

SEASIDE PARK BOROUGH COUNCIL

The Regular Meeting of the Borough Council of the Borough of Seaside Park was called to order at 7:00 p.m. on Thursday, July 14, 2011 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park, Mayor Thomas E. Connors presiding.

Borough Clerk Barna read the following statement for inclusion in the meeting minutes:

"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 Asbury Park Press, the Ocean Star and to all persons requesting notice and providing self-addressed, postage-paid envelopes."

Mayor Connors asked all to stand for a moment of silence and led the Pledge of Allegiance remembering those who serve in the Armed Forces to protect our country.

Roll Call:

Present:
Thomas Connors, Mayor
David Meyer, Council President
Andrew Kelly
Michael Tierney
Jason Martucci
Nancy Koury
Jack Moyse

Absent:
None

Also Attending:
Steven Zabarsky, Borough Attorney
Karen Barna, Borough Clerk
Police Lieutenant Larkin
Eugenia Bermudez, CFO

Seaside Park PBA 182 President Matt Brady presented the Chief Erman A. Conselice and Chief Patrick M. Bearmore Memorial Scholarship Award to graduating seniors Thomas Shadiack and Kelly Smith.

Resolution No. 2011-265: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AMENDING THE ADOPTED CAPITAL BUDGET.

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

Ayes:Mr. Martucci, Mr. Meyer, Mr. Tierney, Mr. Moyse, Ms. Koury.

Nayes: Mr. Kelly.

MOTION CARRIED.

Proposed Ordinance Introduction:

BOND ORDINANCE #1569 AMENDING IN PART BOND ORDINANCE NO. 1493 ADOPTED ON SEPTEMBER 10, 2009, PROVIDING FOR THE DESIGN PORTION OF PHASE II OF THE WATER & SEWER INFRASTRUCTURE IMPROVEMENTS IN AND BY THE BOROUGH OF SEASIDE PARK, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE CONSTRUCTION OF PHASE II OF THE WATER & SEWER INFRASTRUCTURE IMPROVEMENTS, AND TO INCREASE THE APPROPRIATION THEREFOR BY \$7,908,000 FOR A TOTAL APPROPRIATION OF \$8,000,000, TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$7,908,000 FOR A TOTAL DEBT AUTHORIZATION OF \$8,000,000, AND TO INCREASE THE ALLOCATION OF THE APPROPRIATION TO COSTS PERMITTED UNDER N.J.S.A. 40A:2-20, AUTHORIZED IN AND BY THE BOROUGH OF SEASIDE PARK, IN THE COUNTY OF OCEAN, NEW JERSEY.

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

Ayes:Mr. Martucci, Mr. Meyer, Mr. Tierney, Mr. Moyse, Ms. Koury.

Nayes: Mr. Kelly.

MOTION CARRIED.

BOND ORDINANCE #1570 CAPITAL ORDINANCE OF THE BOROUGH OF SEASIDE PARK PROVIDING FOR THE ACQUISITION AND INSTALLATION OF A MUNICIPAL CLOCK, AND APPROPRIATING \$36,000 THEREFOR FROM THE CAPITAL SURPLUS FUND, AUTHORIZED IN AND BY THE BOROUGH OF SEASIDE PARK, IN THE COUNTY OF OCEAN, NEW JERSEY.

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

Ayes:Mr. Martucci, Mr. Meyer, Mr. Tierney, Mr. Moyse, Ms. Koury.

Nayes: Mr. Kelly.

MOTION CARRIED.

Ordinance #1571 AMENDING CHAPTER 76 (VEHICLE AND TRAFFIC) OF THE BOROUGH CODE; ARTICLE XII ENTITLED "RESTRICTED PARKING FOR HANDICAPPED PERSONS"

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

For:Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyse, Ms. Koury.

MOTION CARRIED.

Ordinance #1572 AMENDING CHAPTER 68 (STREETS AND SIDEWALKS) OF THE BOROUGH CODE AS IT APPLIES TO DESIGNATION OF ADMINISTRATIVE OFFICER TO ADMINISTER CERTAIN RESPONSIBILITIES AND AUTHORITIES SPECIFIED FOR THE ADMINISTRATIVE OFFICER.

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.

MOTION CARRIED.

Ordinance #1573 AMENDING ORDINANCE 1548 CHAPTER 60 "SALARIES AND WAGES" as it pertains to "Seasonal Hourly Employees.

Motion for approval made by Mr. Meyer seconded by Mr. Martucci.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.

MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2011-266: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD July 8, 2011 TO June 14, 2011.

Resolution No. 2011-267: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE CANCELLATION OF THE WATER/SEWER BOND ORDINANCE FOR 7TH AVENUE.

Resolution No. 2011-268: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RELEASE OF MAINTENANCE BOND TO DEVELOPER OF BLOCK 69, LOTS 1-23.

Resolution No. 2011-269: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ADDITIONAL ENGINEERING CONSTRUCTION MANAGEMENT SERVICES FOR PHASE I WATER & SEWER PROJECT TO INCLUDE 9TH AVENUE WATER & SEWER IMPROVEMENTS.

Resolution No. 2011-270: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING SURVEY SERVICES FOR WET END OF 14TH AVENUE PROJECT.

Resolution No. 2011-271: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING CONSTRUCTION MANAGEMENT SERVICES FOR THE BULKHEAD AND WALKWAY CONSTRUCTION.

Resolution No. 2011-272: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING AND CONSTRUCTION MANAGEMENT SERVICES FOR BOARDWALK RECONSTRUCTION PROJECT.

Resolution No. 2011-273: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING AND CONSTRUCTION MANAGEMENT SERVICES FOR THE ROOF REPLACEMENT FOR THE PUBLIC SAFETY BUILDING PROJECT.

Resolution No. 2011-274: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING ENGINEERING AND CONSTRUCTION MANAGEMENT SERVICES FOR THE IMPROVEMENTS TO DPW BUILDINGS PROJECT.

Resolution No. 2011-275: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING BLACK ROCK ENTERPRISES FOR CHANGE ORDER NO. 1 FOR 9TH AVENUE AND PARKING LOT NO. 3 PROJECT.

Resolution No. 2011-276: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING THE CAPITAL IMPROVEMENT FUND FOR PRELIMINARY EXPENSES FOR THE PURCHASE OF THE SWEEPER/VACUUM THROUGH THE NJEIT PROGRAM.

Resolution No. 2011-277: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PRELIMINARY ENGINEERING SERVICES FOR THE PURCHASE OF THE SWEEPER/VACUUM.

Resolution No. 2011-278: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING OCEAN COUNTY FOR RECYCLING GRANT.

Resolution No. 2011-279: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING DWI GRANT.

Resolution No. 2011-280: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING CLEAN COMMUNITIES GRANT.

Resolution No. 2011-281: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ADJUSTMENT OF DESIGNATED WATER AND SEWER UTILITY ACCOUNTS.

Resolution No. 2011-282: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ADJUSTMENT OF DESIGNATED WATER AND SEWER UTILITY ACCOUNTS.

Resolution No. 2011-283: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE REIMBURSEMENT OF A SEWER SERVICE CHARGE.

Resolution No. 2011-284: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING AGREEMENT WITH THE CENTRAL REGIONAL SCHOOL DISTRICT FOR DISPOSAL OF COMPUTER EQUIPMENT.

Resolution No. 2011-285: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING REIMBURSEMENT TO SCIBAL FOR CHECK SENT TO THE BOROUGH IN ERROR.

Resolution No. 2011-286: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING PERMANENT EMPLOYEE AS ASSISTANT SUPERVISING MAINTENANCE REPAIRER.

Resolution No. 2011-287: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE IN PAY RATE FOR DPW SEASONAL EMPLOYEES.

Resolution No. 2011-288: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING SEASONAL EMPLOYEE FOR BEACH PATROL.

Resolution No. 2011-289: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING MISCELLANEOUS REFUND.

Resolution No. 2011-290: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING SOCIAL AFFAIRS PERMIT FOR THE SEASIDE PARK YACHT CLUB.

Resolution No. 2011-291: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING RAFFLE LICENSE PERMIT.

Resolution No. 2011-292: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ACCEPTING DONATION OF 4x4 MULE UTILITY VEHICLE.

Ms. Koury questioned Resolution No. 273 authorizing engineering services to replace the roof at the Public Safety Building. Ms. Bermudez commented this included structural assessment.

Ms. Koury questioned Resolution No. 275 authorizing additional fees for Parking Lot #3. Ms. Bermudez commented this was in addition to the 9th Avenue Roadway Project.

Ms. Koury also inquired Resolution No. 287 authorizing change in pay rate for DPW employees. Mr. Tierney commented the employees were increasing their duties.

Public comments.

Jean Contessa, 26 O Street, inquired the number of engineering projects. Mr. Moyses commented each one is part of a capital project.

Diana Giuliano, 14 L Street, felt the resolution for engineering services for the roof replacement at the Public Safety building should be clarified.

Motion for approval of consent agenda was made by Mr. Meyer, seconded by Mr. Moyses.

For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney, Mr. Moyses, Ms. Koury.

Nays: Ms. Koury (Resolution No. 273).

Abstain: Mr. Martucci, Mr. Meyer (Resolution No. 291).

MOTION CARRIED.

Resolution No. 2011-293: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING COMPETITIVE CONTRACTING FOR MANAGEMENT CONSULTING SERVICES.

Mr. Meyer and Mr. Martucci recused themselves from participating due to a potential conflict.

Public comments.

Gail Coleman, 1010 SW Central Avenue, inquired what the purpose of this resolution is. Mr. Moyses commented this is to issue an RFP for consultant services of the boro's parking lots in an advisory capacity and to make more efficient use of our new parking agency. Ms. Koury commented they have reviewed the kiosk revenue at the south end of town and feel it should be addressed due to citizen concerns.

Motion for approval was made by Mr. Kelly, seconded by Mr. Moyses.

For: Mr. Kelly, Mr. Tierney, Mr. Moyses, Ms. Koury.

MOTION CARRIED.

The following Council Committee Reports and Announcements were given.

Mr. Moyses reported the committee discussed improvements to the interior and exterior bathhouse; also bayfront improvements to Fourteenth and South Bayview Avenues; installation and landscaping of the

memorial clock at the marina; boardwalk improvements between Seventh and Ninth Avenues. He hopes to meet with the Planning Board Implementation Committee and hopes to form a focus group for the Operations Committee to assist in completing certain projects. They are also reviewing the animal house ordinance. Mr. Meyer read the police report for the month of June and compared it to June 2010.

Mr. Tierney reported the Finance Committee has reviewed the six month expense portion of the budget and we are currently within budget.

Mr. Martucci reported the codification project is moving forward.

Public Comments

Richard Chiarello, 55 M Street, commented the beach badge checkers should stay until 6 pm to help with people coming to the beach for free and leaving their garbage on the beach, and changing in their cars. Mayor Connors asked the Operations Committee to look into this.

Jill Servino, 25 Third Avenue, inquired why daily badges are still being sold at Second Avenue beach as she previously told it to will be moved. Second Avenue is one of the busiest beaches and there are no bathroom facilities close by. Mayor Connors thought the beach selling locations are supposed to be rotated every year. Mr. Moyle commented this is a problem.

Pat Flynn, 19 Third Avenue, concurred this beach becomes so crowded and leaves no side street parking.

Mike Giuliano, 24 L Street, agreed with the badge checkers leaving the beach early. He felt keeping them there will help control the beach. He thanked the committee for reviewing the animal house ordinance. He felt the police department is doing a diligence job. He felt the local dispatch should be brought back as it is a serious concern especially during the summer. Mayor Connors would like to have a review of the dispatch calls. Lt. Larkin met with County dispatch regarding citizen concerns. They will review the situation.

Harold Dureyea, 24 Farragut Avenue, concurred that local dispatch should be brought back. Mayor Connors will make sure calls are being monitored.

Charlie Martowlis, E Street, felt if a person buys a beach badge they should be allowed to go on any beach.

Gail Anderson, 114 Ninth Avenue, has a personal interest in wanting police dispatch back in town.

Alan Moglia, 145 O Street, would like to have see surveillance cameras throughout town as it may help the police force. Mr. Martucci commented the equipment is outdated and in need of replacement. Ms. Koury commented the committee is there is an existing camera that is currently broken. The administrator is looking into new security equipment.

Gail Coleman, 1010 SW Central Avenue, inquired why Messrs. Meyer and Martucci were recused from Resolution No. 293. Mr. Martucci commented on advise of their attorney as a potential conflict.

Tom Sagedy, G Street, complained of the time for the police to respond to a 911 emergency call. He would like to see local dispatch return.

Connie Slonacker, Farragut Avenue, complained how dispatch is being handled. She felt instead of balancing the budget, taxpayer money should be spent to bring dispatch back. Mr. Tierney commented the amount the town pays the county is less than it costs the town for the employees. Lt. Larkin commented police have increased patrols in the north area.

Connie Sagedy, G Street, has lived here for 11 years and felt the town is not safe anymore. Mr. Moyle disagreed.

Faye Haring, 21 I Street, agreed with comments tonight to have local dispatch back. Mayor Connors asked for patience while the county is studying the issues.

MaryBeth Forman, 126 N Street, agrees with the dispatch issue. She lives near the 711 and asked to have a sign posted stating "No thru trucks" on Berkeley Lane. Mayor Connors asked the Operations Committee to look into it.

David Samuels, 131 Ninth Avenue, attended the Neighborhood Watch meeting and is also concerned with emergency dispatch.

Judy Stefanik, 119 Fifth Avenue, agrees with the dispatch issue. She would like to have the exact figures of Mr. Meyer's police report.

Diana Giuliani, 24 L Street, felt the problems stem with Seaside Heights and the residents should fight back through a program like Neighborhood Watch. She felt taxpayers should pay to have dispatch brought back.

Al Vassallo, 609 NW Central Avenue, inquired the actual cost for a garage sale permit. He inquired if there is a leash law. He spoke with a JCP&L technician about changing street lights and was told it is not the light bulb that burns out but the head. He also inquired who writes parking tickets. Lt. Larkin replied the parking agency are civilians who work during the day; Class I officers issue tickets during the evening.

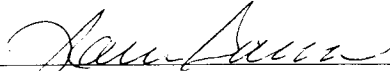
Resolution No. 2011-294 was presented by Mr. Tierney, seconded by Mr. Martucci, to enter into Executive Session for contracts, litigation and personnel by the following vote:
In favor: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Moyse, Mr. Tierney, Ms. Koury.

The Council reconvened into Open Session at 9:15 pm.

Adjournment.

There being no further business, the meeting was adjourned at 9:16 p.m. by unanimous vote of the Council.

Approved: 8-25-2011



Karen Barna, RMC
Borough Clerk