

SEASIDE PARK BOROUGH COUNCIL

The Work Session of the Borough Council of the Borough of Seaside Park was called to order at 7:07 p.m. on Thursday, March 8, 2018 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Mayor Matthies presiding. 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.

Statement of Compliance with the Open Public Meetings Act.

"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 Star Ledger and to all persons requesting notice and providing self-addressed, postage-paid envelopes."

Roll Call**Present:**

Robert Matthies, Mayor
Fritz McHugh, Council President
Gail Coleman
Faith Liguori
Ray Amabile
Matthew DeMichele
William Kraft

Absent:

None.

Also Attending:

Brian Wilkie, Borough Attorney
Karen Barna, Borough Clerk
Sandra Rice, Borough Administrator
Chief of Police Larkin

Council Discussion:

Council discussed moving the Thursday, April 12th work session to Wednesday, April 11th due to a few members having a conflict. Mayor Matthies canvassed members as to their availability. As there will not be a quorum on April 12th, the alternative date of Wednesday, April 11th is sufficient. Mayor asked Ms. Barna to reschedule the meeting date.

Mr. Wilkie provided Council with an update to a pending request from New Jersey Natural Gas Company who is upgrading its natural gas infrastructure on property owned by the borough and requires an easement on a portion of our property located at the Seaside Park Yacht Club, for the purpose of installing a gas distribution main. Council members felt it is in the best interest of the borough to convey necessary easement and right-of-way agreements with NJNG. Formal action will be taken tonight.

Dr. McHugh there may be a possible funding mechanism for one-hundred per cent principle forgiveness program through NJEIT for the pending 'lead and copper' project. If this is the case, we may be able to issue a credit of \$50 on individual homeowner's utility bill for those who participate in the three year program. Ms. Liguori felt the grant should be awarded first. Dr. McHugh agreed.

Dr. McHugh discussed some recent concerns among council members to have draft resolutions numbered prior to a council meeting. He recalls his past experience on council that numbering was discussed but all agreed with the previous clerk's feelings to keep it this way. Mayor Matthies called on Clerk Barna who commented it is the municipal clerk's preference and that historically has always been done this way. Ms. Barna looked into the methods used by other registered clerks who all use their own methodology. She finds it is a better method for record keeping especially when a resolution is pulled from a consent agenda as all resolutions become an historic document upon her certification. Mayor Matthies polled council members. Mr. Kraft commented this is how his private sector handled resolutions acknowledging it is 'overkill'. Ms. Liguori recalled her days of working for the county and that's how they did it. Ms. Coleman stated she wants resolutions numbered prior to a meeting. Ms. Coleman, Mr. Kraft, Ms. Liguori and Mr. Amabile as a majority, directed Ms. Barna to number resolutions prior to a council meeting. Mr. DeMichele remained neutral and Dr. McHugh felt it should remain status quo.

Mr. Kraft discussed permitting portable diesel fueling for boats moored at the marina. He reviewed last year's council's review and decision not to allow it but based upon his review of various marinas that allow it, feels that perhaps council will revisit this request. Mayor Matthies inquired how many slips are rented and how many vessels use diesel fuel. Mr. Kraft commented all of the larger slips are rented and there are approximately 5 to 6 boats that use diesel fuel. Dr. McHugh reminded that our insurance will not cover portable fueling due to potential spillage. Mr. Kraft explained the vendor must carry enough insurance and that it will be permitted during daylight hours only. Tabled for further review.

Council reviewed a request from the New Jersey Gas Company seeking permission to operate 24/7 for two weeks at the Yacht Club property for the installation of the gas pipeline. Ms. Rice explained that due to the inclement weather they are behind schedule. Council felt there is a need to complete this project before the tourist season begins and in case a neighbor's object, our police chief can then decide whether to shut down the operation.

Council reviewed a request from the Seaside Park Yacht Club seeking permission to utilize the marina property in August during their annual regatta in order to launch boats and store boat trailers. Council felt the marina ordinances should be upheld especially to provide naming the borough as an additional insured, and also payment of fees for the various services incurred.

Council reviewed a request to issue a request for professional services in order to obtain the services of a professional planner who can provide information regarding our COAH obligations.

Ms. Liguori reviewed a request to have the borough engineer submit a grant application to Nature Conservancy to provide assistance with our proposed living shoreline along Bayview Avenue. Council felt this is very important and should be addressed.

Mr. DeMichele discussed waiving the 'Use of Boro Facilities' application fee for any Seaside Park organization especially 'clubs' who utilize our various meeting rooms throughout the year. Many of our organizations help to raise funds in order to beautify our town.

The Council reviewed and approved the following "Use of Boro Facilities" request.

- a) SSP Republican Club: 3rd Tues. Monthly 7-9pm
- b) Ambassador Christian Academy 3m Walk: May 2nd (rain date 5/9) 9:30-12:30pm
- c) FARA Walk: May 12th 10am-3pm
- d) New Life Church Sunrise Mass: April 1st 5:30-7am
- e) Union Church of SSP Sunrise Service: April 1st 6-7am
- f) SSP PTA Easter Egg Hunt: March 24th (rain date March 25th) 12-1pm
- g) Wedding Ceremony (Weinberger): June 8th 11-12pm
- h) Ocean County Parade: March 10th
- i) NJNG: operate 24/7 to install gas pipeline at Seaside Park Yacht Club.

The following Council committee reports and announcements were given.

Mr. Amabile reported the Planning Board approved two applications at this month's meeting. He is receiving a report on current code violations and also for building permits. Ms. Coleman requested Ms. Rice to reach out to Lavallette and request the quarterly report for gross and net receipts.

Ms. Liguori reported a public information session is scheduled for tomorrow, March 9th in order for our engineer to update and explain what can be done within the hazard mitigation grant as the bayside is overwhelmed with flooding. Ms. Liguori would like to borrow another street sweeper to help with the bayside roads.

Ms. Coleman asked Chief Larkin to report on police activities. Chief Larkin explained Ocean County will switch to a high band frequency by 2023 and will include our fire and first aid departments; and will be expensive to accomplish. His department is interviewing applicants to serve this summer.

Mr. Kraft reported the introduced budget is on our website. The regional school district budget has a proposed four cent decrease; and the county will have a half cent decrease. We will see an increase to our budget. He also reported quotes are being received for south side lighting at our marina property. He reported video streaming of our council meetings is expensive. Mayor Matthies noted Altice should be held to our cablevision contract in order to provide video service as Seaside Heights has already received compensation from them. Ms. Rice will arrange a meeting with Altice.

Mr. DeMichele reported the farmer's market dates are set for Mondays and Fridays from May to September. He hopes the vendors will agree to extended hours on Mondays. The flea market dates are set for July and August. Clean Ocean Action is scheduled for their annual beach sweeps in April. The tennis courts contractor will rectify the cracks in the surface. Dr. McHugh inquired whether the kite lady will provide a 'hold harmless' document. Mr. DeMichele will check.

Dr. McHugh reported the North Avenue roadway project is currently on schedule for April completion. T&M engineers continues to finish the punch list for the bulk heading project. We

received good news from the State who approved operation of Well #10. The State also awarded us a \$500,000 roadway improvement grant for a future project.

Mayor Matthies attended our annual county engineering meeting and that our Public Works Supervisor provided a list of road issues to be addressed in town. He also reported that he along with our Planning Board chairman, attended a Seaside Heights Planning Board meeting in order to hear the application for new boardwalk development proposal from Dupont to Porter Avenues. During the public comment portion, Mayor Matthies inquired when the boardwalk between Seaside Heights and Seaside Park will be joined as it continues to pose a safety hazard issue. The applicant gave assurance that it will be completed prior to completion of Phase I. Mayor Matthies also noted our OEM website continues to be a valuable component especially in keeping our community informed with the latest storm information. He also reported that parking meter poles are being extracted in our parking lots. Mayor Matthies noted our long serving tax assessor is planning to retire in June.

Public Comments.

Denise Koury, Sixth Avenue, Chair of Beautification Committee is confused with the new ‘hold harmless’ agreement received in the mail and inquired what ordinance this form is taken from. Mr. DeMichele commented the ‘Use of Facility’ is Borough Ordinance No. 1605. He does not know why Ms. Koury received this form in the mail as it is not linked to any ordinance, nor is it the correct form. Ms. Rice commented she has a revised ‘hold harmless’ agreement that will replace the one mailed to Ms. Koury. Mayor Matthies noted this will be refined to include correct wording.

Maureen O’Haire, Bayview Avenue, also inquired of the ‘hold harmless’ agreement for the Evening Book Club meetings and wondered if members are required to sign it at every meeting in lieu of providing a certificate of insurance due to the small size of their club. Ms. O’Haire felt it is unfair for a town club to be asked to waive insurance protection. Mr. DeMichele noted it is a confirmation in lieu of insurance. Ms. Coleman commented all members must sign the form at each time they meet to protect the borough. Ms. O’Haire also inquired if the curbing can be replaced along the easterly side of Bayview Avenue. Ms. Rice commented the home owner is responsible for curb replacement.

Mike Tierney, N Street, commented we should not be pumping fuel as the last time outside fueling was discussed, our insurance company will not insure the town for any spills and if a spill occurs, the marina entrance will be closed by the State. He also inquired of any inconvenience with slip owners if we allow boats to be dropped in the marina if the yacht club request is approved.

Chuck Appleby, Tenth Avenue, felt that fueling at the marina is a reasonable request and that responsibility should lie with the vendor not marina personnel.

Mayor Matthies closed the public comment portion.

Council recessed at 9:12 pm.

Council reconvened at 9:18 pm.

Council took formal action on the following requests for resolutions:

Resolution No. 2018-105: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVAL OF BILL LIST FOR THE PERIOD FEBRUARY 23, 2018 TO MARCH 8, 2018.

Resolution No. 2018-106: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING EMERGENCY TEMPORARY APPROPRIATIONS PENDING ADOPTION OF THE 2018 MUNICIPAL BUDGET.

Resolution No. 2018-107: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE MUNICIPAL RECYCLING COORDINATOR TO SUBMIT THE 2017 RECYCLING TONNAGE GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY.

Resolution No. 2018-108: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR PARTICIPATION IN THE NATIONAL JOINT POWERS ALLIANCE (NJPA) COOPERATIVE PRICING SYSTEM PROGRAM.

Resolution No. 2018-109: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE ADJUSTMENT OF DESIGNATED WATER AND SEWER UTILITY ACCOUNTS (B-75.01/L-45).

Resolution No. 2018-110: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING SEASONAL EMPLOYEE AS MANAGER FOR THE SEASIDE PARK MARINA FOR 2018.

Resolution No. 2018-111: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING SEASONAL EMPLOYEE AS LIFEGUARD CAPTAIN FOR THE SEASIDE PARK BEACH PATROL FOR 2018.

Resolution No. 2018-112: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPOINTING SEASONAL PUMP-OUT BOAT OPERATORS FOR THE 2018 SUMMER SEASON.

Resolution No. 2018-113: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY SUSPENDING PAID PARKING FOR CLEAN OCEAN ACTION BEACH SWEEPS ON APRIL 21ST & OCTOBER 20TH, 2018.

Resolution No. 2018-114: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVING WAIVER OF "USE OF BOROUGH FACILITIES" APPLICATION FEES FOR SEASIDE PARK ORGANIZATIONS FOR 2018.

Resolution No. 2018-115: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVING SUBMISSION OF A GRANT APPLICATION FOR FUNDING 'UNDER THE LIVING SHORELINES' PROGRAM.

Resolution No. 2018-116: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY APPROVING THE ALCOHOLIC BEVERAGE CONTROL SOCIAL AFFAIR SPECIAL PERMIT FOR THE OCEAN COUNTY ST. PATRICK'S DAY PARADE COMMITTEE "AFTER PARTY".

Resolution No. 2018-117: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL OF SEASIDE PARK, COUNTY OF OCEAN, STATE OF NEW JERSEY EXECUTING THE RIGHT-OF-WAY SIDE LETTER EASEMENT AGREEMENT BETWEEN THE BOROUGH OF SEASIDE PARK TO THE NEW JERSEY NATURAL GAS COMPANY FOR THE INSTALLATION OF A GAS DISTRIBUTION MAIN.

Council comments:

Ms. Coleman referred to Resolution No. 2018-110, that it should reflect the marina manager be hired for the calendar year. She felt this could pose a liability issue if he is on boro property during any unpaid period. Mayor Matthies noted this is within the guidelines of our salary ordinance.

Public Comments on consent agenda:

Pat DeGutis, Stockton Avenue, commented on Resolution No. 2018-110 reminded council that if the resolution is revised to 'calendar year', he will no longer be serving as a seasonal employee.

Motion for approval made by Mr. DeMichele, seconded by Ms. Coleman.

For: Ms. Coleman, Dr. McHugh, Ms. Liguori, Mr. Amabile, Mr. DeMichele, Mr. Kraft.

MOTION CARRIED.

Public Comments

Pat DeGutis, Stockton Avenue, commented the 'hold harmless' insurance issue with the clubs is not reasonable as how many past club members have sued Seaside Park? Mr. DeMichele commented that council has waived the \$25 application fee for our clubs for use of our meeting rooms. Also, Ms. DeGutis is not in favor of moving 'kite nite' to the north end of the beach.

Mayor Matthies closed the public comment portion.

Adjournment.

There being no further business, the meeting was adjourned at 9:32 p.m. by unanimous vote of the Council.

Karen Barna, Borough Clerk
Approved: March 22, 2018

