

C1. Councilwoman Bills made a motion approving the request for the KDM Foundation - St. Patrick's 3 mile Fun Run/Walk on March 14, 2010, 11:00 a.m. Second by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

C2. Chief Sorrentino's response.

D. Councilwoman Bills introduced and offered for adoption the following resolution:

RESOLUTION NO. 250-2009

BOROUGH OF SEA BRIGHT

BE IT RESOLVED , by the Mayor and Council of Borough of Sea Bright that the Sea Bright Fire Department is hereby authorized to donate a 1970 ALF Pumper, VIN#: LAF11 96670 to the following Fire Department:

**Red Boiling Springs Fire Department
166 Dale Street
Red Boiling Springs, TN 37150**

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby approve the above-mentioned donation.

Seconded by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

E. Councilwoman Bills introduced and offered for adoption the following resolution:

RESOLUTION NO. 254-2009

BOROUGH OF SEA BRIGHT

WHEREAS, the Monmouth County SPCA has established Animal Control to hold the Borough of Sea Bright stray animals at their facility for the year 2010; and

WHEREAS, the Borough of Sea Bright requests that the Monmouth County SPCA continue to provide these services; and

WHEREAS, the Borough of Sea Bright wishes to renew the contract with the Monmouth County SPCA for the year 2010 at a fee of \$105 for the same seven day state mandated holding period for dogs, and a fee of \$100.00 for the same seven day state mandated holding period for cats; and

WHEREAS, the fee for feline euthanization/cremation will be \$65.00; canine euthanization/cremation will be \$120.00; and

WHEREAS, a fuel surcharge for transportation of wildlife will be charged if gas prices go above \$2.95 per gallon.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright, Monmouth County, New Jersey, that the Animal Control Contract between the Borough of Sea Bright and the Monmouth County SPCA be renewed for from January 1, 2010 through December 31, 2010.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby that funds will be available in the 2010 Temporary Budget - animal control appropriation for the purpose stated in the above resolution.

MICHAEL J. BASCOM, CFO

Seconded by Councilman LoBiondo and approved upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

G. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 256-2009
BOROUGH OF SEA BRIGHT**

WHEREAS, the Tax Assessor requests that revisions and changes be made to the tax map and a proposal dated November 3, 2009 by Maser Consulting was submitted for the amount of \$1,200.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize Maser Consulting revise Sea Bright's tax map not to exceed \$1,200.00

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in Tax Assessor O/E for the purpose stated herein.

MICHAEL J. BASCOM, CFO

Second by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

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

**RESOLUTION NO. 257-2009
BOROUGH OF SEA BRIGHT**

WHEREAS, **Edward Wheeler** is to be appointed as **Construction/Building Sub-Code Official and an Electrical Sub-Code Official** within the building department.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that **Edward Wheeler** be appointed and receive the annual salary as specified below effective December 1, 2009:

Construction/Building Sub-Code Official \$13,919.44
Electrical Sub-Code Official \$ 6,885.14

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in Construction Department Salaries & Wages for the purpose stated herein.

For: MICHAEL J. BASCOM, CFO

Second by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Absent: Kelly, Murphy

I. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 252-2009
AMENDING RESOLUTION NO. 224-2004**

BE IT RESOLVED , by the Mayor and Council of Borough of Sea Bright that the Director of Public Works job description be amended to include Recycling Coordinator.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby approve said amendment.

Seconded by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

J. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 253-2009
AMENDING RESOLUTION NO. 101-2006**

BE IT RESOLVED , by the Mayor and Council of Borough of Sea Bright that the Superintendent of Borough Maintenance/Recycling Coordinator job description be amended to Superintendent of Borough Maintenance/Deputy Recycling Coordinator.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby approve said amendment.

Seconded by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None

Abstain: None

Absent: Kelly, Murphy

K. Councilwoman Bills introduced a motion approving the Special Permit for Social Affair - SBFD - Jan. 1, 2010.

Seconded by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long

Nays: None
 Abstain: None
 Absent: Kelly, Murphy

L. Councilwoman Bills introduced a motion approving the request for the Mad Hatter 2nd Annual Polar Plunge on January 1st at 12:30 p.m. on the Municipal Beach.

Seconded by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long
 Nays: None
 Abstain: None
 Absent: Kelly, Murphy

Councilman Murphy arrived at 7:38 p.m.

The Council discussed the legal fees listed on the bill resolution and will meet in committee to resolve any issues.

A. Councilwoman Long introduced and approved for adoption the following:

RESOLUTION NO. 249-2009
 PAYMENT OF BILLS 12/01/2009

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$498,687.10 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.

00790	A-1 AFFORDABLE CONSTRUCT, INC.		
09-05133	10/27/09 BLDGS/GRNDS-CHIMNEY REPAIR	Open	1,800.00
01786	ALVA PLASTIC PRINTING		
09-04913	08/31/09 BEACH-2010 SEASON BADGES	Open	755.00
01241	BAIN'S HARDWARE, INC.		
09-05125	10/22/09 FIRE DEPT-RESCUE SAW/GRINDER	Open	606.88
01078	BAKER & TAYLOR		
09-04904	08/24/09 LIBRARY-BOOKS	Open	15.20
00843	BIRDSALL ENGINEERING, INC.		
09-04889	08/21/09 A&E-GRANT CONSULTANT	Open	195.00
01565	BOROUGH OF SEA BRIGHT		
09-05235	11/13/09 T/F ADMIN FEE:11/13/09 PAYROLL	Open	264.00
09-05239	11/16/09 T/F ADMIN FEE:11/13/09 PAYROLL	Open	3,150.00

			3,414.00
01974	BOROUGH OF SEA BRIGHT COURT		
09-05233	11/13/09 COURT-10/09 CREDIT CARD REIMB	Open	199.30
01546	C.I.T. c/o SHORE BUSINESS		
09-01950	02/12/09 POLICE DEPT-2009 FAX LEASE	Open	62.15
09-04349	04/27/09 POLICE DEPT-2009 COPIER LEASE	Open	147.72

			209.87
01614	CENTRAL JERSEY REGISTRARS ASSN		
09-05194	11/04/09 MUNI CLERK-12/2/09 LUNCHEON	Open	15.00
00198	COMCAST		
09-05263	11/19/09 POLICE DEPT-INTERNET:NOV 2009	Open	95.00
01759	DELL COMPUTERS, CORP.		
09-05135	10/27/09 MUNI CLERK-2 YEAR MAINT	Open	213.48
01320	DEMAIO, R.N.		
09-05153	10/29/09 BLDGS/GRNDS-PAPER TOWELS	Open	262.00
00091	DIGIROLAMO, LOUIS		

09-05189	11/04/09	2009 PYMT 12/12 HEALTH REIMB	Open	1,769.93
02008		E.J. SCHUSTER'S OFFICE SUPPLY		
09-05203	11/05/09	COURT-OFFICE SUPPLIES	Open	133.78
01556		SBFD OCEAN FIRE CO.		
09-04725	07/16/09	FIRE DEPT-2009 CONTRIBUTION	Open	1,330.00
00077		FLEET SERVICES		
09-05264	11/19/09	GASOLINE - NOV 2009	Open	3,378.30
02181		GATEWAY PRESS		
09-04910	08/31/09	POLICE DEPT-VARIOUS PRINTING	Open	258.00
01634		GRAMCO BUSINESS COMMUNICATIONS		
09-05172	11/03/09	MUNI CLERK-(2) HEADSETS	Open	78.00
01286		INDUSTRIAL MARINE		
09-05219	11/09/09	REIMB:09/10-10/09 GARAGE WATER	Open	14.58
09-05234	11/13/09	REIMB:10/09-11/09 GARAGE ELECT	Open	192.09

				206.67
00297		JESSE A. HOWLAND & SONS, INC.		
09-04837	08/13/09	GARAGE RENT - DEC 2009	Open	1,737.00
09-04838	08/13/09	DPW-ADDT'L GARAGE RENT-DEC'09	Open	875.00

				2,612.00
00270		JOHNSON, KENNETH		
09-05191	11/04/09	2009 PYMT 12/12 HEALTH REIMB	Open	948.13
01376		KEEGAN TECH/TESTING ASSOC, INC		
09-05231	11/13/09	DIIP-CORE DRILLING	Open	1,950.00
00443		KLINE, GEORGE t/a		
09-05132	10/27/09	FIRE DEPT-HELMET	Open	197.50
01746		SBFD HOOK AND LADDER CO.		
09-04724	07/16/09	FIRE DEPT-2009 CONTRIBUTION	Open	700.00
01209		LANGUAGE SERVICES ASSOCIATES		
09-05223	11/10/09	COURT-OCT 2009 INTERPRETATION	Open	14.70
00779		LINE SYSTEMS, INC.		
09-05266	11/19/09	LOCAL/LONG DISTANCE:OCT 2009	Open	1,418.27
00799		MAGLOCLEN		
09-05164	10/30/09	POLICE DEPT-ANNUAL USER FEE	Open	400.00
01801		MASER CONSULTING, P.A.		
09-04867	08/18/09	PRJ#115 ADA RAMP OVER SEA WALL	Open	875.00
09-04939	09/01/09	ENGINEERING-RETAINER:DEC 2009	Open	250.00
09-05097	10/14/09	PRJ#125 MID-BLOCK CROSSWALK	Open	1,103.31
09-05245	11/16/09	ENGINEERING-MISCELLANEOUS	Open	23.50
09-05246	11/16/09	ENGINEERING-HIGHLANDS BRIDGE	Open	47.50

				2,299.31
00106		MGL FORMS-SYSTEMS, LLC		
09-05180	11/04/09	FINANCE-2009 1099-MISC FORMS	Open	113.50
01985		MOBILE MINI, INC.		
09-05272	11/23/09	COURT-TRAILER 2009 PYMT 13/13	Open	268.00
01854		MONMOUTH COUNTY BOARD/TAXATION		
09-05236	11/16/09	TAX ASSESSOR-2009 MOD-IV SERV	Open	500.00
01499		MONMOUTH SPRINKLER CO., INC.		
09-04779	08/03/09	BLDGS/GRNDS-WINTERIZE FALL'09	Open	365.00
00140		MOORE, WILLIAM		
09-05188	11/04/09	2009 PYMT 02/02 HEALTH REIMB	Open	1,769.93
00037		MUSUMICI, FRANK		
09-05197	11/05/09	LIBRARY-MUSIC:HARVEST DINNER	Open	300.00
00019		NJ AMERICAN WATER		
09-05175	11/04/09	OCT 2009 WATER UTILITY	Open	648.97
00617		NJ E-Z PASS VIOLATION PROCESS		
09-05258	11/17/09	POLICE DEPT-EZ PASS VIOLATION	Open	26.00
00300		NJ STATE ASSN CHIEFS OF POLICE		
09-05073	10/13/09	POLICE DEPT-2009 DUES	Open	400.00
01629		NJRHS COMMERCIAL SERVICES		
09-05195	11/04/09	BLDGS/GRNDS-PREVENTATIVE MAINT	Open	218.00
09-05216	11/09/09	BLDGS/GRNDS-NO HEAT:FIREHOUSE	Open	238.75

				456.75
01309		OCEANPORT BOARD OF EDUCATION		
09-05117	10/19/09	GRADE SCHOOL TAX - DEC 2009	Open	74,912.67
01290		QUARTERMASTER UNIFORMS & EQUIP		
09-05171	11/03/09	POLICE DEPT-(3) BOMBER JACKETS	Open	107.96
00164		RAIN, WILLIAM		
09-05192	11/04/09	2009 PYMT 12/12 HEALTH REIMB	Open	713.67
00788		SCARINCI & HOLLENBECK, LLC		
09-04942	09/01/09	LEGAL-DEC 2009 RETAINER	Open	1,666.67
09-05265	11/19/09	LEGAL SERVICES-OCT 2009	Open	9,151.18

			10,817.85
01554	SEA BRIGHT SERVICE CENTER		
09-05162	10/30/09 POLICE-BLANKET:VEHICLE MAINT	Open	192.00
09-05173	11/03/09 DPW-REPAIRS:FORD F350 TRUCK	Open	989.17

			1,181.17
00027	SEABOARD WELDING SUPPLY, INC.		
09-00910	01/21/09 DPW - 2009 CYLINDER RENTAL	Open	12.70
00410	SEYR, STEPHANIE		
09-05274	11/23/09 COURT-REIMB:A/CITY HOTEL+FOOD	Open	159.85
00053	SHORE REGIONAL HIGH SCHOOL		
09-05270	11/23/09 HIGH SCHOOL TAX - DEC 2009	Open	151,680.00
00860	SIKORA, DOROTHY		
09-00510	01/20/09 REC-DRUM CIRCLE CLASS	Open	1,125.00
00975	SMACK, EDWARD		
09-05190	11/04/09 2009 PYMT 12/12 HEALTH REIMB	Open	713.67
00125	SPAHR, PATRICIA		
09-05282	11/23/09 TAX COLL-REIMB:A/CITY TRAVEL	Open	90.20
00285	STAPLE'S, INC.		
09-05198	11/05/09 POLICE DEPT-OFFICE SUPPLIES	Open	425.69
01285	THE HOME DEPOT		
09-05196	11/04/09 BLDGS/GRNDS-BLANKET:MISC SUPP	Open	338.75
01960	VERIZON		
09-05259	11/17/09 BEACH-OCT 2009	Open	57.68
01020	VERIZON ONLINE		
09-05273	11/23/09 DPW-DSL INTERNET:OCT 2009	Open	42.99
02061	VERIZON WIRELESS		
09-05277	11/23/09 POLICE-NOV 2009 CELL & MDT	Open	816.81
01557	ZIMMERER, MARK A.		
09-05059	10/05/09 ELECTRICAL REPAIRS:FIRST AID	Open	4,780.00
AOL			18.99
BORO OF SEA BRIGHT PAYROLL A/C (11/13/09 PAYROLL)			93,968.17
BORO OF SEA BRIGHT PAYROLL A/C (11/30/09 PAYROLL)			123,505.06
KENNEDY CONSULTING ENGINEERS (ESCROW)			531.25
MASER CONSULTING (ESCROW)			1,110.00
MONMOUTH COUNTY SPCA (10/09 B OARDING)			1,000.00
RED BANK VETERINARY (4 KITTENS)			253.50
TOTAL			\$498,687.10

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

Ayes: Bills, Keeler, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: Kelly

Deputy Borough Clerk Branagan said there were typographical errors in Resolution and the resolution has been corrected.

F. Councilman Keeler introduced and offered for adoption the following resolution:

**RESOLUTION NO. 255-2009
BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright wishes to maintain a software and hardware support agreement for the Sea Bright Administrative Offices from Edmunds & Associates, Inc. for CY 2010 as follows:

SOFTWARE SUPPORT

TAX

FINANCE

UTILITY

TOTAL SOFTWARE SUPPORT

\$7,579.00

HARDWARE SUPPORT

Pervasive SQL I

\$180.00

TOTAL DUE FOR CY 2010

\$7,759.00

WHEREAS, the purchase of goods and services by local contracting units is authorized by Local Public Contracts Laws, N.J.S.40A:11-12; and

WHEREAS, the actual cost for the computer support agreements listed herein shall be \$7,759.00 for calendar year 2010.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the support agreements for computer software and hardware are authorized as described for the calendar year 2010.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds will be available in the 2010 Temporary Budget for Tax Other Expense; Finance Other Expense; and Sewer Other Expense appropriations for the purpose stated in the this resolution.

Michael J. Bascom, CFO

Second by Councilman LoBiondo and adopted upon the following roll call vote:

Ayes: Bills, Keeler, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: Kelly

6. OLD BUSINESS:

A. DISCUSSION - Cell Tower - authorizing the cell tower bid process was carried to the December 15, 2009 Council Meeting.

7. NEW BUSINESS

A. DISCUSSION: School Funding Reform Initiative - Mayor Fernandes read into the record the following: I, Maria D. Fernandes, Mayor of Sea Bright in the County of Monmouth by this statement support the New Jersey League of Municipalities property tax reform concept put forth by its ad hoc mayor's task force for School funding reform committee. The concept of removing Educational funding completely from the property tax and Reallocating those costs to accomplish the Constitutional mandate of providing a thorough and efficient education should be accomplished via other state revenue sources under the control of the NJ State Government, this reallocation of funding will. Result in reducing property taxes by 50 to 60% in most cases and eliminate a regressive component of the property tax that has unfairly impacted so many of our New Jersey residents, also support the cost per pupil methodology proposed by the joint legislative committee on school funding as a means to more accurately quantify the cost of education in New Jersey and support its use as a mechanism to achieve , sound educational funding.

B. Resolution No. 251-2009 authorizing an alternative to Kara Homes site plan was not moved.

8. CORRESPONDENCE AND COMMUNICATIONS:

A. Construction Department October 2009 Monthly Report

B. Monmouth County Regional Health Commission September 16 and October 21, 2009 Meeting Minutes.

9. MAYOR FERNANDES - REPORT AND COMMUNICATIONS. Mayor Fernandes read a letter Congressman Pallone sent to Lt. Gen. Robert Van Antwerp, Jr. of USACE requesting a full damage assessment of coastal projects from the New York district. Once the data is compiled, I encourage the USACE to reevaluate its current budget priorities to insure that New Jersey's coastal areas are not susceptible to major storm damage. Due to the severity of the damage, I encourage the USACE to use all of its budget tools to provide funding to areas in need including recently allocated recovery act funding.

She commended Chief Sorrentino for reminding residents of the hours permitted to bring their garbage cans to the curb for pick up.

NJDOT will be here December 15 - 4pm to 6pm to answer questions that the public has concerning the Ocean Avenue repaving project beginning spring 2010.

Michael Einsidler and Lou Waters Floodbreak Automatic Floodgates were invited to the December 17th Smart Growth meeting.

She requested that the Governing Body begin their report with the date of their last Committee meeting, who was present and briefly, what was discussed. Councilman Murphy said that they would discuss her request among the Council.

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

11. Councilman Murphy introduced and offered for adoption the following at 8:09 p.m.:

**RESOLUTION NO. 246-2009
EXECUTIVE SESSION
BOROUGH OF SEA BRIGHT**

WHEREAS, N.J.S.A. 20:40.12 et seq. provides for closed session of the Council as appropriate; and,

WHEREAS, the Public Meetings Act provides for closed session of the Council; and,

WHEREAS, the matter to be discussed involves potential litigation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, New Jersey, that they meet in closed session to discuss the issue as herein set forth and when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

BE IT FURTHER RESOLVED, that the Mayor and Council may come back into Regular Session to conduct additional business.

Second by Councilman Keeler and adopted upon the following roll call vote.

Ayes: Bills, Keeler, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: Kelly

The Governing Body returned to regular order of business at 8:19 p.m.

12. ADJOURNMENT: There being no further business before the Governing Body. Councilman Murphy made a motion to adjourn the meeting at 8:20 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Suzanne Branagan
Deputy Borough Clerk