COUNCIL MEETING MINUTES

November 14, 2018
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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 11, 2018 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 showed the following to be in attendance:


After a salute to our flag, Mayor Hodgson called for approval of the minutes of the regular meeting held on October 12, 2018. Upon a motion by Mr. Russell, seconded by Mr. Hartney, the minutes were approved as presented.


Resolution authorizing an amendment to the 2018 Capital Budget of said Municipality by increasing the amount thereon to include the repair and resurfacing of various roads and related expenses. Upon a motion by Mrs. Siciliano, seconded by Mr. Russell, the following resolution was adopted:

RESOLUTION 2018-139

WHEREAS, the Borough of Surf City, New Jersey desires to amend the 2018 Capital Budget of said Municipality by increasing the amount thereon to include the repair and resurfacing of various roads and related expenses, 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 2018 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 2018
Method of Financing
November 14, 2018
Page 125.2

<table>
<thead>
<tr>
<th>PROJECT</th>
<th>EST. COST</th>
<th>CAPITAL IMP. FUND</th>
<th>CAPITAL GENERAL SURPLUS BONDS</th>
<th>CAPITAL RESERVE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Repair and resurfacing of various roads and related expenses</td>
<td>$500,000.</td>
<td>$25,000.</td>
<td></td>
<td>$475,000.</td>
</tr>
</tbody>
</table>

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 2018 Capital Budget as adopted.


Introduction of Ordinance 2018-15, which was read by title only, as follows:

AN ORDINANCE OF THE BOROUGH OF SURF CITY, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR THE REPAIR AND RESURFACING OF VARIOUS ROADS AND RELATED EXPENSES FOR THE BOROUGH OF SURF CITY AND APPROPRIATING 500,000 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF $475,000 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. Hartney, Ordinance 2018-15 was introduced and passed on first reading and will be considered for final passage, after a public hearing, to be held on December 12, 2018.


Resolution authorizing an amendment to the 2018 Capital Budget of said Municipality by increasing the amount thereon to include improvements to the water/sewer system. Upon a motion by Mr. Klose, seconded by Mr. Russell, the following resolution was adopted:

RESOLUTION 2018-140

WHEREAS, the Borough of Surf City, New Jersey desires to amend the 2018 Capital Budget of said Municipality by increasing the amount thereon to include the repair and resurfacing of various roads and related expenses 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 2018 Capital Budget of the Borough of Surf City is hereby amended by adding thereto a Schedule to read as follows:
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AMENDMENT #2
CAPITAL BUDGET OF THE
BOROUGH OF SURF CITY, NEW JERSEY
Projects Schedules for 2018
Method of Financing

<table>
<thead>
<tr>
<th>PROJECT</th>
<th>EST. COST</th>
<th>CAPITAL IMP.</th>
<th>CAPITAL GENERAL</th>
<th>CAPITAL RESERVE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Improvements to water/ sewer system</td>
<td>$600,000.</td>
<td>$30,000.</td>
<td>$570,000.</td>
<td></td>
</tr>
</tbody>
</table>

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 2018 Capital Budget as adopted.


Introduction of Ordinance 2018-16, which was read by title only, as follows:

AN ORDINANCE OF THE BOROUGH OF SURF CITY, IN THE COUNTY OF OCEAN, NEW JERSEY, PROVIDING FOR IMPROVEMENTS TO THE BOROUGH’S WATER/SEWER SYSTEM AND RELATED EXPENSES AND APPROPRIATING 600,000 THEREFORE, AND PROVIDING FOR THE ISSUANCE OF $570,000 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 Mr. Klose, seconded by Mr. Russell, Ordinance 2018-16 was introduced and passed on first reading and will be considered for final passage, after a public hearing, to be held on December 12, 2018.


Resolution authorizing release of a curb bond posted by Salverio Minervini - 229 N 1st Street in the amount of $4,400 and Edwin Brock - 813 Central Avenue in the amount of $3,600. Upon a motion by Mr. Russell, seconded by Mr. Hartney, the following resolution was adopted:

RESOLUTION 2018-136

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 guarantees may be released:
Salverio Minervini - 229 N 1st Street in the amount of $4,400
Edwin Brock - 813 Central Avenue in the amount of $3,600


Receipt of and discussion on the CY2018 Best Practice Inventory as prepared by the Chief Financial Officer and required by the State of New Jersey. Upon a motion by Mr. Russell, seconded by Mr. Hartney, the Best Practice Inventory, as submitted, was approved:


Resolution authorizing the execution of a Shared Services Agreement with the County of Ocean, for participation in a program called the Prosecutors’ Drug Recognition Expert Callout Program. Upon a motion by Mr. Wm. Hodgson, seconded by Mr. Hartney, the following resolution was adopted:

RESOLUTION 2018-141

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF SURF CITY AND THE COUNTY OF OCEAN FOR THE PROSECUTORS’ DRUG RECOGNITION EXPERT CALLOUT PROGRAM.

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of Surf City to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such a contract be authorized by resolution; and

WHEREAS, it is the desire of the Borough of Surf City to authorize the execution of a Shared Services Agreement with the County of Ocean for the Prosecutors’ Drug Recognition Expert Callout Program.
NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City, County of Ocean, State of New Jersey, as follows:

1. The Mayor and Municipal Clerk are hereby authorized and directed to enter into and execute a Shared Services Agreement with the County of Ocean for the Prosecutors Drug Recognition Expert Callout Program, in accordance with the terms of said agreement, attached hereto, and made a part hereof as Schedule A.

2. A copy of this agreement shall be kept on file and be available for public inspection in the office of the Municipal Clerk.

3. A certified copy of this resolution shall be forwarded to the County of Ocean


Resolution authorizing the execution of a Shared Services Agreement with the County of Ocean, for participation in a program called the Prosecutors' Office Driving While Intoxicated Enforcement Program. Upon a motion by Mr. Wm. Hodgson, seconded by Mr. Klose, the following resolution was adopted:

RESOLUTION 2018-142

WHEREAS, the County of Ocean has created and established a program to assist municipalities through a program called the Prosecutors' Office Driving While Intoxicated Enforcement Program; and

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of Surf City to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such a contract be authorized by resolution; and

WHEREAS, the Borough of Surf City wishes to enter into an agreement with the County of Ocean to provide assistance in the identification and removal of intoxicated drivers from the roadways; and

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Surf City in the County of Ocean, State of New Jersey, as follows:
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1. The Mayor and Municipal Clerk of the Borough of Surf City are hereby authorized and directed to enter into and execute a Shared Services Agreement with the County of Ocean, for participation in a program called the Prosecutors’ Office Driving While Intoxicated Enforcement Program, as more specifically set forth in the attached agreement.

2. A copy of this Agreement shall be kept on file and be available for public inspection at the office of the Municipal Clerk.

3. A certified copy of this resolution shall be forwarded to:
   Ocean County Prosecutor’s Office


Resolution authorizing the execution of a Shared Services Agreement with the County of Ocean, for participation in a program called the Prosecutors’ Office “Move Over” Law Enforcement Program. Upon a motion by Mr. Russell, seconded by Mr. Klose, the following resolution was adopted:

RESOLUTION 2018-143

RESOLUTION OF THE BOROUGH OF SURF CITY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF SURF CITY AND THE COUNTY OF OCEAN FOR THE PROSECUTORS’ “MOVE OVER” LAW ENFORCEMENT PROGRAM.

WHEREAS, the Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., authorizes the Borough of Surf City to enter into a contract for the provision of certain governmental services with the County of Ocean; and

WHEREAS, N.J.S.A. 40A:65-5 requires that such a contract be authorized by resolution; and

WHEREAS, it is the desire of the Borough of Surf City to authorize the execution of a Shared Services Agreement with the County of Ocean for the Prosecutors’ “Move Over” Law Enforcement Program.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City, County of Ocean, State of New Jersey, as follows:
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1. The Mayor and Municipal Clerk are hereby authorized and directed to enter into
and execute an Shared Services Agreement with the County of Ocean for the
Prosecutors’ “Move Over” Law Enforcement Program, in accordance with the
terms of said agreement attached hereto and made a part hereof as Schedule A.

2. A copy of this agreement shall be kept on file and be available for public
inspection in the office of the Municipal Clerk.

3. A certified copy of this resolution shall be forwarded to the County of Ocean


Resolution approving appropriation transfers for the month of November. Upon a motion by Mr.
Wm. Hodgson, seconded by Mr. Hadash, the following resolution was adopted:

RESOLUTION 2018-146

WHEREAS, the calendar date of this Resolution is within the last two months of the calendar
year 2018 and the first three months of the calendar year 2019; and

WHEREAS, R.S. 40A:4-58 provides for making transfers between budget appropriation
accounts during this five month period starting November 1st;

NOW, THEREFORE, BE IT RESOLVED that the following transfers be and they are hereby
made between appropriation accounts in the 2018 Municipal Budget.

<table>
<thead>
<tr>
<th>Current Fund</th>
<th>From</th>
<th>To</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current</td>
<td>Amount</td>
<td>From</td>
</tr>
<tr>
<td></td>
<td>$ 5,000.00</td>
<td>Municipal Clerk S&amp;W</td>
</tr>
<tr>
<td></td>
<td>$ 2,000.00</td>
<td>Land Use Board O/E</td>
</tr>
<tr>
<td></td>
<td>$10,000.00</td>
<td>Solid Waste Collection S&amp;W</td>
</tr>
<tr>
<td></td>
<td>$ 7,000.00</td>
<td>Electricity</td>
</tr>
<tr>
<td></td>
<td>$ 1,000.00</td>
<td>Gasoline</td>
</tr>
</tbody>
</table>


Resolution approving the exchange of roads with the County of Ocean. Mayor Hodgson
explained that Barneagat Avenue will be turned over to the County of Ocean. Upon a motion by
Mr. Russell, seconded by Mrs. Siciliano, the resolution attached hereto as Schedule 1, was
adopted:

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Resolution approving the applications for probationary membership in the Surf City Volunteer Fire Co. as submitted by Cereta Dallago, Michael McDowell and David Dutkus. Councilman Russell and Councilman Hartney must recuse themselves from this item of business in accordance with State Statutes. Upon a motion by Mr. Wm. Hodgson, seconded by Mr. Klose, the following resolution was adopted:

RESOLUTION 2018-137

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that the applications for probationary membership in the Surf City Volunteer Fire Co. as submitted by Cereta Dallago, Michael McDowell and David Dutkus are hereby approved.

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

Mayor Hodgson explained that we recently missed lowering the flag to half staff this week, it was an error and will not happen again. He read the list of dates in which the flag will be lowered, which may be changed at any time. Said list was approved upon a motion by Mr. Russell, seconded by Mr. Klose, as follows.

RESOLUTION 2018-148

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Surf City that the following is a list of holidays in which the Flag will be lowered to half staff.

Armed Forces Day - May 15
Memorial Day -
Flag Day - June 14
Armistice Day - July 27
Patriots Day - September 11
Veterans Day - November 11
Pearl Harbor Day - Dec. 7

BE IT FURTHER RESOLVED that said Flag shall be lowered on the closest available work day and raised on the closest available work day.

BE IT FURTHER RESOLVED that the dates in which the flag will be lowered may be changed at any time.


Reports:
Municipal Court Report for the month of September, 2018.
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Committee Reports:

Councilman Hadash, Chairman of Sanitation provided the sanitation and recycling report for the month of October, 2018 and wished everyone a Happy Thanksgiving.

Councilman Russell, Chairman of Public Property and Lifeguards thanked everyone for their support during the election and provided a report on lifeguards and public property.

Councilman Wm. Hodgson - Chairman of Finance and Police gave the Police Statistical Report of Operations for the month of October, 2018. He also commented on the need for additional office personnel and motioned Resolution 2018-144, seconded by Mr. Russell, as follows:

RESOLUTION 2018-144

NOW, THEREFORE, BE IT RESOLVED that Tracey Figueiras be and is hereby appointed a part time clerk in the municipal offices at the rate of $12.00 effective as of October 31, 2018.


He commented on the number of fishermen he has seen on the beach.

Councilwoman Siciliano, Chairwoman of Streets and Roads provided a report on patching and painting activities.

Councilman Hartney, Chairman of Beaches and Environmental provided a final report on beach operation costs and the sales of holiday beach passes. He also motioned Resolution 2018-145, seconded by Mr. Klose, as follows:

RESOLUTION 2018-145

NOW, THEREFORE, BE IT RESOLVED that the following listed individuals are appointed as employees in the Bathing Beach Department, as effective immediately, and shall terminate at midnight on December 31, 2018, at the corresponding hourly rate of pay, on an as needed basis.

   Beach badge booth
      MaryAnn Huzar - 7th year - $9.45 per hour
      Richard Huzar - 8th year - $9.45 per hour

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Council President J. Klose - Water/Sewer commented on the need to repair the sewer line in the 300 block of 5th Street and motioned Resolution 2018-138, seconded by Mrs. Siciliano, as follows:

RESOLUTION 2018-138

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Surf City that authorization be and is hereby given to proceed with the necessary plans, specifications and bids for the repair and replacement of the sewer main in the 300 block of north 5th street.


Comments from the Audience:
Mr. Vincent DeSalvio of the Sand Box Café asked about the progress of allowing outdoor seating. Mayor Hodgson explained that we are working on changes.

Mrs. Dana DeSalvio asked if it will happen for the next summer season. She also commented that they, and many others businesses, will be providing free Thanksgiving meals.

Correspondence:
Action Required:
Correspondence from Renee’ Fella-Henrich requesting permission to purchase a memorial bench for placement at the Bay on North 20th Street, in dedication to her parents Joe and Marie Fella. It was agreed to move forward with the request.

Correspondence from Amelia Leach requesting permission to purchase a memorial bench for placement at the Bay on North 22nd Street, in dedication to her grandparents Walter and Anna Klosowski. It was agreed to move forward with the request.

Correspondence from residents in the 300 block of Sixth Street regarding drainage and flooding. Mayor Hodgson explained what has transpired up to this point and felt that a meeting should be held with those residents and upon a motion by Mr. Russell, seconded by Mr. Klose, it was agreed to move forward with the meeting.


No Action Required:

Comments from the Audience:
Rosemary Fallar asked about the cost of a bench. She was advised that they are $500. and the requestor provide the plaque for the bench
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**Bill Resolution:** Upon a motion by Mr. Klose, seconded by Mr. Hartney, the following resolution was adopted:

BE IT RESOLVED BY THE BOROUGH 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:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Water &amp; Sewer -</td>
<td>$205,766.85</td>
</tr>
<tr>
<td>Current -</td>
<td>1,996,526.36</td>
</tr>
<tr>
<td>Payroll Account -</td>
<td>228,031.38</td>
</tr>
<tr>
<td>Dog License Account -</td>
<td>4.20</td>
</tr>
<tr>
<td>Ice Cream Vendor Acct. -</td>
<td>.00</td>
</tr>
<tr>
<td>Escrow Release -</td>
<td>10,032.78</td>
</tr>
<tr>
<td>Tax Certificate Acct. -</td>
<td>.00</td>
</tr>
</tbody>
</table>

Total: $2,440,361.57

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

Approved: Councilman Russell
Councilwoman Siciliano
Councilman Klose

Dated: November 14, 2018

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


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

Respectfully submitted,

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