

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

Mayor Fernandes read the following statement:

"GOOD EVENING 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 REGULARLY SCHEDULED MEETING HAS BEEN ADVERTISED IN THE COURIER ON JANUARY 10, 2008 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."

3. ROLL CALL:

PRESENT: Councilmembers Keeler, Kelly, Long, Markson, Mayor Fernandes, Attorney Arnette, Chief Financial Officer Bascom, Borough Engineer Hoder, Municipal Clerk Smeltzer.

ABSENT: Councilwoman Bills, Councilman Scriven, Police Chief Moore.

4. Monmouth County Community Development Program - Public Meeting - Councilman Keeler

Councilman Keeler made a motion for the Public Hearing to be held. Second by Councilwoman Long and approved by the following vote:

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

There being no members of the Public who wished to be heard a motion to close the Public Hearing was made by Councilman Keeler. Second by Councilwoman Long and approved by the following voice vote:

AYES: Bills, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

Engineer Hoder said that this application is for the construction of two handicap accessible ramps for access to the beach. The locations would be at the Peninsula House and behind Borough Hall.

Attorney Arnette read the following Proclamation:

5. PROCLAMATION No. 4-2008 - DEPARTMENT OF PUBLIC WORKS - WEEK OF May 18-24.

Whereas, public works services provided in our community are an integral part of our citizens' every day lives; and

Whereas, the support of an understanding and informed citizenry is vital to the efficient operation of the public works systems and programs such as water, sewers, streets and highways, public buildings and solid waste collection; and

Whereas, the health, safety and comfort of this community greatly depends on the facilities and services; and

Whereas, the quality and effectiveness of these facilities, as well as their planning, design, and construction, is vitally dependent upon the efforts and skill of public works officials; and

Whereas, the efficiency of the qualified and dedicated personnel who staff public works departments is materially influenced by the people's attitude and understanding of the importance of the work they perform,

Now therefore, I, Maria D. Fernandes, Mayor of the Borough of Sea Bright, do hereby proclaim the week of May 18-24 as "National Public Works Week" in the Borough of Sea Bright, and I call upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort, and quality of life. Dated this 20th day of May 2008 Maria D. Fernandes, Mayor.

Mayor Fernandes presented the Proclamation to Director Bahrle, Superintendent Clark and Charles Yingling of the Public Works Department.

Councilwoman Long explained that with the guidance of all Department Heads and our professional staff we have a fiscally responsible budget. For the third consecutive year we have decreased our discretionary spending. Increases are in areas that we have little control. We are working hard at planning Sea Bright's future and Smart Growth is a way to build an economically viable and financially stable future for both businesses and residents.

This year's budget process was more unique because of the unexpected State Aid cuts. This aid cut was a revenue loss of more than \$76,000 which is equal to half of the tax rate increase that will be proposed this evening. The current budget is based on reduced State Aid. Sea Bright will be receiving some aid which is only \$9,726 approximately, 2/10 of a penny. The Municipal portion of taxes would be 2.4 cents or about \$96 for the average residential property assessed at \$375,000.

6. A. Councilwoman Long introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 103-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, NJSA 40A:4-8 provides that the budget be read by title only at the time of the Public Hearing if a resolution is passed by not less than a majority of the full Governing Body, providing that at least one week prior to the date of hearing a complete copy of the approved budget as advertised has been posted in Borough Hall and copies have been made available by the Clerk to persons requiring them; and

WHEREAS, these two conditions have been met.

NOW, THEREFORE, BE IT RESOLVED that the budget shall be read by title only.
Second by Councilman Kelly and adopted upon the following roll call vote:
AYES: Keeler, Kelly, Long, Markson
NAYS: None
ABSTAIN: None
ABSENT: Bills, Scriven

B. Councilwoman Long made a motion for the Public Hearing on the Budget to be held. Second by Councilman Kelly and approved by the following vote:

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

There being no members of the Public who wished to be heard a motion to close the Public Hearing was made by Councilwoman Long. Second by Councilman Keeler and approved by the following voice vote:

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

B. Councilwoman Long introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 104-2008
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$3,394,646.63 (Item 2 below) for municipal purposes; and

(b) \$0 (Item 3 below) for School Purposes in Type 1 School Districts Only (NJSA 18A:9-2) to be raised by taxation; and

(c) \$0 (Items 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (NJSA 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

(d) \$ 0 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

SUMMARY OF REVENUES

1.	General Revenues		
	Surplus Anticipated	\$	580,000.00
	Miscellaneous Revenues		
	Anticipated	\$	651,426.13
	Receipts from Delinquent Taxes	\$	165,306.58
2.	AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	\$	3,394,646.63
3.	AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICT ONLY:		
	Item 6, Sheet 42	\$	-0-
	Item 6, (b) Sheet 13 (NJSA 40A:4-14)	\$	-0-
	Total Amount to be Raised by Taxation for Schools in Type I School Districts Only		

4. To be added to THE CERTIFICATE FOR AMOUNT TO
BE RAISED BY TAXATION FOR SCHOOL IN TYPE II SCHOOL
DISTRICTS ONLY:

Item 6(b), Sheet 13 (NJSA 40A:4-14)

TOTAL REVENUES \$ 4,791,379.34

5. GENERAL APPROPRIATIONS

Within "CAPS"

(a&b) Operations Including Contingent \$ 3,286,260.00

(e) Deferred Charges and Statutory
Expenditures - Municipal \$ 85,000.00

Excluded from "CAPS"

(a) Operations - Total Operations
Excluded from "CAPS" \$ 1,055,119.34

(c) Capital Improvements \$ 50,000.00

(d) Municipal Debt Service \$ 710,248.50

(e) Deferred Charges - Municipal \$ 16,000.00

(m) Reserve for Uncollected Taxes
(Include Other Reserves if Any) \$ 365,000.00

6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL
DISTRICTS ONLY (NJSA 40A:4-13)

Total Appropriations \$ 4,791,379.34

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 20th day of May 2008. It is further certified that each item of revenue and appropriation is set forth in the same title as appeared in the **2008** approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

6. CONSENT AGENDA: A Certification of Funds supports any items requiring expenditure; any items requiring discussion will be removed from the Consent Agenda:

Item D was removed from the Consent Agenda.

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

**RESOLUTION NO. 99-2008
PAYMENT OF BILLS 5/20/2008**

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$195,029.07 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.

00006	AVAYA, INC.				
	08-0046	01/17/08	POLICE-2/Q/2008 PHONE MAINT	OPEN	54.96
00019	NJ AMERICAN WATER				
	08-0579	05/05/08	3/27-4/25/08 HYDRANTS	OPEN	2,002.00
00027	SEABOARD WELDING SUPPLY, INC.				
	08-0095	01/22/08	DPW - 2008 CYLINDER RENTAL	OPEN	11.50
00058	WILLOW CLEANERS, INC.				
	08-0581	05/06/08	POLICE:FEB-APR 2008 CLEANING	OPEN	100.00
00161	LOU'S UNIFORMS, INC.				
	08-0376	03/25/08	DPW-T-SHIRTS:DOUG CLARK	OPEN	100.00
00198	COMCAST				
	08-0575	05/05/08	A&E-INTERNET:MAY 2008	OPEN	95.00
00234	ROY PRESS, INC.				
	08-0535	04/29/08	PRINTING:APR'08 NEWSLETTER	OPEN	762.50
00275	M & S WASTE SERVICES, INC.				
	08-0528	04/29/08	04/25/08 EXTRA RECYCLING P-UP	OPEN	45.00
00285	STAPLE'S, INC.				
	08-0496	04/22/08	POLICE DEPT-OFFICE SUPPLIES	OPEN	475.36
00302	SEA BRIGHT GULF STATION				
	08-0099	01/22/08	DPW-BLANKET:VEHICLE MAINT	OPEN	49.50
	08-0450	04/10/08	POLICE-BLANKET:VEHICLE MAINT	OPEN	822.63

					872.13
00305	GORCEY PLUMBING & HEATING, INC				
	08-0425	04/04/08	BLDGS/GRNDS-TURN ON WATER	OPEN	963.00
	08-0515	04/23/08	BLDGS/GRNDS-SINKS/TOILET R&M	OPEN	659.00

					1,622.00
00328	EASYLINK SERVICES CORPORATION				
	08-0596	05/13/08	POLICE DEPT-04/08 AMBER ALERTS	OPEN	8.70
00427	STRATTON, FELECIA				
	08-0551	04/30/08	A&E-EDIT/DESIGN:APR'08 SEA BRZ	OPEN	700.00
	08-0584	05/06/08	REC-REIMB:DONUTS/HOT CHOCOLATE	OPEN	51.36
	08-0585	05/06/08	REC-REIMB:CANDY & TOYS	OPEN	383.17

					1,134.53
00502	NJ STATE LEAGUE/MUNICIPALITIES				
	08-0430	04/07/08	MUNI CLERK-2008 LEGIS ROSTER	OPEN	15.00
00513	A.R. COMMUNICATIONS				
	07-1591	12/13/07	FIRE MARSHAL-INSTALL KNOX BOX	OPEN	150.00
00528	RESIDENTIAL POLES/FENCE, INC.				
	08-0577	05/05/08	BLDGS/GRNDS-REPAIRS:LIBRARY	OPEN	210.00
00529	NJ DIVISION OF FIRE SAFETY				
	08-0601	05/14/08	2008 ANNUAL LIFE HAZ USE REG	OPEN	250.00
00567	BAYSHORE PHARMACY				
	08-0517	04/23/08	POLICE DEPT-04/23/08 DEV FILM	OPEN	11.38
00676	STATES, INC.				
	08-0555	05/01/08	B&G-LIBRARY HEATING REPAIR	OPEN	108.00
00677	GULF OIL, LTD.				
	08-0554	05/01/08	GASOLINE - APR 2008	OPEN	4,287.29
00788	SCARINCI & HOLLENBECK, LLC				
	08-0565	05/02/08	LEGAL-03/12-04/09/08 SERVICES	OPEN	125.00
00895	JOHNNY ON THE SPOT, INC.				
	08-0576	05/05/08	PORTO-POTS - MAY 2008	OPEN	550.75
00897	SICKELS, PATRICIA				
	08-0594	05/12/08	COURT-05/08/08 COVERAGE	OPEN	60.00
01117	ROYAL CHEMICAL, INC.				
	08-0457	04/14/08	BLDGS/GRNDS-WEED KILLER	OPEN	462.88
01183	BULK'S NURSERIES, INC.				
	08-0487	04/17/08	BEAUTIFICATION-PANSIES	OPEN	380.00
01201	SAKOUTIS BROTHERS DISP, INC.				
	08-0542	04/30/08	DUMPSTERS-2008 CLEAN SHORES	OPEN	2,933.00
01241	BAIN'S HARDWARE, INC.				
	08-0583	05/06/08	APR 2008 PURCHASES	OPEN	692.24
01260	GASS, ALBAN				
	08-0538	04/29/08	LIBRARY-COMPUTER CLASSES	OPEN	560.00
01281	UNIQUE PHOTO, INC.				
	08-0481	04/16/08	POLICE-POLAROID FILM	OPEN	197.10
01285	THE HOME DEPOT				
	08-0566	05/05/08	BEACH-WINDOW AIR CONDITIONER	OPEN	198.97
01286	INDUSTRIAL MARINE				
	08-0593	05/12/08	REIMB:04/04-05/05 GARAGE ELECT	OPEN	148.94
01457	GEMINI AUTOMOTIVE CARE				
	08-0364	03/24/08	POLICE DEPT-20 TIRES	OPEN	2,078.40
01482	PRECISION DYNAMICS CORP.				
	08-0375	03/25/08	BEACH-2008 TYVEK WRIST BANDS	OPEN	1,491.30
01493	COOPERATIVE INDUSTRIES, L.L.C.				
	08-0571	05/05/08	FEB 2008 NATURAL GAS	OPEN	3,801.75
01565	BOROUGH OF SEA BRIGHT				
	08-0589	05/09/08	T/F ADMIN FEE:05/15/08 PAYROLL	OPEN	132.00

01578	AMERICAN MESSAGING			
08-0558	05/01/08 DPW-MAY 2008 PAGER SERVICE	OPEN		36.96
01786	ALVA PLASTIC PRINTING			
08-0374	03/25/08 BEACH-(600) 2008 SEASON BADGES	OPEN		341.25
01801	MASER CONSULTING, P.A.			
07-0658	05/16/07 PRJ#97 ROAD IMPROVEMENTS	OPEN		2,150.81
08-0559	05/02/08 TAX ASSESSOR-TAX MAP REVISIONS	OPEN		224.25
08-0560	05/02/08 ENGINEERING-HIGHLANDS BRIDGE	OPEN		362.50
08-0561	05/02/08 ENGINEERING-SMART GRWTH & FEMA	OPEN		2,145.00

				4,882.56
01900	MCKENNA, DUPONT, HIGGINS &			
08-0562	05/02/08 P/L BOARD-MURRO LITIGATION	OPEN		800.00
08-0563	05/02/08 P/L BOARD-1/15-4/23/08	OPEN		2,160.00
08-0564	05/02/08 P/L BOARD-LOBI LITIGATION	OPEN		2,005.00

				4,965.00
01957	BENEMAX BENEFIT MANAGEMENT CO.			
08-0569	05/05/08 05/08 DENTAL PLAN MANAGEMENT	OPEN		324.00
01974	BOROUGH OF SEA BRIGHT COURT			
08-0600	05/14/08 COURT-04/08 CREDIT CARD REIMB	OPEN		84.03
02061	VERIZON WIRELESS			
08-0602	05/14/08 BLDG/FIRE/COURT:MAY 2008 CELL	OPEN		151.87
02071	LAB SAFETY SUPPLY, INC.			
08-0453	04/11/08 FIRE DEPT-VESTS & LIGHT BATON	OPEN		300.65
02177	WALSH, JOAN			
08-0612	05/15/08 LIBRARY-REIMB:05/15 PURCHASES	OPEN		982.96
02181	GATEWAY PRESS			
08-0572	05/05/08 A&E-LETTERHEAD & ENVELOPES	OPEN		433.00
02189	SHARP ELECTRONICS CORPORATION			
08-0038	01/17/08 POLICE-2008 COPY MACHINE LEASE	OPEN		148.19
02194	THE COURIER			
08-0001	01/16/08 MUNI CLERK-BLANKET:ADS	OPEN		174.84
SEABRIGHTPAYROLLA/C(5/15/08PAYROLL)				79,004.24
MASERCONSULTING(ESCROW)				125.00
MCKENNA,DUPONT,HIGGINS& STONE (ESCROW)				450.00
MONMOUTH COUNTYSPCA (APRIL 2008 BOARDING)				100.00
STATE OF NJ DEP OF LABOR (1/Q/2008 UNEMPLOY)				2,882.10
THE BANK OF NEWYORK (BOND INTEREST PAYMENT)				10,039.57
THE BANK OF NEWYORK (BOND INTEREST PAYMENT)				45,235.17
THE BANK OF NEWYORK (BOND INTEREST PAYMENT)				18,240.00
GRAND TOTAL				195,029.07

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

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

**RESOLUTION NO. 83-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright in the County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of **\$2,677.28** which is now available as a revenue from **FY 2008 Alcohol Education Rehab Enforcement Fund**; and

BE IT FURTHER RESOLVED, that a like sum of **\$2,677.28** is hereby appropriated under the caption **FY 2008 Alcohol Education Rehab Enforcement Fund**; and

BE IT FURTHER RESOLVED, that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

C. Councilman Keeler introduced and offered the following Resolution for adoption:

RESOLUTION 100-2008

BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the proper officers, be and are hereby authorized to refund over payment of mercantile license fee to:

Gaiter's Restaurant
Nate Chadwick, Applicant
Over payment amount: \$25.00

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Bright approved the following refund of \$25.00 to Nate Chadwick of Gaiter's Restaurant.

Second by Councilman Kelly and approved upon the following roll call vote:

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

E. Councilman Keeler introduced and offered for adoption the following Resolution:

RESOLUTION NO. 102-2008
BOROUGH OF SEA BRIGHT

WHEREAS, there exists a need for BEACH PERSONNEL for the 2008 season.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Sea Bright. County of Monmouth, that the following people shall be hired for the Beach and will receive the hourly rate of pay as specified after each name:

<u>LIFEGUARD STAFF:</u>	<u>HOURLY RATE:</u>
John Brennan	\$10.50
Sheila Ernst	\$10.00
John P. Forrester	\$ 9.00
Taylor Ann Foxworth	\$ 9.50
Andrew Gengaro	\$10.00
Kelsey Guttormsen	\$ 8.50
Jon Holmes	\$11.50 (Asst. Supervisor)
William Russell Kiely	\$10.00
Joseph P. Kingsbery	\$10.50
Bryan Lutz	\$ 8.50
Andrew Mahon	\$10.75 (Lifeguard Lt)
Mike Monahan	\$10.00
Alexandra O'Connor	\$ 9.00

Christopher O'Connor	\$12.00	(Supervisor)
Sean O'Mealia	\$10.00	
Thomas O'Mealia	\$ 8.50	
Courtney Sergeant	\$ 9.50	
Cliff Schmardel	\$12.00	(Supervisor)
Cameron Voell	\$10.00	
Kristyn Wikoff	\$ 8.50	
Keith Weinkofsky	\$ 8.50	

OFFICE SUPERVISORY STAFF

Ryan Barry	\$10.50
Jennifer Knoeppel	\$11.00
Carolyn Walsh	\$10.50

BEACH ATTENDANT

Lindsay Crescenzi	\$ 7.50	
Jenny Cudzil	\$ 7.25	
Brian Debrowski	\$ 7.15	
Alissa Francisco	\$ 7.50	
Nicholas Francisco	\$ 7.25	
Lyndsay Ganz	\$ 7.15	
Danielle Hemhauser	\$ 7.75	
Michelle Hemhauser	\$ 7.50	
Katie Janosi	\$ 8.00	
Mary Janosi	\$ 7.50	
Danielli Knoeppel	\$ 7.50	
Dana Lagomarsino	\$ 7.75	
Britney Lenz	\$ 7.75	
Robert Lovegren	\$ 8.00	(Public Works)
Ashley Luminoso	\$ 7.50	
Maura McCarthy	\$ 7.50	
Eleanor Morse	\$ 7.25	
Alexandra O'Connor	\$ 7.15	
Russel Pepe	\$ 7.50	
Juliane Piano	\$ 7.50	
Merissa Quigley	\$ 7.75	
Catherine Rogers	\$ 7.25	
Brooke Tunny-Farley	\$ 7.25	
Joanne Warzenski	\$ 8.00	

CERTIFICATION

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in the Beach Utility appropriation of the purpose stated in the above resolution.

Michael J. Bascom, CFO

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

AYES: Keeler, Kelly, Long, Markson
 NAYS: None
 ABSTAIN: None
 ABSENT: Bills, Scriven

F. Councilman Keeler made a motion approving a request from Sandy Hookers Triathlon Club to conduct the 34th Annual A. Manning Ocean Swim, 8:30 a.m. on Saturday, July 19th, 2008. Second by Councilman Kelly and adopted upon the following roll call vote:

AYES: Keeler, Kelly, Long, Markson
 NAYS: None
 ABSTAIN: None
 ABSENT: Bills, Scriven

Attorney Arnette said that the refund amount of \$150.00 was corrected.

D. Councilman Keeler introduced and offered the following Resolution for adoption:

RESOLUTION 101-2008

BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the proper officers, be and are hereby authorized to refund mercantile license fee to:

**Superstar Enterprises, Inc.,
Haik Mendes, Applicant
Refund amount: \$150.00**

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Bright approved the following refund of \$150.00 to Haik Mendes of Superstar Enterprises, Inc.

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

8. NEW BUSINESS:

A. Monmouth County Multi-Jurisdictional Natural Hazard

Mitigation Planning Project - Plan Facts - Discussion - Engineer Hoder said that the Hazard Mitigation Plan requires that Sea Bright maintain an outreach log that explains how and in what ways we have informed our residents. We should receive a final Hazard Mitigation Plan after the County reviews all data.

B. Councilwoman Long introduced and offered for adoption the following resolution:

**RESOLUTION NO. 105-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, State Tax Court appeals have been filed by the Jesuits of Saint Peters College (Block 1, Lots 4.01 & 4.02 and Block 4, Lot 3) and the Edgewater Beach Club (Block 4, Lot 6); and

WHEREAS, the Borough of Sea Bright has identified the need for professional services to analysis the market conditions and to defend the current property assessments; and

WHEREAS, Mr. Robert Gagliano and the firm Gagliano Appraisal LLC, 1129 Broad Street, Shrewsbury, New Jersey 07702 has experience in real estate appraisal and in analyzing trends which effect the market value of real estate; and

WHEREAS, the Borough of Sea Bright has received a proposal from Gagliano Appraisal, LLC, dated April 1, 2008 outlining the costs for these services to not exceed \$7,500.

WHEREAS, the Borough Tax Assessor, Mr. Timothy Anfuso, has recommended that the Borough retain Robert Gagliano of Gagliano Appraisal, LLC for professional appraisal services in defending these State Tax Court appeals, and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-5(1) authorized the retention of such professional service without competitive bidding.

NOW, THEREFORE, BE IT RESOLVED, that Mr. Robert Gagliano and the firm Gagliano Appraisal LLC is hereby retained to assist in defending the State Tax Court appeals for Block 1, Lots 4.01 & 4.02 and Block 4, Lots 3 & 6.

BE IT FURTHER RESOLVED, that this appointment is awarded without competitive bidding as a professional service in accordance with N.J.S.A. 40A:11-5(1) of the Local Public Contracts Law as a service rendered or performed by a person authorized by law to practice in a recognized profession.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Robert Gagliano of Gagliano, LLC is hereby authorized to perform the above services as stated herein.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the proposal with Gagliano Appraisal, LLC.

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

Michael J. Bascom, CFO

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

C. Councilwoman Markson introduced and offered for adoption the following resolution:

**RESOLUTION NO. 106-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of additional Professional Engineering Services for the Downtown Infrastructure Improvement Project in accordance with the engineering proposal prepared by David J. Hoder, P.E. of Maser Consulting dated May 7, 2008; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright hereby authorize David J. Hoder, P.E. of Maser Consulting to provide the services as outlined in the proposal/letter dated May 7, 2008 in an amount not to exceed \$38,000.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that David J. Hoder, P.E. of Maser Consulting is hereby authorized to perform the above services as stated herein.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the proposal with Maser Consulting.

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Bond Ordinances 03-2006, 08-2007 and 20-2007 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: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

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

**RESOLUTION NO. 107-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Legal Executive Board of the New Jersey League of Municipalities is preparing for a possible legal challenge to the proposed COAH regulations; and

WHEREAS, the New Jersey League of Municipalities is seeking \$500 in the form of a pledge from Municipalities should a need for litigation arise; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that a pledge in the amount of \$500 should be available to the New Jersey League of Municipalities should the need for litigation occurs.

I, Michael Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Legal O/E for the purposes stated in the above resolution.

Michael J. Bascom, CFO

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

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

RESOLUTION NO. 108-2008

WHEREAS, an application has been filed for a person to person transfer of Plenary retail Consumption License No. 1343-36-010-005, heretofore issued to **Mirasol Restaurant, Inc.** for premises located at 344 Ocean Avenue, Sea Bright, NJ 07760; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license terms; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated hereunder, as well as

pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright does hereby approve, effective May 20, 2008 the transfer of the aforesaid Plenary Retail consumption License to **Fairbanks Resort & Marina, Inc.** and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to **Fairbanks Resort & Marina, Inc.**, effective May 20, 2008.

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

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

9. MONTHLY REPORTS FOR APRIL 2008:

- A. Municipal Clerk
- B. Municipal Court Administrator
- C. Chief of Police
- D. Public Works Director
- E. Library Director

10. CORRESPONDENCE AND COMMUNICATIONS:

- A. NJDOT Commissioner Kolluri letter regarding Highlands Bridge project.
- B. Minutes of the Sea Bright Planning/Zoning Board Public Meeting of February 12, 2008.
- C. Minutes of the Sea Bright Planning/Zoning Board Public Meeting of February 26, 2008.
- D. Minutes of the Sea Bright Planning/Zoning Board Public Meeting of March 11, 2008.
- E. Minutes of the Sea Bright Planning/Zoning Board Public Meeting of April 8, 2008.
- F. Monmouth County Regional Health Commission minutes of February 20, 2008.

11. COMMITTEE REPORTS:

- A. **Beach/Environment/Cultural Arts:** In Councilman Scriven's absence Councilman Keeler reported that the Beach Committee met with Design Idea Group, the Architects who are beginning the preliminary work for a schematic plan. The completed plans would be reviewed by the financial planners of Acacia Financial Group. They will in turn develop a revenue cost plan to offset loan costs.

Councilman Keeler said that there was major Beach damage due to the last storm. There was loss of sand and large amounts of debris on the beach. Most of the Plover's eggs and nests were washed away. The Plovers have deposited new eggs in the same beach areas.

The Library Committee met last night with Council Members, Keeler, Kelly and Scriven regarding plans for a Library addition to be donated. The addition would add 16 feet out from the current building and extend for the entire 37 feet width of the building

Councilman Kelly said that the Library Committee stated that if the Library is moved from its current location they would not be receiving the donations that were targeted for its renovations and extension. The Governing Body needs to make a decision for the Library's location by the next Council Meeting.

The Library purchased an Epson projector this would allow Movies to be shown inside and outside the Library.

B. Public Works/Construction Department/Public Relations:

Councilwoman Markson reported that the water main replacement project continues on New, West Front, Beach and Surf Streets.

Public Works continues cleaning the Beaches from the last storm as well as the Clean Ocean Action beach sweep.

The Beach facility repairs are almost completed to meet code requirements.

The Police Station's air conditioning should be installed by May 26 in time for the summer.

Public Works helped with the preparation for the Fireman's fair and the clean up.

The seasonal speed limit reduction and pedestrian signs were installed.

C. Public Safety/Insurance/Court:

Councilman Keeler thanked all the members and volunteers of the Fire, Police and Recreation Departments who helped make the first Fireman's fair a huge success.

Councilman Keeler reported that the new Fire truck is on schedule according to American LaFrance.

The Police Department received 939 service calls, 741 house checks, 219 motor vehicle stops with 81 summons during April. The Police Officers continue with their training program. The next Safety and Loss is June 9.

Councilman Keeler made a motion authorizing Engineer Hoder to use the remaining \$6,000 of the FY 2003 Community Development Block Grant for the purpose of installing ADA beach walkways. Second by Councilman Kelly and adopted upon the following roll call vote:

AYES: Keeler, Kelly, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Bills, Scriven

D. Finance/Education/Grants:

Councilwoman Long reported that the Finance Committee will be reviewing the Sewer Utility billing and how it is handled. They will be working with CFO Bascom and the Smart Growth Committee for the purpose of generating finance options for the projects we have been discussing in Smart Growth.

The School Formula Advisory Committee has made progress understanding the school formula that calculates our share for the Shore Regional School district. We will be moving forward for a special School Referendum.

Councilwoman Long said that regarding grants there is progress.

E. Personnel/Administration/Recreation:

Councilwoman Long reported for Councilwoman Bills in her absence. She thanked the Recreation Committee for their work during the Fireman's Fair. The Beach Bash is June 14 and the rain date is June 15.

Councilwoman Long said that an updated Personnel policy will soon be distributed to the Council for adoption.

F. Smart Growth/Flood Mitigation/Beautification: Councilman Kelly said that they continue working on the conceptual plans for Smart Growth.

A June 16th meeting is scheduled with the Army Corp of Engineers, the DEP and members of Council regarding downtown flooding.

Councilman Kelly and Ralph Clauer of the Beautification Committee did a inventory of Sea Bright to see how the Committee would prove more effective with their planning.

10. MAYOR FERNANDES - REPORT AND COMMUNICATIONS.

Sea Bright's First Annual Firemen's Fair was a success despite two days of rain and it was very well attended. We received many compliments from the fair goers. She commended Police Captain Steven Spahr, who is also a volunteer member of the Fire Dept. for initiating this event. She thanked the Fire Department, First Aid Squad, Fire Ladies' Auxiliary, Police, Public Works, Borough Hall staff, the Court Administrator, the Recreation Department and the entire Governing Body who helped make this event successful. She asked Borough Clerk Smeltzer to send thank you letters to the groups that participated in the event.

Mayor Fernandes said that she received an email from the NY/NJ Baykeeper advising that there will be a slight delay with the oyster gardening program. The oyster seeds will probably not be available until sometime in July.

On Monday, May 26, at 11:00 A.M., Sea Bright will be hosting the annual Memorial Day service at the Firehouse. We ask that everyone gather earlier at 10:30 AM. Light refreshments will be available after the service.

Mayor Fernandes, and Councilmembers Markson, Kelly and Engineer Hoder will be meeting with the Army Corp of Engineers and the Department of Environmental Protection on Monday, June 16 to discuss the Borough's bulkhead. They will present the preliminary report and discuss the different alternatives for the bulkhead.

Mayor Fernandes announced that this was Councilwoman Long's 39th birthday and wished her best wishes. Borough Clerk Smeltzer's Birthday is June 2nd and they wished her a Happy Birthday.

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

13. ADJOURNMENT: There being no further business before the Governing Body. Councilman Kelly made a motion to adjourn the meeting at 8:13 P.M. Second by Councilwoman Markson and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC
Municipal Clerk