

COUNCIL MEETING MINUTES

June 14, 2017

Page 65.1

Public Announcement In compliance with the Open Public Meetings Act of the State of New Jersey, adequate notice of this meeting of the Borough Council has been provided to three newspapers and published in the January 12, 2017 issue of the Beach Haven Times.

A meeting of the Borough Council of the Borough of Surf City was held on the above date in the Council Chambers of the Borough Hall. Roll call, followed by a salute to the flag, showed the following to be in attendance:

Councilman Hadash, Councilman Hartney, Councilman Wm. Hodgson, Councilman Klose, Councilman Russell, Councilwoman Siciliano and Mayor F. Hodgson.

Mayor Hodgson called for approval of the minutes of the regular meeting held on May 10, 2017. Upon a motion by Mr. Hartney, seconded by Mr. Klose, the minutes were approved as presented.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Siciliano. Nays - None. Abstained - Russell.

Councilman Wm. Hodgson announced the retirement of Chief Collins and the decision to promote a member of the Police Department to fill the position. He commented on the qualifications of Lt. Casella and his years of service. Councilman Wm. Hodgson motioned Resolution 2017-93, seconded by Mr. Russell.

RESOLUTION 2017-93

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that John N. Casella, Jr., be and is hereby appointed Acting Chief of the Surf City Police Department, effective immediately.

BE IT FURTHER RESOLVED that said appointment holds a one (1) year probationary period and there shall be an additional \$2,000 stipend added to his existing salary.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

John N. Casella, Jr. was administered the Oath of Office with his wife nearby and three of four daughters holding the bible. He was congratulated by the Governing Body, his family, department officers and friends. Retired officer and friend Steve Melega pinned the shield on Chief Casella.

June 14, 2017

Page 66.2

Introduction and first reading of Ordinance 2017-05, which was read by title only, as follows:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "REVISED
GENERAL ORDINANCES OF THE BOROUGH OF SURF CITY, COUNTY
OF OCEAN, STATE OF NEW JERSEY, 2000" AS THE SAME IN CHAPTER 30
PERTAINS TO "ZONING"

and moved that same be given its first reading. Upon a motion by Mr. Russell, seconded by Mr. Hartney, Ordinance 2017-05 was introduced and passed on first reading and will be considered for final passage, after a public hearing, to be held on July 12, 2017.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Introduction and first reading of Ordinance 2017-06, which was read by title only, as follows:

AN ORDINANCE AMENDING AN ORDINANCE ENTITLED "REVISED
GENERAL ORDINANCES OF THE BOROUGH OF SURF CITY, COUNTY
OF OCEAN, STATE OF NEW JERSEY, 2000" AS THE SAME IN CHAPTER 11
PERTAINS TO "BUILDING AND HOUSING"

and moved that same be given its first reading. Upon a motion by Mr. Klose, seconded by Mr. Russell, Ordinance 2017-06 was introduced and passed on first reading and will be considered for final passage, after a public hearing, to be held on July 12, 2017.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Resolution authorizing an amendment to the 2017 Capital Budget of said Municipality by increasing the amount, thereon, to include the Reconstruction and Resurfacing of various streets. Upon a motion by Mrs. Siciliano, seconded by Mr. Klose, the following resolution was adopted:

RESOLUTION 2017-88

WHEREAS, the Borough of Surf City, New Jersey desires to amend the 2017 Capital Budget of said Municipality by increasing the amount, thereon, to include the Reconstruction and Resurfacing of various streets, in and for the Borough of Surf City.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City, County of Ocean, New Jersey, as follows:

Section 1. The 2017 Capital Budget of the Borough of Surf City is hereby amended by adding, thereto, a Schedule to read as follows:

AMENDMENT #1
 CAPITAL BUDGET OF THE
 BOROUGH OF SURF CITY, NEW JERSEY
 Projects Schedules for 2017
 Method of Financing

GENERAL PROJECT	CAPITAL	EST. COST	CAPITAL IMP. FUND	CAPITAL SURPLUS	CAPITAL BONDS
<u>RESERVE</u>					
Resurfacing of Various Roads	\$375,000.	\$18,750.		\$356,250.	

Section 2. The Clerk be and is authorized and directed to file two certified copies of this resolution with the Division of Community Affairs, State of New Jersey, within three days after the adoption of these projects to be included in the 2017 Capital Budget, as adopted.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Introduction and first reading of Ordinance 2017-07, which was read by title only, as follows:

AN ORDINANCE OF THE BOROUGH OF SURF CITY, IN THE COUNTY OF OCEAN, NEW JERSEY, AUTHORIZING THE RECONSTRUCTION AND RESURFACING OF VARIOUS STREETS IN THE BOROUGH OF SURF CITY AND APPROPRIATING 375,000 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF \$356,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE BOROUGH OF SURF CITY TO FINANCE THE SAME.

and moved that same be given its first reading. Upon a motion by Mrs. Siciliano, seconded by Mr. Russell, Ordinance 2017-07 was introduced and passed on first reading and will be considered for final passage, after a public hearing, to be held on July 12, 2017.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Resolution approving the renewal of Plenary Retail Consumption License No. 1531-32-001-007 held by LBI Beverage, LLC trading as the Surf City Hotel, located at 800 Long Beach Boulevard, Surf City, New Jersey, effective July 1, 2017 with a "Broad Package Privilege". Upon a motion by Mr. Hartney, seconded by Mr. Klose, the following resolution was adopted:

RESOLUTION 2017-83

BE IT RESOLVED by the Borough Council of the Borough of Surf City, that the application of LBI Beverage, LLC trading as the Surf City Hotel, located at 800 Long Beach Boulevard, Surf City, New Jersey for the renewal of their Plenary Retail Consumption License No. 1531-32-001-007, be and it is hereby approved, and the Municipal Clerk is hereby

authorized and directed to issue the aforesaid renewal license effective July 1, 2017 with a "Broad Package Privilege".

June 14, 2017

Page 68.4

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Resolution approving the renewal of Plenary Retail Consumption License No. 1531-32-002-004 held by Anchor Wine and Spirits, LLC, trading as Anchor Wine and Spirits located at 1500 Long Beach Boulevard, Surf City, New Jersey, effective July 1, 2017 with a "Broad Package Privilege". Upon a motion by Mr. Klose, seconded by Mr. Russell, the following resolution was adopted:

RESOLUTION 2017-84

BE IT RESOLVED by the Borough Council of the Borough of Surf City, that the application of Anchor Wine and Spirits, LLC trading as Anchor Wine and Spirits, located at 1500 Long Beach Boulevard, Surf City, New Jersey for the renewal of their Plenary Retail Consumption License No. 1531-32-002-004 be and it is hereby approved and the Municipal Clerk is hereby authorized and directed to issue the aforesaid renewal license effective July 1, 2017 with a "Broad Package Privilege".

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Resolution authorizing release of a curb bond posted by Stuart Snyder for 1615 Sunset Avenue in the amount of \$4,100, Vibhas Madan - 800 Long Beach Blvd. in the amount of \$17,000 and Gina Laird - 272 N. 8th Street in the amount of \$3,000. Upon a motion by Mr. Hartney, seconded by Mrs. Siciliano, the following resolution was adopted:

RESOLUTION 2017- 85

WHEREAS, Pursuant to Ordinances 04-09 and 04-11, a performance guarantee may be posted with the Borough for permanent curb installation at the time of exchange of ownership.

WHEREAS, the below listed person(s) posted a guarantee in the corresponding amount prior to the exchange of ownership;

WHEREAS, The Zoning Official made a final inspection and approved same to be in conformance with the Borough ordinances.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY, that:

The following guarantee may be released:

Stuart Snyder - 1615 Sunset Avenue in the amount of \$4,100.

Vibhas Madan - 800 Long Beach Blvd. in the amount of \$17,000.

Gina Laird - 272 N. 8th Street in the amount of \$3,000.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

June 14, 2017

Page 69.5

Resolution allowing active military and their immediate family access to Surf City beaches at no cost for the year 2017. Upon a motion by Mr. Klose, seconded by Mr. Hartney, the following resolution was adopted:

RESOLUTION 2017-87

WHEREAS, the Governing Body of the Borough of Surf City wish to recognize those persons currently serving as active members of the United States Military; and

WHEREAS, it is the desire of this Governing Body to allow those persons access to the Surf City beaches at no cost for the year 2017;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that active Military personnel and their immediate family shall be granted access to Surf City beaches, during the year 2017, without the necessary beach badge.

BE IT FURTHER RESOLVED that said persons shall be required to provide the necessary military identification in order to qualify.

BE IT FURTHER RESOLVED that the Borough Administrator be and is hereby given authorization to set forth any procedure, which may be necessary in order to administer this process.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Bids have been received by the Borough Clerk for the reconstruction and resurfacing of a portion of Barnegat Avenue under a Department of Transportation Trust Fund Grant. Four bids were received as follows:

CJ Hesse, Inc. - in the total amount of \$733,612.00

Earle Asphalt Co. - in the total amount of \$743,013.13

Johnson Baran - in the total amount of \$748,863.19

AE Stone, Inc. - in the total amount of \$770,000.00

All bids have been reviewed by the Borough Engineer and the Borough Attorney who recommend award to CJ Hesse, Inc. - in the total amount of \$733,612.00. Resolution awarding bid to CJ Hesse, Inc. - in the total amount of \$733,612.00. Upon a motion by Mrs. Siciliano, seconded by Mr. Klose, the resolution attached hereto as Schedule 1, was adopted:

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Resolution approving the application for probationary membership in the Surf City Volunteer Fire Co. as submitted by Darrin E. Markoski. Councilman Russell and Councilman Hartney must recuse themselves from this item of business in accordance with State Statutes. Upon a motion

by Mr. Klose, seconded by Mr. Wm. Hodgson, the following resolution was adopted:

June 14, 2017

Page 70.6

RESOLUTION 2017-86

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that the application for membership in the Surf City Volunteer Fire Co. as submitted by Darrin E. Markoski for probationary membership, is hereby approved.

Roll Call Vote: Ayes - Hadash, Wm. Hodgson, Klose, Siciliano. Nays - None.

Reports:

Chief Financial Officer's Report for the month of April, 2017.

Municipal Court Report for the month of April, 2017.

Committee Reports:

Councilman Hadash, Chairman of Sanitation gave the Sanitation and Recycling Report for the month of May. He motioned Resolution 2017- 90, seconded by Mr. Russell, as follows.

RESOLUTION 2017-90

NOW, THEREFORE, BE IT RESOLVED that the following listed individuals be and are hereby appointed as seasonal/on call Laborers in the Public Works Department at the rate of \$11.50 per hour. Said appointments are on an as needed basis.

Gary Ruhmshottel - effective May 15, 2017 and terminating September 30, 2017.

Albert Vira- effective May 15, 2017 and terminating September 30, 2017.

Ryan John Boyd - effective May 24, 2017 and terminating September 30, 2017.

Jacob Yates - effective May 24, 2017 and terminating September 30, 2017.

Jeremy Traut - effective May 31, 2017 and terminating September 30, 2017

Anthony DeFede - effective June 7, 2017 and terminating September 30, 2017

Michael Hendricx - effective June 16, 2017 and terminating September 30, 2017

Sean Bohnsack- effective June 16, 2017 and terminating September 30, 2017

John Perretta - effective June 19, 2017 and terminating September 30, 2017

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

The Borough Public Works Department is starting work at 6 AM to prepare the beaches and then start trash and recycling around town. They do a great job!

Councilman Russell, Chairman of Public Property and Lifeguards reported on preparations for the season and motioned Resolution 2017- 91, seconded by Mr. Hartney, as follows.

RESOLUTION 2017-91

NOW, THEREFORE, BE IT RESOLVED that the following listed individuals are appointed as employees in the Lifeguard Department, effective as of this date at the corresponding weekly rate of pay, pending satisfactory approval of a physical. Said appointments shall terminate on September 12, 2017.

LIFEGUARDS

1ST YEAR \$400.00

ADJEDJ, DANIEL
FASANO, JULIA
GESEK, ALYSSA
JORDEN, ANDREW
LAVERY, GWYNETH

2ND YEAR \$410.00

HYLAND, PATRIC
LAVERY, PATRICK
OSBORNE, CHARLIE
ROTHSTEIN, JULIA

3RD YEAR \$440.00

HUBERT, CARLYN
MEGGITT, SCOTT
NICKS, HANNAH
NITTI, MARIA
TURNER, CJ

4TH YEAR \$460.00

CLINGERMAN, JOSHUA
GILLEY, ERIC
HARTNEY, GABRIELLA
HYLAND, KELSEY
LAVERY, CAITLIN
LOPEZ, MEGHAN
OSBORNE, KRISTIANA

5TH YEAR \$480.00

ESPOSITO, ANNA
TURNER, ALEXIS

6TH YEAR \$500.00

GAUDIOSO, MITCHELL
ROTHSTEIN, EMILY

June 14, 2017

Page 72.8

8TH YEAR \$520.00

ROTHSTEIN, LAUREN

11TH YEAR \$520.00

GAUDIOSO, MIKE

12TH YEAR \$560.00

GRONOSTAJSKI, KYLE

13TH YEAR

BONANNI, RYAN - Lieutenant - \$675.00

BONANNI, DAVE - Lifeguard - \$560.00

17TH YEAR \$560.00

WELC, JENNIFER

MORRIS, ASHLEY

21ST YEAR

PRETRE, COLLETTE, Lieutenant - \$675.00

34th YEAR

DILEO, MARK - Captain \$1,050.00

37th YEAR

WAGNER, RICHARD P. - Lieutenant \$675.00

NOW, THEREFORE, BE IT FURTHER RESOLVED that Mark Dileo be paid an hourly rate of \$15.00 for off-season and preparatory work effective as of January 1, 2017. The lieutenants shall be paid an hourly rate of \$11.00 for pre and post season preparatory work and , Emily Rothstein, Lauren Rothstein and Kyle Gronostajski shall be paid an hourly rate of \$11.00 for the repair of rescue boards and off-season preparatory work, all hours to be approved by the Administrator and shall terminate on December 31, 2017; and

BE IT FURTHER RESOLVED that in an effort to ensure proper staffing of the Lifeguard Lieutenant positions, Jennifer Welc shall be appointed as a fill-in Lieutenant at the rate of pay of \$675 per week and that no more than three lieutenants shall be on duty and paid as lieutenants at one time.

Roll Call Vote: Ayes - Hadash, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None. Hartney abstained on G. Hartney.

Councilman Wm. Hodgson, Chairman of Police provided a statistical report of operations for the month of May, 2017. He motioned appointment Resolution 2017-89, seconded by Mr. Russell, as follows.

June 14, 2017

Page 73.9

RESOLUTION 2017-89

NOW, THEREFORE, BE IT RESOLVED that the following listed individual is appointed a seasonal/on call employee in the Police Department, effective as of June 10, 2017, at the corresponding hourly rate of pay. Said appointment is on an as needed basis and shall terminate on November 1, 2017:

Damian J. Morrone - Code Enforcement at the rate of \$11.00/per hour

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Councilwoman Siciliano, Chairwoman of Streets and Roads advised that there is a lot of activity in the Road Department with filling pot holes and repairing roads. She also reported on the receipt of a grant to continue reconstruction and resurfacing of Barnegat Avenue and noted that the work to be performed on Barnegat Avenue will commence after Labor Day.

Councilman Hartney, Chairman of Beaches reported on the sale of beach passes, the Re-Clam the bay project and fire company activities. He motioned Resolution 2017- 92, seconded by Mr. Russell, as follows.

RESOLUTION 2017-92

NOW, THEREFORE, BE IT RESOLVED that the following listed individuals are appointed seasonal employees in the Bathing Beach Department, effective as of this date unless otherwise noted, and shall terminate on September 5, 2017, at the corresponding rate of pay.

BEACH BADGE CHECKER/SELLERS

1ST Year \$8.44/ per hour

Brack, Madison

Clay, Mary

Craft, Dawn

Craft, Erin

Diodata, Marissa

DiStefano, Emma

Ebner, Shannon

Ferman, Vincent

Foehr, Anna

Gerhardt, Kayla

Haberstroh, Lucas

Krason, Emily

LeFevre, Bryce

Leonard, Victoria

McQuarry, Elissa

Ring, Tyler

Romano, Gus

June 14, 2017

Page 74.10

VanBramer, Noah
Walker, Catherine

2nd YEAR \$8.54/per hour

Beck, Traude
Diodata, Samantha
Farina, Colleen
Pearson, Mia
Serrano, Mateo

4th YEAR \$9.04/per hour

Gerhardt, Luke
McLaughlin, Brittany
Pickel, Kayla
Siemien, Shirley

FILL IN ASSISTANT SUPERVISOR \$10.60/hour

Gerhardt, Luke
McLaughlin, Brittany
Pickel, Kayla

ASSISTANT SUPERVISOR

Vollmer, Nikolle - 5th year \$10.80/per hour

SUPERVISOR

Pawlishak, Renee -7th year - \$675.00 per week

BOAT RAMP ATTENDANT/BEACH BADGE CHECKER

Matthew Malandra - 2nd year - \$8.54/per hour
Vincent Bonpietro - 1st year - \$8.44/ per hour

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Councilman Klose, Chairman of Water/Sewer advised that we have one well out of service and is in the process of being repaired.

Mayor Hodgson commented on the beach entrances being hard packed and noted we can not control nature. He suggested a letter be sent thanking the County for their hard work.

Mayor Hodgson asked retired Chief Collins, who was in the audience, to stand. Mayor Hodgson expressed his gratitude for all of Bill's hard work, keeping in touch and always being available. Councilman Wm. Hodgson also commented on the manner in which Bill ran the department. Councilman Wm. Hodgson motioned Resolution 2017- 94, seconded by Mr. Russell, as follows.

June 14, 2017

Page 75.11

RESOLUTION 2017-94

WHEREAS, On June 1, 2017, William Z. Collins (Bill) retired from his position with the Borough of Surf City as the Chief of Police; and

WHEREAS, after serving as a Military Police Officer in the United States Army from 1975 to 1978, Bill began his career with the Borough of Surf City during the summer of 1979 as a summer officer, then moving into the position of a special officer and probationary patrolman before being appointed to a full time police officer in 1986 and graduating the police academy in June of 1987; and

WHEREAS, Bill moved up the ranks, being appointed a Sergeant in 1992 and Lieutenant in 1999; and

WHEREAS, in March of 2004, Bill was appointed to the position of Chief of the Surf City Police Department. A position he held with pride and integrity; and

WHEREAS, Bill was dedicated to the Borough of Surf City, its residents, taxpayers and visitors. He showed kindness and compassion while being consistent and fair.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Surf City extend to William Z. Collins a happy, healthy and lengthy retirement.

BE IT FURTHER RESOLVED that gratitude is extended to Bills wife, Mary Linn and his daughters Sarah and Jennifer. Thank you for your understanding during the many occasions when Bill was working late or not home for a family gathering.

Bill, we will miss you, your sense of humor and smile. Your shoes are very big ones to fill!

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Bill expressed gratitude to the Mayor and Council for giving him the chance to prove himself. He spoke briefly on his time in the department and how quickly time has passed.

Comments from the Audience:

Mr. Pete Williams asked for the Governing Body's position with regard to working with LBI mayors on the tax situation with the LBI School and Southern Regional School District and negotiating a better rate. He commented on the Article in today's Sandpaper. Mayor Hodgson commented on the need to focus on the LBI District at this time and he felt, considering the Regional School funding formula, we have a minimal chance of winning. Brief discussion ensued on the LBI School District's plans and Southern Regional tax apportionment. He agreed with Mr. Williams on the need to lower taxes and he will discuss the matter at the next Mayor's meeting. Brief discussion ensued.

June 14, 2017

Page 76.12

Correspondence:

Action Required:

Letter and resolution of consent for Verizon Wireless to upgrade its network by deploying network nodes in the right of way. Bill Flannagan was present from Tilson who represents Verizon Wireless. He explained the installation of the nodes, the locations of the proposed new poles (Node 5,14 & 19) and the purpose of the nodes with a range of 500 to 2000 sq. ft. It was agreed to wait and see if the new poles can be eliminated. Councilman Hartney asked for some training on the new equipment for the emergency service organizations.

Resolution from the Borough of Ship Bottom expressing opposition to the plans for the Ethel Jacobsen School and the Bond Referendum. After brief discussion it was agreed to add language with regard to running water lines to the new school. Upon a motion by Mr. Hartney, seconded by Mr. Russell, the following resolution was adopted:

RESOLUTION 2017- 95

**RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN,
STATE OF NEW JERSEY IN OPPOSITION TO THE PLANS FOR THE ETHEL A.
JACOBSEN ELEMENTARY SCHOOL AND BOND REFERENDUM PROPOSED
BY THE BOARD OF EDUCATION FOR THE LONG BEACH ISLAND
CONSOLIDATED SCHOOL DISTRICT**

WHEREAS, the Mayor and Council of the Borough of Surf City ("Borough") has continuously investigated and reviewed the ongoing developments relating to the addition and renovations to the Ethel A. Jacobsen Elementary School ("Ethel Jacobsen School") proposed by the Board of Education for the Long Beach Island Consolidated School District ("Board"); and

WHEREAS, the LAN Associates report ("Report") prepared for the Board in 2011 identified the three (3) following options in terms of how to address a declining student enrollment and the existence of two (2) separate elementary schools within the district; (i) to continue with the two (2) schools; (ii) to renovate the LBI School and close the Ethel Jacobsen School; or (iii) to renovate the Ethel Jacobsen School and close the LBI School; and

WHEREAS, the Report did not recommend any one (1) of the foregoing options, but did note that the renovation costs for the LBI School in 2011 dollars was approximately \$4.2 million and the renovation costs for the Ethel Jacobsen School in 2011 dollars was approximately \$9.4 million; and

WHEREAS, subsequent to the Report, as a result of FEMA and insurance funding following Superstorm Sandy, the LBI School underwent approximately \$2 million in necessary renovations; and

June 14, 2017

Page 77.13

WHEREAS, the Board evidently elected to proceed with the addition and renovations to the Ethel Jacobsen School on the basis, in part, that the Board believed it can sell the LBI School to a private developer for approximately \$9 million; and

WHEREAS, the Borough has significant concerns regarding the foregoing estimated sales price on the basis of: (i) the State of New Jersey Tidelands claim located at the LBI School; (ii) the demolition costs of the LBI School; (iii) the likely environmental issues located at the LBI School; and (iv) the necessity of zoning approval for any such development; and

WHEREAS, the Borough previously made offers to purchase property relating to the Ethel Jacobsen School and the Borough of Ship Bottom made offers to purchase the Ethel Jacobsen School and the Long Beach Island Grade School ("LBI School"), all of which were rejected by the Board; and

WHEREAS, the Borough believes that had the Board sold the Ethel Jacobsen School properties to the Borough of Surf City and the Borough of Ship Bottom, the required finding for the renovations to the LBI School may have been fully met; and

WHEREAS, the Borough has reviewed the various documents and submissions by the Board and its professionals to the Department of Education regarding the proposed addition and renovations to the Ethel Jacobsen School and the Borough contends that such submissions include inaccuracies and omissions; and

WHEREAS, the Borough has provided written notification to the Department of Education setting forth the Borough's contentions regarding the significant issues with the proposed addition and renovations to the Ethel Jacobsen School; and

WHEREAS, the Borough contends that the issues with the proposed plans for the addition and renovations to the Ethel Jacobsen School included the following: (i) a potential lack of compliance with FEMA flood regulations, (ii) the failure to include the addition of any necessary and new storage space, which will evidently require additional funding and construction over and above the proposed bonding referendum amount; (iii) the failure to fully address the easement and storm water drainage pipe located at the site, which poses safety, legal, and cost issues; (iv) the election not to designate the school as a temporary shelter for use during emergencies; (v) the apparent misstatement to the Department of Education that the selection of the Ethel Jacobsen School for the consolidation and the plans were recommended by LAN Associates and that there was a "general consensus" of the Island municipalities served by the district in support thereof; and (vi) the Board assuming that Surf City will provide water utilities to a building located in another municipality; and

WHEREAS, the Borough has additional significant concerns regarding the Board proceeding with the proposed September 2017 referendum to seek approval for the \$18.4 million in financing given that: (i) the required storage addition/new building is not included in that amount; (ii) the Board advertised for bids for the Long Beach Island School in 2011, but received

June 14, 2017

Page 78.14

no bids in response; (iii) the significant issues with the plans documented above have not yet been addressed; (iv) the Board is not under contract to sell the LBI School; (v) there is no guarantee that the Board will receive any offer approaching the \$9 million estimate; and (vi) apparent misstatements in the Board's Frequently Asked Questions published to inform the public regarding the plans and referendum; and

WHEREAS, even if the Board were to receive approximately \$8 million to purchase the LBI School, such a purchase would likely be contingent upon the removal of the State Tidelands claim, inspections, and zoning approval, all of which will likely lead to such funds not being received by the Board until the resolution of those issues years later; and

WHEREAS, even if the Board were to receive approximately \$8 million to purchase the LBI School, the Board would still be required to repay \$10.4 million in bonds through borrowing authorized by the referendum and ultimately will have spent \$18.4 million on a school with potentially two (2) different elevations, no new storage space, and that does not provide a material improvement over a renovated LBI School or a more limited and efficient renovation of the Ethel Jacobsen School, as the LAN Associates report noted that the renovation would likely cost \$9.4 million in 2011 dollars and the proposed \$18.4 million is approximately double that amount; and

WHEREAS, in light of, *inter alia*, the foregoing, the Borough believes that the plans and \$18.4 million in financing proposed by the Board are not consistent with sound fiscal and budgetary practices, are not the prudent choices, are excessive in scope, are not in the best interest of the children in the district, are not in the best interest of the district taxpayers, and do not support the public health, welfare, and safety; and

WHEREAS, other options were available to the Board that would provide a better environment for the district's children, greater savings to the taxpayers, and that were and are more consistent with the public's health, welfare, and safety; and

WHEREAS, the Borough cannot and does not support the Board's decisions, plans and proposed bonding of \$18.4 million.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Surf City, on this 14th day of June, 2017, in accordance with the aforesaid Recitals, which are expressly incorporated herein by reference, hereby officially opposes the Ethel A. Jacobsen Elementary School Plans and Bond Referendum proposed by the Board of Education for the Long Beach Island Consolidated School District.

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

June 14, 2017

Page 79.15

Correspondence from the Surf City 5 & 10 requesting permission to close a portion of N. 5th Street during their classic car show to be held on June 24th from 9:00 AM to 2:00 PM.

Councilman Russell and Councilman Hartney must recuse themselves from this item of business in accordance with State Statutes. There was discussion regarding the closing of the street setting a precedent and the potential cost of personnel. Upon a motion by Mr. Klose, seconded by Mr. Wm. Hodgson, the request was denied.

Roll Call Vote: Ayes - Hadash, Wm. Hodgson, Klose, Siciliano. Nays - None.

Correspondence from Andrew and Joann Petruzzi requesting permission to purchase a memorial bench for placement on N. 23rd Street in honor of their brother-in-law. Upon a motion by Mr. Russell, seconded by Mr. Klose, the request was approved:

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

Correspondence from Joseph Mailey, Jr. requesting permission to purchase a memorial bench for placement on the ocean at N. 1st Street in honor of his parents Mary and Joseph of Surf City. Mr. Mailey, Jr. was present and commented on his desire to have a larger bench for people to enjoy. Upon a motion by Mr. Wm. Hodgson, seconded by Mrs. Siciliano, the request was approved:

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

No Action Required:

Resolutions received from the County of Ocean and the Township of Stafford.

Comments from the Audience:

Eileen Bushelow of 7th Street commented on the nodes and the fact that there are many wireless carriers possibly looking to place new equipment. She also asked about the project on Barnegat Avenue. Mayor Hodgson explained our future plans with Barnegat Avenue. Discussion ensued.

Mr. Mailey wants to see FIOS installed on the island. Discussion ensued regarding utilities.

Bill Resolution: Upon a motion by Mrs. Siciliano, seconded by Mr. Hadash, the following resolution was adopted:

BE IT RESOLVED BY COUNCIL OF THE BOROUGH OF SURF CITY, N.J. that the appurtenances known as "Scheduled Payment Reports" containing vouchers to be paid in the total amounts of:

June 14, 2017
Page 80.16

are hereby ordered paid; and the Mayor and Clerk are authorized to draw an order upon the Borough Treasurer for same.

Water & Sewer -	\$	60,158.76
Current -		553,148.24
Payroll Account -		195,583.07
Dog License Account -		3.60
Ice Cream Vendor Acct. -		.00
Escrow Release -		28,500.00
Tax Certificate Acct. -		<u>.00</u>
	\$	837,393.67

Approved: Councilman Klose
Councilman Russell
Councilman Hartney

Dated: June 14, 2017

/s/ Francis R. Hodgson, Sr., Mayor

Roll Call Vote: Ayes - Hadash, Hartney, Wm. Hodgson, Klose, Russell, Siciliano. Nays - None.

With there being no further business to come before the Governing Body, upon a motion by Mr. Klose, seconded by Mrs. Siciliano, and, a vote in the affirmative, the meeting was adjourned.

Respectfully submitted,

MARY P. MADONNA, RMC/MMC/QPA/CPM
Municipal Clerk/Borough Administrator