

**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, August 28, 2014 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. Mayor Matthies made note that we continue to govern under Executive Order No. 104 which grants emergency power by the Governor to the State Office of Emergency Management.

Roll Call

Present:

- Robert Matthies, Mayor
- Michael Tierney, Council President
- Nancy Koury
- Jean Contessa
- David Nicola
- Gail Coleman
- Faith Liguori

Absent:

None.

Also Attending:

- Steven Zabarsky, Borough Attorney
- Robert Martucci, Borough Administrator
- Karen Barna, Borough Clerk
- Police Chief Larkin

On a motion by Mr. Tierney, seconded by Ms. Contessa, the minutes of the Work Session and Regular Meeting: August 14, 2014; were approved, by the following vote:

For: Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Liguori.

Abstain: Mr. Tierney, Ms. Coleman.

MOTION CARRIED.

Scheduled Public Hearings:

- a. Second and final reading of Ordinance No. 1655 entitled:  
AMENDING CHAPTER 62 ENTITLED "POLICE DEPARTMENT OF THE BOROUGH CODE"; SECTION 62-2 "APPROPRIATE AUTHORITY".
- b. Second and final reading of Ordinance No. 1656 entitled:  
AMENDING CHAPTER 200 ENTITLED "DEVELOPMENT REGULATIONS"; as it pertains to fences & walls.

No public comments or questions were offered.

Council comments:

Ms. Koury commented Ordinance No. 1656 addresses the fencing height with commercial properties that was not included with the previous ordinance.

Motion for approval made by Mr. Tierney, seconded by Ms. Koury.

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman, Ms. Liguori.

MOTION CARRIED.

Proposed Ordinance Introduction:

AMENDING ORDINANCE NO. 1645 ENTITLED SALARY RANGES FOR VARIOUS TITLES WITHIN THE BOROUGH OF SEASIDE PARK.

Council comments:

Mr. Tierney explained the proposed salary range for CFO is to be expanded due to the limited amount of hours the previous CFO worked and hiring a new CFO will mean the number of work hours will be increased.

Ms. Coleman felt this proposed ordinance should be delayed as she does not have sufficient information to make a decision as it involves a four year appointment. Ms. Liguori concurred stating it should be carried to the next work session. Mr. Zabarsky explained this is for introduction only and allows a time period and a public hearing. Ms. Liguori said she is not opposed to changing the range. Ms. Koury commented this ordinance still needs to be in place in order to hire someone. Motion for approval made by Mr. Tierney seconded by Ms. Koury.

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman.

Against: Ms. Liguori.

MOTION CARRIED.

Resolution No. 2014-234: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD AUGUST 15, 2014 TO AUGUST 28, 2014.

Motion for approval made by Mr. Tierney seconded by Mr. Nicola.

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Liguori.  
Abstain: Ms. Coleman.  
MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2014-235: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ADJUSTMENT OF A DESIGNAED TAX ACCOUNT.

Resolution No. 2014-236: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ADJUSTMENT OF A DESIGNAED TAX ACCOUNT.

Resolution No. 2014-237: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE ADJUSTMENT OF A DESIGNAED TAX ACCOUNT.

Resolution No. 2014-238: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RELEASE OF A PERFORMANCE BOND AND ACCEPTING THE MAINTENANCE BOND OF GEORGE KOUSTAS PAINTING AND CONSTRUCTION LLC FOR CONTRACT FOR THE PUBLIC WORKS MAINTENANCE GARAGE BUILDING RECONSTRUCTION PROJECT.

Resolution No. 2014-239: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING CHANGE ORDER NO. 1 FOR FINAL AS-BUILT QUANTITY ADJUSTMENTS FOR THE PUBLIC WORKS MAINTENANCE GARAGE BUILDING RECONSTRUCTION PROJECT.

Resolution No. 2014-240: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ACCEPTING RESIGNATION OF THE BOROUGH OF SEASIDE PARK MUNICIPAL FINANCIAL OFFICER EUGENIA POULOS.

Resolution No. 2014-241: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ACCEPTING A COMMUNITY DONATION FROM THE SEASIDE PARK BEAUTIFICATION COMMITTEE.

Resolution No. 2014-242: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ADJUSTING THE SALARY OF A SEASIDE PARK POLICE DEPARTMENT EMPLOYEE.

Council comments:

Ms. Coleman requested Resolution No. 2014-244 be pulled from the consent agenda.

Motion to pull Resolution No. 2014-244 from the consent agenda was made by Ms. Coleman seconded by Ms. Liguori..

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman, Ms. Liguori.  
MOTION CARRIED.

Public comments:

Denise Koury, 33 Sixth Avenue, thanked council for their support as this is the final donation as it now satisfies the obligation for the borough's purchase of the memorial clock. Her committee hopes to keep moving forward with other community beautification projects. Mayor Matthies led a standing ovation by the council.

Motion for approval of the consent agenda was made by Mr. Tierney seconded by Ms. Coleman.

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman, Ms. Liguori.  
MOTION CARRIED.

The following Council committee reports and announcements were given.

Chief Larkin reported the Neighborhood Watch meeting will be September 15<sup>th</sup> and will include a presentation by Ocean County Prosecutor Coronato.

Ms. Koury reported the Operations Committee met this week. She reminded everyone there will be three big events in September. The Route 35 road reconstruction will begin again after Labor Day. Ms. Koury attended a presentation at Stevens Institute of Technology regarding a prototype resiliency home of which Seaside Park may be the recipient. She also reported Coastal NJDEP continues to work on a report with regards to bay flooding study in Seaside Park. The Code Department is addressing deficiencies with property maintenance with regards to storm damage.

Mr. Tierney reported the Finance Committee continues to address insurance coverage and storm damage payments with our insurance company and FEMA. He anticipates our claims will be closed out in the next few months.

Ms. Liguori thanked our district's senator and assembly members on their efforts to have NJDOT delay the start of the Eighth Avenue pump station prior to Labor Day. Mayor Matthies also acknowledged Assistant Commissioner John Case's concurrence. She also has concerns with the number of people planning to come for the September events and requested DOT be contacted again to delay the road deconstruction on Central Avenue in order to provide parking and to keep the roadway from looking unsightly. Mr. Martucci explained already he met with DOT representatives and Chief Larkin to address this issue. Townsquare Media will provide a number of buses to help with moving the crowds to the ocean side event. Chief Larkin plans to send out a Reverse 911.

Ms. Coleman commented that according to a resident our Well 10 is pumping water into the bay. Mr. Tierney commented he is aware of this happening and checked with Boro Engineer Contreras who explained it pumps out on a schedule.

Mayor Matthies announced the Planning Board has been restructured due to the resignation of long-time Board Member Dr. Kuchon and that Frank Losey will assume her term, Tom Mianulli will be Alternate No. 1 and Pete Rossi Alternate No. 2. He also reported we received a Post-Sandy Planning Assistance Grant. Mayor Matthies also reported the Blue Acres Program declined assistance to acquire the properties of two of our boro residents.

### **Public Comments**

Ed Gallagher, 144 K Street, complained of the amount of money spent on Well 10.

Ed Masoorli, 1514 NE Central Avenue, disagrees with the installation of pump stations. He felt Seaside Park is the trial test for the installation and operation of them.

Al Vassallo, Central Avenue, complained of the street pebbles and whether he has the right to refuse accepting this particular pebble in front of his property. He was told this is to keep water meters accessible for the town. Mayor Matthies wondered what the process is to reject the installation of pebbles as he is also aware they are unsightly and a safety concern. He will follow up with this. Mr. Martucci explained we have an ordinance in place to keep the right of ways accessible.

Denise Koury, 33 Sixth Avenue, recalled she attended a landscape meeting with the borough but does not remember this particular type of pebble being included in the project. Mr. Martucci noted that at the conclusion of the project landscape specialists will address the final project.

Shirley Kreszl, 700 North Bayview Avenue, inquired whether spectators will be kept off the dunes for the September events. Chief Larkin reported this will be part of his department's activities. Ms. Kreszl also felt there is a lack of concern for school children who will no longer be able to attend Toms River high schools until the prior year's and current year tuition is paid by the parents. She felt something must be done as it hurts the children. Ms. Koury felt that sending the children back to Central will hurt our tax base next year. She also commented that according to the governor, the State will not get involved with school matters. Mayor Matthies offered his help in any way possible and confirmed that he had been to appeal to the superintendent. Ms. Coleman inquired whether any local scholarships are available.

Toms Collins, 1301 South Ocean Avenue, complained of the condition of our tennis courts. Mr. Martucci explained the 13<sup>th</sup> Avenue playground is scheduled for renovation this coming year. Mr. Collins also complained he new beach ramps at Thirteenth Avenue beach entrance are not wide enough.

Bob Hopkins, Eleventh Avenue, inquired the status with NJDEP acquiring the two northerly beach easements in town. Mr. Martucci explained the beachfill program will begin next year. All subrogation agreements have been signed.

Resolution No. 2014-243 was presented by Ms. Contessa, seconded by Mr. Tierney, to enter into Executive Session for pending contracts, negotiations, personnel, by the following vote:

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman, Ms. Liguori.

MOTION CARRIED.

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

Resolution No. 2014-244: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING PERMANENT PART-TIME SALARIED EMPLOYEE FOR THE FINANCE DEPARTMENT.

No public comments or questions were offered.

Motion for approval made by Mr. Tierney seconded by Ms. Liguori.

For: Mr. Tierney, Ms. Koury, Ms. Contessa, Mr. Nicola, Ms. Coleman, Ms. Liguori.

MOTION CARRIED.

### **Adjournment.**

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