

Sea Bright, New Jersey
Reconvened Meeting Minutes
January 5, 2008
10:00 A.M.

Mayor Kalaka-Adams called the meeting to order and requested those present to join her in the Pledge of Allegiance to the Flag.

2. MOMENT OF SILENCE: Attorney Arnette asked that all present remain standing for a Moment of Silence as he read the names for the following persons who passed away in 2007.

David O'McNamara
Debra Lyn Talley Yuhasz
Nancy Kyle Johnson
Robert B. Nonemaker
Maureen A. Kaiser
John T. McCrann
William A. Gardella, Sr.
Victor "Andy" Larson
Elizabeth "Lib" Layton
Fran Albrecht Von Ziegesar
Ed Hoos

Mayor Kalaka-Adams wished everyone a Happy New Year and thanked newly elected Sheriff Kim Guadagno for attending the swearing in of Councilman Kelly and Councilwoman Bills.

Mayor Kalaka-Adams said that the swearing in of Maria D. Fernandes as Mayor on January 1, 2008 rather than January 5, 2008 Reorganization Day was premature.

She said that she filed a motion in the New Jersey Superior Court on December 13 challenging the November 6, mayoral election results. The Court would review the votes in issue and determine the election results. There was a three-vote margin between the mayoral candidates. She reminded everyone that each vote counts.

Mayor Kalaka-Adams said that serving Sea Bright was an honor and that she would always do her best for Sea Bright. She said that she was stepping down and turning the leadership over to Council President Keeler.

Council President Keeler asked Mayor Maria D. Fernandes to conduct the meeting.

Attorney Arnette read the following statement:

"GOOD MORNING LADIES AND GENTLEMEN. THIS MEETING IS NOW CALLED TO ORDER. IN LINE WITH THE BOROUGH OF SEA BRIGHT'S LONGSTANDING POLICY OF OPEN GOVERNMENT, AND IN COMPLIANCE WITH THE "OPEN PUBLIC MEETINGS ACT", I WISH TO ADVISE YOU THAT ADEQUATE NOTICE OF THIS **SPECIAL ADJOURNED MEETING OF DECEMBER 18, 2007** HAS BEEN PROVIDED TO THE LINK, COURIER, ASBURY PARK PRESS, THE HUB, TWO RIVER TIMES ON DECEMBER 28, 2007 AND POSTED ON THE BULLETIN BOARD IN THE BOROUGH OFFICE. IN EACH INSTANCE, THE DATE, TIME AND LOCATION OF THIS MEETING WERE PROVIDED IN THE NOTICE. THIS MEETING IS OPEN TO THE PUBLIC."

PRESENT: Councilmembers Bills, Keeler, Kelly, Long, Markson, Scriven, Mayor Maria D. Fernandes, Attorney Arnette, Borough Clerk Maryann M. Smeltzer, Administrative Assistant Suzanne Branagan.

ABSENT: None

5. 2007 COUNCIL PRESIDENT YEAR END REPORT. Council President Keeler said Sea Bright operates under the weak Mayor form of government with six Councilmembers. The Mayor only votes when there is a tie vote.

Sea Bright's Governing Body has six committees. Councilman Scriven chaired the Beach Committee maintaining the Municipal Beach. The Beach Committees working on the Smart Growth revitalization and beach expansion. The plan includes a boardwalk, lifeguard office complex and a Municipal Pool Facility.

Councilwoman Fernandes chaired the Public Works Committee working on Streets and Roads, Building Maintenance and the Sanitary Sewer System. The Public Works Committee's Downtown Improvement Program would improve Sea Bright's Stormwater system, sanitary hook-ups and road resurfacing.

Councilwoman Long chaired the Police Committee and they have worked on lowering Ocean Avenue's speed limit from 40 MPH to 35 MPH during the summer season. They continue their efforts for lowering the speed limit permanently. The Police Department has been engaged in developing a Standard Operating Procedure Manual. The senior members have been taking courses in Management.

Councilman Keeler chaired the Finance Committee. They prepare the budget and supervise it throughout the fiscal year. They have been working with the Monmouth County Improvement Authority allowing Sea Bright to join in the benefits of its triple A credit rating. Sea Bright location next to the Atlantic Ocean poses difficulties for borrowing money and attaining low interest rates.

The Mayor and Council have successfully kept the tax increases at 2 ½ to 3 ½ every year which is at or below the rate of inflation. Most of Sea Bright's budget goes toward the schools and Monmouth County.

Councilwoman Bills heads Fire, First Aid and Emergency Management Committee. The Fire Department will be receiving a new fire pumper truck this year.

Councilman Kelly heads the Personnel Committee and has been working on updating the Personnel Policy Manual in accordance with New Jersey's labor laws

Council President Keeler said that there are six Advisory Committees. Councilwoman Fernnades heads the Beautication Committee. Councilman Scriven is the liaison for the Library Committee and Joan Walsh is the Library Director. Councilman

Kelly heads the Public Relations Committee and Felecia Stratton is the Sea Breeze's Editor. Councilwoman Bills heads the Recreation Committee and Kathy Morris is the Recreation Director. The Recreation Committee has just received a grant for a skateboard park.

Council President Keeler said that Sea Bright faced various issues in 2007. The Highlands Bridge expansion initiated by the Department of Transportation and Sea Bright continues to object to a fixed spanned bridge. The Attorney General through the State of New Jersey sued Sea Bright regarding public beach access and the issue of Sea Bright's land. This lawsuit would severely hamper us as we attempt to improve our facilities. Sea Bright received a total of \$50,000 in grants for Smart Growth. Councilman Scriven is working on Architect submissions for the Beach Facility and other Architects have given us a professional assessment for the Borough Hall, Police and Fire Department facilities. Sea Bright is working with Monmouth Beach for a joint public works department. Councilwoman Long has been working on the Shore Regional issue and the school formula. The Governing Body worked on a Hazardous Mitigation plan and shared services that would allow Sea Bright to receive FEMA funding.

Council President thanked Borough Clerk Smeltzer and her staff Suzanne Branagan Trisha Spahr, Karen DiBerardino, Ana Debevec and Nelda Delre for their professionalism. He said that he appreciated all the members of the Police, Public Works, Courts and the Library for their work. He thanked all the many people who served as volunteers on the Committees and his opportunity to serve Sea Bright's residents.

6. TRANSFER OF FUNDS:

A. Councilman Scriven introduced and approved for adoption the following Resolution:

**RESOLUTION NO. 224-2007
AUTHORIZE TRANSFER OF FUNDS**

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of current year appropriations during the last two months of the fiscal year; and

WHEREAS, the Chief Financial Officer has recommended that the following appropriation transfer be authorized:

<u>Appropriation</u>	<u>Amount From</u>	<u>Amount To</u>
Police O/E	\$1,800.00	
Dispatch S/W	\$3,000.00	
Dispatch O/E	\$1,400.00	
EMO O/E	\$5,000.00	
Solid Waste/Recycling	\$3,000.00	
Landfill/Disposal	\$3,700.00	
Clerk O/E	\$1,000.00	
Audit	\$1,700.00	
Police S/W		\$12,000.00
Streets & Roads S/W		\$ 5,000.00
Fire		\$3,600.00
Total	\$20,600.00	\$20,600.00
OUTSIDE CAP Library O/E	\$ 425.00	
OUTSIDE CAP Library S/W		\$ 425.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the 2007 Budget appropriations be transferred as stated herein; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer and Auditor.

Second by Councilwoman Bills and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: None

7. CONSENT AGENDA:

A). Councilman Keeler introduced and approved for adoption the following:

**RESOLUTION NO. 223-2007
 PAYMENT OF BILLS 12-18-2007**

WHEREAS, the following listed vouchers have been audited and found to be correct.

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$151,778.66 are to be paid; and

BE IT FURTHER RESOLVED, that proper Officers are hereby authorized to execute and issue warrants for payments of said vouchers, but only if and when conditions of the Borough Treasury shall permit, and the said vouchers be approved by the proper Committees.

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00019	NJ AMERICAN WATER			
	07-1628	12/28/07	NOV 2007 WATER UTILITY	OPEN 749.62
00080	MURPHY FIRE & SAFETY, INC.			
	07-1538	11/29/07	FIRE DEPT-FIRE HOOKS	OPEN 124.00
00090	INFOUSA CITY DIRECTORIES			
	07-1523	11/27/07	POLICE DEPT-CITY DIRECTORY	OPEN 540.00
00106	MGL FORMS-SYSTEMS, LLC			
	07-0967	07/18/07	MUNI CLERK-DOG/CAT LICENSES	OPEN 455.00
	07-1510	11/21/07	FINANCE-1000 A/P CHECKS	OPEN 285.70

				740.70
00158	PITNEY BOWES CREDIT CORP.			
	07-1112	08/07/07	A&E-4/Q/07 METER RENTAL+MAINT	OPEN 384.00
00198	COMCAST			
	07-1607	12/17/07	POLICE-INTERNET:12/20-1/19/08	OPEN 95.00
	07-1624	12/27/07	LIBRARY-INTERNET:12/28-1/27	OPEN 99.95

				194.95
00249	CLARK, DOUGLAS			
	07-1614	12/19/07	DPW-TRAVEL REIMB:12/16/07	OPEN 33.28
00305	GORCEY PLUMBING & HEATING, INC			
	07-1570	12/07/07	SEWER-REPAIR HYDRANT LEAKS	OPEN 430.00
00350	ABSOLUTE FIRE PROTECTION, INC.			
	07-1557	12/03/07	FIRE DEPT-SERVICE UNIT# 4374	OPEN 2,383.00
00384	AT & T MOBILITY			
	07-1626	12/27/07	DPW 11/15-12/14/07 CELL BILL	OPEN 237.41
00452	ACTION COMMUNICATIONS, INC.			
	07-1243	09/04/07	FIRE DEPT-PORTABLE RADIO W/ACC	OPEN 473.00
00482	KINGDOM ELECTRONICS			
	07-1559	12/04/07	RECREATION-MICROPHONES/CABLES	OPEN 228.79
00502	NJ STATE LEAGUE/MUNICIPALITIES			
	07-1451	11/02/07	LEAGUE CONFERENCE REGISTRATION	OPEN 55.00
00513	A.R. COMMUNICATIONS			
	07-1575	12/11/07	FIRE DEPT-BATTERIES & PARTS	OPEN 247.60
00530	BULLET LOCK & SAFE CO., INC.			
	07-1598	12/13/07	BLDGS/GRNDS-3 KEYS:BORO HALL	OPEN 5.25
00615	DMR LAWNS & LANDSCAPES, INC.			
	07-1505	11/20/07	BEAUTIFICATION-7 YARDS MULCH	OPEN 150.00
	07-1550	11/30/07	BEAUTIFICATION-7 YARDS MULCH	OPEN 150.00

				300.00
00620	MAD HATTER			
	07-1487	11/13/07	REC-FOOD:12/7 HOLIDAY PARTY	OPEN 473.48
00677	GULF OIL, LTD.			
	07-1627	12/27/07	GASOLINE - DECEMBER 2007	OPEN 3,480.87

				3,480.87
00684	MONMOUTH ELECTRIC SERVICE, INC			
	07-1330	10/02/07	BEACH-R&M AT BATH TRAILER	OPEN 425.00
	07-1532	11/28/07	BLDGS/GRNDS-REPLACE RECEPTACLE	OPEN 380.00

				805.00
00688	MONMOUTH COUNTY POLICE ACADEMY			
	07-1534	11/29/07	POLICE DEPT-TRAINING	OPEN 45.00
	07-1535	11/29/07	POLICE DEPT-AMMO FOR TRAINING	OPEN 333.92

				378.92
00788	SCARINCI & HOLLENBECK, LLC			
	07-1625	12/27/07	LEGAL-11/13-12/3/07 SERVICES	OPEN 175.00
00927	FREEMAN, GERALD			
	07-1448	11/01/07	EXCAVATION AT LIBRARY	OPEN 500.00
01150	W.W. GRAINGER, INC.			
	07-1595	12/13/07	BLDGS/GRNDS-TRASH LINERS	OPEN 225.00
	07-1613	12/19/07	DPW-PAIR OF PVC KNEE BOOTS	OPEN 22.07

				247.07
01230	STAPLE'S, OFFICE SUPERSTORE			
	07-1618	12/21/07	DPW-2008 DAY TIMER	OPEN 15.99

01241	BAIN'S HARDWARE, INC.			
	07-1026	07/25/07	NOV 2007 PURCHASES	OPEN 798.25
01260	GASS, ALBAN			
	07-1578	12/11/07	LIBRARY-COMPUTER CLASSES	OPEN 140.00
01285	THE HOME DEPOT			
	07-0741	05/31/07	BLDGS/GRNDS-BLANKET:MISC SUPP	OPEN 186.45
	07-1588	12/12/07	BLDGS/GRNDS-GYM MINI BLINDS	OPEN 69.66
	07-1615	12/20/07	BLDGS/GRNDS-LANDSCAPE MATERIAL	OPEN 239.25

				495.36
01286	INDUSTRIAL MARINE			
	07-1583	12/12/07	REIMB:11/6-12/5/07 GARAGE ELEC	OPEN 121.11
01297	HATCH, MOTT & MACDONALD, LLC			
	07-1208	08/29/07	DIIP#2-ENGINEERING	OPEN 4,125.00
01320	DEMAIO, R.N., d/b/a			
	07-1555	12/03/07	POLICE DEPT-JANITORIAL SUPP	OPEN 335.00
01400	THE ARNETTE LAW FIRM, LLC			
	07-1619	12/21/07	DEC 2007 LEGAL SERVICES	OPEN 10,149.10
01616	ACME ROLLING STEEL DOOR, INC.			
	07-1251	09/06/07	FIRE DEPT-STEEL GARAGE DOOR	OPEN 4,560.00
01735	READING FIRE EQUIPMENT, INC.			
	07-1240	09/04/07	FIRE DEPT-SUPPLIES/EQUIPMENT	OPEN 500.00
01801	MASER CONSULTING, P.A.			
	06-0325	03/23/06	PRJ#82 DIIP	OPEN 12,608.61
01960	VERIZON			
	07-1629	12/28/07	LOCAL/LONG DISTANCE-NOV/DEC'07	OPEN 1,646.87
01981	LYNN PEAVEY COMPANY			
	07-1490	11/15/07	POLICE DEPT-VARIOUS SUPPLIES	OPEN 410.45
02008	E.J. SCHUSTER'S OFFICE SUPPLY			
	07-1566	12/07/07	A&E & BLDG DEPT-OFFICE SUPP	OPEN 70.41
02062	SUPERIOR SIDING/ROOFING, INC.			
	07-1449	11/01/07	ROOF REPAIRS AT BORO HALL	OPEN 875.00
02181	GATEWAY PRESS			
	07-1563	12/07/07	A&E-LETTERHEAD & BUS CARDS	OPEN 110.00
	07-1568	12/07/07	BLDG DEPT-C/O BOOKS	OPEN 180.00

				290.00
BORO OF SEA BRIGHT	PAYROLL A/C (12/14/07 P/R)			78,734.18
BORO OF SEA BRIGHT	PETTY CASH (REIMB)			26.05
NJSHBP (NOV 2007	HEALTH/RX BENEFITS)			22,507.56
U.S. POSTAL SERVICE (4/Q/2007	SEWER BILLING)			182.78
GRAND TOTAL				151,778.66

Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: None

8. NEW BUSINESS:

A). Councilwoman Bills introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 225-2007
BOROUGH OF SEA BRIGHT
AWARD OF CONTRACT
RME-2T Road Maintenance Vehicle**

WHEREAS, sealed proposals for the RME-2T Road Maintenance Vehicle were received and found in accordance with the specifications prepared by the appropriate Borough Officials and approved by the Governing Body of the Borough of Sea Bright, New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright to award the contract to:

**Trius, Inc.
458 Johnson Avenue
P.O. Box 158
Bohemeia, NY 11716**

For the following contract amount: \$ 21,899.00 to the lowest bidder.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in MCIA Ordinance 12-2007 appropriation for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: None

9. CORRESPONDENCE:

- A)** United States Department of the Interior letter regarding Route 36 Highlands Bridge Replacement Project.
- B).** Department of Community Affairs letter awarding a \$10,800. Sharing Available Resources Efficiently Grant.
- C.)** Department of Law and Public Safety letter regarding 2007 Body Armor Replacement Fund Program - Notice of Award.

10. STATEMENT OF DETERMINATION:

Attorney Arnette read the following statement:

"A statement of the determination of the Board of County Canvassers relative to an election held in the Borough of Sea Bright on the 13th day of November, in the year Two Thousand and Seven for the election of Municipal Officers for said

BOROUGH OF SEA BRIGHT

The said board to determine that at the said election

MARIA D. FERNANDES WAS DULY ELECTED MAYOR, FULL TERM

PEGGY BILLS and BRIAN KELLY WERE DULY ELECTED MEMBERS OF THE BOROUGH COUNCIL, FULL TERM.

11. OATHS OF OFFICE - NEWLY ELECTED MAYOR AND COUNCILMEMBERS.

Freeholder John D'Amico swore in Maria D. Fernandes as Mayor with her Mother Adelina Fernandes at her side holding the Bible.

Sheriff Kim Guadagno swore in Brian Kelly as Councilman with his wife Regina Kelly at his side holding the Bible.

Sheriff Kim Guadagno sworn in Peggy Bills as Councilwoman with her friend Steve Trevor at her side holding the Bible.

12. REMARKS FROM THE AUDIENCE: No one wished to be heard.

13. ADJOURNMENT: There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 10:50 A.M. Second by Councilman Kelly and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer
Municipal Clerk