

SEASIDE PARK BOROUGH COUNCIL

The Regular Meeting of the Borough Council of the Borough of Seaside Park was called to order at 8:35 p.m. on Thursday, May 28, 2009 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park, with Mayor Thomas E. Connors presiding.

"In accordance with the requirements of New Jersey's Open Public Meetings Act, public notice of this meeting was included in the required Annual Meeting Notice which was filed in the Office of the Seaside Park Borough Clerk; posted on the Bulletin Board located in the Municipal Building; and forwarded to the Ocean County Observer, the Asbury Park Press, and to all persons requesting notice and providing self-addressed, postage-paid envelopes."

Present:

Thomas E. Connors, Mayor

Also Attending:

Randy Appleby

Eugenia Bermudez, CFO

Andy Kelly

Barbara Greger, Dep. Clerk

Dave Meyer

Adm. Julie Keizer

Robert Brennan

Attorney Michael McKenna

Dr. McHugh

Chief Ed Dickson

Jim Jablonski

Jim Mackie, Dir. DPW

Mayor Connors called the meeting to order at 8:35 P.M.

Mayor Connors congratulates Mr. Meyer on his son Christopher's graduation from Annapolis this week end.

Adm. Julie Keizer read the Statement of Compliance, the announcements and no smoking policy.

Mayor Connors read the mission statement and asked all to stand for a moment of silence and Pledge of Allegiance remembering those in the Armed Forces.

Adm. Julie Keizer takes roll call recorded above.

Approval of minutes: None

Reports: None

Public Hearings: None

The ordinance establishing Borough employee policies is tabled until the June 11, 2009 meeting.

Ordinance Introductions: First reading of Ordinance 1482 entitled:

An ordinance of the Borough of Seaside Park, Ocean County, NJ amending Chapter 76: Vehicle and Traffic of the Borough Code; Article X11 entitled "Restricted Parking for Handicapped Persons."

BE IT ORDAINED BY THE Mayor and Council of the Borough of Seaside Park, Ocean County, NJ as follows:

SECTION 1. Section 76-55 of the code of the Borough of Seaside Park entitled "Locations designated" is hereby amended and supplemented at Schedule X1 to include the following:

<u>Name of Street</u>	<u>Side</u>	<u>Location:</u>
L Street	North	134 L Street

SECTION 2. This Ordinance repeals any inconsistent ordinance or ordinances or part or parts thereof.

SECTION 3. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

Motion for approval made by Mr. Jablonski and seconded by Mr. Kelly.

AYES: Appleby, Brennan, Jablonski, McHugh, Kelly, Meyer.

MOTION CARRIED.

Resolutions: Adm. Julie Keizer reads the following resolutions.

R2009-167 entitled:

RAFFLE LICENSE APPLICATIONS

WHEREAS, the designated year 2009 Raffle License Applications have been filed with the Borough Clerk; and

WHEREAS, said applicants have been issued non-profit organization Raffle Identification Numbers by the NJ Legalized Games of Chance Control Commission and have submitted the proper license fees and application; and

WHEREAS, it is the desire of the Borough Council to approve the said designated Raffle Licenses.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of N.J. as follows:

1. The following year 2008 Raffle License applications are hereby approved:

<i>No.</i>	<i>Applicant</i>	<i>NAME</i>	<i>date</i>	<i>raffle</i>
R2009-5	St. Catherine's Church		10/3/09	On Premise

2. The Borough Clerk is hereby authorized and directed to execute the documents necessary for this approval
R2009-168 entitled:

**Resolution of the Borough Council authorizing the designated
Miscellaneous refund.**

WHEREAS, the Borough of Seaside Park collects fees for various services and programs and occasionally it is necessary to refund the payment of the fee when the service or program is cancelled or otherwise not provided; and

WHEREAS, upon the recommendation of the appropriate Borough Official it is necessary for the governing body to authorize the legitimate refund of the fee paid.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, Ocean County, NJ as follows:

The following refund is hereby authorized.

Refund to:	Address:	Refund amount:
Anthony Rossi	26 Cypress Avenue North Caldwell, NJ 07006	Marina refund (sold boat)
Keith Krutchkeff	601 W 173 rd St. #58 New York City, NY 10032	Beach fire fee cancelled.

The Borough Clerk is hereby directed to forward a certified copy of this resolution to the Borough treasurer/CFO.

R2009-169 entitled:

**Resolution of the Borough Council authorizing the establishment of a
\$9,000.00 change fund for the beach control for 2009.**

WHEREAS, it is necessary to establish a Change Fund for the operation of the Borough's Beach Control for the 2009 summer season; and

WHEREAS, in accordance with regulations of the New Jersey Division of Local Government the establishment of such a fund must be authorized by the governing body and it is the desire of the Borough Council to provide such authorization.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, Ocean County, NJ as follows:

1. The Beach Control Office under the direction of the Beach Director/Lifeguard Captain is hereby authorized to establish a Change Fund in the amount of \$9,000. for the year 2009.
2. The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Beach Director/Lifeguard Captain and the Borough Treasurer/CFO.

R2009-170 entitled:

Approval to submit a grant application, execute a grant agreement and provide a maintenance commitment with the New Jersey Department of Transportation for the Seaside Park Borough Boardwalk Improvements project.

WHEREAS, the Borough Council of Seaside Park desires to apply for funds through the Transportation Trust Fund Authority Act, New Jersey Department of Transportation (NJDOT), Municipal Aid Program; and

WHEREAS, the Borough Council of Seaside Park acknowledges the importance of the reconstruction of the boardwalk and access ramps along Ocean Avenue;

NOW, THEREFORE, BE IT RESOLVED that Council of Seaside Park Borough, formally approves the grant application and maintenance commitment for the above stated project.

BE IT FURTHER RESOLVED that the Borough Administrator/Clerk is hereby authorized to submit an electronic grant application identified as TE-ARRA-Seaside Park Borough-00229 to the New Jersey Department of Transportation on behalf of Seaside Park Borough.

BE IT FURTHER RESOLVED that the Borough Administrator/Clerk is hereby authorized to sign the grant agreement on behalf of Seaside Park Borough and that the signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED that the Borough of Seaside Park formally accepts all maintenance responsibilities required for the associated improvements intended to be installed with the receipt of said grant monies.

R2009-171 entitled:

Approval to submit a grant application, execute a grant agreement and provide a maintenance commitment with the New Jersey Department of Transportation for the Municipal Parking Facility project.

WHEREAS, the Borough Council of Seaside Park desires to apply for funds through the Transportation Trust Fund Authority Act, New Jersey Department of Transportation (NJDOT), Municipal Aid Program; and

WHEREAS, the Borough Council of Seaside Park acknowledges the importance of the reconfiguration and resurfacing of the municipal parking lots along Ocean Avenue;

NOW, THEREFORE, BE IT RESOLVED that Council of Seaside Park Borough, formally approves the grant application and maintenance commitment for the above stated project.

BE IT FURTHER RESOLVED that the Borough Administrator/Clerk is hereby authorized to submit an electronic grant application identified as TE-ARRA-Seaside Park Borough-00287 to the New Jersey Department of Transportation on behalf of Seaside Park Borough.

BE IT FURTHER RESOLVED that the Borough Administrator/Clerk is hereby authorized to sign the grant agreement on behalf of Seaside Park Borough and that the signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

BE IT FURTHER RESOLVED that the Borough of Seaside Park formally accepts all maintenance responsibilities required for the associated improvements intended to be installed with the receipt of said grant monies.

R2009-172 entitled:

RESOLUTION OF THE BOROUGH OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE TURN OUT GEAR FOR THE SEASIDE PARK VOLUNTEER FIRE DEPARTMENT

WHEREAS, the Borough of Seaside Park wishes to purchase turn out gear for the Seaside Park Volunteer Fire Department under State Contract #A71054 in the amount of \$4,997.70 and State Contract #A71048 in the amount of \$38,044.44; and

WHEREAS, the Borough of Seaside Park wishes to purchase under State Contract the aforesaid turn out gear for the price not to exceed \$43,043.00; and

WHEREAS, New Jersey Fire Equipment Co., 923 North Washington Avenue, Green Brook, NJ 08812, has been awarded New Jersey State Contracts #A71054 and #A71048; and

WHEREAS, the Borough Council wishes to award the State Contract for the turn out gear to New Jersey Fire Equipment Co.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Seaside Park, County of Ocean, State of New Jersey, as follows:

1. New Jersey Fire Equipment Co. is hereby awarded a contract in the amount not to exceed \$43,043.00 for turn out gear.
2. The award of the contract is contingent upon the issuance of a Certification of Availability of Funds certifying the existence of a sufficient appropriation to Fund the said contract.

3. The Mayor and Borough Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract.

This resolution is conditioned upon the following:

- A. Formal execution of a contract signed by the Mayor and Borough Clerk.
- B. Issuance of a Certification of Availability of Funds as aforesaid.
- C. Compliance by the vendor with signing the mandatory affirmative action language required by law
- D. Compliance by the Vendor with filing of Affirmative Action Form AA302 or AA201, or otherwise complying with Affirmative Action employee information reporting.

No contract shall be considered awarded unless and until the above requirements are executed.

R2009-173 entitled:

RESOLUTION ESTABLISHING PETTY CASH FUNDS FOR THE YEAR 2009

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county of municipality by application and resolution, and,

WHEREAS, it is the desire of the Borough of Seaside Park, County of Ocean to establish such a fund for the following Departments within the Borough:

Marina	\$400.00
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WHEREAS, the Borough Council hereby establishes a per transaction limit of \$ 50.00 for petty cash disbursements.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Seaside Park, County of Ocean hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

R2009-174 entitled:

RESOLUTION ESTABLISHING PETTY CASH FUNDS FOR THE YEAR 2009

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund in any county of municipality by application and resolution, and,

WHEREAS, it is the desire of the Borough of Seaside Park, County of Ocean to establish such a fund for the following Departments within the Borough:

Recreation	\$200.00
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WHEREAS, the Borough Council hereby establishes a per transaction limit of \$ 25.00 for petty cash disbursements.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Seaside Park, County of Ocean hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

R2009-175 entitled:

Resolution of the Borough Council appointing Police Matrons for the year 2009

WHEREAS, the Seaside Park Police Department from time to time is in need of Police Matrons on a call in basis; and

WHEREAS, the Police Chief has recommended the following trained individuals be appointed as Police Matrons for the year 2009:

Ginger Fitzgerald, Debbie Krayesky, Carol Wroblewski, Cindy Kleva

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of seaside Park, Ocean County, N.J. as follows:

1. The following individuals as listed are hereby appointed as Police Matrons on a call in basis at the rate of pay established by Ordinance.
The Borough Clerk is hereby directed to forward a certified copy of this Resolution to the Chief of Police, the appointees and the Borough Chief Financial Officer.
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R2009-176 entitled:

Resolution of the Borough of Seaside Park appointing Scott Crilly as a seasonal laborer in the Seaside Park Public Works Department

WHEREAS, Scott Crilly has been employed by the Borough of Seaside Park as a temporary employee; and

WHEREAS, the Borough of Seaside Park is in need of a seasonal six month laborer within the Public Works Department; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Seaside Park, in the County of Ocean, State of New Jersey, as follows:

1. That Scott Crilly, 11 Clear Water Way, Toms River is hereby appointed as a seasonal laborer pursuant to all Civil Service requirements as of June 8, 2009 when his seasonal employment terminates for a term to not exceed 6 months, ending on December 8, 2009.
2. That the salary for such position is determined at \$13.84 per hour.
3. The Municipal Clerk is hereby directed to forward a certified copy of this Resolution to the Borough Chief Financial Officer, Scott Crilly, and all necessary employment papers be forwarded to the New Jersey Department of Personnel.

R2009-177 entitled:

RESOLUTION FOR MAY 28, 2009, FOR EMERGENCY TEMPORARY APPROPRIATIONS FOR PERIOD BETWEEN THE BEGINNING OF THE CURRENT FISCAL YEAR AND THE DATE OF THE ADOPTION OF THE BUDGET FOR SAID YEAR, ACCORDING TO 40A:4-20:

Current Fund Appropriations:		
Administration		
Salaries & Wages		\$ 20,000.00
Other Expenses		\$ 5,000.00
Mayor and Council		
Salaries & Wages		\$ 2,500.00
Financial Administration		
Salaries & Wages		\$ 5,000.00
Collection of Taxes		
Other Expenses		\$ 2,000.00
Assessment of Taxes		
Salaries & Wages		\$ 2,500.00
Planning Board:		
Salaries & Wages		\$ 1,000.00
Zoning Board:		
Salaries & Wages		\$ 1,000.00
Other Expenses		\$ 2,000.00
Code Enforcement:		
Salaries & Wages		\$ 10,000.00
Other Expenses		\$ 5,000.00
Insurance - Group Health		\$ 55,000.00
Police Department		
Salaries & Wages		\$ 200,000.00
Other Expenses		\$ (66,517.00)
Emergency Management Services		
Salaries & Wages		\$ 1,000.00
Fire Department:		

Fire Hydrant		\$ 7,500.00
Other Expenses		\$ 5,000.00
Public Works		
Salaries & Wages		\$ 70,000.00
Vehicle Maintenance:		
Other Expenses		\$ 5,000.00
Traffic & Parking Meters:		
Other Expenses		\$ 2,000.00
Beach Clean Up		
Salaries & Wages		\$ 5,000.00
Other Expenses		
Beach Boardwalk, Bayfront & Dock Maint: O/E		
Beach Control		
Salaries & Wages		\$ 30,000.00
Beach Concession		
Salaries & Wages		\$ 5,000.00
Accumulated Leave		\$ (20,806.00)
Seaside Park Board of Education-Janitorial Services		
Bathhouse		\$ 5,000.00
Total - Current Fund	\$ -	\$ 359,177.00

Water Sewer Operating Fund Appropriations:		
Salaries & Wages		
Other Expenses		
Total - Water Sewer Operating Fund	\$ -	\$ -

Marina Operating Fund Appropriations:		
Salaries & Wages		\$ 10,000.00
Capital Improvement:		
Replace Decking on Piers, Phase I		\$ 8,000.00
Fencing at Marina Perimeter		\$ 12,000.00
Resurfacing of Marina Yard		\$ 5,000.00
Total - Marina Operating Fund	\$ -	\$ 35,000.00

R2009-178 entitled:

	FUND ACCOUNT	CHECK NUMBERS	AMOUNT
Computer Checks:	CURRENT ACCOUNT	025370 - 025419	\$ 561,574.59
	WATER & SEWER ACCOUNT	007474 - 007484	\$ 254,400.38
	MARINA OPERATING	002828 - 002829	\$ 122.03
	GENERAL CAPITAL ACCOUNT	003917 - 003921	\$ 5,059.00
	WATER SEWER CAPITAL	003809 - 003810	\$ 9,051.10

	MARINA CAPITAL		050204 - 050205		\$ 1,294.00
	GENERAL TRUST		000405		
	DEVELOPERS ESCROW		001526		\$ 1,320.00
	ANIMAL TRUST ACCOUNT		003104		
	RECREATION TRUST		001009 - '001011		\$ 1,107.00
Manual Checks:	CURRENT ACCOUNT				
	Unemployment				\$ 11,155.73
	County of Ocean-911 Emergency				\$ 2,500.00
	Group Health Insurance				\$ 51,383.58
	Kane, Carol-Change Fund				\$ 9,000.00
	WATER SEWER OPERATING				
	Group Health-Reimb to Current				\$ 3,211.47
	MARINA OPERATING				
	Payroll				
	Pension Payment to Payroll				
	TOTAL*				\$ 911,178.88

Audience comments: John Kleva, 29 1st Avenue: He discusses the turn out gear for the Fire Department. Motion for approval made by Mr. Jablonski and seconded by Mr. Kelly.
 AYES: Appleby, Brennan, Jablonski, McHugh, Kelly, Meyer.
 MOTION CARRIED.

COMMITTEE REPORTS:

Adm. Julie Keizer: There will be a flood insurance seminar here June 1st. The meeting scheduled for today was cancelled by the DEP. The energy audit will be here next Friday. She attended a seminar on green energy.

Dr. McHugh: We increased trailer space this year at the Marina. The slips are full. We are waiting for a delivery of clam shells for spreading. The water system is getting done. Channel markers are being placed.

Mr. Brennan: He reports on a memo from Ann Rice stating we need at least one new meter gun for reading water meters. We are looking at stimulus money. Joe Walker provided an update on well #7. The video camera will be done June 2nd. This project has taken longer than expected.

Mr. Appleby: The Beach Concession did a little over \$3,500.00 for Memorial Day week-end. About \$1,300.00 will go to the Borough. Repairs to the lifeguard building are not complete and met with problems. Beach badge sales are a little over \$208,000.00 so far. The boardwalk is done except for the handicap rails. We are working on getting a volleyball league for evening games by the Concession. The boating safety courses netted a profit of \$400.00. The last senior lunch was last week, will resume in Sept. The summer events calendar is still being worked on. A movie will be shown on the beach around N Street July 11th. He has a letter from Seaside Heights regarding shared services for several departments which is being reviewed.

Mr. Kelly: No report as there were no negotiating meetings.

Mr. Meyer: Tri-Boro FAS was very busy over Memorial Day week-end with 103 calls. They are going to electronic charting. They were able to purchase from E-Bay for \$400.00 each at quite a savings. Bingo starts mid-June. The Muriel Larsen Clam Bake is July 11th. The Police Department had an additional 100 parking tickets issued. Chief Dickson has a new bike on display which he obtained free of charge; it is worth \$1,500.00.

Mr. Jablonski: Public Works meeting held last Thursday; summer employees have been cut back. Work on the clock tower is progressing. Public Works Dir. Working on water/sewer rates. He discusses the energy audit; he will be attending a seminar next Friday.

Mayor Connors: He thanks employees and department heads for their hard work; the new boardwalk looks great; drive carefully as the summer season has started.

Adm. Julie Keizer: The electric outage scheduled for Friday between 3 and 4 AM has been cancelled due to the weather.

Public Comments: Jason Martucci: He suggests doing away with the position of Public Works Director and have Joe Walker run the department.

Judy Appleby, SE Central Avenue: She discusses Summer in the Park signs; requests the banner at Delaney Plaza be allowed; she is against the fire pits; she complains of having to put her license number on checks being purchased for tenants. Beach employee Chris McCarrick explains that has always been the rule, it just was not enforced strictly as it is now. It is easier to track bounced checks with license numbers. John Rugo, C Street: He gave his license number on his check; he questioned the survey cards being filled out.

Ed Gallagher, 144 K Street: He gave his license number; the lifeguard building looks deplorable and any money spent there is a waste. He also discusses the new decking on the boardwalk stating the bid price should include installation.

Pat Kuchon, Ocean Avenue: She discusses using chemicals on our lawns, she is against it. She discusses no smoking on the beach; the natural garden project; she also questions our progress on employee cell phones, several have been eliminated and we are getting proposals from different companies.

Shirley Kreszl, 700N. Bayview Avenue: She questions why the street sweeper was working Sunday of Memorial Day week-end. Mr. Mackie to check into; it did not involve holiday pay or over time.

John Kleva, 29 1st Avenue: Tear down the lifeguard building. He is against sign pollution; he questions the natural garden project and the Garden Club.

Nancy Koury, 6th Avenue: She explains the natural garden project; we do not have two Garden Clubs. We had a one time grant of \$5,000.00.

Pat DeGutis, Stockton Avenue: She questions employees at the Concession as well as selling food on the beach which is not being done.

Jim Iozia, 1010 SE Central Avenue: He also discusses selling food on the beach. Mayor Connors interjects here; we are trying something new and we should give our support and not criticize what is being done. Hopefully it will be very successful.

John Rugo, C Street: Discusses moving the beach fire pits.

Gail Coleman, SW Central Avenue: She recently had a fund raiser at her store and had her son trim the crescents on either side either of her store front which was followed by Mr. Appleby in front of the Real Estate Office. She did this realizing there were budget cuts in public works summer employees.

Council adjourned at 10:00 P.M. for a closed session authorized by R2009-179.

Attend: 30

Res. submitted,

Barbara Greger, Dep. Borough Clerk