

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, January 12, 2012 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park, Mayor Robert W. Matthies 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 Matthies 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:
Robert Matthies, Mayor
Jack Moyse, Council President
Michael Tierney
Nancy Koury
Jean Contessa
David Nicola

Also Attending:
Steven Zabarsky, Borough Attorney
Robert Martucci, Borough Administrator
Karen Barna, Borough Clerk
Francis Larkin, Police Chief

Council President Moyse read correspondence from the Municipal Republican Committee for the selection of a candidate to fill Mr. Martucci's unexpired term.

The Council unanimously nominated Gail Coleman as Borough Council Member for an unexpired 3 year term which expires 12/31/2012.

Resolution No. 2012-47: ENTITLED: Resolution of the Borough Council appointing Gail Coleman to fill the Borough Council position left vacant by the resignation of Councilman Jason Martucci. On a motion by Mr. Moyse, seconded by Mr. Tierney, Gail Coleman was nominated to serve as Borough Councilwoman for the year 2012, by the following vote:
For:Ms. Koury, Mr. Tierney, Mr. Moyse, Ms. Contessa, Mr. Nicola.

Ms. Coleman was sworn in by Mayor Matthies.

On a motion by Mr. Meyer, seconded by Mr. Kelly, the minutes of the Regular Meeting: December 27, 2011; Executive Session: December 27, 2011; January 1, 2012 Re-Organization Meeting, January 1, 2012 Executive Session, were approved, by the following vote:
For:Ms. Koury, Mr. Tierney, Mr. Moyse, Ms. Contessa, Mr. Nicola.
Abstained: Ms. Contessa, Mr. Nicola (December 27th meeting); Ms. Coleman(December 27th & January 1st meetings).

Proposed Ordinance Introduction:

BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 1493 ADOPTED ON SEPTEMBER 10, 2009, AS AMENDED BY BOND ORDINANCE NO. 1569 ADOPTED ON JULY 28, 2011, PROVIDING FOR THE DESIGN PORTION AND CONSTRUCTION OF PHASE II OF THE WATER & SEWER INFRASTRUCTURE IMPROVEMENTS IN AND BY THE BOROUGH OF SEASIDE PARK, AND TO INCREASE THE APPROPRIATION THEREFOR BY \$500,000 FOR A TOTAL APPROPRIATION OF \$8,500,000, TO INCREASE THE AUTHORIZED BONDS OR NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY \$500,000 FOR A TOTAL DEBT AUTHORIZATION OF \$8,500,000, 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

Mr. Tierney commented this ordinance will provide \$8.5 million for Phase II of the water/sewer replacement project.

Motion for approval made by Mr. Tierney seconded by Mr. Moyse.
For:Ms. Koury, Mr. Tierney, Mr. Moyse, Ms. Contessa, Mr. Nicola, Ms. Coleman.
MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2012-48: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ESTABLISHING COUNCIL COMMITTEES FOR THE YEAR 2012.

Resolution No. 2012-49: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING COUNCILWOMAN NANCY KOURY AS THE PLANNING BOARD CLASS III MEMBER FOR THE YEAR 2012.

Resolution No. 2012-50: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING COUNCILMAN DAVID NICOLA AS LIAISON TO THE SEASIDE PARK ENVIRONMENTAL ADVISORY COMMITTEE FOR 2012.

Resolution No. 2012-51: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING COUNCILMAN MICHAEL TIERNEY TO THE LOCAL ASSISTANCE BOARD FOR 2012.

Resolution No. 2012-52: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL DESIGNATING COUNCILMAN MICHAEL TIERNEY AND THE BOROUGH ADMINISTRATOR AS THE BOROUGH'S REPRESENTATIVES TO THE OCEAN COUNTY JOINT INSURANCE FUND.

Resolution No. 2012-53: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL DESIGNATING COUNCILMAN JACK MOYSE AND THE BOROUGH ADMINISTRATOR AS THE BOROUGH'S REPRESENTATIVES TO THE YEAR 2012 OCEAN COUNTY DEVELOPMENT BLOCK GRANT (CDBG) STEERING COMMITTEE.

Resolution No. 2012-54: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL DESIGNATING HAROLD BROWNFIELD AS CERTIFYING OFFICER AND EUGENIA BERMUDEZ AS SUPERVISOR OF THE CERTIFYING OFFICER FOR THE NEW JERSEY DIVISION OF PENSION FUNDS FOR THE STATE ADMINISTERED RETIREMENT SYSTEMS FOR 2012.

Resolution No. 2012-55: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE IMPLEMENTATION OF A FLEXIBLE SPENDING ACCOUNT AS OF JANUARY 1, 2012.

Resolution No. 2012-56: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE TRANSFER OF YEAR 2011 MUNICIPAL BUDGET APPROPRIATIONS.

Resolution No. 2012-57: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD DECEMBER 28, 2011 TO JANUARY 12, 2012.

Resolution No. 2012-58: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A.58:11b-9(a) & N.J.S.A.40A:2-26(c).

Resolution No. 2012-59: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL DECLARING ITS OFFICIAL INTENT TO REIMBURSE EXPENDITURS FOR THE BOROUGH'S WATER AND SEWER PROJECT COSTS FROM THE PROCEEDS OF DEBT OBLIGATIONS IN CONNECTION WITH ITS PARTICIPATION IN THE SFY 2012 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM.

Resolution No. 2012-60: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AWARDING A CONTRACT TO HARA GROUP CORP., PURSUANT TO N.J.S.A.40A:11-1 ET.SEQ. FOR EXTERIOR RESURFACING OF THE PUBLIC WORKS BUILDING AND GARAGE PROJECT.

Resolution No. 2012-61: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RELEASE OF THE PERFORMANCE BOND AND ACCEPTING THE MAINTENANCE BOND OF BLACK ROCK ENTERPRISES LLC FOR CONTRACT NUMBER C1-00002 FOR ROADWAY RECONSTRUCTION OF 9TH AVENUE.

Resolution No. 2012-62: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN FOR THE PROVISION OF SERVICES, MATERIALS AND EQUIPMENT AS SET FORTH IN SCHEDULE C DURING THE YEAR 2012.

Resolution No. 2012-63: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE COUNTY OF OCEAN FOR PUMPOUT BOAT SERVICES FOR THE 2012 BOATING SEASON IN AN AMOUNT NOT TO EXCEED \$40,000.00.

Mr. Moyse commented Resolution No. 2012-48 was recommended by himself, Ms. Koury and Mr. Tierney. It was also decided to have an agenda committee meeting on the fourth Friday of every month prior to the next work session. Ms. Koury commented under each of the two committees will be standing sub-committees. This way it will be better defined for the committee members to know their roles and duties on each committee.

Public Comments:

Faye Haring, 21 I Street, inquired of Resolution 2012-56 transfer of 2011 funds if it affects the 2% cap. Mr. Tierney commented as the books are closed for 2011, specific appropriations are transferred to 2012. It has nothing to do with the 2% cap.

Motion for approval of consent agenda was made by Mr. Tierney, seconded by Ms. Koury.
For: Ms. Koury, Mr. Tierney, Mr. Moyse, Ms. Contessa, Mr. Nicola, Ms. Coleman.
Abstained: Ms. Contessa (Resolution 2012-57 & 2012-58)
MOTION CARRIED.

The following Council Committee Reports and Announcements were given.

Mr. Moyse reported on police activities for 2011. The Neighborhood Watch program is successful with over 60 in attendance each month.

Ms. Contessa invited everyone to her first coffee get together.

Mr. Nicola attended the Environmental Advisory Committee re-organization meeting this past Wednesday. They will be very busy organizing their 2nd annual Green Day event in June.

Mr. Tierney commented a meeting was held regarding the Phase II proposed funding application and are awaiting whether or not the 20 year loan will be extended to 40 years and if any grants will be awarded. The 2012 books are now opened. The auditors are scheduled to come in. He attended the re-organization JIF meeting with Mr. Martucci.

Mayor Matthies reviewed the annual financial disclosure forms which must be completed within 30 days of being sworn in. He along with Mr. Martucci attended the Ocean County Mayor's breakfast with address by Congressman Runyon. Mayor Matthies also attended the Environmental Committee meeting. He found it to be very informative. He noted that legislative bills were passed moving the school board budgets and elections to November. He also recognized January as National School Board Month.

Public Comments

Ed Gallagher, 144 K Street, congratulated Ms. Coleman on her appointment to the council.

Shirley Kreszl, 700 North Bayview Avenue, inquired of the snow fencing on the beaches and if any action has been taken to maintain the dunes but not allow the increase in height. Mr. Martucci was told by NJDEP not if it would create a new dune. She also inquired of the large amount of dirt piles along the bay on the border with Seaside Heights. Mayor Matthies commented it was raised at the Environmental meeting. They filed a formal complaint with NJDEP. She asked if during February's Polar Bear plunge, the municipal parking lot revenue be donated to the Special Olympics and/or to C.A.R.E.S non-profit organizations. Mayor Matthies asked the proper council committee to review further. She would like to see our local dispatch back as she feels it is not what the residents want. She would like to see a meeting scheduled with council and Mr. Gagliardi.

John Kleva, 29 First Avenue, feels the dirt piles are on Seaside Park property. Mr. Moyse checked it out and commented it is in Seaside Heights.

Ms. Koury wondered if dispatch is being considered with the 2012 budget. Chief Larkin commented it is not part of his budget.

MaryJo Sites, 16 Tenth Avenue, volunteers for C.A.R.E.S commenting they received a good response on their letter campaign. She hopes this continues and continues to have the town's support in moving forward to keep the school children in Toms River.


Carrie Valor, Lafayette Avenue, is a volunteer for CARES and concurs with Ms. Sites comments.

Denise Koury, 33 Sixth Avenue, supports the work done by C.A.R.E.S but questions how they are funded. Mr. Tierney commented CARES is a private organization raising funds. They have an agreement with Seaside Park to provide a service by consulting on municipal parking. Ms. Koury commented we are at a crossroads with Seaside Park students. She supports CARES but disagrees with the council's agreement with CARES.

Adjournment.

There being no further business, the meeting was adjourned at 7:57 p.m. by unanimous vote of the Council.

Approved: 1-26-2012



Karen Barna, RMC
Borough Clerk