

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

Attorney Arnette 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 11, 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."

3. ROLL CALL:

Present: Councilmembers, Bills, Fernandes, Keeler, Kelly, Long, Scriven, Mayor Kalaka-Adams, Attorney Arnette, Chief Financial Officer Bascom, Borough Engineer Hoder.

Absent: Police Chief Moore

4. Attorney Arnette called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of June 5, 2007. Councilwoman Fernandes moved to approve this Ordinance upon Second Reading.

A.

ORDINANCE NO. 11-2007

A BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$75,000 FOR IMPROVEMENTS TO MUNICIPAL FACILITIES AND AUTHORIZING THE ISSUANCE OF \$71,250 BONDS OR NOTES FOR FINANCING PART OF THE APPROPRIATION

BE IT ORDAINED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$75,000, such sum includes the sum of \$3,750 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$71,250 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby

authorized to be issued in the principal amount not exceeding \$71,250 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for improvements to municipal facilities which includes court security enhancements, replacement of doors and windows, structural modifications (to fit new fire apparatus), roof repairs/replacements, security systems, sprinkler systems and similar upgrades, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$71,250.

(c) The estimated cost of the Improvements is \$75,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been

or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$71,250 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$15,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$71,250.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon its adoption, passage and publication according to law and moved the Public Hearing to be held. Second by Councilman Scriven and approved by the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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 Kelly and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilwoman Fernandes made a motion to approve Ordinance No. 11-2007 on its Third and Final Reading and advertise it according to law. Second by Councilman Keeler and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

B. Attorney Arnette read by title only and Councilman Keeler introduced an Ordinance entitled.

ORDINANCE NO. 12-2007

ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF SEA BRIGHT, NEW JERSEY OF PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2007 (SEA BRIGHT PROJECT), OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on July 3, 2007. Second by Councilwoman Fernandes and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

Councilwoman Fernandes requested removal of Items F, G and H.

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

**RESOLUTION NO. 120-2007
PAYMENT OF BILLS 06-19-07**

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$187,654.75 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.

00004	RED BANK RECYCLING CONTAINER				
	07-0591	05/07/07	DUMPSTERS-2007 CLEAN SHORES	OPEN	4,321.66
00019	NJ AMERICAN WATER				
	07-0759	06/04/07	4/26-5/24/07 HYDRANTS	OPEN	2,002.00
00027	SEABOARD WELDING SUPPLY, INC.				
	07-0013	01/23/07	DPW - 2007 CYLINDER RENTAL	OPEN	11.50
00051	WENNINGS & SONS				
	07-0568	05/03/07	REC-FOOD FOR 6/16 BEACH BASH	OPEN	580.90
00063	CHESAPEAKE EXTERMINATING CO.				
	07-0690	05/23/07	BLDGS/GRNDS-5/23 RODENTS	OPEN	75.00
00198	COMCAST				
	07-0804	06/14/07	A&E-INTERNET:6/8-7/7/07	OPEN	95.00
00213	SEELY EQUIPMENT & SUPPLY				
	07-0454	04/13/07	DPW-"SPEED BUMP" SIGNS	OPEN	204.00
	07-0721	05/29/07	DPW-"TOW AWAY ZONE" SIGNS	OPEN	154.80

					358.80
00231	AT & T		(SDS)		
	07-0798	06/12/07	COURT-06/01/07 BILL-VIDEO CONF	OPEN	41.09
00234	ROY PRESS, INC.				
	07-0571	05/03/07	REC-POSTERS/BANNER:6/16 B/BASH	OPEN	250.00
	07-0716	05/29/07	PRINTING:JUNE'07 NEWSLETTER	OPEN	725.00

					975.00
00275	M & S WASTE SERVICES, INC.				
	07-0402	03/29/07	05/07 GARBAGE/RECYCLING PICKUP	OPEN	7,900.00
	07-0720	05/29/07	06/01/07 EXTRA RECYCLING P-UP	OPEN	45.00
	07-0774	06/07/07	MAY 2007 LANDFILL TIPPING FEES	OPEN	10,502.30

					18,447.30
00302	SEA BRIGHT GULF STATION				
	07-0713	05/29/07	POLICE-REPAIR:'77 DODGE PICKUP	OPEN	979.60
00305	GORCEY PLUMBING & HEATING, INC				
	07-0718	05/29/07	BLDGS/GRNDS-REPAIR FAUCET	OPEN	310.00
00322	GLORIA'S GARDENS, INC.				
	05-1144	10/12/05	BEAUTIFICATION-GARDENS	OPEN	1,602.75
00334	MASSAS, PETER				
	07-0621	05/09/07	REC-DJ FOR 6/16/07 BEACH BASH	OPEN	400.00
00341	SCHWARZ, CHARLES				
	07-0719	05/29/07	B&G-REPAIRS:GYM DOOR	OPEN	636.50
00351	MASON, JR., PATRICK				
	07-0590	05/04/07	DPW-RADIO:2007 FORD RANGER	OPEN	475.00
00427	STRATTON, FELECIA				
	07-0717	05/29/07	A&E-EDIT/DESIGN:JUN'07 SEA BRZ	OPEN	700.00
00433	NATIONAL ENTERTAINMENT				
	07-0044	01/24/07	REC-TOY/CANDY EGGS FOR HUNT	OPEN	234.46
00580	NJ PUBLIC SAFETY ACC COALITION				
	07-0644	05/15/07	POLICE DEPT-6/11-6/12 COURSE	OPEN	200.00
00615	DMR LAWNS & LANDSCAPES, INC.				
	07-0437	04/10/07	BLDGS/GRNDS-2007 MOWING SERV	OPEN	1,500.00
00677	GULF OIL, LTD.				
	07-0761	06/04/07	GASOLINE - MAY 2007	OPEN	2,757.46
00788	SCARINCI & HOLLENBECK, LLC				
	07-0739	05/31/07	LEGAL-4/12-5/8/07 SERVICES	OPEN	1,364.01
00855	THE MONMOUTH JOURNAL				
	07-0765	06/05/07	RECREATION-AD RE:BEACH BASH	OPEN	126.00
00895	JOHNNY ON THE SPOT, INC.				
	07-0781	06/08/07	PORTO-POTS - JUN 2007	OPEN	522.91
00907	SOMERSET COUNTY POLICE ACADEMY				
	07-0378	03/27/07	POLICE DEPT-ABC TRAINING CLASS	OPEN	100.00
00979	GIBBONS, P.C.				
	07-0688	05/21/07	PREPARE BOND ORD 7-2007,8-2007	OPEN	800.49
01027	SHORE BUSINESS SOLUTIONS				
	07-0584	05/04/07	A&E-COPIER STAPLE CARTRIDGES	OPEN	136.40
	07-0733	05/30/07	COPIER MAINT #1/4-BORO HALL	OPEN	794.43
	07-0738	05/31/07	MAINT:SHARP FAX MACH:BORO HALL	OPEN	295.00

					1,225.83
01114	J. BAUER CONSULTING ASSOC, INC				
	07-0656	05/16/07	LEGAL-SERV RE:HIGHLANDS BRIDGE	OPEN	718.75
01117	ROYAL CHEMICAL, INC.				
	07-0632	05/11/07	BLDGS/GRNDS-WEED KILLER	OPEN	462.68

01150	W.W. GRAINGER, INC.				
	07-0683	05/21/07	DPW-STORAGE LOCKERS	OPEN	1,343.25
	07-0702	05/24/07	CLEAN COMM-TRASH RECEPTACLES	OPEN	887.76

					2,231.01
01170	ANDY K'S DAIRY & DELI				
	07-0592	05/07/07	BEACH-FOOD:2007 CLEAN SHORES	OPEN	660.42
01184	BRODART COMPANY				
	07-0633	05/11/07	LIBRARY-VARIOUS SUPPLIES	OPEN	290.28
01194	GLENCO SUPPLY, INC.				
	07-0661	05/17/07	BLDGS/GRNDS-POSTS,NUTS,BOLTS	OPEN	210.50
	07-0750	06/01/07	DPW-WATER BASED TRAFFIC PAINT	OPEN	700.00

					910.50
01285	THE HOME DEPOT				
	07-0455	04/13/07	DPW-BLANKET:ROAD SUPPLIES	OPEN	65.92
	07-0527	04/26/07	RECREATION-REFRIGERATOR	OPEN	454.00
	07-0737	05/31/07	BLDGS/GRNDS-WINDOW AIR COND	OPEN	349.00
	07-0741	05/31/07	BLDGS/GRNDS-BLANKET:MISC SUPP	OPEN	78.08

					947.00
01320	DEMAIO, R.N., d/b/a				
	07-0722	05/29/07	BLDGS/GRNDS-13 CASES:TRASH BAG	OPEN	843.18
01492	ALAN'S RUMSON FLORIST				
	07-0421	04/04/07	A&E-3 WREATHS:MEMORIAL DAY	OPEN	300.00
01493	COOPERATIVE INDUSTRIES, L.L.C.				
	07-0760	06/04/07	MAR 2007 NATURAL GAS	OPEN	3,666.04
01526	JCP & L				
	07-0801	06/13/07	MAY 2007 ELECTRIC SERVICE	OPEN	7,944.63
01549	GENERAL CODE PUBLISHERS CORP.				
	07-0745	06/01/07	A&E-SUPPLEMENT #45	OPEN	1,332.25
	07-0780	06/08/07	A&E-ANNUAL SUBSCRIPTION+MAINT	OPEN	880.00

					2,212.25
01578	AMERICAN MESSAGING				
	07-0751	06/01/07	DPW-JUN 2007 PAGER SERVICE	OPEN	34.35
01586	WIGGINGTON, KATHLEEN				
	07-0755	06/04/07	COURT-05/31/07 COVERAGE	OPEN	90.00
01621	EMERGENCY COMMUN NETWORK, INC.				
	07-0665	05/17/07	POLICE-CodeRED WARNING SYSTEM	OPEN	2,500.00
01669	GRAY SUPPLY CORPORATION				
	07-0775	06/07/07	POLICE SPECIAL DUTY-REFUND	OPEN	298.00
01724	SEASIDE MATERIALS, INC.				
	07-0653	05/16/07	DPW-CONCRETE/STEEL BOLLARDS	OPEN	125.72
	07-0748	06/01/07	BEAUTIF-(2) BENCH SECTIONS	OPEN	173.28

					299.00
01801	MASER CONSULTING, P.A.				
	07-0424	04/04/07	PRJ#96 PREP SEWER O&M MANUAL	OPEN	619.89
	07-0607	05/08/07	PRJ#56 POLICE DEPT GENERATOR	OPEN	125.00
	07-0657	05/16/07	PRJ#99 CENTER/BEACH BULKHEAD	OPEN	525.00
	07-0658	05/16/07	PRJ#97 ROAD IMPROVEMENTS	OPEN	250.00

					1,519.89
01957	BENEMAX BENEFIT MANAGEMENT CO.				
	07-0773	06/07/07	06/07 INSUR/EE' HEALTH MGMT	OPEN	324.00
01974	BOROUGH OF SEA BRIGHT COURT				
	07-0790	06/08/07	COURT-05/07 CREDIT CARD REIMB	OPEN	72.38
01985	THE MOBILE STORAGE GROUP, INC.				
	07-0758	06/04/07	POLICE-5/23-6/20/07 TRAILER	OPEN	258.00
01988	COMPTON, BARBARA				
	07-0762	06/05/07	MUNI CLERK-RETURN ELECTION BKS	OPEN	25.00
02008	E.J. SCHUSTER'S OFFICE SUPPLY				
	07-0695	05/24/07	COURT-(14) BINDERS	OPEN	257.88
	07-0752	06/04/07	A&E/MUNI CLERK-OFFICE SUPPLIES	OPEN	150.65

					408.53
02057	MARVEC CONSTRUCTION CORP.				
	05-0976	08/22/05	SEWER IMPROV-RES.NO.164-2005	OPEN	15,049.03
02061	VERIZON WIRELESS				
	07-0799	06/13/07	BLDG/FIRE/COURT:6/4-7/3 CELL	OPEN	161.28
02163	DILWORTH PAXSON LLP				
	07-0754	06/04/07	COURT-5/17/07 SPECIAL DWI SESS	OPEN	350.00
02177	WALSH, JOAN				
	07-0805	06/14/07	LIBRARY-REIMB:6/13 DVDS,BOOKS	OPEN	145.39
02188	NJ GRAVEL & SAND COMPANY, INC.				
	07-0536	04/27/07	DPW-22 TONS:SANDFILL	OPEN	250.00
02189	SHARP ELECTRONICS CORPORATION				
	07-0150	02/05/07	POLICE-2007 COPY MACHINE LEASE	OPEN	148.19
02194	THE COURIER				
	07-0001	01/22/07	MUNI CLERK-BLANKET:ADS	OPEN	19.27

AOL (APR/MAY SERVICE)	61.80
BORO OF SEA BRIGHT PAYROLL A/C (5/30/07 PAYROLL)	82,565.31
GUARINO, JENNIFER (ESCROW BALANCE REFUND)	62.50
MASER CONSULTING (ESCROW)	312.50
MONMOUTH COUNTY SPCA (APRIL 2007 BOARDING FEES)	180.00
SENDOWSKI, PAMELA (ESCROW BALANCE REFUND)	650.13
THE COURIER (ESCROW)	9.40
THE JESUITS OF ST. PETER'S COLLEGE (CASH BOND REFUND)	19,651.66
U.S. POSTAL SERVICE (POSTAGE:2/Q/07 SEWER BILLING)	179.14
GRAND TOTAL	187,654.75

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

B. Councilman Keeler made a motion to approve the Council Meeting Minutes of June 5 2007. Second by Councilwoman Long and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 121-2007
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for BEACH PERSONNEL for the 2007 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>
Hillary Bollerman	\$ 8.00
Kelsey Guttormsen	\$ 8.00
Stuart Kiely	\$ 8.00
Kelly Megill	\$ 8.00
Bryan Lutz	\$ 8.00

<u>TICKET STAFF</u>	
Jennifer Cudzil	\$ 7.15
Nicholas Francisco	\$ 7.15
Eleanor Morse	\$ 7.15
Catherine Rogers	\$ 7.15
Brooke Tunny-Farley	\$ 7.15

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 Councilwoman Long and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None
ABSENT: None

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 122-2007**

WHEREAS, Gray Supply Corporation made an overpayment in the amount of \$298.00 in connection with a Police Special Duty Contract for traffic control services.

WHEREAS, The Finance Manager has indicated that the overpayment may now be refunded.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize the refund of an overpayment in connection with a Police Special Duty Contract in the amount of \$298.00 for traffic control services paid to Gray Supply Corporation, 199 Franklin Road, Randolph, New Jersey 07869.

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

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

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

**RESOLUTION NO. 123-2007
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 2007 in the sum of **\$4,566.82** which is now available as a revenue from **FY 2007 Alcohol Education Rehab Enforcement Fund**; and

BE IT FURTHER RESOLVED, that a like sum of **\$4,566.82** is hereby appropriated under the caption **FY 2007 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 Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Fernandes, Keeler, Kelly, Long, Scriven
NAYS: None

ABSTAIN: None
ABSENT: None

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 128-2007**

WHEREAS, a letter dated May 31, 2007 from David Hoder, P.E. of Maser Consulting was received recommending the Borough to sign Acceptance of Revocable Construction Permits form from the New Jersey Department of Environmental Protection; and

WHEREAS, Mayor Kalaka-Adams or Council President William J. Keeler in the Mayor's absence is authorized to sign the Acceptance of Revocable Construction Permits form from the New Jersey Department of Environmental Protection for Waterfront Development permit received on May 30, 2007; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that Mayor Kalaka-Adams or in her absence Council President William J. Keeler is hereby authorized to sign the Acceptance of Revocable Construction Permits form from the New Jersey Department of Environmental Protection for Waterfront Development permit relating to a Land Use Regulation program on behalf of the Borough of Sea Bright.

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

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

NAYS: None

ABSTAIN: None

ABSTAIN: None

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

**RESOLUTION NO. 132-2007
BOROUGH OF SEA BRIGHT**

WHEREAS, the Sea Bright Library and Cultural Arts Center will be sponsoring a SAT review on Thursdays, July 5, 12, 19, 26, 2007 during the hours of 10-11 a.m. or 4-5 pm at the Sea Bright Library for students. Donations of \$25.00 to benefit the Library are requested; and

WHEREAS, Mary Trank, a teacher of Christian Brothers Academy will be the instructor for the classes and will be donating her time and expertise; and

NOW, THEREFORE, BE IT RESOLVED, that the Library Advisory Committee is authorized to conduct the SAT review workshops and that all proceeds received shall be deposited into the Library Trust Fund for the Sea Bright Library/Cultural Arts Center.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

F Councilman Scriven made a motion to approve a Clean Ocean Action request for a C.O.A.S.T table located on Sea Bright's beach Saturday July 7 and Sunday July 8. Second by Councilwoman Long and adopted upon the following roll call vote:
AYES: Bills, Fernandes, Keeler, Kelly, Long, Scriven
NAYS: None
ABSTAIN: None
ABSENT: None

G. Councilman Scriven made a motion to approve the A. Manning Ocean Swim request to conduct the 33rd Annual A. Manning Ocean Swim on Saturday, July 28, 2007. Second by Councilwoman Fernandes and adopted upon the following roll call vote:
AYES: Bills, Fernandes, Keeler, Kelly, Long, Scriven
NAYS: None
ABSTAIN: None
ABSENT: None

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

**RESOLUTION NO. 127-2007
BOROUGH OF SEA BRIGHT**

WHEREAS, in Homeland Security Presidential Directive (HSPD) 5, the President directed the Secretary of the Department of Homeland Security to develop and administer a **National Incident Management System (NIMS)**, which would provide a consistent nationwide approach for Federal, State, and Local governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the 9-11 Commission recommended adoption of a standardized incident command system; and

WHEREAS, it is necessary that all Federal, State, and Local emergency management agencies and other public safety agencies coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, and Local organizations utilize standard terminology, standardized organizational structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities, and resources will improve the ability to utilize State and Federal funding to enhance County and Local agency readiness, maintain first responder safety, and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, County, and Local Municipalities, including all public safety and emergency response organizations training programs; and

WHEREAS, over fifty Federal grant programs mandate that NIMS be adopted as a prerequisite for obtaining these grants;

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright hereby mandates that the **National Incident Management System (NIMS)** be utilized for all incident management in the Borough of Sea Bright

BE IT FURTHER RESOLVED, that this resolution take effect immediately.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

6. OLD BUSINESS:

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

**RESOLUTION NO. 116D-2007
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, New Jersey, that the Applications of the following for a **PLENARY RETAIL CONSUMPTION LICENSE** was received, and the licenses granted, to the following persons and/or corporations at the addresses herein noted to sell liquors, and the Clerk of the Borough is authorized to issue and deliver such licenses:

PLENARY RETAIL CONSUMPTION LICENSE: FEE FOR RENEWAL:
\$2,400.00

1343-36-010-005

Mirasol Restaurant, Inc.

"This license is issued

344 Ocean Avenue

As a "Hotel/Motel exception

Pursuant to the provisions

Of N.J.S.A. 33:1-12.20"

Alcoholic Beverage Licensee Retail Tax Clearance Certificates pursuant to Chapter 161, Laws of NJ 1995 have been granted by the Division of Taxation to those named herein.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

7. NEW BUSINESS:

A. DISCUSSION - NJDOT - Mayor Kalaka-Adams said that parking is an issue of continuing importance to residents and businesses. Particularly during the summer we want to provide sufficient parking so visitors come to our beach and patronize our shops and restaurants. The free beach parking and the designated business parking in the municipal lot have been very successful in this regard. However, the residents in town continue to have problems parking near their homes due to the lack of off street parking and the limited street spaces.

In investigating various alternatives that may help create more business parking and to assist residents of the side streets with their situations, I spoke with representatives of the DOT to obtain parameters as to what we as a municipality could do on our own and what action would require DOT approval. Since Ocean Avenue is designated as a state highway, any changes that could increase the parking such as creating angled spaces or revisions

to the time limit for parking would have to go through DOT. I note that both of these matters would be considered upon written request, and, as to the angled parking, review of engineering and traffic issues such as the adequacy of the width of the road. I propose that we continue to consider these changes.

I am pleased to announce, however, that we can make an immediate improvement for the residents by providing resident permit parking on the municipal side streets. Via information from Doug Bartlett, the Manager of DOT Traffic Engineering & Investigations and Supervising Engineer, Peter Riscica, a municipality has the sole authority on this issue. Mr. Riscica was kind enough to email me written confirmation as well as the statute that applies. The issue of parking for residents is more than mere convenience. For all, but particularly for seniors, anyone with disabilities and families with younger children, there is a safety factor. Also, it keeps the residential character by not having late night returnees from restaurants or bars returning to their vehicles. While permit parking will not create more spaces, it will create a better chance of the residents being able to park nearer their homes. I recommend that an ordinance creating resident permit parking for the side streets in town be adopted.

Mayor Kalaka-Adams read an email she received from Supervising Engineer Peter Riscica stating that the following information should be helpful regarding permit parking on municipal streets. Permit parking is a type of restricted parking that does not require approval by the Commissioner of Transportation, as referenced in N.J.S.A. 39:4-8C. I have enclosed a copy of the statute for your information. Investigations to determine the need for permit parking on local roadways are addressed at the municipal level rather than by NJDOT staff. Revisions to existing time limit parking along Route 36 would of course be considered following a written request to our office either NJDOT Manager Doug Bartlett or myself.

Mayor Kalaka-Adams said we have the ability now to request from the DOT a change in the actual timing of how long a vehicle can be parked. Currently it is two hours and we can change that to 15 minutes or 30 minutes.

Councilwoman Fernandes said that the businesses would welcome the time limit for parking but the residents would prefer two hour parking on Ocean Avenue.

Councilman Scriven recommended doing a study regarding resident parking.

Councilwoman Long asked if a vehicle does not display a resident parking decal would they be ticketed.

Attorney Arnette replied the vehicle would be ticketed and towed.

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

**RESOLUTION NO. 124-2007
BOROUGH OF SEA BRIGHT
AMENDING RESOLUTION NO. 164-2005
CHANGE ORDER NO. 2 AND SUPPLEMENTAL AGREEMENT NO. 2
SANITARY SEWER IMPROVEMENTS
CENTER, NEW, SURF, BEACH and FRONT STREETS**

WHEREAS, a change order is required to the original project cost. The description for this change order shall be pursuant to

the supplemental Agreement No. 2 dated May 29, 2007 prepared by David Howarth, P.E. of Leon S. Avakian, Inc. and signed by a principal of Marvec Construction Corp. increasing the contract amount by \$10,418.30 from \$231,536.43 to \$241,954.73.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that the contract for the Sanitary Sewer Improvements on Center, New, Surf, Beach and Front Streets which was previously awarded to:

**MARVEC CONSTRUCTION CORPORATION
251 ½ GROVE AVENUE
P.O. BOX 216
VERONA, NEW JERSEY 07044**

on August 16, 2005 be amended and that change order No. 2 be allowed for an increase in the contract amount of \$10,418.30.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in the 2002 Special Legislative Grant (Resolution No. 169-2001) and Ordinance #11-2005 for the purpose stated herein.

MICHAEL J. BASCOM, CFO

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

C. Councilman Keller made a motion to carry Resolution No. 125-2007 - 2007 Audit Report to the July 3, 2007 Council Meeting.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilwoman Fernandes said the Borough received five bids regarding the flood pumps. The highest bid was \$83,016. and the lowest bid is being awarded for \$63,000.00.

D. Councilwoman Fernandes introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 126-2007
BOROUGH OF SEA BRIGHT
AWARD OF CONTRACT
FOR FLOOD PUMPS**

WHEREAS, sealed proposals for Flood Pumps 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 for Flood Pumps to:

**GODWIN PUMPS
One Floodgate Road
Bridgeport, New Jersey 08014**

For the following contract amount: \$63,000.00, which is the total of the Lowest Conforming Bid. All Bid Bonds shall be returned to other Bidders.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Bond Ordinance #9-2005 appropriation for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 129-2007
AUTHORIZING THE AWARD OF A
NON-FAIR AND OPEN CONTRACT FOR
BOROUGH ALTERNATE PROSECUTOR**

WHEREAS, the Borough of Sea Bright has a need to acquire professional services of a Borough Alternate Prosecutor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5 as appropriate*; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition may exceed \$17,500; and,

WHEREAS, the term of this contract is for one year commencing June 18, 2007 through December 31, 2007; and

WHEREAS, **MEGHAN BENNETT CLARK, ESQUIRE** of the firm of Dilworth Paxson, LLP has submitted a proposal dated: June 7, 2007 which is on file with the Borough Clerk; and

WHEREAS, **MEGHAN BENNETT CLARK, ESQUIRE** of the firm of Dilworth Paxson, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that **MEGHAN BENNETT CLARK, ESQUIRE** of the firm of Dilworth Paxson, LLP has not made any reportable contributions that would bar award of this contract pursuant to N.J.S.A. 19:44A-1 and PL 2004, c.19 to a political or candidate committee in the Borough of Sea Bright in the previous one year, and that the contract will prohibit **MEGHAN BENNETT CLARK, ESQUIRE** of the firm of Dilworth Paxson, LLP making any reportable contributions through the term of the contract; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available in the Prosecutor Salaries and Wages appropriation for the purpose stated herein.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright authorizes the Mayor Kalaka-Adams to enter into a contract with **MEGHAN BENNETT CLARK, ESQUIRE** of the firm of Dilworth Paxson, LLP as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Courier" newspaper.

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

AYES: Bills, Fernandes, Keeler, Kelly, Scriven

NAYS: None

ABSTAIN: Long

ABSENT: None

F. Councilman Keeler made a motion not approving a request from Benemax for a decision on enrollment eligibility. Second by Councilwoman Fernandes and approved upon the following roll call vote:

AYES: Fernandes, Keeler, Kelly, Long, Scriven

NAYS: None

ABSTAIN: Bills

ABSENT: None

8. MONTHLY REPORTS FOR MAY 2007:

A. Chief of Police

B. Library Director

C. Court Administrator

D. Municipal Clerk

E. Sewerage System Operation & Maintenance

F. Construction Department

G. Director of Public Works

9. CORRESPONDENCE AND COMMUNICATIONS:

A. Construction Department Report - April 2007

B. Sewerage System Operation & Maintenance Report - April 2007

C. Sea Bright Planning Board Minutes of May 8, 2007.

Councilwoman Fernandes asked the Council to read pages 4 and 5 of this report.

D. Monmouth County Regional Health Minutes of June 20, 2007.

10. COMMITTEE REPORTS:

A. **Beach/Environment/Cultural Arts:** Councilman Scriven reported that the total amount for Beach Operations Revenue is \$ 48,815.00, which is an increase of \$11,576 and a 31% increase compared to 2006.

We are hoping for good weather for July 4th to get a positive start on the Summer Season. Tim Mc Loone and his band would provide the entertainment for the July 4th Celebration on the Municipal beach starting at 7:30 PM. and the Fireworks on the Beach will begin about 9:15 PM.

Councilman Scriven said that on June 20th the Tal Farlow tribute was a resounding success both financially raising over \$600.00 and socially with over 75 attendees viewing the video and hearing the music of Jack Wilkens and Gary Mazzaroppi. The

Library is also holding a SAT Review during July for Students for a \$ 25.00 donation fee.

Councilman Scriven said that on Monday June 4, 2007 he attended a meeting for the Environmental Partners Group held at the West Long Branch Borough Hall along with Representatives of Eatontown, Fair Haven, Rumson, Little Silver, Monmouth Beach, Oceanport, Shrewsbury, Spring Lake and West Long Branch. All these towns have similar concerns regarding the environment. The Group's focus initially is to develop a database regarding environmental issues and legislation. This database would enable municipalities to gain information. The next Meeting will be held on July 2, 2007 in West Long Branch.

B. Public Works/Building Maintenance/Beautification:

Councilwoman Fernandes reported that on May 23rd, Public Works Committee and Public Works Director Dave Bahrle met with Engineer Bob Mainberger, Senior VP, Hatch Mott MacDonald, for three hours to discuss the pump station for the DIIP project. We have requested a proposal from him to do this phase of the project since he has done similar work in Avalon. Engineer Mainberger recommended that Sea Bright prepare a Flood Hazard Mitigation Plan, which is in agreement with Senator Menendez's May 10th letter regarding Flood Hazard Mitigation. Engineer Mainberger informed the Committee that Monmouth County has not even started their plan. When Sea Bright has a Flood Mitigation Plan we will then be eligible for FEMA funding which currently we are not entitled. Engineer Mainberger will prepare a proposal for Sea Bright's Flood Mitigation Plan as he has been successful with other municipalities.

Another important recommendation from Engineer Mainberger was that Sea Bright needs a Bulkhead Maintenance Ordinance. In September 2005, Councilwoman Fernandes felt that an ordinance was needed, but lacked support. Public Works Committee and Engineer attained an adopted Bulkhead Maintenance Ordinance from Avalon and they will customize the ordinance to suit Sea Bright. Councilwoman Fernandes thanked Councilman Keeler for arranging the meeting with Engineer Mainberger.

Councilwoman Fernandes reported that Engineer Hoder has received a Waterfront Development Permit for the DIIP. The Borough needs three additional permits before they can begin the bidding process.

Engineer Hoder prepared most of the police generator specifications and the Borough should be ready to begin bidding.

The New Jersey Department of Environmental Protection's Bureau of Water Systems and Well Permitting sent a notice that a permit to install 1,954 L. F. of 8, 12 and 16-inch water pipe across the Shrewsbury River is administratively complete. The next phase would be a technical review.

Director Bahrle and Superintendent Clark have met with several contractors for quotes regarding numerous upgrades and repairs to the municipal buildings and grounds.

The Public Works Committee has recommended that Engineer Hoder make application for the FY2008 NJDOT Municipal Aid Program for the drainage and repaving of Normandie Place and Beach Way before August 24, 2007.

The Beautification Committee met on June 16, and would be planting summer flowers soon. There are plans to replace the macadam in the sidewalk area near the library with plantings to

enhance that area. The Committee has begun looking into holiday decorations for the winter.

Mary Tangolics, Planner and Zoning Officer has prepared a draft of the recommendations previously discussed with her by the Board. The Board's review and approval will be forwarded to the Governing Body.

C. Personnel/Office Administration/Court/Public Relations:

Councilman Kelly reported that Borough Clerk Smeltzer made arrangements for Tim Mc Loone and his band to entertain on July 4th at 7:30 P.M.

The results for the last election are available on the County's website at www.visitmonmouth.com.

Borough Clerk Smeltzer and Councilman Keeler attended the MAC meeting regarding the Coastal Monmouth Plan. Mr. Barris of the Monmouth County Planning Board and Ms. Shiffman of Maser Consulting coordinated the meeting. The issues that were discussed were Sea Bright's Future Vision, Top Planning Issues, Transportation, Infrastructure and Regional Planning.

Councilman Kelly said that Administrative Assistant Suzanne Branagan successfully passed the Advanced Duties of the Municipal Clerk and congratulations to her.

Councilman Kelly said that Court Administrator Terri Turner reported that the court has a new computer system. Court Revenue for May 2007 is down about \$3,000 from last year and the Borough's Revenue is down about \$2,000 also.

Councilman Kelly said that Felecia Stratton, Joan Osgoodby and Mike Warmington have done a fantastic job with the Sea Breeze, which is published every two months.

D. Finance/Insurance/Flood Control/Capital Projects:

Councilman Keeler reported that an Audit Exit Conference would be held early next week. The Audit was the best Sea Bright has ever received and it reflects very well for the Governing Body and thanked CFO Bascom for his assistance over the years.

Councilman Keeler said that a demonstration of the Godwin Pumps was held and they are quiet. The residents of Beach and Center should be pleased with the pumps performance. Godwin is located in New Jersey.

Councilman Keeler said that the Monmouth Racetrack would be hosting the Breeder's Cup, which would bring a revenue of \$100,000,000. to Monmouth County.

E. Fire & First Aid/Emergency Management/Code

Enforcement/Recreation: Councilwoman Bills reported that June 16's Beach Bash was successful despite the thunderstorm with a revenue of \$ 7,246.00. The sponsorships for the gift auction acquired by the volunteers proved very successful. Sea Bright Partnership helped with the 50/50 raffle.

Councilwoman Bills said the Committee for Fire and First Aid would be meeting this week.

F. Police/Education/Grants: Councilwoman Long reported that she has been in contact with the Department of Transportation regarding the pedestrian signs for 17 crosswalks, which needs DOT approval before they can be mounted. To date, DOT approved 6 crosswalks for downtown and the in-road signs for North and South Beach have not been approved. She continues to lobby with

the DOT for the rest of the signage but the DOT says that they have data that not enough pedestrians were using the crossings to justify implementation for the signs. Councilwoman Long said that they appealed for they felt their data was flawed because the data was collected on a weekday in February. Engineers visited last weekend doing pedestrian counts and the numbers were high enough to justify the signs. We have to provide counts for six other locations in North and South to justify installation for the in-road signs.

Mayor Kalaka-Adams commended Councilwoman Long for her hard work and efforts regarding the pedestrian signage.

Councilwoman Long said that Sea Bright's Police Department is aggressively enforcing the lower speed limit on Ocean Avenue and they have begun targeting crosswalks observing vehicles not stopping for pedestrians.

Sea Bright's Police Department and Public Works worked together to place signs with the block number at the Public Beach Access points. Any one that calls for assistance can identify their location when calling for help.

Councilwoman Long said that Thursday morning she would meet with an individual who would give her a proposal for call boxes to be installed at the Public Beach Access points.

The Police Department continues with an accreditation process and field training. In May there was a 30% increase for service calls compared to last year. The house check program is available for residents on vacation and the Police would check on the house daily.

Councilwoman Long said that Shore Regional's HVAC (Heating Ventilation and Air-Cooling) could be obtained through Monmouth County Improvement Authority program, which could be cost effective, and a financial alternative. Sea Bright's 14% share, which is a calculation determined by the State of New Jersey would be \$62,050. of the overall \$430,000 for the HVAC. CFO Bascom said the money is not a payment from Sea Bright's budget but it is a guarantee against Sea Bright's own debt should Shore Regional default on their lease.

Councilman Keeler said that Shore Regional would receive a lower cost and interest rate going through the MCIA and this would benefit Sea Bright.

Councilwoman Long made a motion to have the Ordinance introduced for the July 3, 2007 Council Meeting. Second by Councilwoman Fernandes and approved upon the following roll call vote:
AYES: Bills, Fernandes, Keeler, Kelly, Long, Scriven
NAYS: None
ABSTAIN: None
ABSENT: None

Councilwoman Long said that Central Regional School has a referendum for leaving the school district or changing the funding structure. Central Regional School filed litigation in court because originally the agreement was that the cost would be calculated per student and then legislation changed the formula rendering inequitable situation for smaller municipalities.

Councilwoman Long said September 19th is the deadline for the Monmouth County Open Space Grant Program, which is an opportunity for funding and improving Sea Bright's Beach Front and Recreation Areas. Councilwoman Long is working on a

improvement plan and when she is finish she will distribute it to the Council.

Councilwoman Long said that the Breeder's Cup begins September 28 and ends October 27. She reviewed the calendar of events that she received while attending the Breeder's Cup meeting.

Councilman Keeler brought to the Council's attention that on page six of CFO Bascom's report there was information regarding the enforcement of the Prevailing Wage Act by the State.

Regarding the Highlands Bridge matter, Councilwoman Fernandes said there are notices all over town regarding the widening of Ocean Avenue and which is not accurate. She said that Congressman Pallone and Assemblyman Keane would send their aides to the Sea Bright/Highlands Bridge public meeting on June 21.

Mayor Kalaka-Adams left at 8:07 P.M. and Council President Keeler took over the meeting.

11. REMARKS FROM THE AUDIENCE:

Jean Orejuela of 1060 Ocean Avenue said that people are parking over the two-hour limit on Ocean Avenue and this affects the businesses because customers do not have access to parking. The police said that they could not patrol these areas during the week because they lack the work force and patrol only on the weekend. Councilwoman Long said that this issue has been addressed.

Nick DePaolo of 14 East New Street said that he lives behind the Mad Hatter and he was concerned about the loud noises coming from this establishment after 10:00 p.m.

Attorney Arnette recommended Mr. DePaolo report this to the police.

Joe Procopio of East New Street asked if the Noise Ordinance requires no noise after 10:00 p.m. does that mean that the noise has to stop immediately at 10:00 p.m.

Attorney Arnette said that he would discuss the Noise Ordinance with Mr. Procopio after tonight's Council Meeting.

Nick De Paolo said he was concerned about the smokers outside the Mad Hatter and smoke was coming into his house.

Attorney Arnette said that people can smoke outside on the public street.

Doug Bird of 1332 Ocean Avenue asked where he could obtain information regarding the Sea Bright/Highlands Bridge and information on the widening of Ocean Avenue.

Councilwoman Long said that the Commissioner of DOT would be giving an official briefing in Sea Bright on Thursday June 21. and recommended Mr. Bird attend and his questions then. Councilwoman Fernandes said that the Commissioner is coming to Sea Bright because of Sea Bright's opposition to building the bridge.

Attorney Arnette said that there has been no information that he has been privy to as the attorney of Sea Bridge that would indicate that the DOT is taking action currently to widen Ocean Avenue.

Murphy Anderson of 8 Center Street asked why does the burden fall on the residents to motivate the Police Department on issues that are quite apparent. The Police need to actively pursue the problems and drive down the streets and suggest to Chief Moore to address the problems. There has to be some balance between the residents and the police.

Councilwoman Long said she would speak to Chief Moore regarding more of a police presence in the downtown area.

12. Councilman Kelly introduced and offered for adoption the following resolution at 8:25 p.m.:

**RESOLUTION NO. 130-2007
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 a personnel matter.

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 Scriven and adopted upon a unanimous voice vote.

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Kelly made a motion to go back into the regular order of business at 8:38 p.m. Second by Councilman Scriven. All in favor by voice vote.

13. Councilman Kelly introduced and offered for adoption the following resolution:

**RESOLUTION NO. 131-2007
Borough of Sea Bright
Resolution Suspending A Borough
Employee Without Pay For Ten (10) Days**

Whereas, a matter has arisen involving an employee assigned to the Department of Public Works ("Employee") and which is cause for discipline; and

Whereas, the Borough Council has considered this matter;
and

Whereas, the Employee has been provided a Rice Notice and afforded an opportunity to be heard; and

Whereas, based on the facts of this matter, the Council has determined that a ten (10) day suspension without pay is appropriate for the actions of the Employee.

Now, Therefore, Be It Resolved by the Borough Council of the Borough of Sea Bright that the Employee, whose name is on file in the Office of the Borough Clerk, is hereby suspended without pay for ten (10) work days, commencing at the discretion of the Director of the Department of Public Works upon staffing needs but will run for a continuous 10 day period; and

Be It Further Resolved that the Clerk is directed to place a copy of this Resolution in the personnel file of the Employee.

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

AYES: Bills, Keeler, Kelly, Long, Scriven

NAYS: Fernandes

ABSTAIN: None

ABSENT: None

14. ADJOURNMENT: There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 8:40 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer
Municipal Clerk