

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

Attorney Arnette read the following statement:

THE NOTICE REQUIREMENTS OF THE OPEN PUBLIC MEETINGS LAW FOR THIS MEETING HAVE BEEN SATISFIED; A COPY OF THE NOTICE WAS SENT TO THE COURIER, THE LINK AND THE ASBURY PARK PRESS, POSTED IN BOROUGH HALL AND FILED IN THE OFFICE OF THE BOROUGH CLERK ON OCTOBER 23, 2007.

3. ROLL CALL:

PRESENT: Councilmembers Bills, Fernandes, Keeler, Long, Scriven, Mayor Kalaka-Adams, Attorney Arnette

ABSENT: Councilman Kelly

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

**RESOLUTION NO. 196-2007
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright that there is a need for mediation services and that Hal Snyder of the firm of H. J. Snyder Associates of 41 Delaware Avenue, New Providence, NJ 07974 be retained in an amount not to exceed \$2,500.00.

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, CFO

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

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

5. DISCUSSION: Municipal Court's invalidation of the Ordinance Regulating Noise. Attorney Arnette said that a defendant who received a ticket because he violated the Noise Ordinance filed a motion in Sea Bright Municipal Court. Judge Foley invalidated the Noise Ordinance based on an assumption that Sea Bright's Ordinance needed to be sent to Department of Environmental Protection's Enforcement Bureau for review and approval before the Noise Ordinance was adopted into law. That assumption was incorrect. The head of the DEP enforcement division responsible for noise has advised that our Noise Ordinance need not be reviewed by the DEP.

Attorney Arnette said that Sea Bright does not have a Noise Ordinance

Councilwoman Long said that the Police Committee have discussed having a stricter Noise Ordinance and the Mayor is helping by collecting sample Ordinances from the towns that do have decibel meters and the Committee should consider it. She said that she was concerned with Sea Bright not having a Noise Ordinance to protect its residents from noises that affect their quality of life.

Councilwoman Long made a motion authorizing Attorney Arnette to take the necessary legal steps to reinstate the Noise Ordinance in an amount not to exceed \$2,500.00. Second by Councilwoman Fernandes and adopted upon the following roll call vote:

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

6. PRESENTATION: UPDATE ON SMART GROWTH MUNICIPAL FACILITIES PLAN and DOWNTOWN & OCEANFRONT PLAN. Councilman Keeler reported that the financial data from Monmouth Beach Club and Allenhurst Beach Club was sent to Acacia Financial.

Councilman Scriven said that he has instructed Director of Public Works Bahrle to fix the lifeguard station to meet with OSHA requirements. There would not be a new lifeguard station constructed in time for next year's summer season.

Councilman Keeler said that a new Borough Hall/Police Complex conservatively may cost 4 million and a new Beachfront Complex may cost \$3.5 million.

Councilman Keeler said that a Municipal Pool Facility would be a good investment based on the information that they have received thus far. It offers the possibility of generating five hundred thousand in revenue. The Pool is the only way of making money while the other projects will incur debt.

The Committee is waiting for technical assessments from the engineers for all the Municipal Facilities.

Councilwoman Fernandes said that the best idea for the Borough is to build a new facility at the Municipal Lot. We can combine the facilities as Smart Growth recommends all under one building. There would be sufficient parking on Court days and events during the week. For the weekend the parking spaces would be available for the beach this would be a multi-purpose use parking lot. Every year that we delay construction will cost more. The current Borough Hall would work well as a community center/recreation center.

Councilman Keeler said that he would work with CFO Bascom to see what the tax rate and interest rates would be should we incur more debt.

7. REMARKS FROM THE AUDIENCE: Andrew Mencinsky of 754 Ocean Avenue said that the progress in Sea Bright comes from the private sector and not from the Governing Body. The Municipal

Complex has exceeded the life expectancy and to build new would be expensive. We should take steps toward consolidation and we don't need to spend money on facilities that would have no financial return. The property from here to The Madhatter is prime property and we should look at building something similar to Pier Village of Long Branch on a smaller scale. He said that the Pool project would bring people into town especially a year round facility.

8. ADJOURNMENT: There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 8:57 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Suzanne Branagan
Administrative Assistant