

**SEASIDE PARK BOROUGH COUNCIL**

The Regular Meeting of the Borough Council of the Borough of Seaside Park was called to order at 7:30 p.m. on Thursday, November 13, 2014 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Councilwoman Koury 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."*

Councilwoman Koury 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:

- Nancy Koury
- Jean Contessa
- David Nicola
- Gail Coleman
- Faith Liguori

Absent:

- Robert Matthies, Mayor
  - Michael Tierney, Council President
- Also Attending:
- Steven Zabarsky, Borough Attorney
  - Robert Martucci, Borough Administrator
  - Karen Barna, Borough Clerk
  - Police Chief Larkin

Scheduled Public Hearings:

Second and final reading of Ordinance No. 1658 entitled:

- a) Ordinance No. 1658 amending Chapter 405 "STREETS & SIDEWALKS" and Chapter 200 "DEVELOPMENT REGULATIONS" as it pertains to permitted use of public right-of-way.

Public comments:

Al Vassallo, 609 NW Central Avenue, commented he recalls the review by the Planning Board stated that the boro has no jurisdiction to enforce what is used in the five foot area of the right-of-way next to the curb area. Ms. Koury explained the board recommended approval of the ordinance so that boro employees have the ability to enforce this ordinance for borough streets and roads. The State will control their right-of-ways. Mr. Vassallo is frustrated with trying to figure out what he will be allowed to do with his property. Ms. Koury offered to provide a copy of the State's decision on right-of-ways. She will provide Mr. Vassallo with a copy.

Shirley Kreszl, 700 North Bayview Avenue, objected to eliminating the word "grass" from the ordinance. Ms. Koury explained it refers to ornamental grass. Mr. Zabarsky explained it is enforced under the property maintenance code.

Council comments:

Council agreed to allow grass not in excess of three inches high (not ornamental).

Ms. Liguori inquired whether a new permit will be required to reinstall existing pavers after DOT completes its roadway reconstruction.

Ms. Koury felt another issue is the lack of maintaining the right-of-way area and causes difficulty to exit a vehicle. Ms. Liguori felt information should be made public to inform property owners of the new ordinance.

Motion for approval made by Ms. Contessa seconded by Ms. Coleman.

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

Absent: Mr. Tierney.

MOTION CARRIED.

Second and final reading of Ordinance No. 1659 entitled:

- b) Ordinance No. 1659 amending Chapter 200 Entitled "DEVELOPMENT REGULATIONS" Section 200-46 "Non-conforming Uses, Structures and Lots" to establish an application process.

No public comments were offered.

Council comments:

Ms. Koury explained this ordinance will help with the transition from a multi-family to a single family status.

Ms. Liguori felt this is a good ordinance.

Motion for approval made by Ms. Coleman seconded by Ms. Liguori.

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

Absent: Mr. Tierney.

MOTION CARRIED.

Second and final reading of Ordinance No. 1661 entitled:

- c) Ordinance No. 1661 repealing CHAPTER 53 Entitled "PARKING SERVICES AGENCY".

No public comments were offered.

Council comments:

Ms. Koury commented we acquired State equipment for parking enforcement. Our paid parking has been moved into our police department.

Motion for approval made by Ms. Coleman seconded by Ms. Liguori.

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

Absent: Mr. Tierney.

MOTION CARRIED.

**Proposed Ordinance Introduction:**

Ordinance No. 1662 Establishing Chapter 195 “DEALERS OF PRECIOUS METALS, GEMS AND SECONDHAND GOODS”.

Ms. Koury commented this is upon recommendation by our police department and county prosecutor’s office.

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

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

Absent: Mr. Tierney.

MOTION CARRIED.

Resolution No. 2014-277: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD OCTOBER 23, 2014 TO NOVEMBER 13, 2014.

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

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

Absent: Mr. Tierney.

MOTION CARRIED.

Ms. Coleman requested Resolution (a) “APPOINTING FIRE SUB-CODE OFFICIAL” to be removed from the consent agenda as she felt she did not have enough information to move it forward.

Motion to remove Resolution (a) from the consent agenda was made by Ms. Coleman seconded by Ms. Contessa.

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

Absent: Mr. Tierney.

MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2014-278: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING CLASS II TRAINEES TO THE OCEAN COUNTY POLICE ACADEMY.

Resolution No. 2014-279: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL ESTABLISHING A HOLIDAY SCHEDULE FOR BOROUGH EMPLOYEES FOR THE YEAR 2015.

Resolution No. 2014-280: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENTS OF THE ANNUAL CLOTHING ALLOWANCE TO ELIGIBLE MEMBERS OF THE SEASIDE PARK VOLUNTEER FIRE COMPANY NO. 1.

Resolution No. 2014-281: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE TAX COLLECTOR TO CANCEL THE DESIGNATED TAX SALE CERTIFICATE.

Resolution No. 2014-282: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE TAX COLLECTOR TO CANCEL THE DESIGNATED TAX SALE CERTIFICATE.

Resolution No. 2014-283: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL CONFIRMING THE DESIGNATED APPLICATION FOR MEMBERSHIP IN THE SEASIDE PARK VOLUNTEER FIRE COMPANY.

**Public Comments**

Shirley Kreszl, 709 North Bayview Avenue, (Resolution No. 2014-279) felt that the Lincoln’s Birthday holiday should be incorporated into President’s Day.

Ms. Coleman commented it is part of a contractual obligation.

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

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

Absent: Mr. Tierney.

MOTION CARRIED.

The following Council committee reports and announcements were given.

Ms. Coleman reported the Finance Committee met to review FEMA reports. Mr. Martucci commented we have received to date approximately 2.4 million reimbursements from FEMA. She applauded the employees in the Finance Department. Ms. Liguori concurred especially with our police and public works departments for their diligence in supplying the reports. Ms. Coleman also reported we are paying down ten percent per year on our short term debts for water utilities. Route 35 DOT set aside funds for the boro for reimbursements for our police or DPW to clean up, repair as the emergency need arises.

Ms. Koury reported for the Operations Committee that garbage pickup is now once per week for the winter schedule. We also received a grant to refurbish the borough hall. The Planning Board continues to review the “boardwalk zone” within our Master Plan. Dune grass planting will take place this month. She thanked all of the residents who came out to volunteer and lend support to Clean Ocean Action. Ms. Koury announced that the 2015 Holiday Badges will be on sale around Thanksgiving.

Mr. Nicola reported on police activities for the month of September. He announced this year’s flu clinic is in conjunction with the Ocean County Health Department and will be held this month at Tri-Boro.

Chief Larkin reported the Class II trainees are scheduled for the police academy. He hopes to begin CERT training for volunteers in January. November and December Neighborhood Watch meetings are cancelled as the PBA will host a holiday party in December. Ms. Koury noted we will be part of the State's NJ350 celebration and will promote it during the Neighborhood Watch holiday party. Also the Recreation Department is sponsoring a trip to MacArthur's Theater in Princeton.

**Public Comments**

Denise Koury, 33 Sixth Avenue, reported for the Environmental Committee that they have begun work to beautify the 14<sup>th</sup> Avenue pier site. They will partner with the Beautification Committee on this project and hope to start-up a monarch butterfly garden there. Also the Environmental Committee will take the lead with the Route 35 future landscaping plan. She hopes to have a public meeting in December. They are working on a speaker series for 2015.

Shirley Kreszl, 709 North Bayview Avenue, offered her thanks to DPW crew for all of their hard work to pick up garbage and recycling on the west side of Central Avenue. She again asked that Social Services be contacted with information that we no longer have an elementary school.

Al Vasallo, 609 Central Avenue, sent NJDOT a letter with his concerns as to homeowner's rights as to what may be placed in the State's re-constructed right-of-ways. He is strongly opposed to "p" gravel and frustrated as no one will provide an answer.

Ms. Koury will try to get an answer as to what is allowed from the State's landscaping committee.

Mr. Martucci recalled a prior meeting with DOT that comments were made that will have options as to what homeowners will be able to put in front of their homes. He also noted that our Environmental Committee promotes drainage and non-pervious coverage.

**Adjournment.**

There being no further business, the meeting was adjourned at 8:37 p.m. by unanimous vote of the Council.

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Karen Barna, Borough Clerk  
Approved: November 13, 2014