

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, Keeler, Long, Markson, Scriven, Mayor Fernandes, Attorney Arnette, Borough Engineer Hoder, Borough Clerk Smeltzer.

ABSENT: Councilmember Kelly and Chief Financial Officer Bascom

Mayor Fernandes said it is wonderful to see Councilman Tom Scriven back and looking great.

4. Attorney Arnette read by title only and Councilwoman Markson introduced an Ordinance entitled:

A.

ORDINANCE NO. 7-2008
AN ORDINANCE AMENDING CHAPTER 130
LAND USE ARTICLE XIII FEES,
SECTION 130-81 PARAGRAPH E

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on September 2, 2008.

Second by Councilwoman Long and approved upon the following vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

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

RESOLUTION NO. 146-2008
PAYMENT OF BILLS 08/19/2008

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

NOW, THEREFORE, BE IT RESOLVED, that these vouchers totaling \$ 338,380.99 are to be paid; and

BE IT FURTHER RESOLVED, that proper Officers are hereby authorized to execute and issue warrants for payments of said

vouchers, but only if and when conditions of the Borough Treasury shall permit, and the said vouchers be approved by the proper Committees.

00006	AVAYA, INC.				
	08-0047	01/17/08	POLICE-3/Q/2008	PHONE MAINT	OPEN 54.96
00019	NJ AMERICAN WATER				
	08-0989	08/05/08	6/25-7/25/08	HYDRANTS	OPEN 2,002.00
00027	SEABOARD WELDING SUPPLY, INC.				
	08-0095	01/22/08	DPW - 2008	CYLINDER RENTAL	OPEN 11.50
00058	WILLOW CLEANERS, INC.				
	08-0888	07/17/08	POLICE:MAY-JUL 2008	CLEANING	OPEN 109.00
00080	MURPHY FIRE & SAFETY, INC.				
	08-0887	07/17/08	FIRE DEPT-REPAIR	SCOTT AIRPAK	OPEN 117.45
00094	GATEWAY MARINE, INC.				
	08-0981	08/04/08	FIRE DEPT-BOAT	MOTOR	OPEN 3,000.00
00151	FIREHOUSE SPECIALITY SHOP, INC				
	08-0961	07/30/08	PUBLIC REL:T-SHIRTS-S/B	DAY	OPEN 1,046.00
00198	COMCAST				
	08-0950	07/29/08	FIRE DEPT-INTERNET:AUG	2008	OPEN 95.00
	08-1000	08/07/08	A&E-INTERNET:AUG	2008	OPEN 95.00

					190.00
00214	STAVOLA COMPANIES				
	08-0717	06/09/08	DPW-BLANKET:ASPHALT	MATERIALS	OPEN 267.00
	08-0982	08/04/08	DPW-BLANKET:ASPHALT	MATERIALS	OPEN 282.33

					549.33
00249	CLARK, DOUGLAS				
	08-0947	07/29/08	DPW-TRAVEL REIMB:07/27/08		OPEN 31.52
00275	M & S WASTE SERVICES, INC.				
	08-0541	04/29/08	TRASH/RECYCLING	CONTAINERS	OPEN 4,900.00
	08-0704	06/06/08	DUMPSTER+DISP FEE:4TH	OF JULY	OPEN 232.40
	08-0829	07/02/08	DUMPSTER+DISP FEE:DRIFTWOOD		OPEN 769.43
	08-0933	07/28/08	DUMPSTER+DISP FEE:STREET	SWEEP	OPEN 1,457.06
	08-0971	08/01/08	JUL 2008 LANDFILL	TIPPING FEES	OPEN 8,301.56
	08-0972	08/01/08	07/08 GARBAGE/RECYCLING	PICKUP	OPEN 8,325.00

					23,985.45
00285	STAPLE'S, INC.				
	08-0897	07/21/08	POLICE DEPT-LASER	PRINTERS	OPEN 490.52
	08-0918	07/22/08	POLICE DEPT-FILE	CABINET	OPEN 236.00
	08-0945	07/29/08	POLICE DEPT-OFFICE	SUPPLIES	OPEN 114.74

					841.26
00302	SEA BRIGHT GULF STATION				
	08-0587	05/07/08	POLICE-BLANKET:VEHICLE	MAINT	OPEN 129.95
	08-0842	07/07/08	POLICE-BLANKET:VEHICLE	MAINT	OPEN 1,004.45
	08-0881	07/16/08	DPW-BLANKET:VEHICLE	MAINT	OPEN 59.00
	08-0882	07/16/08	POLICE-BLANKET:VEHICLE	MAINT	OPEN 818.70

					2,012.10
00315	MORGANO, PAUL				
	08-0470	04/15/08	BLDGS/GRNDS-2008	WEED CONTROL	OPEN 700.00
	08-0471	04/15/08	BLDGS/GRNDS-2008	MOWING SERV	OPEN 1,450.00

					2,150.00
00339	NAPA AUTO PARTS				
	08-0097	01/22/08	DPW-BLANKET:VEHICLE	MAINT	OPEN 21.64
00351	MASON, JR., PATRICK				
	08-0817	06/27/08	BEACH-BATTERY/CHARGING	POCKET	OPEN 272.00
00384	AT & T MOBILITY				
	08-0936	07/28/08	DPW-JUL 2008	CELL BILL	OPEN 140.03
00419	DRAEGER SAFETY DIAGNOSTICS, INC				
	08-0855	07/10/08	POLICE DEPT-CALIBRATION		OPEN 107.00
00437	TONY D'S AUTO BODY, INC.				
	08-0994	08/06/08	POLICE DEPT-REPAIR	EXPLORER	OPEN 166.92
00467	PALMISANO, ELSALYN				
	08-0969	07/31/08	A&E-RECORDS	MANAGEMENT	OPEN 450.00
00474	PACE, ERIN				
	08-0948	07/29/08	TAX COLL-STUFF	TAX BILLS	OPEN 42.91
00487	TERRY GRIBBEN'S TRANSCRIPTION				
	08-0870	07/15/08	COURT-TRANSCRIPTS		OPEN 318.68
00513	A.R. COMMUNICATIONS				
	08-0896	07/21/08	POLICE-RADIO	REPAIR	OPEN 111.90
00548	TRUMP TAJ MAHAL CASINO RESORT				
	08-0005	01/16/08	A&E-ROOM RESERV:MAYORS'	CONFER	OPEN 240.00
00675	USLA-NJ CERTIFICATION OFFICE				
	08-0426	04/04/08	BEACH-LIFEGRD	OPEN WATER CERT	OPEN 100.00
00677	GULF OIL, LTD.				

00688	08-0960	07/30/08	GASOLINE - JUL 2008	OPEN	6,450.10
	MONMOUTH COUNTY POLICE ACADEMY				
00788	08-0853	07/10/08	POLICE DEPT-TRAINING	OPEN	35.00
	SCARINCI & HOLLENBECK, LLC				
00860	08-0988	08/05/08	LEGAL-05/06-06/18/08 SERVICES	OPEN	144.06
	SIKORA, DOROTHY				
00885	08-0864	07/15/08	REC-DRUM CIRCLE CLASS	OPEN	680.00
	OCEAN TWP FIRE DISTRICT NO. 2				
	08-0986	08/05/08	FIRE OFFICIAL-1/Q/2008 VEHICLE	OPEN	150.00
	08-0992	08/05/08	FIRE OFFICIAL-2/Q/2008 VEHICLE	OPEN	150.00

					300.00
00886	CHESSMAN, SHARON				
	08-0862	07/15/08	REC-YOGA CLASSES:06/14-07/19	OPEN	360.00
	08-0863	07/15/08	REC-YOGA CLASSES:07/26-08/30	OPEN	360.00

					720.00
00895	JOHNNY ON THE SPOT, INC.				
	08-0685	05/30/08	PORTO-POTS - AUG 2008	OPEN	562.46
01025	CENTRAL JERSEY MOTORSPORTS				
	08-0958	07/30/08	POLICE DEPT-QUAD REPAIRS	OPEN	900.90
01027	SHORE BUSINESS SOLUTIONS				
	08-0935	07/28/08	POLICE-COPIER ANNUAL MAINT FEE	OPEN	598.16
01092	RED BANK RECYCLING & AUTO				
	08-0991	08/05/08	DPW-TIRE DISPOSAL FEE	OPEN	18.00
01112	CMF BUSINESS SUPPLIES, INC.				
	08-0894	07/21/08	10 CARTONS:COPIER PAPER	OPEN	314.90
01150	W.W. GRAINGER, INC.				
	08-0868	07/15/08	SEWER-HAND WINCH	OPEN	307.78
	08-0869	07/15/08	DPW-SPRAY PAINT & APPLICATOR	OPEN	168.38
	08-0927	07/28/08	BLDGS/GRNDS-FIRE EXTINGUISHERS	OPEN	76.20

					552.36
01164	WATCHUNG SPRING WATER CO, INC.				
	08-1011	08/12/08	AUG 2008 SPRING WATER	OPEN	565.42
01183	BULK'S NURSERIES, INC.				
	08-0739	06/16/08	BEAUTIF-VINCA PLANTS	OPEN	572.00
01194	GLENCO SUPPLY, INC.				
	08-0924	07/25/08	DPW-25 GALLONS YELLOW PAINT	OPEN	446.40
01286	INDUSTRIAL MARINE				
	08-0860	07/15/08	REIMB:06/07-07/07 GARAGE ELECT	OPEN	98.52
01297	HATCH, MOTT & MACDONALD, LLC				
	07-1208	08/29/07	DIIP#2-ENGINEERING	OPEN	3,724.50
01303	NEW JERSEY PLANNING OFFICIALS				
	08-0395	04/01/08	P/L BOARD-COURSE/PUBLICATIONS	OPEN	97.00
01320	DEMAIO, R.N.				
	08-0507	04/23/08	BEACH-BLANKET:JANITORIAL SUPP	OPEN	394.62
	08-0706	06/06/08	BLDGS/GRNDS-TOILET TISSUE	OPEN	293.88
	08-0841	07/07/08	BLDGS/GRNDS-SUPPL:POLICE DEPT	OPEN	335.00

					1,023.50
01363	IRON MOUNTAIN, INC.				
	08-0179	02/07/08	A&E-VAULT:SERVER BACKUPS	OPEN	120.00
01365	HARTER EQUIPMENT, INC.				
	08-0895	07/21/08	DPW-KUBOTA REPLACEMENT HORN	OPEN	21.83
01408	AT & T				
	08-0949	07/29/08	COURT-07/18/08 BILL VIDEO CONF	OPEN	29.38
01449	CAG'S CYCLES				
	08-0835	07/07/08	POLICE DEPT-BICYCLE REPAIRS	OPEN	19.95
01492	ALAN'S RUMSON FLORIST				
	08-0850	07/10/08	A&E-FRUIT BASKET:T.SCRIVEN	OPEN	50.00
	08-0930	07/28/08	A&E-FRUIT BASKET:B.KELLY	OPEN	75.00
	08-0938	07/28/08	A&E-FLOWERS:LOVGREN FAMILY	OPEN	60.00

					185.00
01493	COOPERATIVE INDUSTRIES, L.L.C.				
	08-0993	08/05/08	MAY 2008 NATURAL GAS	OPEN	1,122.58
01526	JCP & L				
	08-0944	07/29/08	JUN 2008 ELECTRIC SERVICE	OPEN	8,808.46
01549	GENERAL CODE PUBLISHERS CORP.				
	08-0937	07/28/08	A&E-SUPPLEMENT #49	OPEN	373.04
01565	BOROUGH OF SEA BRIGHT				
	08-0929	07/28/08	T/F ADMIN FEE:07/30/08 PAYROLL	OPEN	586.00
	08-0941	07/28/08	T/F ADMIN FEE:07/30/08 PAYROLL	OPEN	28.00
	08-1014	08/12/08	T/F ADMIN FEE:08/15/08 PAYROLL	OPEN	38.50
	08-1015	08/12/08	T/F ADMIN FEE:08/15/08 PAYROLL	OPEN	3,702.00
	08-1016	08/12/08	T/F ADMIN FEE:08/15/08 PAYROLL	OPEN	56.00

					4,410.50
01570	BUCK, BRIAN				
	08-1005	08/12/08	DPW-TRAVEL REIMB:08/10/08	OPEN	17.46

01578	AMERICAN MESSAGING			
08-0970	07/31/08 DPW-AUG 2008 PAGER SERVICE	OPEN		36.96
01591	STORR TRACTOR COMPANY			
08-0885	07/16/08 BEACH-SERVICE KAWASAKI MULE	OPEN		321.34
01649	SWAGGERTY, JANICE			
08-0926	07/28/08 COURT-07/24/08 COVERAGE	OPEN		70.00
01714	ARCADIA PUBLISHING			
08-0866	07/15/08 LIBRARY-SEA BRIGHT BOOKS	OPEN		246.38
01750	THE MEERS GROUP, LTD.			
08-0893	07/18/08 A&E-APPRAISAL SERV:CHURCH ST.	OPEN		2,500.00
01801	MASER CONSULTING, P.A.			
06-0325	03/23/06 PRJ#82 DIIP	OPEN		1,413.74
07-0658	05/16/07 PRJ#97 ROAD IMPROVEMENTS	OPEN		3,429.94
08-0354	03/18/08 PRJ#110 SURVEYING PARKING LOT	OPEN		4,152.50
08-0745	06/16/08 PRJ#115 2009 COMMUNITY DEV APP	OPEN		585.20
08-0818	06/27/08 PRJ#103P 2009 DOT APPLIC-ROADS	OPEN		600.00
08-0962	07/30/08 ENGINEERING-SMART GROWTH	OPEN		1,312.50
08-0963	07/30/08 PRJ#41 REIMBURSABLE EXPENSES	OPEN		91.56
08-0964	07/30/08 PRJ#41 REBID AGAIN	OPEN		425.00
08-0965	07/30/08 ENGINEERING-HIGHLANDS BRIDGE	OPEN		47.50
08-0967	07/31/08 ENGINEERING-SHALLY LAWSUIT	OPEN		125.00
08-0968	07/31/08 ENGINEERING-NJAW WATER LINE	OPEN		125.00
08-1012	08/12/08 ENGINEERING-MISCELLANEOUS	OPEN		375.00

				12,682.94
01887	HEIM ELECTRONICS, INC.			
08-0884	07/16/08 BLDGS/GRNDS-DELETE M.RESCORL	OPEN		20.00
01957	BENEMAX BENEFIT MANAGEMENT CO.			
08-0985	08/05/08 08/08 DENTAL PLAN MANAGEMENT	OPEN		312.00
01985	THE MOBILE STORAGE GROUP, INC.			
08-1001	08/07/08 COURT-TRAILER 2008 PYMT 09/13	OPEN		255.31
02061	VERIZON WIRELESS			
08-0925	07/28/08 POLICE:7/16-8/15/08 CELL BILL	OPEN		465.23
08-1018	08/13/08 BLDG/FIRE/COURT:AUG 2008 CELL	OPEN		155.70

				620.93
02118	ELECTRONIC MEASUREMENT LAB INC			
08-0867	07/15/08 SEWER-PORTABLE GAS DETECTOR	OPEN		503.00
02132	RKE ATHLETIC, INC.			
08-0552	04/30/08 BEACH-2008 UNIFORMS	OPEN		4,460.00
02177	WALSH, JOAN			
08-0934	07/28/08 LIBRARY-REIMB:07/18 DVDS+MISC	OPEN		51.26
08-0995	08/06/08 LIBRARY-REIMB:07/25 BASKETS	OPEN		200.00
02189	SHARP ELECTRONICS CORPORATION			
08-0038	01/17/08 POLICE-2008 COPY MACHINE LEASE	OPEN		148.19
02194	THE COURIER			
08-0001	01/16/08 MUNI CLERK-BLANKET:ADS	OPEN		6.58
AOL(8/08SERVICE)				32.90
BORO OF SEA BRIGHT PAYROLL A/C (7/30/08 P/R)				105,282.58
COMMERCE BANK (MCIA PRINCIPAL & INTEREST PYMT)				37,892.49
NJ DEPT OF LABOR (ANNUAL CIF ASSESSMENT)				579.09
NJSHBP (JULY 2008 HEALTH/RX)				23,785.50
STATE OF NJ DEPT OF LABOR (2/Q/2008 UNEMPLOYMENT)				250.88
U.S. BANK (MCIA PRINCIPAL & INTEREST PAYMENT)				77,139.53
GRAND TOTAL				338,380.99

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

B. Councilman Keeler made a motion approving the July 29, 2008 Council Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

RESOLUTION NO. 147-2008

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 person shall be hired for the Beach and will receive the hourly rate of pay as specified after each name effective August 1, 2008.

LIFEGUARD:
Briehan Moran

HOURLY RATE:
\$ 8.00

CERTIFICATION

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in the Beach Utility S & W 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, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

D. Councilman Keeler made a motion approving a request from Nanci Rowbotham and Thomas Scollan to conduct a wedding on September 27, 2008 on Sea Bright's public beach. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

E. Councilman Keeler made a motion approving request from Jennifer Krumholz to conduct a wedding rehearsal on September 12, 2008 on Sea Bright's public beach. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

F. Councilman Keeler made a motion approving request to conduct 2009 Ancient Order of Hibernians Polar Plunge on January 11, 2009. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

G. Councilman Keeler made a motion approving Raffle Application No.12-2008 Highlands Business Partnership at Merrimakers on September 6, 2008. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

**RESOLUTION NO. 148-2008
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Bright hereby approve the following amendment to Item No. 08-0903 dated July 22, 2008 for the Housing Inspector vehicle for the 3rd quarter to the Township of Ocean from \$150.00 to \$50.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of Sea Bright, County of Monmouth, State of New Jersey that Bill Resolution No. 139-2008 be amended.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

**RESOLUTION NO. 149-2008
BOROUGH OF SEA BRIGHT
ANNUAL LIBRARY MATERIAL AND MERCHANDISE SALE
AND HARVEST FUNDRAISING DINNER**

WHEREAS, authorization is hereby given to the Library Committee to raise funds for the Jay W. Ross Cultural Arts Center & Library and that all funds raised will be deposited into the Library Trust Fund; and

WHEREAS, there are library materials, i.e., used books, audio tapes, video tapes, DVDs and old library furniture owned by the Jay W. Ross Cultural Arts Center and Library as well as materials donated by citizens which are no longer of use and the Library Director has recommended that they be sold; and

WHEREAS, the annual bake sale will also take place with prices ranging from \$.50 to \$3.00.

WHEREAS, totes have been purchased for resale purposes for this annual sale and the price set for these totes will be \$10.00; and

WHEREAS, a fee of \$75.00 per person will be charged for the annual library dinner tickets and the event will be held on November 14, 2008 at the Quay Restaurant; and

WHEREAS, the Mayor and Council authorize the acceptance of the proceeds from the Sea Bright Partnership 50/50 Raffle, License #11-2008

NOW THEREFORE BE IT RESOLVED, that authorization is given by the Mayor and Council of the Borough of Sea Bright to the Library to conduct these events.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None
ABSTAIN: None
ABSENT: Kelly

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 157-2008**

WHEREAS, the Finance Manager has indicated that the unused Plot Plan escrow may now be refunded to:

**Perfection Homes, LLC
47 Yorkshire Drive
Toms River, NJ 08753**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize the unused Plot Plan escrow in the amount of \$125.00 be refunded.

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

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

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 158-2008**

WHEREAS, the Finance Manager has indicated that the unused Plot Plan escrow may now be refunded to:

**Gerard Logan
150 Marvin Road
Middletown, NJ 07748**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize the unused Plot Plan escrow in the amount of \$5.00 be refunded.

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

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

6. NEW BUSINESS:

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

**RESOLUTION NO. 161-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, authorization is hereby given to the Recreation Committee to raise funds by selling T-Shirts for \$20.00 each and food in the amount of \$10.00 per person on the Skim Bash Weekend event and all funds raised will be deposited into the Recreation Trust Fund; and

WHEREAS, there are businesses which would also like permission from the Mayor and Council to sell skim boarding movies and merchandise as well as frozen desserts (SkimShop.com,

Island Style, Exile Skim boards and Cherry on Top) during the Skim Bash Weekend event; and

WHEREAS, request for permission is also sought for the selling of snacks, food and frozen desserts at the Tuesday evening Movie Nights (Mad Hatter and Cherry On Top).

NOW THEREFORE BE IT RESOLVED, that authorization is given by the Mayor and Council of the Borough of Sea Bright to the Recreation Committee to conduct these events.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

B. Councilman Scriven made a motion approving a letter from Monmouth County Park System regarding September 7th Triathlon race. Second by Councilwoman Bills and approved upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

C. DISCUSSION - DIIP - DEP PERMIT - Engineer Hoder and Attorney Arnette. Engineer Hoder said that they would be receiving bids for two projects that is part of the Downtown Infrastructure Improvement Project. The Hatch, Mott McDonald project would include pump stations on Center and Beach Streets. The DEP permit includes a deed restriction for Lot 17 Block 13, a 25 foot parcel which calls to be used for public access. Attorney Arnette said that he would work on the deed restriction.

Councilwoman Markson made a motion authorizing Attorney Arnette on the deed restriction for Block 13, Lot 17. Second by Councilman Scriven and approved upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

**RESOLUTION NO.150-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of acquiring bids for the Downtown Infrastructure Improvement Project , Street End Storm Water Pump Stations proposed to be installed at the west ends of Beach and Center Streets; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright have previously authorized Robert C. Mainberger, P.E.,C.M.E. of Hatch Mott MacDonal , LLC to provide the engineering services related to the design and implementation of this project , and whereas the scope of services authorized includes solicitation of public bids for same ;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Robert C. Mainberger, P.E., C.M.E. of Hatch Mott

MacDonald LLC is hereby authorized to perform the above services as stated and proceed with the advertisement of bids for same in accordance with New Jersey Public Bid Law.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

E. Councilwoman Markson introduced and offered for adoption the following Resolution:

**RESOLUTION NO.151-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of acquiring bids for the Downtown Infrastructure Improvement Project for Beach, Center, Surf, New and Front Streets these bids would not include the bulkheads and submersible pumps on the west side of Center and Beach Streets;

WHEREAS, the Mayor and Council of the Borough of Sea Bright have previously authorized David Hoder, P.E., of Maser Consulting to provide the engineering services related to the design and implementation of this project and whereas the scope of services authorized includes solicitation of public bids for same;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that David Hoder, P.E., of Maser Consulting is hereby authorized to perform the above services as stated and proceed with the advertisement of bids subject to NJDOT approval for same in accordance with New Jersey Public Bid Law.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

F. DISCUSSION - SHORE REGIONAL SCHOOL BALLOT QUESTION -

Councilwoman Long said Sea Bright is proposing a public question for the General Election on November 4th. A ballot question is not binding but will send a message to the Shore Regional School district, Monmouth County and the State of New Jersey that Sea Bright is seeking to change the School Formula.

She said that the public question will address revising the current funding method which bases each municipality's share on equalized property value to a method that each municipality pays a set fee for each of the pupils enrolled in the Shore Regional High School system from each municipality.

Councilwoman Long introduced and offered for adoption the following resolution:

**RESOLUTION NO. 160-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Sea Bright Governing Body wish to ascertain the sentiment of the legal voters of the Borough of Sea Bright; and

WHEREAS, it is the Mayor and Council's desire to request the Clerk of Elections of Monmouth County to print upon the official ballots to be used at the next ensuing general election a certain non-binding Public Question which is attached hereto and made a part hereof; and

WHEREAS, the Borough Clerk of Sea Bright will file this Resolution along with the attached non-binding Public Question with the Monmouth County Clerk of Elections no later than August 22, 2008 (74 days previous to the general election).

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council authorize the public question to be placed on the ballot by the Monmouth County Clerk of Elections for Tuesday, November 4, 2008.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

G. Councilman Scriven made a motion approving a request from Rutgers Institute of Marine & Coastal Sciences for the placement of oceanographic equipment along Sea Bright's beach.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

**RESOLUTION NO. 152-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright is in need of a Housing Inspector and the following person is appointed at the salary indicated.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that the following person be hired and receive the salary as specified below effective August 15, 2008 and

<u>HOUSING INSPECTOR</u>	<u>YEARLY SALARY</u>
Thomas Haege	\$6,400.00

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, CFO

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

I. DISCUSSION - Renewal of Comcast Contract - Attorney Arnette said hat the contract provides for their utilization of our public utility's easements. In exchange Sea Bright would receive a technical grant allowing us to increase our technology. The terms for the contract would be as follows: ten, fifteen or twenty-five years. The technical grant is \$5,000, \$10,000 or \$15,000.

Councilwoman Bills made a motion to renew the Comcast contract for fifteen years. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

J. Resolution No. 155-2008 authorizing Recreation Committee to go to Planning Board for Skate Board Park was removed from the Agenda.

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

**RESOLUTION NO. 156-2008
BOROUGH OF SEA BRIGHT
AUTHORIZING PARTICIPATION
BY THE BOROUGH OF SEA BRIGHT
IN THE LONG BRANCH COMMODITY RESALE SYSTEM**

WHEREAS, the City of Long Branch maintains a facility at its Public Works Yard for storage of bulk rock salt for use by its Public Works Department; and

WHEREAS, N.J.A.C. 5:34-7.15 et seq, authorizes contracting units to establish a Commodity Resale System for resale of certain commodities, and the City of Long Branch has applied for and received approval from New Jersey State Department of Community Affairs to operate the Long Branch City Commodity Resale System, ID #99026-LBCRS; and

WHEREAS, the Borough of Sea Bright, in the County of Monmouth, has determined that it would be a benefit to its taxpayers if it were to purchase rock salt provided through the Long Branch City Commodity Resale System.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright hereby authorizes participation in the Long Branch City Commodity Resale System for the purpose of purchasing rock salt for use by its Public Works Department, in accordance with the terms and conditions of the agreement annexed hereto, for a term through April 25, 2009.

BE IT FURTHER RESOLVED that the Mayor is authorized to execute the agreement, and the Municipal Clerk is directed to forward a certified copy of this resolution, along with the executed copies of the agreement, to the City Clerk of the City of Long Branch for appropriate action to facilitate approval by the City's governing body, and New Jersey Department of Community Affairs.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

Mayor Fernandes thanked Borough Clerk Smeltzer, Public Works Director Bahrle and Councilwoman Markson for their efforts on this project.

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

**RESOLUTION NO. 159-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Sea Bright Governing Body wish to support the plans for a new Sea Bright First Aid Squad; and

WHEREAS, The Sea Bright Governing Body hereby authorize the Borough Attorney to prepare a 99 year Lease Agreement to the Sea Bright First Aid Squad for land north of the Sea Bright Fire House known as a portion of Block 23 Lot 1.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that the 99 year Lease Agreement to the Sea Bright First Aid is hereby authorized.

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

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

M. Councilwoman Bills made a motion approving a request from Verizon to promote an event on August 23, 2008 from 12-5 p.m. on Sea Bright public property.

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

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

7. MONTHLY REPORTS FOR July 2008:

- A. Library Director
- B. Municipal Clerk
- C. Recreation Director
- D. Police Chief

8. CORRESPONDENCE AND COMMUNICATIONS:

- A. Tax Collector's Affidavit of Tax Mailing dated July 30, 2008.
- B. DEP letter dated August 5, 2008 regarding Diesel Retrofit Program rules. Borough Clerk Smeltzer said that she contacted M&S Waste and they filed their application with the DEP in April and are awaiting word.
- C. Federated Fire Services letter regarding 75' Aerial Device order.
- D. Commendation Letter from Prospect Park Police Department for Ptl. Erick Bennett and SPO Richard Huegel.
- E. Monmouth County Regional Health Commission Minutes of July 16, 2008.

9. COMMITTEE REPORTS:

A. Beach/Environment/Cultural Arts:

Councilman Scriven stated progress regarding the Beach Committee

The Library Committee is waiting for one last bid for the Library's addition.

Councilman Scriven said that the oyster planting was on August 2 and most are planted at end of Atlantic Way and officially we have become oyster farmers.

B. Public Works/Construction Department/Public Relations:

Councilwoman Markson reported that Monmouth County Department of Corrections weeded and painted the curbs.

Oswald Enterprises was called because of a massive sewerage back-up at Allied Lumber caused by a grease build-up.

River Street's pump station breaker keeps tripping and Public Works called in Electro Maintenance for repairs.

The irrigation lines in the Peninsula House lot have been repaired.

Mayor Fernandes, Borough Clerk Smeltzer, Councilwoman Long and herself met with Patriot Consulting regarding shared services for Public Works.

C. Public Safety/Insurance/Court:

Councilman Keeler reported that the Police Department handled 1300 service calls, 570 house checks, 408 motor vehicle stops and issued 219 summonses. Detective Arias is working on Alcohol Beverage Control and both he and Patrolman Fisler will head the Junior Police Explorers Club this month for Sea Bright's children. Patrolman Murphy will be joining the Fire Police.

Councilman Keeler congratulated Ptl. Erick Bennett and SPO Richard Huegel for the Commendation Letter they received from Prospect Park's Police Department.

Councilman Keeler reported that there was a delay in the delivery of the fire truck and this is being handled by Attorney Arnette.

Councilman Keeler said that they are reviewing applications for the vacant Court Administrator position.

D. Finance/Education/Grants:

Councilwoman Long said that Tax Collector Spahr reported that there was a problem with residents receiving their tax bills. There was a grace period and taxes are due on August 25.

The Finance committee is working on fee schedules for 2009. Department heads are working on their budgets for 2009.

Councilwoman Long said that they are working on the ballot question for the general election. Shore Regional High School has called for a special school election on September 30 to replace an outdated HVAC system.

She said that they continue work on shared services for court and police with Monmouth Beach.

E. Personnel/Administration/Recreation:

Councilwoman Bills asked the Council to review the Personnel Manual and submit changes so this issue could be listed on the September 16, 2008 Agenda.

Borough Clerk Smeltzer had discovered through her Records Management project several historical treasures: Cecile F.

Norton's mayoral memorabilia a 1911 handwritten Ordinance book, Vital Statistics dating back as far as 1920. Councilwoman Bills said information and registration for both the Skim Board Contest and Sea Bright Day can be found on www.seabrightnj.org and SBBA will have their first Taste of Sea Bright on September 27, 2008.

Councilwoman Bills made a motion approving signage for the Taste of Sea Bright, the Skim Bash and Sea Bright Day. Second by Councilwoman Markson and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

F. Smart Growth/Flood Mitigation/Beautification:

Councilwoman Markson reported that the next Smart Growth meeting would September 25, 2008.

10. MAYOR FERNANDES - REPORT AND COMMUNICATIONS. Mayor

Fernandes said that she, Borough Clerk Smeltzer and Captain Spahr attended a Highland Bridge meeting and learned that the Department of Transportation holds jurisdiction over all local Noise Ordinances. Occasionally, DOT will work around the clock on the Highlands Bridge but seldom on weekends.

Mayor Fernandes mentioned that pylons with decorative tiles would soon be made available to Sea Bright and possibly the Council could come up with creative ideas by the next Council Meeting on how to use the tiles. They are also crushing concrete most of which they will use, but they may have some leftover. She advised Councilwoman Markson of this and she is pursuing.

Eatontown is hosting the next FMERPA meeting on ESAC which is the Emergency Services Advisory Committee on August 21, 3 p.m. at their Borough Hall.

Mayor Fernandes said that she sent emails to Mayor Tucci of West Long Branch, Mayor Mahon of Oceanport and Mayor Howard of Monmouth Beach Executive Superintendent Carol Morris, Business Administrator Dennis Koch and Shore Regional's Superintendent Schnappauf regarding the non-binding school ballot question. I advised them prior to our public meeting.

Mayor Fernandes announced New Jersey Transit's new phone number 973-275-5555 for transportation information and it will be posted on Sea Bright's website.

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

I2. EXECUTIVE SESSION: Resolution No. 153-2008

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

**RESOLUTION NO. 153-2008
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 negotiation of real property.

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 Councilwoman Markson and adopted upon a unanimous voice vote.

Councilman Scriven made a motion at 8:45 p.m. to return to regular order of business. Second by Councilwoman Bills and approved upon unanimous voice vote.

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

**RESOLUTION NO. 154-2008
BOROUGH OF SEA BRIGHT**

WHEREAS, the Governing Body of the Borough of Sea Bright in the County of Monmouth authorizes Scott Arnette, Esq. to negotiate regarding Block 14, Lot 3.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright hereby authorizes the above.

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

AYES: Bills, Keeler, Long, Markson, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

14. ADJOURNMENT:

There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 8:47 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC
Municipal Clerk