

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 22, 2015 in the Borough Council Meeting Room located at Sixth & Central Avenues, Seaside Park. Mayor 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 Star Ledger 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 remembered longtime residents Gary Miller, Mary Ellen Murphy and Gary Ruth.

Roll Call

Present:

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

Absent:

Jean Contessa

Also attending:

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

Proposed Ordinance Introduction:

- a. ORDINANCE NO. 1663 OF THE BOROUGH OF SEASIDE PARK, OCEAN COUNTY, NEW JERSEY, AMENDING CHAPTER 435 ENTITLED "VEHICLES AND TRAFFIC".

Public comment:

Faye Haring, 21 I Street, wondered if a vehicle not assigned to an authorized residence may use the assigned space when on official business at that particular residence.

Ms. Coleman explained it is specific to that residence. The Police Chief will be able to respond to her concern.

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

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

Absent: Ms. Contessa.

MOTION CARRIED.

- b. ORDINANCE NO.1664 OF THE BOROUGH OF SEASIDE PARK, OCEAN COUNTY, NEW JERSEY AMENDING ORDINANCE NO. 1644 ENTITLED SALARY RANGES FOR VARIOUS TITLES WITHIN THE BOROUGH OF SEASIDE PARK.

Mr. Tierney explained this was the year 2015 annual review of our salary ordinance. It also includes the increase of the minimum wage law to \$8.38 per hour as required as per our state's guidelines.

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

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

Absent: Ms. Contessa.

MOTION CARRIED.

Resolution No. 2015-50: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING PAYMENT OF THE ITEMIZED CLAIMS AS SET FORTH ON THE CHECK REGISTER/BILL LIST FOR THE PERIOD JANUARY 9, 2015 TO JANUARY 22, 2015.

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

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

Absent: Ms. Contessa.

MOTION CARRIED.

The Council presented the consent agenda.

Resolution No. 2015-51: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING AN AGREEMENT WITH THE COUNTY OF OCEAN FOR THE 2015 PUMP-OUT BOAT PROGRAM.

Resolution No. 2015-52: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RENEWAL OF A SHARED SERVICE AGREEMENT WITH OCEAN COUNTY FOR THE 2015 PROSECUTOR'S PROGRAM.

Resolution No. 2015-53: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

Resolution No. 2015-54: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPROVING CONTRACT CHANGE ORDER NO. 2 TO THE CONTRACT BETWEEN THE BOROUGH OF SEASIDE PARK AND GEORGE KOUSTAS PAINTING & CONSTRUCTION LLC, FOR THE SEASIDE PARK PUBLIC SAFETY BUILDING KITCHEN AND BATHROOM IMPROVEMENTS PROJECT.

Resolution No. 2015-55: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RELEASE OF A PERFORMANCE BOND TO GEORGE KOUSTAS PAINTING & CONSTRUCTION LLC, FOR THE PUBLIC SAFETY BUILDING KITCHEN AND BATHROOM IMPROVEMENTS PROJECT.

Resolution No. 2015-56: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE RELEASE OF A PERFORMANCE BOND TO P.M. CONSTRUCTION CORPORATION FOR THE SEASIDE PARK PHASE I WATER AND SEWER IMPROVEMENT PROJECT.

Resolution No. 2015-57: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE DESIGNATED MISCELLANEOUS REFUND FOR MARINA SLIP RENTALS.

Resolution No. 2015-58: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL AUTHORIZING THE DESIGNATED MISCELLANEOUS REFUND FOR A ZONING OFFICE FEE.

Resolution No. 2015-59: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL APPOINTING A NEW MEMBER TO THE SEASIDE PARK COMMUNITY EMERGENCY RESPONSE TEAM (C.E.R.T.).

Resolution No. 2015-60: ENTITLED: RESOLUTION OF THE BOROUGH COUNCIL REQUESTING MODIFICATION OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION ROUTE 35 ROADWAY LANDSCAPE IMPROVEMENTS IN THE BOROUGH OF SEASIDE PARK.

Public Comments

Denise Koury, 33 Sixth Avenue, (Resolution No. 2015-60) thanked Mayor and Council for addressing the important and timely issue of landscaping at the conclusion of the Route 35 road reconstruction project. She commented that time was running out for the DOT team to put in a change order in order to meet with our concerns such as pea-gravel, pine trees, etc. Representing the Environmental Committee, Ms. Koury hopes to continue a dialogue with DOT to the conclusion of the project so that our needs are met. Mayor Matthies reiterated her comments and thanked the committee for their continued service to the community.

Council comments.

Ms. Liguori noted this year she is the borough's representative for CDBG committee. Funds from this grant are generally used for handicap improvements. She asked if anyone has a suggestion for handicap improvements to please contact her. Motion for approval of the consent agenda was made by Mr. Tierney seconded by Ms. Coleman.

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

Absent: Ms. Contessa.

MOTION CARRIED.

The following Council committee reports and announcements were given.

Mayor Matthies announced our next meeting will be on February 5th due to a borough holiday. Also scheduled on our calendar is an invitation to attend Monday's elementary school board meeting. Also the Planning Board will reorganize this coming Tuesday.

Mr. Tierney reported the Finance Committee the borough received \$711,294 from Zurich for damages other the flood due to Sandy. This is 65% of what we submitted but there is a \$50,000,000 limit on the group coverage. Zurich expects a further distribution but this won't be determined until after all Ocean county JIF members have completed their filings.

We have received \$3,272,060 from FEMA for flood damage from Super Storm Sandy. This represents 90% of the \$4,304,000 we submitted to FEMA for damages. We have completed all our filings with FEMA for this storm. The Lifeguard Reconstruction project remains open for \$330,668.99. This project will not be reviewed until the FEMA closeout accounting which is currently underway. We have received \$622,500 from JIF/Zurich for the damage to the boardwalk from the fire. We have had funding approved for grants applied for in 2014-15 in the amount of \$2,297,000. This funding is for ten individual projects. The projects cover a variety of costs. Purchase of generators, structures to alleviate Bay Shore flooding, general funding for re-building from storm damage etc. The last grant funding, which is still pending is for \$10,000,000 also related to the Bay Shore flooding. This funding and project is still under review. We had expected an answer back on this by the 15th of January but our quest is still under review.

Ms. Coleman reported she attended a Central Regional school board meeting and hopes to stay actively involved to resolve our borough's lawsuit matters. She further commented the latest invoice from our special counsel Gagliardi is regarding a 2009 lawsuit that was resolved but the Central legal team continues to challenge. She is also pursuing the expired agreement with Berkeley Township for fire protection in South Seaside Park.

Ms. Koury reported for the Operations Committee that she is working with our Public Works Supervisor Wojciechowski to draft new ordinances to make signs consistent with hours of operation for parking lots, piers, wharfs, recreation areas; also a memorial policy; license forms; event fee schedule. Ms. Koury is also taking part in the boardwalk easement issue.

Ms. Liguori commented she does not support the reduction of parking spaces in front of the B&B Department Store due to the DOT Route 35 road reconstruction. Mr. Tierney commented action was previously taken by council with a list of concerns including the loss of parking in front of B&B. Ms. Koury concurred commenting a resolution was sent to the state in 2013. State safety regulations do not allow backing out onto a state highway. The State will make sure the fire department will have a 45 degree turning ratio.

Mayor Matthies acknowledged Erik Weber and his on-line newspaper Riverside Signal. He applauded it's small town feel with timely and accurate information.

Public Comments

Shirley Kreszl, 700 North Bayview Avenue, felt that some Seaside Park students that continue to attend the Toms River secondary school system are being treated unfairly as the school board will not acknowledge the initial agreement allowing our students to continue their education post elementary school tuition free. Ms. Koury attended one of their board meetings and would like to start a dialogue with the board.

Faye Haring, 21 I Street, concurred with Ms. Kreszl, that her family is also affected as she also received a bill and notice threatening legal action.

Mayor Matthies supports their concerns and will continue efforts to find a solution to this immediate problem.

Joe Urso, 137 Tenth Avenue, wondered if Seaside Park has a written agreement with Toms River. He also inquired when the sand museum building will be dismantled. Mr. Martucci commented it is in the process of being dismantled.

Denise Koury, 33 Sixth Avenue, wondered if our Central Regional representative could provide us with a regular update. Mayor Matthies noted he has met with Ms. Mianulli on educational and funding issues. Ms. Coleman also met with her.

June Korsneski, 114 H Street, inquired where the board meeting dates are listed. Mayor Matthies noted the Seaside Park Board of Education posts its dates on our website.

Al Moglia, 145 O Street, inquired if we receive information on the number of students attending Central. Mr. Tierney explained we received this information annually.

Adjournment.

There being no further business, the meeting was adjourned at 8:33 p.m. by unanimous vote of the Council.

Karen Barna, Borough Clerk
Approved: February 5, 2015