

Sea Bright, New Jersey
Council Meeting Minutes
July 1, 2008
7:30 P.M.

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 Bills, Long, Keeler, Markson, Mayor Fernandes, Attorney Arnette, Chief Financial Officer Bascom, Borough Engineer Hoder, Borough Clerk Smeltzer

ABSENT: Kelly, Scriven

4. CERTIFICATES OF APPRECIATION:

A. GOLDMAN SACHS GROUP, INC.

B. SURFERS' ENVIRONMENTAL ALLIANCE. Mayor Fernandes presented the certificate to Andrew Mencinsky for the Sea Bright beach clean-up and installing dune fencing.

5. 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 17, 2008.

A. Councilman Keeler moved to approve this Ordinance upon Second Reading.

**ORDINANCE NO. 5-2008
AN ORDINANCE TO ESTABLISH A RESTRICTED
PARKING SPACE IN FRONT OF 12 SURF STREET**

WHEREAS, pursuant to NJSA 39:4-197 any Municipality may by ordinance establish a restricted parking zone in front of a residence occupied by a handicapped person if a windshield placard or wheelchair symbol license plates have been issued for a vehicle owned by the handicapped person, or by another occupant of the residence who is a member of the immediate family of the handicapped person, by the Division of Motor Vehicles pursuant to the provisions of P.L. 1949, c. 280 (C.39:40204 et seq.) provided such parking is not otherwise prohibited and the permitting thereof would not interfere with the normal flow of traffic; and

WHEREAS, Barbara Egypt who resides at the premises located at 12 Surf Street, Borough of Sea Bright, County of Monmouth, State of New Jersey is permanently disabled and has requested that the Borough of Sea Bright establish a restricted parking

space in front of 12 Surf Street, in front of her home, for her sole use under permit number HC 5-2008.

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that:

1. A restricted parking space shall be established in front of 12 Surf Street for Barbara Egypt who resides at 12 Surf Street and this space shall be for her sole use and shall cease to exist upon her no longer being a resident of 12 Surf Street.

2. Prior to the establishment of the aforementioned restricted parking space, the resident of 12 Surf Street, Barbara Egypt, shall furnish the Borough of Sea Bright with her special vehicle identification card or a certified copy thereof, which must be issued to her by the Division of Motor Vehicles pursuant to law.

3. This Ordinance shall take effect immediately after final passage according to law and after Barbara Egypt of 12 Surf Street, Borough of Sea Bright furnishes the Borough of Sea Bright with her special vehicle identification card or a certified copy thereof as mentioned herein.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon its enactment.

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 Councilwoman Long and approved by the following vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, 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, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

Councilman Keeler made a motion to approve Ordinance No. 5-2008 on its Third and Final Reading and advertise it according to law. Second by Councilwoman Long and approved upon the following vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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 17, 2008.

B. Councilman Keeler moved to approve this Ordinance upon Second Reading.

ORDINANCE NO. 6-2008
AN ORDINANCE AMENDING CHAPTER 39
POLICE DEPARTMENT ARTICLE I ESTABLISHMENT
SECTION II MEMBERSHIP

BE IT ORDAINED, by the Mayor and Council of the Borough of Sea Bright that Chapter 39 entitled Police Department shall be amended as follows:

ARTICLE I Establishment SECTION II Membership

The Police Department shall consist of a Chief of Police, Captain, Lieutenant, Sergeants, Corporal and such patrolmen as the Mayor and Council may from time to time designate. All of the above ranks need not be occupied, and appointments are to be made by the Mayor subject to confirmation of the Borough Council.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and publication according to 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 Councilwoman Long and approved by the following vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, 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 Markson and approved by the following voice vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

Councilman Markson made a motion to approve Ordinance No. 6-2008 on its Third and Final Reading and advertise it according to law. Second by Councilwoman Long and approved upon the following vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

Items A and B were pulled from the Consent Agenda.

C. Councilwoman Long made a motion approving **Raffle Application No.10-2008** - Holiday Express 50/50 on premise raffle at Merri-Makers on September 14, 2008. Second by Councilwoman Markson and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSENT: Kelly, Scriven

ABSTAIN: None

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

**RESOLUTION NO. 125-2008
BOROUGH OF SEA BRIGHT
MEMORIALIZING AN AUTHORIZATION
FOR A WAIVER OF BEACH FEES
FOR ACTIVE DUTY MEMBERS OF THE
UNITED STATES ARMED FORCES**

WHEREAS, the Governing Body of the Borough of Sea Bright recognize the contributions of the Active Duty Members of the United States Armed Forces; and

WHEREAS, the Mayor and Council wish to waive the Beach Fees for all Active Duty Members of the United States Armed Forces; and

NOW, THEREFORE, BE IT RESOLVED, that authorization is given to the Sea Bright Beach Department to waive Beach Fees for all Active Duty Members of the United States Armed Forces upon proof of military identification is hereby granted by the Mayor and Council.

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO. 127-2008
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 **\$2,933.00** which is now available as a revenue from **FY 2008 Monitoring Surveillance Enforcement - Clean Shores**; and

BE IT FURTHER RESOLVED, that a like sum of **\$ 2,933.00** is hereby appropriated under the caption **FY 2008 Monitoring Surveillance Enforcement - Clean Shores**; 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 Markson and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO. 128-2008
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 **\$500.00** which is now available as a revenue from **FY 2008 Domestic Violence Training Reimbursement**; and

BE IT FURTHER RESOLVED, that a like sum of **\$ 500.00** is hereby appropriated under the caption **FY 2008 Domestic Violence Training Reimbursement**; 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 Markson and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO. 130-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for additional 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 effective June 1, 2008.

<u>LIFEGUARD STAFF:</u>	<u>HOURLY RATE:</u>
Mariska Voell	\$ 8.00
Stuart Kiely	\$ 8.50
Kelly Megill	\$ 8.50

<u>GATE ATTENDANTS</u>	<u>HOURLY RATE:</u>
Lauren Anderson	\$ 7.15
Kacey Irish	\$ 7.50

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 S & W appropriation of the purpose stated in the above resolution.

Michael J. Bascom, CFO

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO.124-2008
PAYMENT OF BILLS 07-01-2008**

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

NOW, THEREFORE, BE IT RESOLVED, that these vouchers totaling \$510,827.44 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.

00003	ASBURY PARK PRESS			
	08-0586	05/07/08	MUNI CLERK-CDBG LEGAL NOTICE	OPEN 682.91
00019	NJ AMERICAN WATER			
	08-0777	06/23/08	MAY 2008 WATER UTILITY	OPEN 1,177.31
00053	SHORE REGIONAL HIGH SCHOOL			
	08-0779	06/23/08	HIGH SCHOOL TAX - JUL 2008	OPEN 182,166.41
00081	PERRY'S TROPHY CO., INC.			
	08-0064	01/18/08	P/L BOARD-(2) NAMEPLATES	OPEN 24.00
	08-0536	04/29/08	P/L BOARD-(2) NAMEPLATES	OPEN 24.00

				48.00
00091	DIGIROLAMO, LOUIS			
	08-0807	06/25/08	2008 PYMT 07/12 HEALTH REIMB	OPEN 1,638.82
00104	LORAY, ROBERT			
	08-0751	06/17/08	DPW-06/09/08 TRAVEL REIMB	OPEN 4.48
00158	PITNEY BOWES CREDIT CORP.			
	08-0772	06/20/08	A&E-2/Q/08 METER RENTAL+MAINT	OPEN 384.00
00164	RAIN, WILLIAM			
	08-0808	06/25/08	2008 PYMT 07/12 HEALTH REIMB	OPEN 660.81
00168	GANN LAW BOOKS			
	08-0707	06/06/08	P/L BOARD-2008 ZONING/LAND USE	OPEN 97.00
00198	COMCAST			
	08-0744	06/16/08	POLICE DEPT-INTERNET:JUN 2008	OPEN 95.00
	08-0805	06/25/08	LIBRARY-INTERNET:JUN 2008	OPEN 99.95

				194.95
00214	STAVOLA COMPANIES			
	08-0532	04/29/08	DPW-2 TONS HOT ASPHALT	OPEN 117.04
	08-0619	05/19/08	DPW-TACK OIL	OPEN 75.00

				192.04
00228	THOMSON WEST/WEST GROUP			
	08-0718	06/09/08	CLERK/TAX/POLICE-PP UPDATES	OPEN 414.00
00261	A.C. MOORE, INC.			
	08-0674	05/28/08	REC-ART SUPP:6/14 BEACH BASH	OPEN 197.34
00270	JOHNSON, KENNETH			
	08-0809	06/25/08	2008 PYMT 07/12 HEALTH REIMB	OPEN 948.13
00285	STAPLE'S, INC.			
	08-0694	05/30/08	POLICE DEPT-OFFICE SUPPLIES	OPEN 134.80
00289	ROBERT A. HULSART & COMPANY			
	08-0769	06/19/08	2007 AUDIT	OPEN 25,000.00
00297	JESSE A. HOWLAND & SONS, INC.			
	08-0731	06/11/08	GARAGE RENT - JUL 2008	OPEN 1,654.00
	08-0732	06/11/08	DPW-ADDT'L GARAGE RENT-JUL'08	OPEN 833.00

				2,487.00
00302	SEA BRIGHT GULF STATION			
	08-0221	02/15/08	POLICE-BLANKET:VEHICLE MAINT	OPEN 69.94
00337	MARINE RESCUE PRODUCTS, INC.			
	08-0632	05/21/08	BEACH-VARIOUS ITEMS	OPEN 877.00
00340	MORRIS, KATHLEEN			
	08-0742	06/16/08	REC-REIMB:4/4,6/13 TONER+FOOD	OPEN 162.21
	08-0753	06/17/08	REC-REIMB:BEACH BASH ITEMS	OPEN 175.52
	08-0755	06/17/08	A&E-REIMB:MEMORIAL DAY COFFEE	OPEN 64.16

				401.89
00384	AT & T MOBILITY			
	08-0796	06/24/08	DPW-JUN 2008 CELL BILL	OPEN 142.42
00441	MONMOUTH COUNTY SHERIFF'S			
	08-0780	06/23/08	2008 9-1-1 SERVICES	OPEN 3,716.16
00489	LAMB, JOSEPH			
	08-0724	06/11/08	POLICE-05/29/08 ATTEND COURT	OPEN 21.44

00529	NJ DIVISION OF FIRE SAFETY			
	08-0775	06/23/08	2008 ANNUAL LIFE HAZ USE REG	OPEN 148.00
00855	THE MONMOUTH JOURNAL			
	08-0673	05/28/08	RECREATION-AD RE:BEACH BASH	OPEN 126.00
00895	JOHNNY ON THE SPOT, INC.			
	08-0683	05/30/08	PORTO-POTS - JUN 2008	OPEN 536.76
00972	G.S. ROOFING & SIDING, INC.			
	08-0696	06/03/08	POLICE STATION ROOF REPAIRS	OPEN 1,450.00
00975	SMACK, EDWARD			
	08-0760	06/17/08	2008 PYMT 07/12 HEALTH REIMB	OPEN 660.81
01030	SAVE A LIFE			
	08-0699	06/03/08	POLICE DEPT-RESCUE DISCS	OPEN 396.00
01061	RITTENHOUSE-KERR FORD			
	08-0749	06/17/08	DPW-SERVICE 2005 FORD F450	OPEN 192.31
01112	CMF BUSINESS SUPPLIES, INC.			
	08-0428	04/04/08	10 CARTONS:COPIER PAPER	OPEN 268.80
01150	W.W. GRAINGER, INC.			
	08-0659	05/27/08	BEACH-TRASH RECEPTACLES	OPEN 1,219.32
01164	WATCHUNG SPRING WATER CO, INC.			
	08-0748	06/17/08	JUN 2008 SPRING WATER	OPEN 524.37
01194	GLENCO SUPPLY, INC.			
	08-0734	06/12/08	DPW-POSTS FOR SIGNS	OPEN 375.80
01209	LANGUAGE SERVICES ASSOCIATES			
	08-0722	06/11/08	COURT-MAY 2008 INTERPRETATION	OPEN 14.70
01216	KEELER, JACK			
	08-0797	06/24/08	A&E-REIMB:TIDE CHARTS	OPEN 17.40
01241	BAIN'S HARDWARE, INC.			
	08-0741	06/16/08	MAY 2008 PURCHASES	OPEN 558.96
01286	INDUSTRIAL MARINE			
	08-0730	06/11/08	REIMB:05/06-06/06 GARAGE ELECT	OPEN 96.52
01297	HATCH, MOTT & MACDONALD, LLC			
	07-1208	08/29/07	DIIP#2-ENGINEERING	OPEN 2,200.00
	07-1599	12/13/07	COMMUNITY RATING SYSTEM PROGRM	OPEN 675.00

				2,875.00
01323	MONMOUTH COUNTY TREASURER			
	08-0708	06/06/08	ELECTION-POSTAGE:SAMPLE BALLOT	OPEN 84.66
01332	MONMOUTH COUNTY EVIDENCE			
	07-1382	10/15/07	POLICE DEPT-2007 MEMBERSHIP	OPEN 50.00
01349	GLASSON, ROBERT M.			
	08-0723	06/11/08	LEGAL-PBA ARBITRATION SERVICES	OPEN 786.00
01400	THE ARNETTE LAW FIRM, LLC			
	08-0787	06/23/08	LEGAL-RETAINER:JUL 2008	OPEN 312.50
	08-0800	06/25/08	JUN 2008 LEGAL SERVICES	OPEN 6,812.50

				7,125.00
01526	JCP & L			
	08-0806	06/25/08	MAY 2008 ELECTRIC SERVICE	OPEN 8,225.34
01549	GENERAL CODE PUBLISHERS CORP.			
	08-0726	06/11/08	A&E-ANNUAL SUBSCRIPTION+MAINT	OPEN 880.00
01565	BOROUGH OF SEA BRIGHT			
	08-0736	06/12/08	T/F ADMIN FEE:06/13/08 PAYROLL	OPEN 596.00
01570	BUCK, BRIAN			
	08-0752	06/17/08	DPW-TRAVEL REIMB:6/16/08	OPEN 11.52
01590	CARROT-TOP INDUSTRIES, INC.			
	08-0534	04/29/08	BEACH-FLAGS & POLES	OPEN 269.15
01643	THE LINK NEWS			
	08-0669	05/28/08	RECREATION-2 ADS RE:BEACH BASH	OPEN 175.00
01797	PEARSON UNLIMITED, INC.			
	08-0506	04/23/08	BEACH-PAIR:LIFEGUARD OARS	OPEN 450.00

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 Page Nine

01801	MASER CONSULTING, P.A.			
06-0325	03/23/06 PRJ#82 DIIP	OPEN		3,622.42
07-0658	05/16/07 PRJ#97 ROAD IMPROVEMENTS	OPEN		3,320.50
08-0354	03/18/08 PRJ#110 SURVEYING PARKING LOT	OPEN		10,247.50
08-0745	06/16/08 PRJ#115 2009 COMMUNITY DEV APP	OPEN		1,214.80
08-0746	06/16/08 PRJ#41 REIMBURSABLE EXPENSES	OPEN		138.16
08-0747	06/16/08 PRJ#41 REBID AGAIN	OPEN		375.00
08-0756	06/17/08 ENGINEERING-SMART GROWTH	OPEN		187.50
08-0776	06/23/08 ENGINEERING-SHALLY LAWSUIT	OPEN		250.00
08-0781	06/23/08 ENGINEERING-RETAINER:JUL 2008	OPEN		250.00

				19,605.88
01960	VERIZON			
08-0810	06/25/08 LOCAL/LONG DISTANCE-MAY 2008	OPEN		1,610.29
01961	BOROUGH OF SEA BRIGHT LIBRARY			
08-0754	06/17/08 A&E-SEA BRIGHT HISTORY BOOKS	OPEN		60.00
01985	THE MOBILE STORAGE GROUP, INC.			
08-0743	06/16/08 COURT-TRAILER 2008 PYMT 07/13	OPEN		255.31
08-0793	06/23/08 POLICE-TRAILER 2008 PYMT 07/13	OPEN		265.00

				520.31
02008	E.J. SCHUSTER'S OFFICE SUPPLY			
08-0703	06/06/08 MULTI DEPTS-OFFICE SUPPLIES	OPEN		246.14
02061	VERIZON WIRELESS			
08-0801	06/25/08 POLICE:6/16-7/15/08 CELL BILL	OPEN		461.79
02114	TWO RIVERS WATER RECLAMATION			
08-0735	06/12/08 2008 PYT 3/4-SEWER CUST CHARGE	OPEN		94,968.75
02177	WALSH, JOAN			
08-0802	06/25/08 LIBRARY-REIMB:06/20 DVDS+MISC	OPEN		97.22
02194	THE COURIER			
08-0001	01/16/08 MUNI CLERK-BLANKET:ADS	OPEN		47.94
BORO OF SEA BRIGHT	PAYROLL A/C (6/13/08 P/R)			118,439.21
MASER CONSULTING	(ESCROW)			725.00
MCKENNA,DUPONT,HIGGINS & STONE	(ESCROW)			240.00
MONMOUTH COUNTY SPCA	(MAY 2008 BOARDING)			100.00
NJSHBP	(MAY 2008 HEALTH/RX)			23,751.86
U.S. POSTAL SERVICE	(POSTAGE:SEWER BILLING)			182.78

GRAND TOTAL				510,827.44

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

AYES: Bills, Long, Markson, Mayor Fernandes

NAYS: None

ABSENT: Kelly, Scriven

ABSTAIN: Keeler

Councilman Keeler said that on Page Five of the July 1, 2008 Council Meeting minutes should be revised with the following: to insure that Clean Ocean Action is documented with relevant data.

B. Councilwoman Bills made a motion approving the June 17, 2008 Council Meeting Minutes.

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSENT: Kelly, Scriven

ABSTAIN: None

7. NEW BUSINESS

A. Councilwoman Long introduced the following resolution and moved its adoption:

**RESOLUTION NO. 126-2008
BOROUGH OF SEA BRIGHT
REVIEW OF GENERAL COMMENTS AND RECOMMENDATIONS
OF 2007 REPORT OF AUDIT**

WHEREAS, N.J.S. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2007 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

AUDITORS' OPINIONS

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

AUDITORS' OPINIONS

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New

Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with promulgations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Sea Bright, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO. 129-2008
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, New Jersey that the following Applications for Liquor Licenses were received, and the licenses granted to sell alcoholic beverage, and the Clerk of the Borough is authorized to issue and deliver such licenses:

RETAIL CONSUMPTION LICENSES: FEE FOR RENEWAL: \$2,400.00

1343-33-002-008 Something Fishy, Inc.
t/a Something Fishy
140 Ocean Avenue

1343-33-007-003 Donovans Reef Inc.
t/a Donovans Reef
1171 Ocean Avenue

Alcoholic Beverage Licensee Retail Tax Clearance Certificate pursuant to Chapter 161, Laws of NJ 1995 has been granted by the Division of Taxation to the within named.

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

AYES: Bills, Keeler, Long, Mayor Fernandes

NAYS: None

ABSTAIN: Markson

ABSENT: Kelly, Scriven

C1. Councilwoman Bills made a motion approving the requests from Beach Clubs regarding Beach sleepovers.

- Surf rider Beach Club for July 18, 2008 sleepover.
- Driftwood Cabana Club for July 19, 2008 sleepover.
- Merri-Makers for July 26, 2008 sleepover.
- Sea Bright Beach Club for August 23, 2008 sleepover.

C2. Response from Fire Marshall Haege.

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

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

**RESOLUTION NO. 131-2008
BOROUGH OF SEA BRIGHT
AWARD OF CONTRACT
FOR MODULAR WALKWAY**

WHEREAS, request for proposals for Modular Walkway for the FY2003 Borough of Sea Bright ADA Beachfront for Improvements to the Beach Front Phase III - Additional Boardwalk were received and found in accordance with the specifications prepared by the appropriate Borough Officials; subject to the review and approval of the Office of Community Development and approved by the Governing Body of the Borough of Sea Bright, New Jersey.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby award the contract for the Modular Walkway for the FY2003 Borough of Sea Bright ADA Beachfront for Improvements to the Beach Front Phase III - Additional Boardwalk to:

Mr. Boardwalk, Point Pleasant, NJ

In the amount of \$5999.73 which is the total of the request for proposal.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in FY 2003 CDBG appropriation for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

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

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

E. Councilwoman Long made a motion authorizing Mayor to sign MOA application for Non-Residential Properties completed by PMK Group. Second by Councilman Keeler and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

F. Discussion regarding possible Inter-local agreement for sharing Court personnel. Councilman Keeler said that serious consideration should be given for sharing a Court Administrator with another town. By utilizing shared court services, Sea Bright would save considerable money and still have court coverage.

8. CORRESPONDENCE AND COMMUNICATIONS:

A. Court Administrator Monthly Report for May 2008.

B. Monmouth County Regional Health Commission Minutes of April 16, 2008.

C. Construction Department Monthly Report for May 2008.

D. Letter from New Jersey State Legislators regarding LNG facilities.

E. Information regarding Czuijko Family Beach Party and Fireworks on July 26, 2008.

F. Letter dated June 20, 2008 from NJ Division of Compliance stating Sea Bright has complied with State Mandates regarding Affirmative Action.

G. Two Rivers Water Reclamation Authority memorandum regarding Sewer Ban Rescission.

Borough Clerk Smeltzer will issue a letter to Court Administrator Turner on behalf of the Borough of Sea Bright thanking her for her many years of service.

H. Councilwoman Bills made a motion accepting the resignation letter from Court Administrator Turner dated June 20, 2008. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson

NAYS: None

ABSTAIN: None

ABSENT: Kelly, Scriven

I. DEP letter regarding Stormwater General Permit dated June 20, 2008. Engineer Hoder would review this with Public Works Director Bahrle.

9. MAYOR'S REPORT AND COMMUNICATIONS: Mayor Fernandes said that the next meeting for FMERPA is July 2, 2008, 5pm at Eatontown's Municipal building. On Thursday July 3, 2008 Clean Ocean Action

will have their annual press conference at 11:30 am. The meeting with Assemblywoman Angelini and Assemblyman Rible has been rescheduled to Thursday July 17 at 3:30 pm to discuss the Shore Regional school funding formula. The next Smart Growth workshop is Sept. 25, from 7:30-9:30 pm. The July 4th fire works begins at dusk with a July 5th rain date. Happy Birthday to Councilman Scriven whose Birthday was June 24th. NOAA information is available regarding the Dolphins in the Shrewsbury River. The Highland bridge project has been halted temporarily to allow the Dolphins to leave that area.

10. REMARKS FROM THE AUDIENCE: Ed Wells of 17 Center Street requested that a new gasket for a leaking Sanitary Sewer manhole on Center Street be installed. He said that when the pump does not work on Center Street it washed up all the dog fecal matter that the dog owners are not picking up.

Bruno Giovanni and John Fallone of Tradewinds were present. Mr. Fallone inquired as to when the improvements to the public Beach access at Tradewinds Lane was to be completed. Attorney Arnette said he would discuss this with them after the meeting.

11. ADJOURNMENT:

There being no further business before the Governing Body. Councilwoman Bills made a motion to adjourn the meeting at 7:58 P.M. Second by Councilwoman Markson and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC
Municipal Clerk