-2008 Ordinance 13-2008 An Ordinance of the Borough Council of the Borough of Sea Girt, Monmouth County Authorizing the Acceptance of a Donation of Trees, Plantings and Funds for the Installation of Trees, Watering Source, Planting and Maintenance of the Trees and Plantings for a Period of Five Years.

Second Reading

Public Hearing

### **BOROUGH OF SEA GIRT ORDINANCE 13-2008**

#### **AN ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, MONMOUTH COUNTY AUTHORIZING THE ACCEPTANCE OF A DONATION OF TREES, PLANTINGS AND FUNDS FOR THE INSTALLATION OF TREES, WATERING SOURCE, PLANTINGS AND MAINTENANCE OF THE TREES AND PLANTINGS FOR A PERIOD OF FIVE YEARS**

**WHEREAS**, Philip and Tina Vasan, prospective Donors, have offered the Borough Council of the Borough of Sea Girt a donation of trees and plantings, and the funds necessary for the installation of the trees and plantings, installation of an irrigation system and maintenance of the trees and plantings for a period of five years, said trees to be located on public property in Crescent Park, Block 9, Lot 22 on the Borough Tax Map, in accordance with a landscaping plan dated April 28, 2008,

revised August 13, 2008 by Environmental Landscape Design, LLC; and

**WHEREAS**, the Borough Council is authorized under N.J.S.A. 40A:12-5(a) to acquire personal property by gift or donation through adoption of an ordinance; and

**WHEREAS**, the Borough Council is further authorized under N.J.S.A. 40A:11-13.1, in a manner consistent with N.J.S.A. 40A:5-29, to utilize funds gifted for the installation of donated trees and plantings, the construction of an irrigation system a well, and to provide for five years of maintenance of the trees and plantings in accordance with the written instructions of the Donor; and N.J.S.A. 40A:5-29; and

**WHEREAS**, the prospective Donor of the property, planting and maintenance services and funds seeks no consideration whatsoever for the donation; and

**WHEREAS**, the Borough Council has determined that the proposed gift of trees and plantings and the funds necessary for the planting, maintenance and installation of an irrigation system shall benefit the residents of the Borough of Sea Girt by the aesthetic improvement such donation shall provide; and

**WHEREAS**, the Borough Council and donor are presently finalizing details of the Agreement which will not change the essential terms as set forth in this Ordinance and which will be completed before passage of this Ordinance, at which point a Resolution will be adopted permitting the Borough to sign the finalized Agreement;

**NOW THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Sea Girt, County of Monmouth and State of New Jersey that:

**SECTION 1.** Contingent upon a final written Agreement accepted between the Borough and the Donors, the Borough will accept the aforesaid donation of trees, plantings, landscape design services and the funds necessary for the planting, installation of an irrigation system, and maintenance of the trees for a period of five years, as set forth herein and more fully detailed in the final Agreement.

**SECTION 2.** Notwithstanding the Borough's acceptance of Donor's gift, Donors shall be required to comply with all applicable laws and ordinances in connection with any and all landscaping, driveway alteration or other proposed improvements to or work on the Borough property adjacent to Donor's lot located in the Borough of Sea Girt known as Lot 15 in Block 9, including but not limited to the requirements of the Shade Tree Commission, Ordinance 386 controlling the improvement of Borough owned property, Ordinance No. 372, Construction of Driveways in Crescent Park, requiring a permit from the Borough Construction official for the alteration of any driveway. Nothing in this ordinance shall constitute a waiver of any other Borough requirements applicable to the Donor's proposals in connection with Donor's property or the Borough property adjacent to Donor's property east of the Borough roadway located in Crescent Park.

**SECTION 3.** Nothing herein shall obligate the Borough to maintain the trees and plantings beyond the period expiring five (5) years from the date of the planting of the trees and plantings, or after the funds gifted for the purposes of maintenance

have been spent, whichever occurs first. In no case will the Borough be required to expend Borough monies or provide Borough employees for the maintenance of said donation.

**SECTION 4.** If the provision of any article, paragraph, subdivision or clause of this Chapter shall be judged invalid by any court of Competent jurisdiction, such Order or Judgment shall not effect or invalidate the remainder of any such article, section, subsection, paragraph or clause and to this end, the provision of this Ordinance is hereby declared to be severable.

**SECTION 5.** All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 6.** This Ordinance shall take effect upon passage, publication and as required by law.

The foregoing Ordinance was approved for Introduction and Publication by the following Roll Call Vote:

AYES: Farrell, Niemeyer, Bogan, Crawley, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

## **COUNCIL REPORTS**

Councilman Bogan read the following letter from General Pierson:



STATE OF NEW JERSEY  
NATIONAL GUARD TRAINING CENTER  
Post Office Box 251  
Sea Girt, New Jersey 08750

September 3, 2008

Mayor and Borough Council Members  
Borough of Sea Girt  
4<sup>th</sup> Avenue and Baltimore Boulevard  
Sea Girt, New Jersey 08750

RE: Letter of Commendation

Dear Mayor and Borough Council Members:

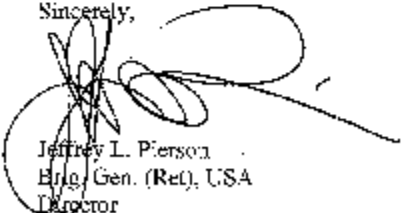
As we come to the end of a beautiful 2008 summer season, I wish to commend the following agencies and or Departments of the Borough of Sea Girt.

First, I commend Chief Lifeguard Timothy Haroon and his Lifeguards for their outstanding beach support. We estimate that we will have well over 73,000 people visit our beach, without serious injury or harm, all due to their diligence and dedication.

Second, I wish to commend Fire Chief Timothy Harmon and the members of the Sea Girt Volunteer Fire Department. Once again, throughout this past year they have provided exemplary fire service and support to this Post. Without their aid and assistance we would not be able to provide the protection necessary to our buildings and facilities.

Finally, I wish to commend Chief Edward J. Sidley, Jr. and the members of the Sea Girt Police Department. As in the past they have assisted in the security of our beaches and Training Center, as well as providing invaluable traffic control during several major events at our Training Center. Without such diligence the security and access to our facility could not be adequately maintained.

Sincerely,



Jeffrey L. Pierson  
Brig. Gen. (Ret), USA  
Director

Councilman Crawley reported, Borough Hall Study Committee: He stated that the committee would be meeting again on October 6<sup>th</sup> and next Monday he will be meeting with Mr. Bunting and an architect to look at the building.

Councilman Farrell reported,  
Recreation:

- Fall soccer is underway
- There have been complaints that the tennis courts are being used by tennis pros and non-residents

Budget/Finance:

- Accepted the resignation of our CFO, John Barrett, due to his taking a job in Hamilton Township and regrets having to accept the resignation and is hoping to have a new CFO in place by October 15<sup>th</sup>
- They will be having a 4<sup>th</sup> quarter meetings with Mr. Bunting and the Department Heads to discuss the 2009 budget and saving monies.

Councilman Fetzer reported, Water Department: They are in permit collection mode and waiting for the CAFA permit from DEP and the construction permits from the Bureau of Safe Drinking Water. Once those are received, we can go out to bid.

Councilman Fetzer had one request from Council regarding the Fire Department: the new apparatus is in need of some repairs, the lights need to be changed, tool mounts, changing the location of the sirens, which will cost \$1,800. Councilman Fetzer made a motion to share that cost with the Fire Department in the same mannerr that the truck was purchased; the Borough will pay 2/3 and the Fire Department will pay 1/3 of the cost after funds are certified by the CFO. Motion was Seconded by Council President Niemeyer and approved by unanimous roll call.

Councilman Bonacci reported, Personnel/Administration:

- RIMs project & the PARIS Grant, have been delayed in getting approval but at the Freeholder's meeting on September 11<sup>th</sup> a contract was approved along with the contractor and the County will be getting the formation out to the municipalities soon.
- Background Checks: We are going to go with a program called KidSafe. All new hires, coaches, recreation and beach personnel will be in this program. Future employees and volunteers are going to register online and will have the fingerprinting done in Ocean. By November 15<sup>th</sup> no individual will be allowed to coach unless this process is completed. As for cost, there are grants available through the Megan Kanka Foundation that we are looking into.
- Drug Testing is currently done for the Public Work employees who hold a CDL and the personnel committee is looking to extend this to all new hires of the Borough.
- Zoning & Code Enforcement: At the last Planning Board meeting Mr. Thompson had put together a memorandum of various items, i.e. side

setbacks, garages, half stories, etc., that needed to be addressed. This list will soon be presented to the Council.

Mayor Clemmensen commented that Mr. Barrett will be missed and believes he gave us the template for our next CFO. Also it is no surprise on the state of the economy. As we look to govern this town we still want to provide the high quality of service to our residents to this end we will be meeting on October 9<sup>th</sup> with the Mayor and Business Administrator of Spring Lake to see what we can do to join services and govern smartly.

Today, myself, Council President Niemeyer, Mr. Bunting, Chief Sidley, Senator Sean Kean, Assemblyman Ribble, the Department of DOT and County Road Department met regarding the flooding at Sea Girt Avenue and Route 71. That area is owned by the State of NJ and the County of Monmouth. The County is willing to increase the size of the drainage pipe to alleviate the flooding, but it won't matter if the State does not increase theirs to the 36 inch pipe that is needed for that area. This matter is a safety issue and would cause problems in a time of evacuation. It was brought to his attention that the construction at the school is starting prior to the time allowed by our ordinance and that the contractor was asked to start his work at 8:00am. He is going to comply with the ordinance. Also, the Sea Girt Fire Department is having a picnic on October 11<sup>th</sup> at Baltimore Park from 1-5pm. It is open to the community and the Halloween Hayride will be on October 25<sup>th</sup>.

Council President Niemeyer read the Police Report:

The Sea Girt Police Department has handled 340 incidents since our last Council meeting. Of note were the following: 2 911 calls, 10 burglar alarms, 3 Borough ordinance violations, 3 Criminal Mischief Complaints, 48 door check entries, 10 First Aid Calls with Manasquan handling all calls. Additionally there were 3 fire calls, 1 motor vehicle accident, 3 parking complaints resulting in 1 summons. There were 43 traffic stops resulting in 20 summonses and one arrest.

I have attached a copy of S/O Class II Christopher Moschel's letter of resignation. Chris will be leaving us for a full time position as a police officer for the Chesterfield County Police Department in Virginia. We wish him the best.

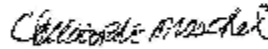
Dear Chief Sidley,

August 15<sup>th</sup>, 2008

I am writing to inform you that I will be resigning from the Sea Girt Police Department, as of October 1<sup>st</sup>, 2008. I have accepted a full time position with the Chesterfield County Police Department in Virginia.

It was a pleasure working for you and this department. Thank you for giving me the opportunity to begin my law enforcement career.

Sincerely,



Christopher Meschel

CC: Captain Conway  
Lieutenant Kemp

R-148-2008 Resolution to Pay Bills

## RESOLUTION R-148-2008

### RESOLUTION TO PAY BILLS

#### RESOLUTION AUTHORIZING THE PAYMENT OF BILLS

**BE IT RESOLVED**, by the Borough Council of the Borough of Sea Girt that bills be paid as appearing on the Bill List dated September 24, 2008 in total as follows:

CURRENT FUND	\$	223,742.81
WATER / SEWER OPERATING FUND	\$	70,863.58
BEACH OPERATING FUND	\$	38,490.07
GRANT FUND	\$	0.00
ANIMAL CONTROL FUND	\$	0.00
TRUST FUND	\$	81.25
GENERAL CAPITAL FUND	\$	24,059.00
WATER / SEWER CAPITAL FUND	\$	17,356.62
BEACH CAPITAL FUND	\$	0.00

RECREATION TRUST FUND	\$	1,263.90
UNEMPLOYMENT COMP. TRUST	\$	0.00
PUBLIC ASSISTANCE TRUST 1	\$	0.00

Councilman Fetzer offered and moved the following Resolution, Seconded, Councilman Farrell.

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

AYES: Farrell, Niemeyer, Bogan, Crawley, Bonacci

NAYS: None

ABSTAIN: Fetzer – Hatch Mot MacDonald

ABSENT: None

### **PUBLIC PARTICIPATION ON ANY SUBJECT**

Ed Robinson, Brooklyn Blvd., received an email regarding the Christmas tree lighting ceremony on December 3<sup>rd</sup> and is upset with trying to make this politically correct. If you're not going to call it a Christmas tree call it a Holiday Tree not a x-mas tree.

Lisa Schenke spoke regarding a fundraiser that Sophia Ganguzza, a Manasquan High School student, has put together called "Hold On" fundraiser. It's a fundraiser to raise money for awareness of teen suicides. The event will be held on October 12<sup>th</sup> from 2-6pm at Sunsets in Neptune next to the Headliner, Adults \$50 and Teens/Children \$30, featuring TJ the DJ from Z100 and award winning Las Vegas Magician Joe Holiday.

Councilman Fetzer offered and moved the following Resolution, Seconded, Councilman Farrell.

R-149-2008 Executive Session

### **EXECUTIVE SESSION**

#### **RESOLUTION R-149-2008**

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

#### **RESOLUTION TO ENTER EXECUTIVE SESSION**

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231, PL 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist on September 24, 2008.

**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 public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed is as follows:
  - A. Individual CAFRA Permit
  - B. White Swan Superfund Clean-Up
  - C. NJ Dept. of Labor Wage & Hour Inquiry
3. It is anticipated, at this time, that the date on which the stated subject matters A, B, & C will be made public is unknown.
4. This Resolution shall take effect immediately.

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

AYES: Farrell, Niemeyer, Bogan, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

The council recessed into executive session at 8:30pm.

The council returned to open session at 9:44pm

Councilman Fetzer motion to accept the reduced fine from the Department of Labor in the amount of \$975.00, Seconded by Councilman Farrell and approved by unanimous roll call.

### **OTHER BUSINESS**

There was no other business before council.

### **ADJOURNMENT**

Councilman Bogan offered and moved for adjournment at 9:46pm, Seconded, Council President Niemeyer. The motion was approved by roll call and the meeting adjourned.

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Mark E. Clemmensen, Mayor

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Lauren Mayer, Acting Borough Clerk