

Regular Meeting –December 14th, 2011 – Wednesday Evening – 7:30pm

**BOROUGH OF SEA GIRT COUNCIL
Sea Girt Elementary School
Rt. #71 and Bell Place
Sea Girt, NJ**

MINUTES

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, Frederic Buonocore, present, Michael Mulroy, present, Don Fetzer, present, Joseph Bonacci, present.

The Borough Clerk announced that the Administrator would be presenting certain council members with Special Legislative Resolutions. Administrator Bunting presented resolutions to Mayor Clemmensen, Council President Niemeyer and Councilman Bonacci. Administrator Bunting read the following resolutions and presented them.

SEA GIRT POLICE DEPARTMENT ACCREDITATION PRESENTATION

Harry Delgado, Accreditation Program manager for New Jersey State Association for Chiefs of Police, presented Sea Girt Chief Robert P. Conway with the certificate of accreditation at Wednesday’s meeting. During his presentation, he lauded the department’s efforts, making them one of 70 agencies within New Jersey to have received the honor. Sea Girt will now pursue a national level of accreditation as well. Mr. Delgado stated that in today’s complex society, police agencies are being scrutinized by the courts, the press and the public and that many police agencies are currently seeking accreditation as a means of assuring the public of the department’s “high standard of professionalism, training and discipline.”

Mr. Delgado went on to say that accreditation “creates a forum where police and citizens work together to create and control challenges” that may rise in the community. Chief Conway thanked Mr. Delgado for the honor, as well as the Council for their “moral and financial support” which made such an achievement possible. Chief Conway stated that without your backing it would not have been possible, or at the very least easy. Chief Conway also thanked Councilman Bonacci, who was instrumental in keeping the process moving forward and thanked former Chief of Police Edward Sidley for beginning the accreditation process last year. The Chief also thanked Frank Rodgers of the Rodgers Group, the consulting firm contracted by the borough to guide the police department through the process. Most significantly, the Chief acknowledged that the efforts of the department accomplished through the collaborative work of everyone involved. He stated that this was a department-wide task, and every single member had to come on board to achieve this. We couldn’t have done it if everyone was not on board, and they all embraced this. The Chief added that police accreditation was great for our town, and that his men were very proud of the accomplishment. Mayor Mark Clemmensen thanked former Chief Sidley for having foresight to get the process moving forward, and thanked the department for participating. He stated that like anything we build, this needs to be maintained and he hopes it is in future, and that the department gets the support they need to stay current with policies and procedures. The Mayor added that this has been a great initiative and commended the force on a job well done.

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 Buonocore moved the following Consent Agenda as presented, Seconded, Councilman Farrell.

Proclamation: Honoring Edward H. Ahern, Mayor Emeritus

Borough of Sea Girt



Proclamation

On behalf of the Mayor, Council and the Borough of Sea Girt, we wish to extend our appreciation to Edward H. Ahern, Mayor Emeritus for his dedication to the Borough.

Mayor Ahern was first elected to office in November of 1985 and served as a Councilman and later as Council President until he was elected Mayor in 1995 until December 31, 2007.

Mayor Ahern's commitment and tireless energy for the betterment of Sea Girt and its residents will not be forgotten. Our Borough has benefited from the open working relationships which Mayor Ahern prompted with the towns, employees and organizations. These gazebos, that everyone can enjoy, represent one of his many achievements.

Thank you.


Mark E. Clemmensen, Mayor

R-191-2011 Authorizing a Tax Refund for Overpayment for Block 18, Lot 5 – 115 Beacon Boulevard

RESOLUTION R-191-2011

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

**RESOLUTION AUTHORIZING A TAX REFUND FOR OVERPAYMENT
FOR BLOCK 18, LOT 5 - 115 BEACON BOULEVARD**

WHEREAS, An overpayment for taxes was made on property know as Block 18, Lot 8, 115 Beacon Boulevard, previous owned by Theodore & Marea Ann Dumbauld, payment made by the closing attorney and then the bank; and

WHEREAS, the closing Attorney, Robert Blasi, has requested this overpayment of 4th quarter 2011 taxes be refunded to them.

NOW THEREFORE BE IT RESOLVED, by the Council of the Borough of Sea Girt that the Chief Finance Officer is authorized to draw a check in the amount of \$2,557.90; this check is to be made payable to Theodore & Marea Dumbauld c/o Robert Blasi, Esq., 2022 Highway 71, Spring Lake Heights, NJ 07762.

R-192-2011 Purchase of a New Copier from Sharp Electronics Corporation on State Contract #A51143

RESOLUTION R-192-2011

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

**AUTHORIZING PURCHASE OF A NEW COPIER FROM SHARP ELECTRONICS
CORPORATION ON STATE CONTRACT #A51143**

WHEREAS, the Borough of Sea Girt wishes to purchase (1) Sharp MX-M363N Copier from an authorized vendor under the State of New Jersey Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contract Law, N.J.S.A. 40A:11-1 et. seq.; and

WHEREAS, Sharp Electronics Corporation c/o Shore Business Solutions, Sharp Plaza Box B, Mahwah, NJ 07430 has been awarded New Jersey State contract No. A51143; and

WHEREAS, the actual cost for the purchase of (1) Sharp MX-M363N Copier is expected not to exceed \$6,047.20.

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

1. Sharp Electronics Corporation c/o Shore Business Solutions, Sharp Plaza Box B, Mahwah, NJ is hereby awarded a contract in the amount of \$6,047.20 to supply (1) Sharp MX-M363N Copier under state contract #A51143 as more specifically described in the specifications that have been attached to and made a part of the purchase order.
2. A Certification of Funds has been received for the said contract assuring that there is a sufficient appropriation to award this contract.
3. The Chief Financial Officer is hereby authorized and directed to execute the proper purchase order to effectuate the award of this contract.

R-193-2011 To Purchase a New Recording System for The Police Department from Cross Over Networks

RESOLUTION R-193-2011

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

**RESOLUTION TO PURCHASE A NEW RECORDING SYSTEM FOR THE POLICE
DEPARTMENT FROM CROSS OVER NETWORKS**

WHEREAS, the Police Department is in need of purchasing a new recording system;
and

WHEREAS, funds from a capital account are being used for this purchase; and

WHEREAS, the recording system is being purchased on an emergency basis as the old system is no longer working and is vital to the Police Department; and

WHEREAS, the Chief Financial Officer certifies that funds are available in the Capital account of the Borough of Sea Girt for the purchase.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Girt approves the following purchase from Cross Over Networks, 34 Almond Drive, Toms River, NJ in the amount of \$12,973.00.

R-194-2011 To Award Contract To Mid-Atlantic Truck Centre, Inc. for the Purchase of a DPW Truck with Hydraulic System and Associated Equipment

RESOLUTION R-194-2011

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

RESOLUTION TO AWARD CONTRACT TO MID-ATLANTIC TRUCK CENTRE, INC. FOR THE PURCHASE OF A DPW TRUCK WITH HYDRAULIC SYSTEM AND ASSOCIATED EQUIPMENT

WHEREAS, proposals were received in accordance with specifications prepared by the Borough of Sea Girt for the purchase of a Public Works with Truck Hydraulic System and Associated Equipment; and

WHEREAS, said bids were received by the Borough of Sea Girt on October 18, 2011; a total of four contractors submitted proposals, with Mid-Atlantic Truck Centre, Inc. 525 Linden Ave. West, Linden, NJ 07036 as being the lowest responsive bidder in the amount of \$118,560.00; and

WHEREAS, the Chief Financial Officer has reviewed the information and certifies that funds are available with the attached certification; and

WHEREAS, Mid-Atlantic Truck Centre, Inc., appears to be the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The bid for the contract for the purchase of a Public Works Truck with Hydraulic System and Associated Equipment is hereby accepted from Mid-Atlantic Truck Centre, Inc. 525 Linden Ave. West, Linden, NJ 07036.
2. The awarding of the contract is subject to the Borough Attorney's approval.

Upon receipt of those approvals, the Mayor and Clerk are hereby authorized to enter into a contract with Mid-Atlantic Truck Centre, Inc., Linden, NJ 07036 for the purchase of a Public Works Truck with Hydraulic System and Associated Equipment in the amount of \$118,560.00.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

APPROVE MINTUES

Councilman Fetzer offered and moved to approve the Regular Minutes 11-09-2011 as amended, Seconded, Councilman Mulroy.

AYES: Farrell, Buonocore, Mulroy, Fetzer,

NAYS: None

ABSTAIN: Niemeyer, Bonacci

ABSENT: None

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

Mayor Clemmensen opened the meeting to the Council. Being there were no members of the Council wishing to speak, the Mayor closed the open discussion portion of the meeting.

PUBLIC PARTICIPATION (Comments limited to items on the agenda for 7 minutes)

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

OLD BUSINESS

Councilman Bonacci offered and moved the following Ordinance, Seconded by Councilman Fetzer.

Mayor Clemmensen opened the meeting to the public at which time Greg Herbert, from Wally's Transportation stated that they have concerns with the fingerprinting and with all the towns that require background checks it can get costly. He asked if there was a cheaper background that could be run like they do for firearms permits. Borough Clerk stated that the Borough will be using the same background check that is used for a firearms permit if the person is already in the system.

Ordinance 17-2011 An Ordinance Amending and Supplementing Chapter IV – Licensing and Business Regulations, Section 4-10 – Taxis, Autocabs and Vehicles Hired for Carrying Passengers of the Code of the Borough of Sea Girt

First Reading

Public Hearing 12-14-2011

ORDINANCE 17-2011

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

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER IV – LICENSING AND
BUSINESS REGULATIONS, SECTION 4-10 – TAXIS, AUTOCABS AND VEHICLES HIRED
FOR CARRYING PASSENGERS OF THE CODE OF
THE BOROUGH OF SEA GIRT**

BE IT ORDAINED by the Council of the Borough of Sea Girt that Chapter IV, Section 4-10 is amended as follows:

Section 1.

Section 4-10.6 Expiration Date; Licenses Not Transferable; Renewals is amended to read:

- a. Any license issued pursuant to this section shall be valid from the 1st day of May and shall expire at midnight of the 30th day of September the year in which it was issued, and shall not be transferable.
- b. Applications for Taxicab owner’s license renewals shall be filed with the Borough Clerk’s Office no sooner than March 1st and no later than April 10th of the year for which the application is being made. All applications for renewals shall be acted upon prior to any consideration being given to new applications, which shall be considered in the order of their filing with the Borough Clerk’s Office on a first come/first serve basis. Any application for renewal received after April 10th of any year shall be treated as an application for a new license.

Section 2.

Section 4-10.7 (1.a.3) Applications for licenses is amended to read:

(3) Complete an application form provided by the Borough Clerk giving the applicant’s full name, residence, age, date of birth, , height, weight, color of eyes and hair, marital status, driver's license number, number of years driving, place of birth, length of time the applicant has resided in the United States, citizenship information, military service information, present employment, present or past municipal license information, whether the applicant has ever been

charged with, arrested or convicted of a crime or other violation of law or of a violation of this chapter and if so, the date, what, where and the disposition, whether or not the applicant's driver's license has ever been revoked and, if so, for what cause, which statement shall be signed and sworn to or certified by the applicant and filed with the Borough Clerk as a permanent record. The applicant shall also furnish two (2) copies of color photographs size 2" x 2", front view, in such position as may be prescribed, taken within thirty (30) days preceding the filing of the application.

Section 3.

Section 4-10.7 (2.a.3) Applications for licenses is amended to read:

(3) Submit a completed certificate on forms provided by the Borough from a reputable physician stating that the applicant has been examined within sixty (60) days of the date of the application and is fit for the safe operation of a taxi/autocab. If applicant holds a current New Jersey commercial drivers license with a "P" or an "S" endorsement may submit a copy of their current medical card.

Section 4.

Section 4-10.7 (2.a.6) Applications for licenses is amended to read:

(6) Complete an application form provided by the Borough Clerk giving the applicant's full name, residence, age, date of birth, , height, weight, color of eyes and hair, marital status, driver's license number, number of years driving, place of birth, length of time the applicant has resided in the United States, citizenship information, military service information, present and former employment, present or past municipal license information, whether the applicant has ever been charged with, arrested or convicted of a crime or other violation of law or of a violation of this chapter and if so, the date, what, where and the disposition, whether or not the applicant's driver's license has ever been revoked and, if so, for what cause, which statement shall be signed and sworn to or certified by the applicant and filed with the Borough Clerk as a permanent record. The applicant shall also furnish two (2) copies of color photographs size 2" x 2", front view, in such position as may be prescribed, taken within thirty (30) days preceding the filing of the application.

Section 5.

Section 14-10.12 (b) Rates is amended to read:

b. Fare Limit. The rate of fare to be charged between any two (2) points within the Borough limits shall not exceed two dollars (\$2.00) per mile per person for each passenger.

Section 6.

Section 4-10.19 Taxi Stands is amended to read:

The Police Department may designate the location and size of any taxi stand in accordance with state law. Only taxi/autocabs and taxi/autocab drivers licensed by the Borough under this Ordinance may utilize the taxi stand. No person shall sit idle, park, or operate in a designated taxi stand for any other purpose except to pick up or discharge passengers. A designated taxi stand may only be occupied by a taxi/autocab and driver licensed by the Borough in accordance with this ordinance. No person shall leave any vehicle unoccupied in any designated taxi stand. **During the hours of 5:00pm to 9:00pm the taxi stands shall be utilized strictly for the discharge of passengers. Therefore no taxi shall sit, idle or park in a taxi stand during those hours unless patrons are waiting for transportation. After 9:00pm no taxi shall sit, idle or park in a taxi stand for longer than 10 minutes.** A taxi stand shall allow a person the opportunity to find transportation services in an expeditious, unbiased, nondiscriminatory, and courteous manner. No passenger may be denied transportation by any taxi/autocab occupying any portion of a designated taxi stand provided that said passenger has the ability to meet the terms, fare, or fee for the service to be rendered. Call ahead or pre-arranged pick-ups may not be picked up from any designated taxi stand.

Section 7.

Any Ordinances or portions thereof inconsistent with this Ordinance are hereby repealed.

Section 8.

This Ordinance will take place upon adoption at final hearing and publication according to law.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Fetzer offered and moved the following Ordinance, Seconded by Councilman Buonocore.

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

Ordinance 18-2011 An Ordinance Amending and Supplementing Ordinance 02-2011 Entitled "An Ordinance Amending and Repealing in Part Ordinance 218 Entitled "An Ordinance Regulating Canvassing within The Borough of Sea Girt and Providing Penalties for Violation Thereof"

First Reading

Public Hearing 12-14-2011

ORDINANCE 18-2011

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

**AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 02-2011 ENTITLED
"AN ORDINANCE AMENDING AND REPEALING IN PART ORDINANCE 218 ENTITLED
"AN ORDINANCE REGULATING CANVASSING WITHIN THE BOROUGH OF SEA GIRT
AND PROVIDING PENALTIES FOR VIOLATION THEREOF"**

SECTION 1.

Section 1A of Ordinance 02-2011 is added to read:

(1A) ADDITIONAL REQUIREMENTS.

It shall be the responsibility of the person(s) leaving items on resident's doorknobs or front steps, to return within 72 hours to collect any items that have not been collected by the home owner.

SECTION 2.

Section (3) VIOLATIONS AND PENALTIES of Ordinance 02-2011 is amended by the addition of the following paragraph:

Any person(s) who is found to be in violation of the additional requirements provision of this ordinance shall be subject to a fine of \$200.00 for a first offense, and no more than one thousand \$1,000.00 dollars for each subsequent offense.

SECTION 3. CONFLICTS WITH PRIOR ORDINANCES

All ordinances or parts thereof in conflict or inconsistent with this ordinance are hereby repealed.

SECTION 4. WHEN EFFECTIVE

This Ordinance will take place upon adoption at final hearing and publication according to law.

SECTION 5. SEVERABILITY

Any part of this ordinance found by any court to be in violation of any set standard or law shall not affect the use and enforcement of the balance of this article.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS

Councilman Mulroy offered and moved the following Resolution, Seconded by Councilman Farrell.

Administrator Bunting stated that certain sections of the boardwalk were damaged during Hurricane Irene and monies needed to be appropriated to make the repairs.

R-195-2011 Special Emergency Resolution Authorizing an Emergency Appropriation Entitled "Repair of Borough of Sea Girt Boardwalk"

RESOLUTION R-195-2011

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

**SPECIAL EMERGENCY RESOLUTION AUTHORIZING AN EMERGENCY APPROPRIATION
ENTITLED "REPAIR OF BOROUGH OF SEA GIRT BOARDWALK"
N.J.S.A 40A:4-54**

UPON MOTION of Councilman Mulroy, seconded by Councilman Farrell, carried, that the following resolution be adopted:

WHEREAS, a Special Emergency appropriation of \$20,000.00 is needed to meet certain extraordinary expense incurred for preparation for and post-storm emergency clean-up associated with Hurricane Irene and no adequate provision was made in the 2011 budget for the aforesaid purpose, and N.J.S.A. 40A:4-54 provides for the creation of a special emergency appropriation for the purpose above-mentioned; and,

WHEREAS, the total amount of Emergency Appropriations created including the appropriation to be created by this Resolution is \$20,000.00 and three percent of the total operating appropriations in the budget for 2011 is \$190,617.17.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48 and 40A:4-54:

1. A special Emergency Appropriation be and the same is hereby made for Public Buildings and Grounds, Other Expenses \$20,000.00.
2. Total amount of the anticipated expenses for storm related expenses is \$20,000 and the Borough of Sea Girt hereby requests that an exclusion from the 2% CAP be granted by the Director of the Division of Local Government Services in accordance with P.L. 1981, C. 56 in the amount of \$4,000 per year in the budgets of the next five succeeding years commencing with the budget of 2012 in accordance with N.J.S.A. 40A:4-55 (c).
3. That two certified copies of this Resolution shall be filed with the Director of the Division of Local Government Services.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Mulroy offered and moved the following Resolution, Seconded by Councilman Buonocore.

Administrator Bunting stated that certain sections of the boardwalk were damaged during Hurricane Irene and monies needed to be appropriated to make the repairs.

R-196-2011 Exigency Resolution and Statement for Emergency Appropriation Entitled "Repair of Borough of Sea Girt Boardwalk"

RESOLUTION R-196-2011

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

**EXIGENCY RESOLUTION AND STATEMENT FOR EMERGENCY APPROPRIATION
ENTITLED "REPAIR OF BOROUGH OF SEA GIRT BOARDWALK"**

UPON MOTION of Councilman Mulroy, seconded by Councilman Buonocore, carried, that the following resolution be adopted:

WHEREAS, on August 29-30, 2011, damage to the Borough of Sea Girt boardwalk occurred as a result of Hurricane Irene, creating a hazardous situation and a threat to the public health and safety; and,

WHEREAS, the Borough Council of the Borough of Sea Girt has determined that an emergency exists and pursuant to N.J.S.A. 40A:11-6, the Local Public Contracts Law, can award a contract without public advertising for bids and bidding therefor, when an emergency affecting the public health, safety or welfare requires the immediate performance of the services; and,

WHEREAS, the Borough Council of the Borough of Sea Girt, (not less than two thirds of all members thereof affirmatively concurring) adopted Resolution 195-2011 on December 14, 2011, authorizing the emergency appropriation entitled "Repair of Borough of Sea Girt Boardwalk in the amount of \$20,000 to fund the estimated costs of the repair, and the Treasurer has so certified the availability of the funds.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the contract to repair the boardwalk shall be awarded without public advertising for bids and bidding therefor.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci
NAYS: None
ABSTAIN: None
ABSENT: None

Councilman Farrell offered and moved the following Resolution, Seconded by Councilman Buonocore.

Councilman Farrell stated that this is the second round of transfers that occur during the end of the year and they are pretty explanatory.

R-197-2011 Authorizing Budget Appropriation Transfers

RESOLUTION R-197-2011

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

RESOLUTION AUTHORIZING BUDGET APPROPRIATION TRANSFERS

UPON MOTION of Councilman Farrell, seconded by Councilman Buonocore, carried, that the following resolution be adopted:

WHEREAS, certain 2011 appropriations require additional funds to cover anticipated expenditures through December 31, 2011; and,

WHEREAS, certain other 2011 appropriations show a surplus of funds available; and,

WHEREAS, the Local Budget Law (N.J.S.A. 40A:4-1, et seq.) permits transfers between appropriations during the last two months of the current fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the following appropriations transfers be and the same are hereby authorized:

As Attached

BE IT FURTHER RESOLVED that a copy of this resolution shall be given to the Chief Financial Officer for appropriate action.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Buonocore offered and moved the following Resolution, Seconded by Councilman Fetzer.

R-198-2011 Approval to Submit Grant Application and Execute Grant Agreement with the New Jersey Department of Transportation for Improvements for Safe Routes to School

RESOLUTION R-198-2011

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

APPROVAL TO SUBMIT GRANT APPLICATION AND EXECUTE GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS FOR SAFE ROUTES TO SCHOOL

WHEREAS, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Federal Aid Safe Routes to School Program (SRTS) for the Fiscal Year 2012; and

WHEREAS, the Borough of Sea Girt is desirous of submitting an application under this program for the following purpose:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Borough Engineer, Mayor and/or Borough Clerk are hereby authorized to submit an electronic grant application identified as SRS-I-2012 Sea Girt Borough-00100 to the New Jersey Department of Transportation on behalf of the Borough of Sea Girt; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Sea Girt and that their

signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Fetzer offered and moved the following Resolution, Seconded by Councilman Mulroy.

R-199-2011 To Consolidate the Borough's Public Assistance to the Monmouth County Division of Social Services

RESOLUTION R-199-2011

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

**RESOLUTION TO CONSOLIDATE THE BOROUGH'S PUBLIC ASSISTANCE TO THE
MONMOUTH COUNTY DIVISION OF SOCIAL SERVICES**

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

WHEREAS, the Borough of Sea Girt wishes to consolidate its Public Assistance caseload with the County of Monmouth, Department of Human Services, Division of Social Services effective January 1, 2012 due to the retirement of our Director of Public Assistance, Carolyn Shorrock; and,

WHEREAS, the Borough of Sea Girt has no pending or active public assistance clients at this time and the Borough Council of the Borough of Sea Girt has determined that the consolidation of the Borough's Office of Public Assistance is in the best interests of Borough residents.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that it hereby authorizes the consolidation of the Borough's Office of Public Assistance with the County of Monmouth, Department of Human Services, Division of Social Services, effective January 1, 2012.

BE IT FURTHER RESOLVED that the Mayor and Borough Administrator be and they are hereby authorized to execute the required Memorandum of Understanding with the County and that a certified copy of this Resolution and the executed Agreement shall be supplied to the Monmouth County Director of the Division of Social Services.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Fetzer offered and moved the following Resolution, Seconded by Councilman Buonocore.

Mayor Clemmensen stated that is this was discussed at the last meeting and this is to memorialize the agreement between the Borough and Det. Hagel. Administrator Bunting thanked the Council for their efforts with this matter.

R-200-2011 To Provide Differential Pay and Continued Health Coverage to Detective Kenneth Hagel and His Family During His Deployment

RESOLUTION R-200-2011

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

**RESOLUTION TO PROVIDE DIFFERENTIAL PAY AND CONTINUED HEALTH COVERAGE
TO DETECTIVE KENNETH HAGEL AND HIS FAMILY DURING HIS DEPLOYMENT**

WHEREAS, Detective Kenneth Hagel is being involuntarily deployed in the naval reserves; and

WHEREAS, Detective Hagel has requested that he receive differential pay and the continuation of his family health coverage during his deployment; and

WHEREAS, the Borough Council discussed the matter and considered compensation options for Det. Hagel; and

WHEREAS, the Borough Council agreed to the following compensation:

1. Differential pay shall be based on a quarterly review of Det. Hagel's net military pay all inclusive vs. his net borough pay at the 2011-2012 pay rates.
2. The quarters shall be the 31st of January, April, July & October.
3. The Borough shall provide continued family coverage under the State Health Benefits during his entire deployment.
4. The Borough shall continue with the current contributions along with Det. Hagel's continued contribution of 1.5% of his salary with the understanding that as per the current contract the contributions could go up to 2%.

WHEREAS, the Chief Financial Officer has certified that funds are available.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Girt approves to provide differential pay and continued health coverage to Detective Kenneth Hagel and his family during his deployment as stated above.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to:

1. Detective Kenneth Hagel
2. Police Chief
3. Chief Financial Officer

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer

NAYS: None

ABSTAIN: Bonacci

ABSENT: None

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

R-201-2011 To Repair the Heating System at the Paddle Tennis Courts

RESOLUTION R-201-2011

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

RESOLUTION TO REPAIR THE HEATING SYSTEM AT THE PADDLE TENNIS COURTS

WHEREAS, the Borough is in need of repairing the heating system at the Paddle Tennis Courts; and

WHEREAS, a quote from Polar Air of NJ., Inc was submitted in the amount of \$8,750.00 and shall not exceed \$9,000.00; and

WHEREAS, the Chief Financial Officer certifies that funds are available in the Capital account of the Borough of Sea Girt for the purchase.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Girt approves the following repairs to the Paddle Tennis Courts by Polar Air of NJ, Inc. 410 Vista Court, Brick, NJ in the amount of 8,750.00 but not to exceed \$9,000.00.

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: None

ABSENT: None

COUNCIL REPORTS

Councilman Farrell reported, Finance: The Budget is running on program except for those few transfers that were approved prior. He wished a Merry Christmas to Mayor, Council and everyone in attendance.

Councilman Buonocore had no report and wished everyone a Merry Christmas.

Councilman Mulroy reported, Beach:

Fall-Winter Beach Update Thru 12/07/11

Operations to date have included the following:

--Pavilion was winterized mid-October.

--Hardware for boardwalk showers removed and system-drained mid-October,

--All snow fencing from Philadelphia to Trenton destroyed or displaced by Hurricane Irene has been replaced.

--An approximate 50-foot gap in the southern-end of the Morven Terrace dune was reset with approximate 150-feet of zigzag snow fence for which homeowners on Morven paid the Borough of Sea Girt for the fencing/labor. The gap itself was filled with sand that was removed from the Zois property by a private contractor and deposited on the west side of the snow fencing.

--There still exists an 80-foot gap in the northern-end of the Morven Terrace dune, although none of the homeowners in this Gap-Area have asked the borough for any assistance as did their neighbors to the south.

- An approximate 100 feet of permanent snow fence was installed at the southern end of the Neptune Avenue dune to replace fencing destroyed during hurricane Irene.
- Approximately 300 feet of snow fencing, half zig-zag half straight line was installed along the dune that extends northward from Sea Girt Avenue to Seaside Place at the request of homeowners in the area to help stabilize the dune leveled by Hurricane Irene.
- We have installed a temporary winter sand berm extending along the entire length of the beach from Neptune to Seaside Place. The sand in spring will be bulldozed back into the beach.
- We have installed KEEP OFF DUNE signs along Morven Terrace and will install more signs at Sea Girt Avenue and Seaside Place at request of homeowners. Property owners in area have complained about both dogs and people in dunes.
- We have cleaned with the bulldozer and loader the sections:

New York to Brooklyn
Brooklyn to New York

To our 4-foot CAFRA depth. Our permit allows us to maintain a 4-foot depth between the eastern terminus of the boardwalk and the western terminus of the toe of our man-made dune from Beacon to New York.

We are currently working to clean-out to our CAFRA depth at:
Chicago to Beacon
New York to Philadelphia.

--All the sand being removed under our permit is being used to construct temporary Winter Sand Berms at the Pavilion, Beacon, Chicago, Brooklyn, New York, Philadelphia, Trenton, Seaside and Neptune. In April all the accumulated sand will be bulldozed back into the beach. By using the sand available to us we are attempting to use the sand berms in place of more expensive snow fencing. Our current inventory of fencing has lasted the borough two years, however, our supplies were stretched in the aftermath of Irene. As a result, in an effort to save both money and manpower we will see if sand berms are cost effective in areas where our snow fencing in the past has been destroyed by wave action. Whatever sand is preserved in these winter berms will be bulldozed back into the beach in spring. In areas where possible, it more cost-effective to push sand into place as a barrier as opposed to snow fencing. Snow fencing is still required in areas where we look to stabilize damaged dune structure (storms) and where there is less likely chances of it being destroyed by wave action.

--Future works expected in progress within the next month or two, the re-construction of the ADA ramp Chicago; West Side Sample Cut; Boardwalk repairs area of Baltimore-Philadelphia and area north of Trenton by CM Farrell's home.

Councilman Fetzner reported, Water: The Water Plant had a brief hiccup and should be up and operational in January. They are a month off schedule and will ultimately finish everything by mid-February.

Councilman Bonacci reported, Police:

During the month of November 2011, the police department handled a total of 805 Calls-For-Service, accounting for more than 350 man-hours. The following is a breakdown of some of those calls:

<u>CALL TYPE</u>	<u>NUMBER OF CALLS</u>
Building/Door Checks	127
Motor Vehicle Stops	96
House Checks	51
Homeland Security Checks	33
Radar Posts	27
Assist Other Agencies	21
Suspicious Activity	17
Burglar Alarms	15
Burglaries	3

During the month of February 2011, a total of 27 summonses were issued. 24 summonses were issued for Moving Violations and 3 summonses were issued for Parking Violations. 01/01/11 – 11/30/11 – 539 total summonses were issued; 01/01/10 – 11/30/10 - 549 total summonses were issued; 11/01/10 – 11/30/10 – 22 total summonses were issued.

The police department paid out \$4,424.28 in overtime during pay period 25, which ended at midnight on Sunday December 4th. That brings the total overtime payout for the year, so far, to \$72,567.37. This includes the amount comp-time that has been turned in for pay. As of this pay period, our comp-time liability is \$119,809.40. This is a \$25,132.51 reduction in this liability, from the beginning of the year balance of \$144,941.91.

Council President Niemeyer had no report.

R-202-2011 Resolution to Pay Bills

Councilman Farrell offered and moved the following Resolution, Seconded by Councilman Buonocore.

RESOLUTION R-202-2011

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 December 14, 2011 in total as follows:

CURRENT FUND	\$ 185,308.90
WATER/SEWER OPERATING FUND	\$ 42,486.70
BEACH OPERATING FUND	\$ 1,490.42
GRANT FUND	\$ 0.00
ANIMAL CONTROL FUND	\$ 0.00
TRUST FUND	\$ 3,416.00
RECREATION TRUST FUND	\$ 98.94
UNEMPLOYMENT COMP. TRUST	\$ 0.00
PUBLIC ASSISTANCE TRUST 1	\$ 0.00
LAW ENFORCEMENT TRUST	\$ 0.00
BEACH CAPITAL FUND	\$ 0.00
GENERAL CAPITAL FUND	\$ 28,994.74
WATER / SEWER CAPITAL FUND	\$ 395,310.00

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

AYES: Farrell, Niemeyer, Buonocore, Mulroy, Fetzer, Bonacci

NAYS: None

ABSTAIN: Fetzer – Hatch Mott MacDonald

ABSENT: None

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

Mayor Clemmensen opened the meeting to the public at which time Ed Robinson, Brooklyn Blvd., wanted to acknowledge the Mayor, Council President Niemeyer and Councilman Bonacci for the stepping up as a resident to serve and wish them well on their retirement. He asked what the heating system was at the paddle tennis courts. Administrator Bunting stated that it is climate controlled system that keeps the court clear of water, ice and snow.

Don Laws, Stockton Blvd., complimented the Sea Girt Police Dept. on their accreditation and that is something that everyone in town is proud of. He commended the prior Chief of Police and the Mayor and Council for their support in the police department achieving this accreditation. Mr. Laws complimented the members of Council that were recognized by the Legislature tonight and complimented them on the work that they have done but also requested that each one of them continue to make your suggestions, make your comments and help to continue to make this town one of the best towns. He pointed out that a very good example of this is Mr. Bogan who served on Council and continues to serve as Borough Attorney and thanked the members that were going to continue on Council.

Borough Attorney, Mr. Bogan thanked Mayor Clemmensen for his service to the Borough and that under this watch we have maintained low taxes and excellent services. He thanked Council President Niemeyer and Councilman Bonacci for their excellent service to the Borough as well. He also acknowledged Administrator Bunting and all that he has done in being the driving force in keeping the budget where it should be and that's appreciated as a resident of the town.

Mayor Clemmensen stated that the time has come to not say good-bye but I'll see you later. Going forward he intends to stay involved in the process much like he did 16 years ago when he first got involved in the town. He also encouraged his fellow residents to stay involved as well. He's most looking forward to the ability to speak freely after leaving office as you're not always allowed to do as an elected official. Mayor Clemmensen stated that we've worked hard and made many improvements and is glad to be leaving a place a little better than we found it. He thanked everyone for their help and efforts in doing this. A philosophy that he's taken with him always is mission first but people always and he will continue to following this philosophy. Inclosing he stated that him and his wife, Ginny, would like to wish everyone in the Borough a very Merry Christmas and a Happy New Year.

OTHER BUSINESS

None

ADJOURNMENT

Councilman Fetzer offered and moved for adjournment at 8:22pm, Seconded, Councilman Mulroy. The motion was approved by unanimous vote and the meeting adjourned.

Lauren Mayer, RMC
Borough Clerk