

**MINUTES BOROUGH OF SEA GIRT  
REGULAR/VIRTUAL MEETING  
July 12, 2023 - 7:00 PM**

The regular/virtual meeting of the Borough of Sea Girt Council was called to order by Mayor Don Fetzer at 7:01 PM on Wednesday, June 12, 2023. Mayor Fetzer asked for a moment of silence and to keep Bob Durna and his family in our prayers; he then led those participating in the Pledge of Allegiance.

The Municipal Clerk read the compliance statement: This meeting is called pursuant to the provisions of the Open Public Meetings Act, Chapter 231, P.L.1975: adequate notice of this meeting has been given by posting the Notice on the Borough's Bulletin Board and by transmitting the Notice to the Borough's two official newspapers, *The Asbury Park Press* and *The Coast Star*, as required by law.

**1. ROLL CALL**

	Present	Absent
Council President Anthony	X	
Councilman Clemmensen	X	
Councilman Downey	X	
Councilman Perry		X
Councilwoman Richman	X	
Councilman Zakin	X	
Mayor Fetzer	X	

Mayor Fetzer administered Oath of Office to David Galarza and Jacob Glantzman.

• **R-94-2023: Appoint Probationary Patrolman, David Galarza**

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

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

**WHEREAS**, Chief Macko has recommended that David Galarza be appointed to this position; and,

**WHEREAS**, the Chief Financial Officer certifies that funds are available in the 2023 Budget of the Borough to fund this salary and provision will be made for this salary in future budgets of the Borough.

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council hereby appoints David Galarza to the position of Probationary Patrolman effective July 12, 2023 at the starting salary of \$41,241.11 and authorizes Mayor Fetzer to administer the Oath of Office to Mr. Galarza.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen	X			
Councilman Perry			X	
Councilman Zakin	X			
Council President Anthony	X			
Councilman Downey	X			
Councilwoman Richman	X			

- **R-95-2023: Appoint Full Time Class SLEO II – Jacob Glantzman**

**UPON MOTION** of Councilman Clemmensen, seconded by Councilman Zakin, 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 full-time Class II Special Law Enforcement Officer to support its 2023 operations; and,

**WHEREAS**, the Chief of Police has reviewed the applications and references of qualified candidates, and recommends the appointment of Jacob Glantzman to this position.

**NOW, THEREFORE, BE IT RESOLVED** that Jacob Glantzman be appointed as the full-time Class II Special Law Enforcement Officer for the Borough of Sea Girt, at the hourly rate of \$17.00 per hour, effective on July 12, 2023.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be supplied to Special Law Enforcement Officer Jacob Glantzman and Chief Macko his information and the Chief Financial Officer for her action.

**Recorded Vote:**

	<b>Ayes</b>	<b>Nays</b>	<b>Absent</b>	<b>Abstain</b>
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **R-96-2023: Appoint SLEO I - Ken Malloy and Alistair Hall**

**UPON MOTION** of Councilman Clemmensen, seconded by Councilwoman Richman, 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 Class II Special Law Enforcement Officer to support its 2023 operations; and,

**WHEREAS**, the Chief of Police has reviewed the applications and references of Kenneth Malloy and Alistair Hall and recommends their appointment to this position; and

**NOW, THEREFORE, BE IT RESOLVED** that the above applicant be appointed as Class I Special Law Enforcement Officer for the Borough of Sea Girt, at the hourly rate of \$14.13 per hour effective July 12, 2023.

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Clemmensen	X			
Councilman Perry			X	
Councilman Zakin	X			
Council President Anthony	X			
Councilman Downey	X			
Councilwoman Richman	X			

2. **CONSENT AGENDA: UPON MOTION** of Councilwoman Richman, seconded by Council President Anthony, carried, that the following Resolutions be and the same are hereby adopted:

- **R-97-2023: Authorize Refund of Tax Overpayment**

**WHEREAS**, there has been an overpayment of taxes on property known as Block 27, Lot 3, 107 Neptune Place, owned by Robert and Diane Finan; and,

**WHEREAS**, Mr. and Mrs. Finan have requested this overpayment of \$13,998.35 be returned to them; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Sea Girt that the request for a refund of overpayment of taxes in the amount of \$13,998.35 be and the same is hereby approved.

- **R-98-2023: Authorize Renewal of Handi Lift Service Agreement**

**WHEREAS**, the Borough has a need to renew an annual Maintenance Agreement with Handi Lift Service Company, Inc. for maintenance services; and

**WHEREAS**, the agreement is effective August 1, 2023 through July 31, 2024;

**NOW, THEREFORE, BE IT RESOLVED** that the Borough approves an agreement with Handi Lift Service Company, Inc. for maintenance services.

- **R-99-2023: Authorize Appointment of Seasonal DPW Laborer – Samantha Dekam**

**WHEREAS**, the Borough of Sea Girt Department of Public Works is in need of the services of a part-time laborer to support its operations; and,

**WHEREAS**, the Manager of the Department has reviewed the application and references and recommends the appointment of Samantha Dekam to the position.

**NOW, THEREFORE, BE IT RESOLVED** that Samantha Dekam be appointed as a part-time, laborer for the Borough of Sea Girt, at the hourly rate of \$20.00 per hour, effective June 26, 2023.

- **R-100-2023: Authorize Appointment of Part-Time Recreation Director – Jen Bredin**

**WHEREAS**, the Borough of Sea Girt is in need of the services of a part-time Recreation Director to fill the vacancy of Janeen Yodakis; and,

**WHEREAS**, the Borough Administrator and Recreation Commissioner has reviewed the applications and references of qualified candidates, and recommends the appointment of Jen Bredin to the position of part-time Recreation Director.

**NOW, THEREFORE, BE IT RESOLVED** that the appointment of Jen Bredin as part-time Recreation Director in the Borough of Sea Girt, at the salary of \$27,500 (amended per offer) per year for 20 hours per week, be and the same is hereby approved, effective July 31, 2023.

- **R-101-2023: Authorizing Grant Application to NJDOT For Fiscal Year 2024**

**WHEREAS**, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2024, and

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

- **Improvements to Third Avenue and The Crescent**

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

**FURTHER BE IT RESOLVED** that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA – 2024 – Improvements to Third Avenue and The-00362 to the New Jersey Department of Transportation on behalf of the Borough of Sea Girt; and

**FURTHER BE IT RESOLVED** that the Mayor and Municipal 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.

- **R-102-2023: Authorize Additional Seasonal Employees**

**WHEREAS**, the Recreation Commission has advised that there are additions to staff for the 2023 volleyball season as noted below; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt that the following changes to the volleyball and beach crew staff is and the same are hereby approved:

Add Additional Volleyball Staff Member(s): Colin Stevens - \$30/hr; Sean Kennedy - \$25/hr.

Add Additional Beach Staff – Gabriel Carrion, beach crew, Chloe Bird, gate guard, Aidan Johnson-gateguard - \$13/hr.

Add Additional Summer Recreation Staff – Leo Reyes -\$13/hr.

- **R-103-2023: Authorize to Amend Assistant Volleyball Coaches Hourly Rate**

**WHEREAS**, the Borough of Sea Girt is in need of the services an instructors for the Recreation Volleyball Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Sea Girt that the following appointments be approved at the hourly rates shown below for no more than 3.0 hours per session for 12 sessions for instruction for the volleyball programs:

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**Assistant Coaches:** Jackie D’Altrui, Bridget Rigney and Medline Rigney at the rate of \$25 *per hour/for 2.5-hour sessions* - amending Resolution No. 77-2023.

- **R-104-2023: Authorize Signatories for Wall Township Court Bank Accounts**

**BE IT RESOLVED**, by the Council of the Borough of Sea Girt that, the following Deputy Court Administrators from Wall Township Court are hereby authorized to sign checks or withdrawal slips:

Add: Nicollette Cristi and Jeanette Elman  
Remove: Sandra Akes

- **R-105-2023: Support America250, to Plan and Commemorate on a National Level the Celebration of Our Nation’s Semiquincentennial**

**WHEREAS**, 2026 marks the 250th anniversary of the founding of the United States of America; and

**WHEREAS**, to observe this momentous occasion, the U.S. Semiquincentennial Commission, established by Congress (P.L. 114-196) in 2016, and it’s supporting non-profit America250, will plan and commemorate on a national level the celebration of our nation’s semiquincentennial; and

**WHEREAS**, New Jersey played a significant role during the American Revolution when it saw more battles and skirmishes than any other state and was truly the Crossroads of the American Revolution; and

**WHEREAS**, Governor Philip Murphy and the New Jersey State Legislature in 2018 authorized the creation of a program to plan, encourage, develop, and coordinate the commemoration of the 250<sup>th</sup> anniversary of the founding of the United States, New Jersey’s pivotal role in the American Revolution, and the contributions of its diverse peoples to the nation’s past, present, and future; and

**WHEREAS**, the New Jersey Historical Commission, under the leadership of Secretary of State Tahesha Way, with its non-profit partner Crossroads of the American Revolution established RevolutionNJ to advance the role that history plays in public discourse, community engagement, education, tourism, and scholarship in New Jersey; and

**WHEREAS**, RevolutionNJ will engage New Jerseyans in all 21 counties and 564 municipalities through its officially recognized programs, initiatives, and events; and

**WHEREAS**, Monmouth County also has a rich history integral to the independence effort, including the critical Battle of Monmouth; and

**WHEREAS**, Monmouth County Board of County Commissioners has established by way of resolution, Monmouth County’s Committee that will commemorate our nation’s semiquincentennial, highlighting Monmouth County’s role in the fight for independence, and will coordinate events and activities throughout Monmouth County, working with public and private entities; and

**WHEREAS**, it is fitting and desirable that we commemorate the beginning of our great nation and the role New Jersey and Monmouth County have played over the past 250 years, as well as its present and future role as part of the United States, with particular focus on the individuals, ideas, and events that shaped our Country, State, County and The Borough of Sea Girt; and

**WHEREAS**, preserving, studying, celebrating and enjoying our history strengthens our communities by way of building bonds amongst our residents, engages our youth in the education about our nation and its founding principles, improves our economies by promoting our unique history and attracting visitors to our community.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sea Girt Borough hereby endorses RevolutionNJ and its mission to advance the role that history plays in public discourse, community engagement, education, tourism and scholarship in New Jersey.

**IT IS FURTHER RESOLVED** that:

1. The Sea Girt Borough Councilmembers commemorates the 250<sup>th</sup> anniversary of the establishment of the United States as an independent Nation.
2. The Sea Girt Borough Councilmembers authorizes the appointment of a committee to develop a plan for this commemoration that will coordinate with the federal, state and county celebration committees and will promote the maximum involvement of our residents, neighborhoods, businesses, schools, historical and civic organizations, and institutions in the commemorations.

The Sea Girt Borough further urges all its residents to reflect upon the significance of this event and the role that our State, County and Borough and its people have played in the history and development of our Nation and to participate in this important commemoration, endeavoring to include the stories of all those whose lives are part of history, and understanding that the revolution continues today as we uphold the ideals articulated in our founding documents.

- **R-106-2023: Authorize to Conditionally Approve the Use of North Beach by The Sea Girt School Booster Club for Purposes of Conducting Kids Soft Top Surf Jam on Friday, August 4, 2023**

**WHEREAS**, Sea Girt School Booster Club has requested permission to hold a Kids Soft Top Surf Jam at North Beach on Friday, August 4, 2023, weather and tides permitting, from 8:00 AM to 2:00 PM; if necessary, the alternate date shall be scheduled for either August 11<sup>th</sup> 18<sup>th</sup> or 25<sup>th</sup>; and,

**WHEREAS**, said request received the submission of a Certificate of Insurance naming the Borough of Sea Girt as an additional insured and the execution of a Hold Harmless Agreement by an official of the organization.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt that after due consideration, the said request of the Sea Girt School Booster Club to hold a Kids Soft Top Surf Jam at North Beach on Friday, August 4, 2023, weather and tides permitting, from 8:00 AM to 2:00 PM, is hereby approved.

- **R-107-2023: Resolution Approving the Use of North Beach to Chicago Boulevard for the Purpose of Conducting Junior Lifeguards Mid-Atlantic Region Tournament**

**WHEREAS**, Sea Girt Junior Lifeguard Program has requested permission to hold Mid-Atlantic Region Tournament at North Beach on July 31, 2023, the alternate date shall be scheduled for August 7, 2023; and,

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, the said request of The Junior Lifeguard Program to hold a Junior Lifeguard Mid-Atlantic Region Tournament at North Beach on July 31, 2023, weather and tides permitting, from 8:00 AM to 2:00 PM, is hereby approved.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

**3. APPROVE MINUTES:**

- **R-108-2023: Approve Regular Meeting Minutes of June 14, 2023**

**UPON MOTION** of Councilman Downey, seconded by Council President Anthony, carried, that the Minutes of the Virtual Regular Meeting held June 14, 2023 be and the same are hereby approved.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

**4. OPEN DISCUSSION:**

Councilman Clemmensen recognized Congressman Smith for his efforts with GAO and adding transparency to the Wind Turbines.

Council President Anthony commented on Manasquan's Councilman Mangan on E-Bikes; she asks everyone to be alert and follow the rules of the law while riding e-bikes. She commented on the 250<sup>th</sup> Celebration of America's Semiquincentennial on July 24, 2026. The Sea Girt Conservancy thanked everyone who attended their recent fundraiser.

Councilman Zakin supports the Celebration of America's Semiquincentennial; he appreciates Council President Anthony's initiative and would like to assist on the committee.

Mayor Fetzer commented on the dune walk over located south of Philadelphia Boulevard; he noted the Borough is in conformance with plans, CAFRA Permits and Borough Ordinances.

**5. UNFINISHED BUSINESS:**

- **BOND ORDINANCE No. 06-2023:** The Mayor to read the said Ordinance by Title:

**CAPITAL ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER UTILITY IMPROVEMENTS, BY AND IN THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING THE AGGREGATE AMOUNT OF \$284,740 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND (\$100,000) AND FROM GRANT PROCEEDS RECEIVED PURSUANT TO THE FEDERAL**

**AMERICAN RESCUE PLAN (\$184,740) TO PAY FOR TO PAY FOR THE  
COST THEREOF**

**WHEREAS**, the Borough of Sea Girt, in the County of Monmouth, State of New Jersey (the “Borough”), wishes to undertake various water and sewer utility improvements in the Borough; and

**WHEREAS**, the cost of said improvements or purposes is estimated to be \$284,740; and

**WHEREAS**, the Borough desires to authorize the appropriation and expenditure in the aggregate amount of \$284,740 (\$100,000 from the Capital Improvement Fund of the Borough and \$184,700 from proceeds received pursuant to the Federal American Rescue Plan) to undertake various water and sewer utility improvements in the Borough including, but not limited to, water and sewer (Phase II) infrastructure improvements on Chicago Boulevard (\$214,740) and the acquisition of a water utility truck (\$70,000).

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (a majority of the full membership thereof affirmatively concurring), **AS FOLLOWS:**

**SECTION 1.** The capital improvement or purpose described below is hereby authorized as a water and sewer utility improvement to be undertaken by the Borough. For the said improvement or purpose, there is hereby appropriated the aggregate amount of \$284,740 (\$100,000 from the Capital Improvement Fund of the Borough and \$184,700 from proceeds received pursuant to the Federal American Rescue Plan) to undertake various water and sewer utility improvements in the Borough including, but not limited to, water and sewer (Phase II) infrastructure improvements on Chicago Boulevard (\$214,740) and the acquisition of a water utility truck (\$70,000). All such improvements shall include, as applicable, surveying, engineering and design work, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

**SECTION 2.** The expenditure in the aggregate amount of \$284,740 (\$100,000 from the Capital Improvement Fund of the Borough and \$184,700 from proceeds received pursuant to the Federal American Rescue Plan) for the improvements or purposes set forth in Section 1 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Borough are each hereby authorized and directed to execute, deliver and perform any agreement to undertake the improvement or purpose set forth herein and to effectuate the transaction contemplated hereby. All expenditures for such improvement or purpose shall comply with the Local Public Contracts Law N.J.S.A. 40A:11-1, et. seq.

**SECTION 3.** The capital budget of the Borough is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the Office of the Clerk and is available for public inspection.

**SECTION 4.** This ordinance shall take effect immediately after final adoption and approval by the mayor as described in N.J.S.A. 40:49-2.

**UPON MOTION** of Councilwoman Richman, seconded by Council President Anthony, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public and **UPON MOTION** of Councilwoman Richman, seconded by Councilman Clemmensen, carried, the public hearing was closed. **UPON MOTION** of Councilman Zakin, seconded by Councilman Downey, carried, that the said Bond Ordinance No. 06-2023 be adopted on final reading, directing the Clerk to post and publish as required by law.



**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **BOND ORDINANCE No. 07-2023:** The Mayor to read the said Ordinance by Title:

**BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL IMPROVEMENTS BY AND IN THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$607,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$577,125 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA GIRT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring), **AS FOLLOWS:**

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Sea Girt, in the County of Monmouth, State of New Jersey (the “Borough”). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$607,500, which sum includes \$30,375 as the aggregate amount of down payments for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”). Said down payments are now available therefor by virtue of appropriations in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$607,500 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$577,125 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$577,125 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3. (a)** The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, the following:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) <b><u>Public Works Department</u></b> – Acquisition And Installation, As Applicable, Of Equipment Including, But Not Limited To, A Kubota Tractor, A Roll-Off Truck, And Various Miscellaneous Equipment;	\$406,000	\$385,700	\$20,400	10.00 years
(ii) <b><u>Police Department</u></b> – Acquisition, And Installation, As Applicable, Of Various Equipment Including, But Not Limited To, Automated External Defibrillators, Computer Hardware	\$116,500	\$110,675	\$5,825	5.00 years

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<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
And Software And Camera Equipment, And A Non-Passenger Patrol Vehicle;				
(iii) <b><u>Fire Department</u></b> – Acquisition, And Installation, As Applicable, Of Various Equipment Including, But Not Limited To, Radios, Hoses And Turn- Out Gear; And	\$45,000	\$42,750	\$2,250	7.00 years
(iv) <b><u>Borough Offices</u></b> – Technology Improvements And Acquisition And Installation, As Applicable, Of Various Equipment Including, But Not Limited To, Radio Improvements For Office Of Emergency Management; Record Management Improvements Including, But Not Limited To, Digitization Of Records And Associated Computer Hardware, Software, And Other Equipment; And Various Miscellaneous Office Equipment As Deemed Necessary By The Borough.	\$40,000	\$38,000	\$2,000	7.00 years
<b>TOTALS</b>	<b><u>\$607,500</u></b>	<b><u>\$577,125</u></b>	<b><u>\$30,375</u></b>	

(b) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued for said purposes is \$577,125.

(d) The estimated cost of said improvement or purpose is \$607,500, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the amount of \$30,375, is the down payment for said improvement or purpose.

**SECTION 4.** In the event the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity make a contribution or grant in aid to the Borough for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, the County of Monmouth and/or a private entity shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer.

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The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Capital Budget or Budgets of the Borough are hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget or Budgets and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 8.62 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$577,125 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$60,750 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Borough for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough hereby declares the intent of the Borough to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**SECTION 10.** The Borough Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Borough Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 11.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the mayor, as provided by the Local Bond Law.

**UPON MOTION** of Councilwoman Richman, seconded by Council President Anthony, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public and **UPON MOTION** of Councilwoman Richman, seconded by Council President Anthony, carried, the public hearing was closed. **UPON MOTION** of Councilman Downey, seconded by Councilwoman Richman, carried, that the said Bond Ordinance No. 07-2023 be adopted on final reading, directing the Clerk to post and publish as required by law.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

## 6. NEW BUSINESS

Mayor Fetzer asked Borough Attorney, Ray Bogan to comment on our annual H2M Agreement. Mr. Bogan noted he was addressing an outstanding contract with H2M Associates, Inc. and the agreement is successfully completed.

**A. ORDINANCE No. 08-2023:** The Mayor to read the said Ordinance by Title:

**AMEND AND SUPPLEMENT SECTION 9-1.2 OF CHAPTER IX OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT ENTITLED “BEACHES AND BOARDWALK”  
BE IT ORDAINED** by the Borough Council of the Borough of Sea Girt as follows:

**Section 1. Section 9-1.2 of Chapter IX, “Beaches and Boardwalks” is hereby amended and supplemented as follows:**

**§ 9-1.2 Rules and Regulations.**

[Ord. No. 17-2010 § 2; New; Ord. No. 07-2013; Ord. No. 10-2014 § 1; Ord. No. 10-2018]

**m. Operation of Bicycles on Boardwalk**

***1.No person shall ride or have custody or control of a bicycle on the boardwalk except between the hours of 5:00 a.m. and 10:00 a.m. from May 15 to September 15.  
Bicycles are permitted on the boardwalk from September 16 through May 14.***

***2.No person shall use, operate or ride upon any electric powered or assisted, gas-powered or assisted bicycle or scooter on the boardwalk at any time, with the exception of motorized personal mobility transportation devices used by persons with mobility challenges or disability.***

Police Chief Macko commented this is the first step of enforcing unregulated vehicles. **UPON MOTION** of Councilman Downey, seconded by Councilwoman Richman, carried, that the said Ordinance No. 08-2023 be adopted on first reading, directing the Clerk to post and publish as required by law and setting the date for the public hearing on August 9, 2023.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **R-109-2023: Authorize Bid for Fire Suppression System at the Sea Girt Borough Hall**

Administrator Gant explained the need for upgrades is to bring the building to code and ensure a safe work environment for employees.

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

**WHEREAS**, The Borough Council of Sea Girt wishes to solicit bids for the installation of a fire suppression system in Borough Hall and adjoining Fire Company building; and

**WHEREAS**, The Borough Council of The Borough of Sea Girt recognize the need for a fire suppression system in Borough Hall and Fire Company in order to come in to compliance with modern day fire suppression; and

**WHEREAS**, Specifications will be prepared and provided by the Qualified Purchasing Agent and Code Enforcement Officer for such bid; and

**WHEREAS**, The Chief Municipal Finance Officer certifies that funding is available by way of Ordinance 07-2022.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **R-110-2023: Authorize Monmouth County Park Grant - Improvements to Memorial Park**

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

**WHEREAS**, the Monmouth County Board of County Commissioners has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with

municipal acquisition of lands for County Park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

**WHEREAS**, the Governing Body of The Borough of Sea Girt desires to obtain County Open Space Trust Funds in the amount of \$150,000 to fund Improvements to Memorial Park including the construction of a paver stone area, landscaping, military flag raising, and other miscellaneous improvements, Block 75 Lot 1 located on Crescent Parkway and the Plaza.; and

**WHEREAS**, the total cost of the project including all matching funds is \$300,000; and

**WHEREAS**, the Borough of Sea Girt is the owner of and controls the project site.

**NOW, THEREFORE, BE IT RESOLVED BY** the Borough Council of Sea Girt that:

1. James Gant, Administrator or his successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above-named municipality; and
2. The Sea Girt Borough is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. James Gant, Administrator or his successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **R-110-2023: Authorize MOA Agreement between NJDMVA, NJNGTC and The Borough of Sea Girt**

Councilman Clemmensen commented this is an agreement which memorializes years of efforts provided by the Borough to the NGTC; he thanked all those involved for their efforts.

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

**WHEREAS**, the Monmouth County Board of County Commissioners has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County Park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

**WHEREAS**, the Governing Body of The Borough of Sea Girt desires to obtain County Open Space Trust Funds in the amount of \$150,000 to fund Improvements to Memorial Park including the construction of a paver stone area, landscaping, military flag raising, and other miscellaneous improvements, Block 75 Lot 1 located on Crescent Parkway and the Plaza.; and

**WHEREAS**, the total cost of the project including all matching funds is \$300,000; and

**WHEREAS**, the Borough of Sea Girt is the owner of and controls the project site.

**NOW, THEREFORE, BE IT RESOLVED BY** the Borough Council of Sea Girt that:

1. James Gant, Administrator or his successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above-named municipality; and
2. The Sea Girt Borough is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. James Gant, Administrator or his successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

- **R-112-2023: Authorize Shared Service Agreement for School Resource Officer (SRO)**

Chief Macko commented Police Officer, Nick Irizarry will be placed in the school full time during the school year.

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

**WHEREAS**, the Borough of Sea Girt and Sea Girt Elementary School BOE are desirous of entering into an agreement to provide a School Resource Officer (SRO);

**NOW, THERE BE IT RESOLVED** by the Borough Council of the Borough of Sea Girt, in the County of Monmouth, State of New Jersey that the Mayor, Police Chief and Borough Clerk are hereby authorized to execute an Interlocal Service Agreement between with the Sea Girt Elementary School BOE and The Borough of Sea Girt for a Special Resource Officer (SRO) in the Sea Girt Elementary School effective September 1, 2023 through June 30th, 2024.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

**7. COUNCIL REPORTS** – Councilman Clemmensen and Councilman Downey had no report.

Councilman Zakin encourages residents to visit our website and Facebook for Library events and activities; building expansion is ongoing.

Councilwoman Richman introduced Tim Harmon to report on The Regional Lifeguard Academy: a collaborative effort was made with seven municipalities to form a regional lifeguard academy concept; many different experiences and lectures throughout the consortium were shared with the lifeguards on oceanography, beach management, critical stress debriefing and drowning processes. The academy was extremely successful with 65 students in attendance; the lifeguard academy is grateful for the support from the County and Monmouth County Park System; a graduation ceremony was held at NJNGTC.

Mr. Gant thanked Tim Harmon for all his tremendous efforts developing this successful program; he looks forward to seeing the program grow and becoming a model for the state.

Councilwoman Richman also thanked Tim Harmon for his efforts on a documentary project which he was instrumental bringing to the Borough; the film is on lifesaving and the importance of lifeguard training, highlighting the lifesaving efforts of Mr. Bouchard in 2021. She further read a letter from the Deane-Porter Elementary School, thanking Tim Harmon for his engaging assembly; the letter thanked Tim and his staff of lifeguards for their professionalism and knowledge on water safety. Councilman Zakin commented he has always been impressed with Sea Girt Lifeguards; knowing Tim is institutionalizing and sharing best practices is laudable. Councilwoman Richman further noted Jr. Lifeguard programs are going well; badge sales are slightly behind from 2022, but great things are happening at beach.



Council President Anthony reported deer fencing was installed at Edgemere Park and an additional 500 new plant materials will be planted on July 15<sup>th</sup> from 9 -11 am – volunteers appreciated. She thanked The Sea Girt Conservancy and council approval for the pollinator garden being planted near the deer fencing.

Mayor Fetzer congratulated Dan Lalli for completing the Fire Academy. Water/Sewer - he asked residents to please conserve water during the summer season. The library sponsored a Beatles Band Concert which had a great turnout; there was also a performance by Sentimental Journey on behalf of the Recreation Department which was also well attended. He asked residents to visit our website and calendars for community events. He noted the Hooker Family made a significant donation to provide handicap accessibility in Baltimore Park, a ribbon cutting event was held and a good time was had by all.

## 8. ADMINISTRATIVE REPORT

Jim Gant commented he will submit the Monmouth County Open Space Grant on July 13<sup>th</sup>. Ordinance Review Committee is working diligently working on updating their ordinances and finalizing prior to submitting to council for approval. He noted the School Resource Officer (SRO) Agreement is being split between the Borough and the Board of Education. Crescent Park Tennis Courts resurfacing is complete and Bell Place is soon to be completed.

## 9. R-113-2023: PAYMENT OF BILLS

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt, County of Monmouth that the bills to be paid as appearing on the attached bill lists dated June 21, 2023; July 6, 2023; and July 7,2023 in the totals as follows:

Beach Operating	\$	12,607.87
Board of Rec Trust	\$	9,208.81
Current Fund	\$	179,566.83
Dog License Trust	\$	3.60
General Capital	\$	224,785.08
Trust Other	\$	504.00
Unemployment Comp Trust	\$	187.17
Water Capital	\$	13,985.46
Water Operating	\$	18,765.76

### Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

## 10. PUBLIC PARTICIPATION ON ANY SUBJECT (Comments limited to 5 minutes)

Bob Ferguson, Philadelphia Boulevard supports the grant for Memorial Park; he would like to see a monument placed at the park to honor the service men and women killed in action from Sea Girt.

Birgit Graham, Chicago Boulevard is concerned with young people excessively drinking and wandering near the train tracks; she asked the police to be conscious patrolling the areas.

There being no further comments, and by consensus, the public hearing was closed. Mayor Fetzer advised that Council has matters to discuss in Executive Session, and requested a motion to adjourn for purposes of the discussion. **UPON MOTION** of Councilman Clemmensen, seconded by Council President Anthony, carried, that the following **Resolution No. 114-2023** be and the same is hereby adopted:

**WHEREAS**, Section 8 of the Open Public Meeting Act, N.J.S.A. 10:4-12 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.

**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 matter(s) to be discussed is litigation.
3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer necessary.
4. Action may be taken upon return to public session.
5. This Resolution shall take effect immediately.

**Recorded Vote:**

	AYES	NAYS	ABSENT	ABSTAIN
Council President Anthony	X			
Councilman Clemmensen	X			
Councilman Downey	X			
Councilman Perry			X	
Councilwoman Richman	X			
Councilman Zakin	X			

There being no further business, and **UPON MOTION** of Councilwoman Richman, seconded by Councilman Downey, carried, that the meeting be finally and immediately adjourned at 9:20 PM.

*Dawn Harriman*

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Dawn Harriman, RMC