

Council President Keeler 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."

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

Absent: Mayor Kalaka-Adams

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 19, 2007. Councilwoman Fernandes moved to approve this Ordinance upon Second Reading.

A.

ORDINANCE NO. 12-2007  
AN ORDINANCE AUTHORIZING THE GUARANTY BY  
THE BOROUGH OF SEA BRIGH OF PAYMENT OF PRINCIPAL  
AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE  
BONDS, SERIES 2007 OF THE MCIA

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

Section 1. Pursuant to Section 80 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44 et seq., the Borough of Sea Bright, New Jersey (the "Municipality") is hereby authorized to unconditionally and irrevocably guaranty the punctual payment of the principal of and the interest on the Capital Equipment Lease Revenue Bonds, Series 2007 (Sea Bright Project) (the "Bonds") of The Monmouth County Improvement Authority (the "Authority") Outstanding (as that term is defined in the following described resolution) under the resolution of the Authority entitled, "Capital Equipment Lease Revenue Bond Resolution (Sea Bright Project)" (the "Bond Resolution") to be adopted in a form approved by counsel to the Municipality. The Authority plans to issue the Bonds to finance the acquisition and subsequent leasing of certain capital equipment to the Municipality pursuant to a lease and agreement to be entered into by the Authority and the Municipality (the "Lease"). Such guaranty shall be given in accordance with the guaranty agreement (the "Guaranty Agreement") between the Municipality and the Authority in substantially the form submitted to this Board, a copy of which is on file in the office of the Clerk of the Municipality, with such changes as may be approved by counsel to the Municipality. The Mayor is hereby authorized to

execute the Guaranty Agreement on behalf of the Municipality in substantially such form as submitted hereto and with such changes as may be approved by the Mayor, and the Clerk of the Municipality is hereby authorized to attest such signature affixing the seal of the Municipality. All representatives, officials and employees of the Municipality are hereby authorized to enforce and to implement the Guaranty Agreement.

Section 2. The following additional matters are hereby determined, declared, recited and stated:

(1) The maximum principal amount of the Bonds of the Authority hereby and hereunder to be guaranteed as to payment of principal and interest shall not exceed the sum of the amount necessary to acquire the Municipality's equipment which will be subject to the Lease and to pay the Municipality's share of the costs of issuance, but in no event shall such principal amount exceed \$925,000.

(2) The Bonds shall mature within eleven years of the date of issue.

(3) The Bonds shall remain Outstanding to their respective stated maturity dates and the guaranty authorized herein shall remain effective until all Bonds shall have been paid in full in accordance with their terms notwithstanding the occurrence of any other event.

(4) The guaranty authorized herein may be made and this ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., but the principal amount of any Outstanding Bonds shall be included after their issuance in the gross debt of the Municipality for the purpose of determining the indebtedness of the Municipality under or pursuant to the Local Bond Law. The principal amount of the Bonds included in the gross debt of the Municipality shall be deducted from the gross debt of the Municipality under and for all the purposes of the Local Bond Law (a) from and after the time of issuance of the Bonds until the end of the fiscal year beginning next after the acquisition of the equipment to be financed from the proceeds of the Bonds and (b) in any Annual Debt Statement filed pursuant to the Local Bond Law as of the end of such fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of and the interest on all such Bonds, all bonds of the Municipality issued as provided under N.J.S.A. 40:37A-79 and all bonds of the Authority issued under the County Improvement Authorities Law.

Section 3. Upon payment of the principal of and the interest due on the Bonds by the Authority or the defeasance of the Bonds pursuant to the Bond Resolution, the guaranty authorized herein will cease to exist and the gross debt of the Municipality shall be reduced to the extent that such Bonds cease to be Outstanding under the Bond Resolution.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption in accordance with the County Improvement Authorities Law and 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 Keeler 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 Councilman Keeler. Second by Councilwoman Fernandes and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Scriven made a motion to approve Ordinance No. 12-2007 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 Councilwoman Long introduced an Ordinance entitled.

ORDINANCE NO. 13-2007

AN ORDINANCE AUTHORIZING THE GUARANTY BY  
THE BOROUGH OF SEA BRIGHT OF PAYMENT OF  
PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT  
LEASE REVENUE BONDS, SERIES 2007 SHORE REGIONAL SCHOOL DISTRICT  
OF THE MCIA

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on July 17, 2007. Second by Councilwoman Fernandes and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

NOTE: Supplemental Debt Statement was filed with the Borough Clerk for Ordinance No. 13-2007.

C. Attorney Arnette read by title only and Councilwoman Fernandes introduced an Ordinance entitled.

ORDINANCE NO. 14-2007

AN ORDINANCE AMENDING CHAPTER 61 ANIMALS ARTICLE I DOGS  
SECTION 7 LICENSING AND REGISTRATION FEES AND  
ARTICLE II CATS SECTION 13 LICENSING REQUIREMENTS  
PARAGRAPH G IN THE BOROUGH OF SEA BRIGHT

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on July 17, 2007. Second by Councilwoman Scriven and approved upon the following vote:

AYES: Bills, Fernandes, Keeler, Kelly, Long, Scriven  
NAYS: None  
ABSTAIN: 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 Items B and C be removed from the Consent Agenda.

A. Councilman Scriven made a motion to approve the Council Meeting Minutes of June 19, 2007. Second by Councilwoman Long and approved upon the following vote:

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

D. Councilman Scriven introduced and offered for adoption the following resolution:

RESOLUTION NO. 133-2007  
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 \$4,321.66 which is now available as a revenue from FY 2007 Monitoring Surveillance Enforcement Clean Shores; and

BE IT FURTHER RESOLVED, that a like sum of \$4,321.66 is hereby appropriated under the caption FY 2007 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 Long 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:

BOROUGH OF SEA BRIGHT  
RESOLUTION NO. 134-2007

WHEREAS, Jennifer Guarino-Walsh had posted a plot plan escrow in the amount \$500.00; and

WHEREAS, The Finance Manager has indicated that the Borough Engineer has informed her that he has no further billing on this account; and

WHEREAS, there is an escrow balance of \$62.50 which may now be refunded to Jennifer Guarino-Walsh.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize the return of the unused escrow in the amount of \$62.50 to Jennifer Guarino-Walsh.

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

F. Councilman Scriven made a motion to approve the CBA Alumni Association Raffle Application #10-2007 for an off premise 50/50 on September 7, 2007. 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

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

RESOLUTION NO. 135-2007  
BOROUGH OF SEA BRIGHT

WHEREAS, there exists a need for Special Officers Class II in the Sea Bright Police Department pursuant to a letter received from Chief William Moore.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that the following persons be appointed and receive the hourly rate of pay as specified below effective immediately:

<u>SPECIAL OFFICERS CLASS II</u>	<u>HOURLY RATE</u>
Joshua Black	\$10.00
Joseph Rogers	\$10.00

CERTIFICATION OF FUNDS

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

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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

B. Councilwoman Fernandes said that Jim Parla's name was spelled incorrectly in the Special Council Minutes of June 21, 2007, and with that change, Councilwoman Fernandes made a motion to adopt the Special Council Minutes of June 21, 2007. Second by Councilman Keeler and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

C. Councilwoman Fernandes said that she and Councilman Keeler request the removal of Bill Resolution No. 137-2007 item 00608 Monteforte Architects in the amount of \$2,000. Councilwoman Fernandes requested that item 01186 Garden State Sweepers for the amount of \$4,624.89 be removed from the bill resolution.

Councilwoman Fernandes introduced and approved for adoption the following:

RESOLUTION NO. 137-2007  
PAYMENT OF BILLS 07-03-2007

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$682,579.18 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.

00030	WATER GEAR, INC.			
	07-0586	05/04/07	BEACH-VARIOUS SUPPLIES	OPEN 88.41
00053	SHORE REGIONAL HIGH SCHOOL			
	07-0815	06/15/07	HIGH SCHOOL TAX - JUL 2007	OPEN 152,211.11
00063	CHESAPEAKE EXTERMINATING CO.			
	07-0818	06/15/07	BLDGS/GRNDS-6/7/07 EXTERM	OPEN 25.00
00086	THE SEA BRIGHT PARTNERSHIP			
	07-0839	06/20/07	REC-BEACH BASH PERCENTAGE	OPEN 193.75
00091	DIGIROLAMO, LOUIS			
	07-0814	06/15/07	2007 PYT 7/12 HEALTH INS REIMB	OPEN 1,475.19
00104	LORAY, ROBERT			
	07-0807	06/14/07	DPW-6/14/07 TRAVEL REIMB	OPEN 4.48
00107	MIDDLESEX COUNTY MUNICIPAL JIF			
	07-0828	06/18/07	INSURANCE-ONE TIME ASSESSMENT	OPEN 17,410.95
00119	SEA BRIGHT BOARD OF EDUCATION			
	07-0806	06/14/07	GRADE SCHOOL TAX - JUL 2007	OPEN 72,031.42
00140	MOORE, WILLIAM			
	07-0641	05/14/07	POLICE-REIMB:LEEDS CONFERENCE	OPEN 295.72
00141	MUNICIPAL RECORD SERVICE			
	07-0835	06/19/07	COURT-TRAFFIC TICKETS	OPEN 294.50
00151	FIREHOUSE SPECIALITY SHOP, INC			
	07-0692	05/24/07	REC-T-SHIRTS:6/16 BEACH BASH	OPEN 990.00
00158	PITNEY BOWES CREDIT CORP.			
	07-0819	06/15/07	A&E-2/Q/07 METER RENTAL+MAINT	OPEN 384.00
00164	RAIN, WILLIAM			
	07-0813	06/15/07	2007 PYT 7/12 HEALTH INS REIMB	OPEN 569.62

00198	COMCAST			
07-0841	06/20/07	POLICE-INTERNET:6/20-7/19/07	OPEN	95.00
07-0868	06/27/07	LIBRARY-INTERNET:6/28-7/27/07	OPEN	99.95
07-0875	06/28/07	FIRE DEPT-INTERNET:6/5-8/4/07	OPEN	190.00
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				384.95
00202	KAY PRINTING & ENVELOPE CO, INC			
07-0776	06/07/07	BLDG DEPT-VARIOUS FORMS	OPEN	200.03
00228	THOMSON WEST/WEST GROUP			
07-0753	06/04/07	CLERK/TAX COLL-PP UPDATES	OPEN	368.00
00270	JOHNSON, KENNETH			
07-0811	06/15/07	2007 PYT 7/12 HEALTH INS REIMB	OPEN	909.82
00285	STAPLE'S, INC.			
07-0767	06/05/07	POLICE DEPT-OFFICE SUPPLIES	OPEN	490.73
00289	ROBERT A. HULSART & COMPANY			
07-0846	06/21/07	SUPP DEBT STMT:ORD 11-2007	OPEN	230.00
00297	JESSE A. HOWLAND & SONS, INC.			
07-0816	06/15/07	GARAGE RENT - JUL 2007	OPEN	1,575.00
00302	SEA BRIGHT GULF STATION			
07-0331	03/16/07	POLICE-BLANKET:VEHICLE MAINT	OPEN	269.10
00303	STEVE'S LUNCHEONETTE			
07-0555	05/02/07	DPW-LUNCH-PRISONERS:W/E 5/11	OPEN	324.25
00305	GORCEY PLUMBING & HEATING, INC			
07-0793	06/12/07	BLDGS/GRNDS-REPAIR URINALS	OPEN	250.00
00309	PRECISION LANDSCAPING &			
07-0233	02/26/07	BLDGS/GRNDS-2007 BRUSH CLEANUP	OPEN	700.00
00340	MORRIS, KATHLEEN			
07-0840	06/20/07	REC-REIMB:SAFETY FENCE	OPEN	79.83
00350	ABSOLUTE FIRE PROTECTION, INC.			
06-1169	10/05/06	FIRE DEPT-SERV/TEST UNIT# 4386	OPEN	985.00
00369	JOST AUTO CENTER			
07-0682	05/21/07	DPW-APPLY CAR RUST PROTECTION	OPEN	429.00
00386	GARDEN STATE BATTERY			
07-0744	06/01/07	FIRE DEPT-BATTERIES & CHARGER	OPEN	224.20
00407	MONMOUTH CTY TRAFFIC OFFICERS			
07-0376	03/27/07	POLICE DEPT-2007 DUES	OPEN	25.00
00452	ACTION COMMUNICATIONS, INC.			
07-0553	05/01/07	FIRE DEPT-PORTABLE RADIO	OPEN	662.00
07-0588	05/04/07	FIRE DEPT-RADIO/PAGER, SOFTWARE	OPEN	459.75
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				1,121.75
00589	JUNIOR'S VENTURE, INC.			
07-0693	05/24/07	LIBRARY-6/20 SNAKE/LIZARD SHOW	OPEN	245.00
00654	MARSIGLIA, ROBERT			
07-0675	05/21/07	RECREATION-7/8 BEACH CONCERT	OPEN	1,000.00
00656	TAYLOR FENCE CO., INC.			
07-0660	05/17/07	BEACH-SNOW/DUNE FENCING	OPEN	4,903.80
00684	MONMOUTH ELECTRIC SERVICE, INC			
07-0792	06/12/07	BLDGS/GRNDS-CHANGE OUTLETS:GFI	OPEN	190.00
00712	SUPERIOR OFFICE SYSTEMS, INC.			
07-0706	05/25/07	LIBRARY-DRUM FOR COPIER	OPEN	144.00
00788	SCARINCI & HOLLENBECK, LLC			
07-0848	06/22/07	LEGAL-5/22-6/5/07 SERVICES	OPEN	957.26
00975	SMACK, EDWARD			
07-0812	06/15/07	2007 PYT 7/12 HEALTH INS REIMB	OPEN	569.62
00979	GIBBONS, P.C.			
07-0847	06/21/07	PREPARE BOND ORD 11-2007	OPEN	400.16
01062	ALL HANDS FIRE EQUIPMENT, LLC			
07-0743	06/01/07	FIRE DEPT-RADIO STRAPS	OPEN	108.00
01150	W.W. GRAINGER, INC.			
07-0357	03/22/07	DPW-SHRINK FILM & ELECTRODES	OPEN	322.49
07-0434	04/10/07	SEWER-ELECTRIC UNIT HEATER	OPEN	509.85
07-0777	06/08/07	DPW-VESTS & PADDLES	OPEN	384.83
07-0778	06/08/07	BLDGS/GRNDS-JACKETS & OVERALLS	OPEN	301.26
07-0788	06/08/07	DPW-GAS POST HOLE DIGGER	OPEN	670.65
07-0823	06/15/07	DPW-TRASH RECEPTACLE TOPS	OPEN	879.12
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				3,068.20
01164	WATCHUNG SPRING WATER CO, INC.			
07-0837	06/19/07	JUN 2007 SPRING WATER	OPEN	234.80
01209	LANGUAGE SERVICES ASSOCIATES			
07-0789	06/08/07	COURT-MAY 2007 INTERPRETATION	OPEN	65.10
01211	NAYLOR'S, INC.			
07-0470	04/17/07	OEM-2 BATTERIES	OPEN	198.04
01241	BAIN'S HARDWARE, INC.			
07-0800	06/13/07	MAY 2007 PURCHASES	OPEN	1,878.74

01320	DEMAIO, R.N., d/b/a			
07-0577	05/03/07	BEACH-TOWELS/TOILET TISSUE	OPEN	761.96
07-0822	06/15/07	BLDGS/GRNDS-TOWELS/HAND SOAP	OPEN	518.50
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				1,280.46
01321	STUMPY'S SALES & SERVICE, INC.			
07-0578	05/03/07	BEACH-2007 YAMAHA GRIZZLY ATV	OPEN	7,699.00
07-0825	06/18/07	BEACH-FLUSH KIT	OPEN	18.95
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				7,717.95
01323	MONMOUTH COUNTY TREASURER			
07-0779	06/08/07	ELECTION-POSTAGE:SAMPLE BALLOT	OPEN	91.22
01353	ATLAS FLASHER & SUPPLY CO INC.			
07-0646	05/15/07	POLICE DEPT-"YIELD" SIGNS	OPEN	3,225.00
01400	THE ARNETTE LAW FIRM, LLC			
07-0861	06/26/07	JUN 2007 LEGAL SERVICES	OPEN	5,962.50
01408	AT & T			
07-0863	06/26/07	COURT-06/18/07 BILL-VIDEO CONF	OPEN	24.35
01440	HALLIGAN, PAUL			
07-0456	04/13/07	FIRE DEPT-USED PORTABLE RADIOS	OPEN	525.00
01455	ROTARY CLUB OF LONG BRANCH			
07-0795	06/12/07	A&E-6/14/07 DINNER	OPEN	75.00
01469	JULIAN'S ICE COMPANY			
07-0567	05/03/07	REC-ICE:6/16 BEACH BASH	OPEN	54.00
01565	BOROUGH OF SEA BRIGHT			
07-0859	06/26/07	T/F ADMIN FEES:POLICE CONTRACT	OPEN	15,886.50
01574	FRESH STEP CLEANING SERVICES			
07-0667	05/18/07	BLDGS/GRNDS-DUCT CLEANING	OPEN	225.00
01734	CLARE, LESLIE			
07-0622	05/09/07	REC-LINE DANCING:5/10-6/21/07	OPEN	50.00
01924	CINGULAR WIRELESS			
07-0865	06/26/07	DPW 5/15-6/14/07 CELL BILL	OPEN	144.50
01949	TIM MC LOONE BAND			
07-0797	06/12/07	A&E-7/4/07 MUSIC	OPEN	2,000.00
01960	VERIZON			
07-0876	06/28/07	LOCAL/LONG DISTANCE-JUN 2007	OPEN	1,385.95
01985	THE MOBILE STORAGE GROUP, INC.			
07-0829	06/18/07	COURT-6/10-7/8/07 TRAILER	OPEN	249.31
02008	E.J. SCHUSTER'S OFFICE SUPPLY			
07-0803	06/14/07	A&E/MUNI CLERK-OFFICE SUPPLIES	OPEN	241.43
02061	VERIZON WIRELESS			
07-0864	06/26/07	POLICE:6/16-7/15/07 CELL	OPEN	425.15
02114	TWO RIVERS WATER RECLAMATION			
07-0817	06/15/07	2007 PYT 3/4-SEWER CUST CHARGE	OPEN	96,621.00
02134	LACK'S OUTDOOR FURNITURE, INC.			
07-0574	05/03/07	BEACH-WOODEN POLE UMBRELLAS	OPEN	592.00
02143	AQUAM, INC.			
07-0583	05/04/07	BEACH-WHISTLES & LANYARDS	OPEN	305.00
02177	WALSH, JOAN			
07-0869	06/27/07	LIBRARY-REIMB:6/26 DVDS,BOOKS	OPEN	122.56
02194	THE COURIER			
07-0001	01/22/07	MUNI CLERK-BLANKET:ADS	OPEN	111.86
07-0849	06/22/07	LEGAL NOTICE-ORD 11-2007	OPEN	17.39
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				129.25
AOL (MAY/JUNE 2007 SERVICE)				61.80
BORO OF SEA BRIGHT PAYROLL A/C (6/15/07 PAYROLL)				103,431.96
BORO OF SEA BRIGHT PAYROLL A/C (6/29/07 PAYROLL)				94,396.54
DEPOSITORY TRUST CO. (BOND INTEREST PAYMENTS)				55,890.00
MONMOUTH COUNTY SPCA (MAY 2007 BOARDING FEES)				210.00
NJSHBP (MAY 2007 HEALTH/RX BENEFITS)				22,742.82
THE COURIER (ESCROW)				9.40
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GRAND TOTAL				\$682,579.18

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

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

NAYS: None

ABSTAIN: None

6. OLD BUSINESS:

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

RESOLUTION NO. 116E-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

1343-33-003-003	150 Ocean Avenue Corp. t/a Gaiter's Restaurant 150 Ocean Avenue
1343-33-016-005	MV Entertainment LLC t/a Elements 1072 Ocean Avenue

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 Bills and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Keeler said that the 2006 Audit was the best audit that Sea Bright ever had.

B. Councilman Keeler introduced the following resolution and moved its adoption:

RESOLUTION NO. 125-2007  
BOROUGH OF SEA BRIGHT  
REVIEW OF GENERAL COMMENTS AND RECOMMENDATIONS  
OF 2006 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 2006 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 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. Councilwoman Bills introduced and offered for adoption the following resolution:

RESOLUTION NO. 136-2007  
BOROUGH OF SEA BRIGHT

WHEREAS, the Code Enforcement Official/Emergency Management Coordinator for the Township of Ocean is also the Code Enforcement Official/Housing Inspector for the Borough of Sea Bright; and

WHEREAS, the entities have an arrangement whereby, the Borough of Sea Bright will pay to the Township of Ocean an annual rental fee for the use of the vehicle owned by the Township of Ocean avoiding the necessity of Sea Bright having to provide such a vehicle; and

WHEREAS, the Borough of Sea Bright and Township of Ocean wish to enter into a shared service agreement for the term of July 1, 2007 through December 31, 2008; and

WHEREAS, under the terms of the Agreement, the Borough of Sea Bright will pay to the Township of Ocean \$600.00 annually for the use set forth above and to assist thereby in many of the costs incurred concerning the vehicle and equipment. (The total amount due for the term July 1, 2007 through December 31, 2008 shall be \$900.00 to be paid at the rate of \$50.00 per month); and

WHEREAS, it has been determined by the Borough of Sea Bright and Township of Ocean that it is in the best interest of both entities to share the expenses for a vehicle by eliminating unnecessary cost; and

WHEREAS, the sharing of an official vehicle will in no way lessen the services provided by the Code Enforcement Official/Housing Inspector in the performance of his duties.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the shared service agreement be authorized as above mentioned and that the Mayor and Borough Clerk are hereby authorized to sign the agreement for the term July 1, 2007 through December 31, 2008.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in UCC/CODE ENFORCEMENT DEPARTMENT appropriation for the purpose stated herein.

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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

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

RESOLUTION NO. 138-2007  
REJECTING BID AND CONTRACT AWARDED FOR  
THE LAND LEASE FOR THE PLACEMENT OF A  
CELL ON WHEELS (COW)

WHEREAS, a sealed proposal for the Land Lease for the Placement of a Cell on Wheels (COW) was received by the Sea Bright Governing Body and thereafter Resolution No. 77-2007 awarded the contract to New York SMSA Limited Partnership d/b/a Verizon Wireless; and

WHEREAS, based upon further review the Borough Attorney has recommended that the bid as well as the contract awarded by Resolution No. 77-2007 be rejected as non-conforming.

NOW THEREFORE BE IT RESOLVED that the Governing Body rejects the bid and the contract awarded as non-conforming.

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

C. Resolution No. 139-2007 authorizing the re-bidding of land lease for the placement of a Cell on Wheels was removed from the agenda.

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

RESOLUTION NO. 140-2007  
BOROUGH OF SEA BRIGHT

BE IT RESOLVED that the Director of Public Works is hereby authorized to purchase a Kubota RTV900 Utility Vehicle for beach cleaning purposes in an amount not to exceed \$12,000.00.

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 18-2004, Bond Ordinance 20-2004 and Bond Ordinance 8-2006 appropriation for the purpose stated herein.

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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

E. Resolution No. 141-2007 to Governor Corzine opposing the Highlands Bridge. Councilwoman Fernandes said that this would be moved to the next Council Meeting scheduled for July 17, 2007. Councilwoman Fernandes said that Jim Parla, Shirley Oldman, Stuart Lieberman, Esq., Attorney Arnette and herself met with Congressman Pallone. The Congressman appeared cooperative during the meeting about the Highlands Bridge. Attorney Arnette will be in touch with the Congressman's Aide Sean Brennan with any new information. Councilwoman Fernandes requested that Borough Clerk Smeltzer send a thank you letter to the Congressman regarding meeting with them.

8. CORRESPONDENCE AND COMMUNICATIONS:

A. Resignation of Teresa A. Coyle, Alternate Prosecutor.  
B. Letter from Two Rivers Water Reclamation Authority regarding Sewer Connection Ban. Councilwoman Fernandes said that a letter should be sent to the Two Rivers Water Reclamation Authority to watch municipalities that are at maximum or over maximum flow. Sea Bright is well below the maximum while other towns are over the maximum. Why should towns that are below the maximum flow have to pay for an upgrade.

Councilman Keeler said that there will be a special meeting to discuss the Donovan's proposal. The Finance Committee will address the Donovan's proposal and the Cell Tower and give a report.

9. REMARKS FROM THE AUDIENCE:

Dominick De Paolo of 14 East New Street said that he and the neighbors have called the police regarding the Mad Hatter noise problem and it did not prove effective.

Joe Procopio of East New Street said that he has to contend with loud noise and people coming and going into the Madhatter.

Kathy Procopio of 8 East New Street said that she has lived here for forty years and there was never a problem until the past two years with the new owner. It is a residential commercial zone but the Madhatter's owners should be considerate of residents. She asked the Council to act on this ongoing noise problem.

Joe Procopio of 8 East New Street said that the Madhatter should received their deliveries on Wayne Street behind their building but because of the illegally parked cars on Wayne the delivery trucks are forced to park in the middle of the street and this poses a problem to residents trying to move their cars

Councilwoman Long said she spent a great deal of time on the issue ongoing noise problems emanating from the Mad Hatter and the Council is trying to resolve it with cooperation instead of legislation. She said that currently there is a matter pending in court.

Andy Kerstein of 624 Ocean Avenue and owner of Andy K's said that the street in front of his business is a safety hazard with huge pot holes. He said that the parking lines in front of his business are gone and it would help to have it re-stripped so people would know where to park. He said that the ordinance

regarding parking should be modified by the Governing Body with different hour changes.

Will Cherry of 1144 Ocean Avenue said that parking has been an ongoing problem and that the Department of Transportation should be involved with any road striping on Ocean Avenue.

10. ADJOURNMENT: There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 7:40 P.M. Second by Councilwoman Fernandes and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer  
Municipal Clerk