

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, September 22, 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
Jason Martucci
Michael Tierney

Absent:
Jack Moyse
Nancy Koury

Also Attending:
John Mercun, Borough Attorney
Bob Martucci, Borough Administrator
Karen Barna, Borough Clerk
Police Captain Larkin

On a motion by Mr. Meyer, seconded by Mr. Kelly, the minutes of the Regular Meeting: August 4, 2011; Executive Session: August 4, 2011; August 11, 2011; Executive Session: August 11, 2011; Regular Meeting: August 25, 2011; Executive Session: August 25, 2011; were approved, by the following vote:
For: Mr. Kelly, Mr. Meyer, Mr. Martucci.
Abstained: Mr. Meyer (August 25th meeting).

Scheduled Public Hearings:

ORDINANCE NO. 1577 AMENDING CHAPTER 76 "VEHICLE & TRAFFIC as it pertains to handicap parking. There were no public comments.
Motion for approval made by Mr. Meyer seconded by Mr. Kelly.
For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney.
MOTION CARRIED.

ORDINANCE NO. 1578 AMENDING CHAPTER 61 "PERSONNEL".
Public Comments:
Faye Haring, 21 I Street, inquired of the wording allowing for double time.
Mr. Tierney requested the ordinance be tabled for further review.
Motion to table the ordinance was made by Mr. Meyer seconded by Mr. Kelly.
For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney.
MOTION CARRIED.

Resolution No. 2011-353 AMENDING THE 2011 CAPITAL BUDGET.
Motion for approval made by Mr. Meyer seconded by Mr. Martucci.
For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney.
MOTION CARRIED.

Proposed Ordinance Introduction.

BOND ORDINANCE NO. 1579 PROVIDING FOR THE PURCHASE OF TWO LIGHT DUTY TRUCKS AND APPROPRIATING \$47,169.00 THEREFOR AUTHORIZED BY THE BOROUGH OF SEASIDE PARK.

Mayor Connors inquired if this is to replace existing trucks and why can't this wait until next year. He reminded the Council of procedure in place to review these things before formal action is taken. Mr. Martucci commented Motion for approval made by Mr. Meyer seconded by Mr. Martucci. a number of vehicles have outlived their useful life and require extra maintenance. A large part of this year's budget has been spent on maintenance.
For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney.
MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2011-354: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD September 9, 2011 TO September 22, 2011.

Resolution No. 2011-355: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE CANCELLATION OF ACCUMULATED LEAVE COMPENSATION BALANCES AND TRANSFER TO SICK RESERVE.

Resolution No. 2011-356: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE AGREEMENT WITH CERTAIN STATE CONTRACT VENDORS FOR 2011.

Resolution No. 2011-357: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE IMPLEMENTATION OF THE PENSION AND HEALTH BENEFITS REFORM CHAPTER 78.

Resolution No. 2011-358: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING FUNDS FROM OCEAN COUNTY PUMP-OUT BOAT PROGRAM.

Resolution No. 2011-359: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CONSTRUCTION MANAGEMENT SERVICES FOR PHASE 2 WATER SYSTEM IMPROVEMENTS PROJECT.

Resolution No. 2011-360: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CONSTRUCTION MANAGEMENT SERVICES FOR PHASE 2 SEWER SYSTEM IMPROVEMENTS PROJECT.

Resolution No. 2011-361: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 3 FOR PHASE 1 WATER MAIN DISTRIBUTION & SANITARY SEWER PROJECT.

Resolution No. 2011-362: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 4 FOR PHASE 1 WATER MAIN DISTRIBUTION & SANITARY SEWER PROJECT.

Resolution No. 2011-363: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING DESIGNATED RAFFLE LICENSE APPLICATION.

Resolution No. 2011-364: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RENEWAL OF MEMBERSHIP IN THE OCEAN COUNTY MUNICIPAL JOINT INSURANCE FUND.

Resolution No. 2011-365: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING SHARED SERVICES AGREEMENT WITH CENTRAL REGIONAL SCHOOL DISTRICT FOR TECHNOLOGY/ENERGY SPECIALIST.

Resolution No. 2011-366: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 1 FOR BATHHOUSE RENOVATIONS.

Mr. Tierney commented the new Pension Law will begin in October with a graduated increase. Mayor Connors felt if the Council bid on engineering services it will save tax dollars. Mr. Tierney commented approximately ninety percent of the work has already been completed with the Phase I project.

Public Comments:

Robert Brennan, 39 C Street, inquired what engineering firm will do Phase II project. Mr. Tierney commented Ernst firm.

Denise Koury, 33 Sixth Avenue, of the dollars spent on the Bathhouse engineering project. Mr. Martucci commented engineering costs are broken into soft and actual costs as allowed by the State.

Charlie Martowlis, E Street, inquired whether children will be involved with the raffle fundraiser. Ms. Barna commented children are not allowed according to the State.

Ed Gallagher, 144 K Street, felt that bidding out engineering projects will save the town money. He felt the bathhouse should have been torn down years ago.

Shirley Kreszl, 700 North Bayview Avenue, inquired if the additional costs for the bathhouse project were negotiated. Mr. Martucci commented it was reviewed by DPW who verified the additional cost which is not uncommon when work is being done.

Faye Haring, 21 I Street, inquired how many police vehicles are being purchased. Mr. Tierney replied one. She further inquired how much will Phase II cost. Mr. Tierney commented 7th and 9th Avenue road improvements were moved to Phase I which will reduce costs for Phase II. Bids will be returned on October 20th.

Motion for approval of consent agenda was made by Mr. Meyer, seconded by Mr. Martucci.
For: Mr. Martucci, Mr. Kelly, Mr. Meyer, Mr. Tierney.
MOTION CARRIED.

Mayor Connors acknowledged Special Counsel Vito Gagliardi who presented an update on the legal procedures and practical procedures with the ongoing dispute regarding the Central Regional School District and the two ongoing legal proceedings that are of extreme significance to this community. Due to the State formula to strike the tax levy, enrollment is a factor. It will financially benefit the boro when the enrollment decreases. Central must submit the ASSA form by October 15th. This year enrollment has

increased in Toms River which should mean a decrease in Central. However, Central will not release a list of the number of students they claim attend Central.

Mr. Martucci commented a quarterly tax payment is due to Central. He felt until Central releases a list of Seaside Park students attending Central school district, we should withhold payment.

Mr. Tierney commented we requested a list of students from Toms River. We received an immediate report from Toms River.

Mr. Meyer commented currently it costs the Boro over \$100,000 per student at Central. Toms River approximate cost is \$15,000.

Mr. Gagliardi stated according to the tax levy, Seaside Park pays 4.4 million to educate 39 students. He replied to comments made by the public.

Ms. Kreszl commented she belongs to the C.A.R.E.S. organization that will raise funds to help with our children's education and help reduce taxes. More information will be made available to residents.

Mayor Connors commended the Council for taking a stand over the quarterly tax payment.

The following Council Committee Reports and Announcements were given.

Mr. Meyer reported the Operations Committee had their regular meeting and will present information at the next work session.

Mr. Tierney reported the Finance Committee is working on the Capital Budget for 2012 and the new schedule for completing next year's budget. He will report the Court revenue for this past summer after the committee finishes their year end review.

Public Comments

Carl Anthony, 119 Thirteenth Avenue, inquired if the Council reviewed senior id's. Mr. Martucci commented the Operations Committee is looking into it. Mr. Moyses will have more to report on it. He inquired if Well No. 10 is working. Mr. Martucci commented we are waiting for NJDEP to finish their permit process thur testing. The permit has not yet been issued.

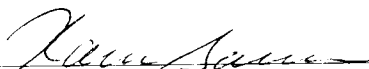
Shirley Kreszl, 700 North Bayview Avenue, voiced an objection to the way the council awarded the bid for parking lot consultant. Mr. Tierney commented because it was discussed in closed session before voting on it in open session. Mr. Meyer commented they do not know what the outcome is until they meet in closed session. In the future, someone will invite everyone back in before reconvening into open session.

Al Vassallo, 609 Central Avenue, commended everyone who worked on the 911 Memorial ceremony.

Adjournment.

There being no further business, the meeting was adjourned at 9:00 p.m. by unanimous vote of the Council.

Approved: 10-13-2011



Karen Barna, RMC
Borough Clerk