

**MINUTES - REGULAR MEETING
DECEMBER 7, 2016**

The Regular Meeting of the Borough of Sea Girt Council was called to order by Mayor F. Ken Farrell at 7:30 PM on Wednesday, December 7, 2016, at the Sea Girt Elementary School, Bell Place, Sea Girt. Mayor Farrell asked for a moment of silence and to remember the loss of a resident's child over the Thanksgiving weekend; he then led those in attendance in the Pledge of Allegiance.

The Clerk read the Compliance Statement: this meeting is called pursuant to the provisions of the Open Public Meetings Act, Chapter 231, PL 1975, Section 5: adequate notice of this meeting has been given by posting the Notice on the Borough Bulletin Board and by transmitting the Notice to the Borough's two newspapers, *The Asbury Park Press* and *The Coast Star*, as required by law.

1. ROLL CALL:

	Present	Absent
Mayor Farrell	X	
Councilman Foley	X	
Councilman Buonocore	X	
Councilwoman Morris	X	
Council President Fetzer	X	
Councilman Mulroy	X	
Councilman Rotolo	X	

2. APPROVE MINUTES

A. Resolution No. 222-2016: Approve Minutes, Regular Meeting held November 9, 2016

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Mulroy, carried, that the Minutes of the Regular Meeting held on November 9, 2016 be and the same are hereby approved as presented.

Recorded Vote:

	Aye	Nay	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

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

Mayor Farrell noted that this evening is Councilman Buonocore's last official meeting and he wished to recognize him as someone special, a person who has brought a wealth of knowledge and experience during his service to Council. He further noted that Councilman Buonocore loves Sea Girt deeply, and he has provided well-thought out and reasoned guidance over the years on many issues, along with serving in the sensitive post of Chairperson of the Personnel Committee. The Mayor continued that he was very lucky to know him and to serve with him on Council during the last few years. He concluded his comments by noting that Councilman Buonocore will be missed. Council President Fetzer echoed the Mayor's remarks and added that Fred Buonocore was an inspiration and calming influence on Council. Councilperson Mulroy noted that he appreciated him for his wisdom and knowledge and will miss him.

4. **OLD BUSINESS**

A. **ORDINANCES** – public hearing/possible adoption

1. **Ordinance No. 11-2016:** The Mayor to read the said Ordinance by Title, and advised of its publication in its entirety in *The Asbury Park Press* on November 18, 2016:

ORDINANCE NO. 11-2016

AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER 3, POLICE REGULATIONS, SECTION 3-1, NOISE, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT

BE IT ORDAINED by the Borough Council of the Borough of Sea Girt as follows:

Section 1. Article 3-1 NOISE, is hereby amended and supplemented as follows:

3-1.1 Definitions.

As used in this section:

Person shall mean and include the singular and the plural and shall also mean and include any person, firm, corporation, association, club, partnership, society or any other form of association or organization.

Sound-Amplifying Equipment shall mean any machine or device for the amplification of the human voice, music or any other sound.

Sound Truck shall mean any type of vehicle, car, wagon, carriage or other means of transportation or locomotion, having mounted thereon or attached thereto any sound-amplifying equipment.
(Ord. No. 307; Ord. No. 597 § 1)

Power equipment shall mean equipment actuated by an additional power source and mechanism other than the solely manual labor used with hand tools.

Construction equipment shall mean equipment which may be mobile, semi permanent, or permanent, intended for heavy work such as earthmoving, lifting containers or materials, drilling holes in earth or rock, or concrete or paving application.

Commercial operator shall mean anyone performing construction and/or landscaping on a property other than the property owner and/or their immediate family.

Construction shall mean the construction, erection, reconstruction, alteration, conversion, demolition, removal, repair, painting or equipping of buildings or structures.

3-1.2 Noises Prohibited.

a. The creation of any unreasonably loud, disturbing and unnecessary noises in the Borough is hereby prohibited. There is further prohibited any noise of such character, intensity or duration as is detrimental to the life, health or well-being of any individual.

b. It shall be unlawful for any person to make, continue, or cause to be made or continued, or for any person to permit, allow or suffer on premises in their control, any loud, disturbing or excessive noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others within the limits of the Borough.

c. No persons shall use, or cause to be used, a sound truck with its sound-amplifying equipment in operation, in the Borough.

(Ord. No. 307; Ord. No. 597 § 2; Ord. No. 601; New)

3-1.3 Nonexclusive Enumeration of Prohibited Acts.

a. The following acts, among others, but not by way of limitation, are declared to be loud, disturbing and unnecessary noises in violation of this section but the following enumeration shall not be deemed to be exclusive:

1. Horns, Signaling Devices, etc. The sounding of any horn or signaling device of any automobile, motorcycle, bus or other vehicle on any street or public place of the Borough, except as a danger warning; the creation by means of any horn or signaling device of any unreasonably loud or harsh sound, or the sounding of said horn or signaling device for any unnecessary and unreasonable period of time.

2. Radios, Audio Equipment, etc. The playing of any radio, television, phonograph, musical instrument or any machine or device for the producing or reproducing of sound, in such a manner or with such volume, during the hours after 10:00 p.m. and before 8:00 a.m. so as to unreasonably annoy or disturb the quiet, comfort or repose of persons in any dwelling, hotel or any other type of residence, or to disturb the peace, quiet and comfort of the neighboring inhabitants, or to play or operate the same with louder volume than is necessary for convenient hearing for the person or persons who are in the room or chamber in which such machine or device is operated.

3. Yelling, Shouting, etc. Yelling, shouting, hooting, or singing after the hour of 10:00 p.m. and before 8:00 a.m. or at any time or place, so as to annoy and disturb the quiet, comfort or repose of persons in any office, or in any dwelling, hotel or other type of residence, or of any persons in the vicinity.

4. Use of power equipment not limited to landscaping equipment (including lawn mowers, blowers, edgers, clippers and saws) or construction equipment is regulated during the following times:

i. Property owners and/or their immediate family members are permitted to perform construction or landscaping work between 8:00 a.m. and 6:00 p.m. on weekdays or between 9:00 a.m. and 5:00 p.m. on weekends and the public holidays of New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving, and Christmas.

ii. Commercial operators are permitted to provide their services between 8:00 a.m. and 6:00 p.m. on weekdays or between 9:00 a.m. and 5:00 p.m. on Saturdays.

iii. Except in the case of an emergency, commercial operators are prohibited from providing their services on Sundays or on the public holidays of New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving, and Christmas. Commercial operators are also prohibited from providing their services on Saturdays between July 1st and Labor Day.

5. Music or other amplified sound emanating from a vehicle which is plainly audible at a distance of fifty (50) feet in any direction from the vehicle.

6. The frequent or habitual howling, barking, meowing or other noise-making by an animal.

b. It shall be presumed that if any of the noises referred to in paragraphs a, 2 and a, 3 of this subsection are emanating from any building, house or yard and are audible to persons passing on the street on which such building, house or yard is located, that such noise or noises disturbs the comfort, repose and health of others and the peace of the neighborhood. (Ord. No. 307; Ord. No. 597 § 3; Ord. No. 605; Ord. No. 891; New)

Editor's Note: Additional noise regulations regarding construction may be found in Chapter XII, Building and Housing.

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed, but only to the extent of such inconsistency.

Section 5. This Ordinance shall take effect twenty (20) days after adoption and final publication as required by law.

UPON MOTION of Council President Fetzer, seconded by Councilperson Buonocore, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments from the public present, and **UPON MOTION** of Councilperson Buonocore, seconded by Councilperson Mulroy, carried, the public hearing was closed.

UPON MOTION of Councilperson Foley, seconded by Councilperson Rotolo, carried, that the said Ordinance No. 11-2016 be adopted on final reading, directing the Clerk to post and publish as required by law, and noting that the twenty-day estoppel period begins to run upon first publication after final adoption.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

2. **Ordinance No. 12-2016:** The Mayor to read the said Ordinance by Title, and advise of its publication in its entirety in The Asbury Park Press on November 18, 2016:

ORDINANCE NO. 12-2016

AN ORDINANCE TO SUPPLEMENT AND AMEND CHAPTER 12, BUILDING AND HOUSING, SECTION 12.2, ADDITIONAL REGULATIONS, OF THE BOROUGH CODE OF THE BOROUGH OF SEA GIRT

BE IT ORDAINED by the Borough Council of the Borough of Sea Girt as follows:

Section 1. Article 12-2.2, Additional Regulations is hereby amended and supplemented as follows:

a. Definitions:

1. **Construction** shall mean the construction, erection, reconstruction, alteration, conversion, demolition, removal, repair, painting or equipping of buildings or structures.

2. **Commercial construction** shall mean any construction performed on a property by someone other than the property owner and/or their immediate family.

3. **Building** shall mean a structure enclosed with exterior walls or fire walls, built, erected and framed of component structural parts, designed for the housing, shelter, enclosure and support of individuals, animals or property of any kind.

4. **Structure** shall mean a combination of materials to form a construction for occupancy, use, or ornamentation, whether installed on, above, or below the surface of a parcel of land; provided the word "structure" shall be construed when used herein as though followed by the words "or part or parts thereof and all equipment therein" unless the context clearly requires a different meaning.

5. **Power equipment** shall mean equipment actuated by an additional power source and mechanism other than the solely manual labor used with hand tools.

b. All building and other permits shall be displayed so as to be visible to Borough officials.

c. All excavation shall be enclosed with fencing.

d. All construction sites shall be surrounded by silt fencing.

e. All construction debris shall be stored in containers.

- f. The abutting street and sidewalk shall be kept free from dirt, sand and other materials.
- g. The abutting sidewalk shall be passable at all times during the period of construction.
- h. Portable toilets shall be placed at the rear of the subject property with the entrance facing the rear. If circumstances preclude placing the portable toilet in the rear yard, the portable toilet shall be positioned in a manner so the door accessing same is facing the rear of the property. All portable toilets must be cleaned and serviced at least once every seven (7) days.
- i. Only one contractor's sign is permitted on the construction site having a maximum size of six (6) square feet and located at least twenty (20) feet behind the front property line. Signs shall not be illuminated.
- j. Construction is permitted during the following times:
 - 1. Construction Hours Permitted.
 - Monday through Friday—8:00 a.m. to 6:00 p.m.
 - Saturday—9:00 a.m. to 5:00 p.m.

Except in the case of an emergency, no commercial construction shall take place on Sundays or on the public holidays of New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving, Christmas, but is permitted on those days if done solely by the property owner and/or their immediate family between 9:00 a.m. and 5:00 p.m. Commercial construction is also prohibited on Saturdays between July 1 and Labor Day, but is permitted if done solely by the property owner and/or their immediate family between 9:00 a.m. and 5:00 p.m.

2. Use of Power Tools. The use of power equipment or tools by both commercial operators and property owners for construction, repair or alteration of buildings, landscaping and lawn maintenance is permitted during the following times:

(a) Mondays through Fridays, (except on the public holidays of New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving, and Christmas), between the hours of 8:00 a.m. and 6:00 p.m.

(b) On Saturdays between the hours of 9:00 a.m. and 5:00 p.m. (Except the provision of services by commercial operators is not permitted on Saturdays between July 1 and Labor Day)

Individual property owners and/or their immediate family members are permitted to perform construction and/or landscaping work on all Saturdays, Sundays and the public holidays of New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving, and Christmas between the hours of 9:00 a.m. and 5:00 p.m.

k. Collection of garbage or trash by commercial collectors shall be done only between the hours of 7:00 a.m. and 6:00 p.m. Monday through Saturday.

l. The off-loading and on-loading of track vehicles in the street is prohibited. The contractor must off-load and on-load track vehicles directly on the homeowner's property. In the event that a track vehicle must be off-loaded or on-loaded via a street, the contractor shall be required to place mats or other suitable materials on the street surface and curbing so such surface is not damaged during said off-loading or on-loading.

(Ord. No. 891a.-i.; Ord. No. 913; Ord. No. 918; Ord. No. 2007-16; New; Ord. No. 15-2012)

Section 4. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed, but only to the extent of such inconsistency.

Section 5. This Ordinance shall take effect twenty (20) days after adoption and final publication as required by law.

UPON MOTION of Councilperson Rotolo, seconded by Councilperson Foley, carried, that the meeting be opened to the public for comments on the said Ordinance only. There were no comments

from the public present, and **UPON MOTION** of Councilperson Morris, seconded by Councilperson Foley, carried, the public hearing was closed.

UPON MOTION of Councilperson Rotolo, seconded by Council President Fetzer, carried, that the said Ordinance No. 12-2016 be adopted on final reading, directing the Clerk to post and publish as required by law, and noting that the twenty-day estoppel period begins to run upon first publication after final adoption.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

5. NEW BUSINESS

A. Utility Improvements to Neptune and Seaside Places and Morven Terrace

- **Resolution No. 223-2016:** Change Order and Supplemental Agreement No. 2; net amount \$29,423.95

UPON MOTION of Councilperson Mulroy, carried by Councilperson Foley, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt originally awarded a contract to Lucas Construction Group, Inc., Morganville, NJ for the Utility Improvements to Neptune and Seaside Places and Morven Terrace in the total amount of \$498,980.00 on April 27, 2016, adjusted by Change Order No. 1 that was approved on September 14th, 2016 to a new contract total of \$543,335.30; and,

WHEREAS, after consultation with the Borough Engineer, the Borough and Lucas mutually agreed to change the method of construction from the replacing the storm drain pipe with new pipe to a method including the insertion of a liner into the existing pipe in order to reduce the disruption and time of construction for the project, resulting in a reduction in material and labor of \$97,840.00 and an increase of \$127,263.95 due to the change in material, and also authorized to repair certain water services and install additional services not previously identified, adding a net of \$29,423.95 or an total increase of 15.9% in overall contract costs representing the Total Change Order and Contract Modification No. 2; and,

WHEREAS, the Borough Engineer has reviewed the said Contract Modification Proposal No. 2 and recommends the approval of the same.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Contract Modification Proposal No. 2 in the net amount of \$29,423.95 for the Project known as Utility Improvements to Neptune and Seaside Places and Morven Terrace be and the same is hereby approved.

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

1. Lucas Construction Group, Inc.
2. David J. Howarth of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

- **Resolution No. 224-2016:** Approve payment, \$119,279.67

UPON MOTION of Councilperson Buonocore, carried by Councilperson Foley, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt originally awarded a contract to Lucas Construction Group, Inc., Morganville, NJ for the Utility Improvements to Neptune and Seaside Places and Morven Terrace in the total amount of \$498,980.00 on April 27, 2016, adjusted by Change Order No. 1 that was approved on September 14th, 2016 to a new contract total of \$543,335.30; and,

WHEREAS, after consultation with the Borough Engineer, the Borough and Lucas mutually agreed to change the method of construction from the replacing the storm drain pipe with new pipe to a method including the insertion of a liner into the existing pipe in order to reduce the disruption and time of construction for the project, resulting in a reduction in material and labor of \$97,840.00 and an increase of \$127,263.95 due to the change in material, and also authorized to repair certain water services and install additional services not previously identified, adding a net of \$29,423.95 or an total increase of 15.9% in overall contract costs representing the Total Change Order and Contract Modification No. 5; and submitted a request for the payment of \$119,279.67; and,

WHEREAS, the Borough Engineer has reviewed and approved the request for payment.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Payment No. 5 in the net amount of \$119,279.67 for the Project known as Utility Improvements to Neptune and Seaside Places and Morven Terrace be and the same is hereby approved.

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

1. Lucas Construction Group, Inc.
2. David J. Howarth of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

B. Improvements to Crescent Park Tennis Courts

- **Resolution No. 225-2016:** Approve Final Change Order and Supplemental Agreement No. 1, \$5,903.55

UPON MOTION of Councilperson Mulroy, carried by Councilperson Rotolo, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt originally awarded a contract to All Surface Asphalt Paving, Point Pleasant NJ for the project known as Improvements to the Crescent Park Tennis Courts in the total amount of \$69,200 on April 27, 2016; and,

WHEREAS, in consultation with the Borough Administrator and Engineer, material changes and additional services were required including the use of virgin asphalt, temporary court striping and the installation of new posts and nets, adding a net of \$5,903.55 or an total increase of 8.5% in overall contract costs representing the Final Change Order and Supplemental Agreement No. 1; and,

WHEREAS, the Borough Engineer has reviewed the said Final Change Order and Supplemental Agreement No. 1 and recommends the approval of the same.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Final Change Order and Supplemental Agreement No. 1 in the net amount of \$5,903.55 for the Project known as Improvements to the Crescent Park Tennis Courts Terrace be and the same is hereby approved.

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

1. All Surface Asphalt Paving
2. David J. Howarth of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

- **Resolution No. 226-2016:** Approve final payment, \$33,343.55

UPON MOTION of Councilperson Foley, carried by Councilperson Rotolo, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt originally awarded a contract to All Surface Asphalt Paving of Point Pleasant, NJ for the Project known as Improvements to Crescent Park Tennis Courts in the total amount of \$69,200 on April 27, 2016, subsequently amended by the approvals of Final Contract Modification and Change Orders 1 in the amount of \$5,903.55; and,

WHEREAS, the Project is now complete and All Surface Asphalt Paving has submitted the required two-year Maintenance Bond in the amount of \$18,063.39 to the Borough Engineer for review; said Maintenance Bond has been reviewed and found to be correct and the Borough Engineer has so notified the Borough Administrator; and,

WHEREAS, All Surface Asphalt Paving has requested Payment No. 2 in the amount of \$33,343.55 and the required documentation has been reviewed and approved by the Borough Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Payment Application No. 2 in the amount of \$33,343.55 from All Surface Asphalt Paving, Point Pleasant, NJ for the Project known as Improvements to Crescent Park Tennis Courts be and the same is hereby approved.

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

1. All Surface Asphalt Paving, Point Pleasant, NJ
2. David J. Howarth of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

- C. **Resolution No. 227-2016:** Approve payment to Shorelands Constructions, Inc. \$6,178.50

UPON MOTION of Councilperson Buonocore, carried by Councilperson Morris, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Borough of Sea Girt originally awarded a contract to Shorelands Construction, Inc. for the installation of boardwalk railings in the amount of \$61,785.03; and,

WHEREAS, the Project is now complete and the Borough Engineer has so notified the Borough Administrator; and,

WHEREAS, Shorelands Construction, Inc. has requested Payment No. 3 in the amount of \$6,178.50 (retainage) and the required documentation has been reviewed and approved by the Borough Engineer.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that Payment Application No. 3 in the amount of \$6,178.50 to Shorelands Construction, Inc. be and the same is hereby approved.

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

1. Shorelands Construction, Inc.
2. David J. Howarth of the firm Leon S. Avakian, Inc.
3. Chief Financial Officer, Borough of Sea Girt

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

- D. **Resolution No. 228-2016:** Appoint Class II SLEO (Courtney Casterlin, Michael Dolan, Thomas Eldershaw and Casey Fury)

UPON MOTION of Councilperson Buonocore, seconded by Councilperson Rotolo, 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 four (4) Class II Special Law Enforcement Officer to support its 2017 operations; and,

WHEREAS, the Chief of Police has reviewed the applications and references of qualified candidates, and recommends the appointment of: Courtney Casterlin, Michael Dolan, Thomas Eldershaw and Casey Fury to these positions.

NOW, THEREFORE, BE IT RESOLVED that Courtney Casterlin, Michael Dolan, Thomas Eldershaw and Casey Fury be appointed as Class II Special Law Enforcement Officers for the Borough of Sea Girt, at the hourly rate of \$15.00 per hour, effective immediately.

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

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

E. **Resolution No. 229-2016:** Community Alliance, Strategic Form for Funding Municipal Alliances

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough of Sea Girt Council of the Borough of Sea Girt, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough of Sea Girt Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough of Sea Girt Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Monmouth;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sea Girt, County of Monmouth, State of New Jersey hereby recognizes the following:

1. The Borough of Sea Girt Council does hereby authorize submission of a strategic plan for the Shore Municipal Alliance grant for fiscal year **2018** in the amount of:

DEDR	\$49,072.00
Cash Match	\$12,268.00
In-Kind	\$36,804.00

2. The Borough of Sea Girt Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Recorded Vote:

	AYES	NAYS	ABSENT	ABSTAIN
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

F. Resolution No. 230-2016: Appropriations transfers

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

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

WHEREAS, the Chief Financial Officer has determined that certain 2016 appropriations of the Borough of Sea Girt require additional funds while other appropriations have an available balance not needed for its original purposes as listed below:

ACCOUNT NO.	APPROPRIATION	FROM	TO
6-01-20-100-011	Administrative and Executive, S/W	\$10,000.00	
6-01-23-220-000	Group Insurance	70,000.00	
6-01-20-155-029	Legal Services, Contractual		\$70,000.00
6-01-25-240-012	Police, S/W, P/T		10,000.00

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Girt that the appropriations transfers as listed above be and the same are hereby approved.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

G. Resolution No. 231-2016: NJEIT Bond Resolution

WHEREAS, the Borough of Sea Girt (the "Local Unit"), in the County of Monmouth, New Jersey, has determined that there exists a need within the Local Unit to construct the Project (the "Project") as defined in each of that certain Loan Agreement dated as of December 1, 2016 (the "Trust Loan Agreement") to be entered into by and between the Local Unit and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement dated as of October 25, 2016 (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Local Unit and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the State Fiscal Year 2017 New Jersey Environmental Infrastructure Financing Program (the "Program");

WHEREAS, the Local Unit has determined to finance the acquisition, construction, renovation or installation of the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Local Unit to authorize, execute, attest and deliver the Local Unit's General Improvement Bonds, Series 2016A-1, to the Trust in an aggregate principal amount not to exceed \$355,000 (the "Trust Loan Bond") and General

Improvement Bonds, Series 2016A-2, to the State in an aggregate principal amount not to exceed \$1,090,962 (the "Fund Loan Bond", and together with the Trust Loan Bond, the "Local Unit Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law, the Loan Agreements, and the Escrow Agreement dated [insert date Escrow Closing] ("Escrow Agreement") by and among the Trust, the State, the Local Unit and the escrow agent named therein.

WHEREAS, N.J.S.A. 40A:2-27(a) (2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust, without any public offering, all under the terms and conditions set forth herein; and

WHEREAS, in accordance with the terms of the Escrow Agreement, the Trust has sold its bonds to fund the Trust Loan, thereby enabling the Local Unit to confirm the exact aggregate principal amount of and debt service schedule for the Trust Loan Bond.

WHEREAS, on October 25, 2016 the Local Unit delivered the Fund Loan Bond to the State; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Local Unit as follows:

Section 1. The sale of the Trust Loan Bond to the Trust and the Fund Loan Bond to the State are hereby confirmed. The Trust Loan Bond shall be released from escrow in accordance with the terms of the Escrow Agreement and thereby issued in accordance with the principal loan amount, interest rates and maturity schedule set forth in **Schedule A** attached hereto and made a part hereof. The issuance of the Fund Loan Bond with principal amount and the maturity schedule set forth in **Schedule B** attached hereto and made a part hereof is hereby ratified and confirmed.

Section 2. This resolution shall take effect immediately.

Section 3. Upon the adoption hereof, the Local Unit Clerk shall forward certified copies of this resolution to Davison, Eastman & Munoz, bond counsel to the Local Unit, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

H. **Resolution No. 232-2016:** Resolution Authorizing Payment to Third-Party Lienholders of Tax Sale Certificates No. 14-0001 and No. 15-0001, respectively after Redemption by the Property Owner

UPON MOTION of Councilperson Morris, carried by Councilperson Mulroy, carried, that the following Resolution be and the same is hereby adopted:

WHEREAS, the Tax Collector of the Borough of Sea Girt sold liens for unpaid property taxes and water/sewer charges against the following properties in November 2014 and November 2015, respectively, to the third parties listed in the schedule below:

Lien No.	Block, Lot, Property Location	Lienholder
14-00001	Block 7, Lot 5, 712 Morven Terrace	FNA Jersey, BOA, LLC
15-00001	Block 15, Lot 14, 6 The Terrace	TWR as Custodian for Ebury Fund 2

WHEREAS, the property owner has remitted full payment in the total amount of \$286,886.96 to redeem the liens held by the third-party lienholders for all prior and current charges as follows:

Lien No.	Lienholder	Redemption Amount	Premium Amount
14-00001	FNA Jersey, BOA, LLC	\$199,125.71	\$46,100.00
15-00001	TWR as Custodian for Ebury Fund 2	\$68,500.15	\$141,100.00

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of Sea Girt that the following payments be authorized to the third-party lienholders for the redemption and premium paid for the following Tax Sale Certificates:

Lien No.	Lienholder	Total Redemption plus Premium Amount
14-00001	FNA Jersey, BOA, LLC	\$245,225.71
15-00001	TWR as Custodian for Ebury Fund 2	\$209,600.15

BE IT FURTHER RESOLVED that the Chief Financial Officer be directed to issue Form 1099 to the third-party lienholders for payments through December 31, 2016.

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

1. Borough of Sea Girt Tax Collector
2. Borough of Sea Girt Chief Financial Officer
3. FNA Jersey BOA, LLC
4. TWR as Custodian for Ebury Fund 2

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

6. **ADMINISTRATOR REPORTS/DISCUSSION** – The Administrator reported as follows:

- A. **Neptune and Seaside, Morven Improvement Project:** Paving is complete with the exception of a few punch list items that will be addressed as weather permits

B. December/January Sanitation pick-up schedule changes:

Monday, December 26, Christmas Day celebrated, *NO* pick-up; pick up will be on *Tuesday, December 27*

Monday, January 2, New Year's Day celebrated, *NO* pick-up; pick up will be on Tuesday, January 3

- C. **Other** – Draft of a proposed Ordinance regulating placement of dumpsters has been supplied to all Councilmembers and further discussion will be held at the January 4 meeting; goal is to introduce the Ordinance at the January 25 Council meeting.
- D. The next Coffee with the Mayor will be held on Saturday, December 17, 2016 at 9:00 AM in the Fire Hall.
- E. Council's Reorganization Meeting (followed by a Regular Meeting) will be held on Wednesday, January 4, 2017 at 7:30 PM at the Sea Girt School.
- F. As we close out this year, I want to express my thanks to Chief Davenport and the staff of the Sea Girt Police Department; Jared McKittrick, Michael McArthur and the staff of the Public Works and Water Departments; Jim Freda, Tim Harmon and the staff of the Beach Department; Lisa Luke and JoAnne Johnson, our Librarian and Assistant Librarian and the Library volunteers; Bob Durna, Ed Sidley, Chris Willms and all the Fire Company volunteers; our Administrative Staff, Recreation and Shade Tree Commission members and all the other volunteers who participated in our events throughout the year for their hard work and efforts on behalf of our residents. My best wishes to all for a joyous and peaceful Christmas and New Year!

7. **QPA REPORTS** (of activity since previous Council Meeting): None

8. COUNCIL REPORTS

Councilpersons Foley, Buonocore, Morris and Rotolo had no reports.

Councilperson Mulroy reported that the Fire House will kick off the Borough's Centennial Celebration with an Open House on January 1 from 12-3 in conjunction with the Chamber of Commerce Annual Egg Nog Social.

Council President Fetzer reported that the Teamster negotiations are on-going and the next meeting is December 22nd.

Mayor Farrell reported as follows:

- Public needs to be aware of scams, both e-mail and telephone, and exercise caution;
- SMRSA Update: The Authority awarded a contract for the outfall pipe repair; \$2.4MM cost and they are applying to FEMA for Hazard Mitigation Grant funding to offset some of the costs; co-gen upgrade plan is underway; the goal is to create more independence from NJNG and will also produce heat for the buildings; 60% paid for with grant funds; the budget up slightly in 2017.

- DPW: Leaf pickup is a labor intensive task currently underway with the goal to be completed by our deadline of December 15. The Mayor indicated that it may be time for the Borough change our method of collection, by either requiring landscapers to remove or bag and leave at the curb?
- The Mayor thanked all Council members and the employees of the Borough including Chief Davenport and his staff; Jared McKittrick and his staff; Mrs. Carafa and the administrative staff for their work on behalf of the residents and the Fire Company and volunteers for their service. He also noted that it was a great 2016 and he is looking forward to our 2017 Centennial Celebration
- He wished everyone a safe and Merry Christmas

9. **Resolution No. 233-2016:** Payment of bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the bills be paid as appearing on the attached Bill List date December 1, 2016 in the totals as follows:

CURRENT FUND	\$ 123,099.85
WATER/SEWER OPERATING FUND	\$ 33,581.28
BEACH OPERATING FUND	\$ 3,618.72
TRUST FUND	\$ 454,841.46
RECREATION TRUST FUND	\$ 2,843.10
DOG TRUST	\$ 8.40
GENERAL CAPITAL	\$ 138,094.97
GRANT FUND	\$ 503.72
WATER CAPITAL	\$ 150,469.54
BEACH CAPITAL	\$ 6,178.50

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Council President Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

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

Robert Kregg, Boston Blvd., noted that there is a Porta –John located on Philadelphia between Fifth and Sixth Avenues with commercial vehicles parked on an empty lot; Council should hire someone to inspect construction sites. Councilperson Foley responded that the Borough is revising its procedures.

Mr. Kregg then presented the Mayor with a new addition touting the Borough's Centennial to the sign installed on island in front of the Training Center.

Councilperson Buonocore thanked the residents of Sea Girt for allowing him to serve as councilperson; that it has been a pleasure working with everyone; he stated that he has worked for many elected officials during his career and it wasn't until joining this council that he experienced council

members working for the right reasons in the community. He continued by noting that Sea Girt is unique in that it has a group of people who care about their community more than they care about personal gain. He noted that he was honored to work with competent people including Lorraine Carafa, Nick Montenegro, Kevin Davenport, Jared McKittrick, Mike MacArthur, Tim Harmon, and Lisa Luke who effectively manage their departments. He concluded by thanking each councilperson for their dedication and friendship and noting that he appreciated the time spent with everyone.

There being no further business, and **UPON MOTION** of Councilperson Foley, seconded by Councilperson Mulroy, carried, that the meeting be finally and immediately adjourned at 9:00 PM.

Lorraine P. Carafa

LORRAINE P. CARAFA, RMC

RESOLUTION 233-2016

Resolution Authorizing the Payment of Bills

BE IT RESOLVED, by the Borough Council of the Borough of Sea Girt that the bills be paid as appearing on the attached Bill List date December 1, 2016 in the totals as follows:

CURRENT FUND	\$ 123,099.85
WATER/SEWER OPERATING FUND	\$ 33,581.28
BEACH OPERATING FUND	\$ 3,618.72
TRUST FUND	\$ 454,841.46
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DOG TRUST	\$ 8.40
GENERAL CAPITAL	\$ 138,094.97
GRANT FUND	\$ 503.72
WATER CAPITAL	\$ 150,469.54
BEACH CAPITAL	\$ 6,178.50

Recorded Vote:

	Ayes	Nays	Absent	Abstain
Councilman Foley	X			
Councilman Buonocore	X			
Councilwoman Morris	X			
Councilman Fetzer	X			
Councilman Mulroy	X			
Councilman Rotolo	X			

Certification

I, Lorraine Carafa, Municipal Clerk of the Borough of Sea Girt, of the County of Monmouth, State of New Jersey, do hereby certify that the foregoing Resolution was duly adopted by the Borough Council at their Regular Meeting held on the 7th of December 2016.



Lorraine P. Carafa, Municipal Clerk

P.O. Type: All
Range: First to Last
Format: Condensed

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

PO #	PO Date	Vendor	PO Description	Status	Amount	Void Amount	PO Type
16-00023	01/05/16	00964	A'S GARDEN & HOME CENTER	2016 Misc Supplies	Open	234.34	0.00 B
16-00025	01/05/16	00053	VAN WICKLE AUTO SUPPLY	2016 Auto Parts	Open	1,153.70	0.00 B
16-00026	01/05/16	00136	THE COAST STAR	2016 Legal Advertising	Open	20.30	0.00 B
16-00028	01/05/16	00295	ASBURY PARK PRESS	2016 Legal Advertising	Open	467.50	0.00 B
16-00029	01/05/16	SBS01	Stewart Business Systems	2016 Copier Maintenance	Open	158.95	0.00 B
16-00067	01/15/16	00099	ASSOCIATED HUMANE SOCIETY	2016 Animal Control services	Open	463.00	0.00 B
16-00069	01/15/16	01635	SWIFTREACH NETWORKS, INC.	2016 notification subscription	Open	309.17	0.00 B
16-00071	01/15/16	01230	KEPWEL SPRING WATER CO., INC.	2016 Bottled water	Open	56.70	0.00 B
16-00072	01/15/16	01230	KEPWEL SPRING WATER CO., INC.	2016 Bottle Water	Open	14.90	0.00 B
16-00073	01/15/16	LEVEL3	Level 3	2016 Telephone services	Open	926.46	0.00 B
16-00074	01/15/16	01258	NJ American Water	2016 Public Fire Services	Open	90.20	0.00 B
16-00075	01/15/16	00614	Optimum	2016 Service	Open	92.27	0.00 B
16-00076	01/15/16	00614	Optimum	2016 Srv.	Open	208.85	0.00 B
16-00077	01/15/16	00614	Optimum	2016 Service	Open	130.39	0.00 B
16-00078	01/15/16	00203	Ruderman, Horn & Esmerado PC	2016 Services	Open	7,540.00	0.00 B
16-00087	01/21/16	01166	MONTENEGRO, THOMPSON, ET ALS.	2016 Legal Services	Open	7,385.19	0.00 B
16-00095	01/21/16	01142	STANDARD INSURANCE COMPANY	2016 Insurance	Open	200.10	0.00 B
16-00096	01/21/16	00019	GUARDIAN LIFE INSURANCE	2016 life Insurance	Open	320.63	0.00 B
16-00097	01/21/16	01688	HORIZON BC/BS OF NJ DENTAL	2016 dental Insurance	Open	2,276.98	0.00 B
16-00098	01/21/16	01786	TOWNSHIP OF WALL	2016 Court services	Open	356.00	0.00 B
16-00099	01/21/16	CLF01	Carton Law Firm	Prosecutor services	Open	953.75	0.00 B
16-00132	02/02/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	2,244.69	0.00 B
16-00133	02/02/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	183.60	0.00 B
16-00134	02/02/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	21.53	0.00 B
16-00135	02/02/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	1,308.80	0.00 B
16-00136	02/03/16	01942	ONE CALL CONCEPTS	2016 Services	Open	43.75	0.00 B
16-00137	02/03/16	00007	VERIZON	Beach Service 2016	Open	359.51	0.00 B
16-00138	02/03/16	00007	VERIZON	2016 Pd & A&E services	Open	302.79	0.00 B
16-00139	02/03/16	00007	VERIZON	2016 Service Library	Open	108.19	0.00 B
16-00140	02/03/16	00007	VERIZON	2016 Service FD	Open	38.63	0.00 B
16-00161	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	368.73	0.00 B
16-00162	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	29.45	0.00 B
16-00163	02/04/16	00051	NJ NATURAL GAS CO.	2016 Services	Open	47.97	0.00 B
16-00165	02/05/16	DYN01	Dynamic Testing Services	Drug/Alcohol testing Service	Open	215.00	0.00 B
16-00186	02/19/16	01809	BOROUGH OF SEA GIRT	2016 Water bills	Open	5,391.40	0.00 B
16-00188	02/19/16	00349	VERIZON WIRELESS	2016 Services	Open	478.25	0.00 B
16-00189	02/19/16	00349	VERIZON WIRELESS	2016 Services	Open	155.76	0.00 B
16-00190	02/19/16	DEB01	Direct Energy Business	2016 Services, paddle tennis	Open	2.12	0.00 B
16-00191	02/19/16	DEB01	Direct Energy Business	2016 Service, Library	Open	16.88	0.00 B
16-00192	02/19/16	DEB01	Direct Energy Business	2016 Service	Open	135.26	0.00 B
16-00194	02/22/16	00016	JERSEY CENTRAL POWER & LIGHT	2016 Street lighting	Open	1,516.55	0.00 B
16-00222	02/26/16	00016	JERSEY CENTRAL POWER & LIGHT	Service 2016	Open	198.44	0.00 B
16-00254	03/10/16	TR01	Test Rite - Diesel Emission	Emissions testing FMCSA Insp.	Open	450.00	0.00 B
16-00257	03/14/16	CROSS01	Cross Over Networks	IT services 2016	Open	3,774.40	0.00 B
16-00291	03/21/16	MTG01	Material Transport Group LLC	Recycle Brush	Open	420.00	0.00 B
16-00346	04/07/16	00889	STATE OF NEW JERSEY	Dog License fees 2016	Open	8.40	0.00 B
16-00404	04/21/16	01250	SHERWIN WILLIAMS	Paint for Lifeguard stands	Open	144.04	0.00 B
16-00405	04/21/16	00633	TAYLOR HARDWARE	Blanket 2016	Open	63.23	0.00 B
16-00422	04/28/16	RECOM	ReCommunity Recycling	Recycling	Open	270.27	0.00 B
16-00457	05/12/16	ASAP	All Surface Asphalt Paving	R-85-2016 Crescent Pk. Tennis	Open	33,343.55	0.00 B

Totals by Year-Fund	Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
			123,094.85					
CURRENT FUND	6-01		72,459.55 33,581.28	0.00	72,459.55	0.00	0.00	72,459.55
WATER OPERATING	6-05		15,707.39	0.00	15,707.39	0.00	0.00	15,707.39
BEACH OPERATING	6-09		3,618.72	105.00	3,723.72	0.00	0.00	3,723.72
TRUST OTHER	6-25		454,841.46 15.60	0.00	15.60	0.00	0.00	15.60
BOARD OF RECREATI	6-26		2,843.10	0.00	2,843.10	0.00	0.00	2,843.10
DOG LICENSE TRUST	6-32		8.40	0.00	8.40	0.00	0.00	8.40
Year Total:			94,652.76 138,094.97	105.00	94,757.76	0.00	0.00	94,757.76
GENERAL CAPITAL	C-04		38,612.84	0.00	38,612.84	0.00	0.00	38,612.84
GRANT FUND	G-02		503.72	0.00	503.72	0.00	0.00	503.72
WATER CAPITAL	W-06		150,469.54 130,672.00	0.00	130,672.00	0.00	0.00	130,672.00
Total of All Funds:			264,441.32	105.00	264,546.32	0.00	0.00	264,546.32
BEACH CAPITAL			6,178.50					
TOTAL			913,239.54					913,344.54

16-00095	Standard Ins. Co.	Dec. premium	200.10
16-00096	Guardian Ins.	Dec.	320.63
16-00097	Horizon Dental	Dec.	2,220.65
16-00975	Art Kaney	Doodle Dude	225.00
16-01014	NJ Motor Vehicle Comm	Title transfer PD	60.00
16-01016	Sea Girt PTO	Craft Show fee	150.00
16-01027	Jane HUnnewell	Change Fund	100.00
	State of NJ	SHB	47,203.92
	SMMUA	4th Quarter	17,873.89
		Total	332,900.51
16-000456	Lucas Constrution	Cert. #5	119,279.67
16-01072	Shorelands Contruction	Cert. #3	6,178.50
16-01073	Postmaster	Rental Box 296	160.00
16-01076	FNA Jersey BOI, LLC	Tax Lien Redemption	245,225.71
16-01077	TWR as CST for Ebury Fund	Tax Lien Redemption	209,600.15
		Total	913,344.54