

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."**

**3. ROLL CALL:**

**Present:** Councilmembers Bills, Fernandes, Keeler, Long, Scriven, Attorney Arnette, Borough Engineer Hoder, Chief Financial Officer Bascom and Borough Clerk Smeltzer.

**Absent:** Councilman Kelly and Mayor Kalaka-Adams

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

**A.** Councilwoman Fernandes introduced and approved for adoption the following:

**RESOLUTION NO. 209-2007  
PAYMENT OF BILLS 12-4-2007**

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

**NOW, THEREFORE, BE IT RESOLVED** that these vouchers totaling \$592,518.96 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.

00019	NJ AMERICAN WATER				
	07-1530	11/28/07	OCT 2007 WATER UTILITY	OPEN	1,119.41
00053	SHORE REGIONAL HIGH SCHOOL				
	07-1418	10/24/07	HIGH SCHOOL TAX - DEC 2007	OPEN	152,000.00
00091	DIGIROLAMO, LOUIS				
	07-1522	11/27/07	2007 PYT 12/12 HEALTH REIMB	OPEN	1,475.19
00106	MGL FORMS-SYSTEMS, LLC				
	07-1445	11/01/07	FINANCE-2007 1099-MISC FORMS	OPEN	109.00
00119	SEA BRIGHT BOARD OF EDUCATION				
	07-1518	11/27/07	GRADE SCHOOL TAX - DEC 2007	OPEN	72,031.42
00125	SPAHR, PATRICIA				
	07-1504	11/20/07	TAX COLL-REIMB:A/CITY FOOD+TRV	OPEN	82.00
00140	MOORE, WILLIAM				
	07-1507	11/20/07	POLICE-REIMB:11/13,14 PARKING	OPEN	10.00
00164	RAIN, WILLIAM				

07-1521	11/27/07	2007 PYT 12/12 HEALTH REIMB	OPEN	569.62
00198	COMCAST			
07-1500	11/20/07	POLICE-INTERNET:11/20-12/19/07	OPEN	95.00
07-1517	11/27/07	LIBRARY-INTERNET:11/28-12/27	OPEN	99.95
07-1531	11/28/07	FIRE DEPT-INTERNET:12/5-1/4/08	OPEN	95.00
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				289.95
00270	JOHNSON, KENNETH			
07-1519	11/27/07	2007 PYT 12/12 HEALTH REIMB	OPEN	909.82
00274	RAY'S SPORT SHOP, INC.			
07-1426	10/29/07	POLICE DEPT-SERVICE GUNS	OPEN	279.45
00275	M & S WASTE SERVICES, INC.			
07-1298	09/24/07	DUMPSTER+DISP FEE:ASPHALT	OPEN	400.00
07-1341	10/05/07	DUMPSTER+DISP FEE:STREET SWEEP	OPEN	400.00
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				800.00
00285	STAPLE'S, INC.			
07-1348	10/05/07	POLICE DEPT-OFFICE SUPPLIES	OPEN	499.73
07-1373	10/11/07	POLICE DEPT-OFFICE SUPPLIES	OPEN	451.94
07-1375	10/11/07	POLICE DEPT-SHREDDER	OPEN	399.20
07-1388	10/15/07	POLICE DEPT-OFFICE SUPPLIES	OPEN	288.78
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				1,639.65
00297	JESSE A. HOWLAND & SONS, INC.			
07-0977	07/19/07	GARAGE RENT - DEC 2007	OPEN	1,575.00
00305	GORCEY PLUMBING & HEATING, INC			
07-1454	11/06/07	BLDGS/GRNDS-FALL'07 WINTERIZE	OPEN	786.00
00309	PRECISION LANDSCAPING &			
07-0222	02/26/07	DPW-2007 BRANCH/LEAF PICKUP	OPEN	2,430.00
07-0438	04/10/07	BLDGS/GRNDS-2007 WEED CONTROL	OPEN	500.00
07-1498	11/16/07	BEAUTIF-PRUNE & DECORATE TREES	OPEN	2,550.00
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				5,480.00
00339	NAPA AUTO PARTS			
07-0040	01/23/07	DPW-BLANKET:VEHICLE MAINT	OPEN	165.63
00384	AT & T MOBILITY			
07-1525	11/27/07	DPW 10/15-11/14/07 CELL BILL	OPEN	146.19
00426	LONG, DINA			
07-1533	11/29/07	A&E-REIMB:A/CITY CONVENTION	OPEN	512.02
00444	LAWMEN SUPPLY CO OF NJ, INC.			
07-1266	09/11/07	POLICE DEPT-RUGER MINI RIFLES	OPEN	1,017.84
00567	BAYSHORE PHARMACY			
07-1462	11/06/07	POLICE DEPT-10/03/07 DEV FILM	OPEN	6.41
00575	GALLS, INC.			
07-0674	05/21/07	POLICE DEPT-DISP RESUSCITATORS	OPEN	162.89
00615	DMR LAWNS & LANDSCAPES, INC.			
07-0437	04/10/07	BLDGS/GRNDS-2007 MOWING SERV	OPEN	300.00
00662	FEDERAL EXPRESS			
07-1496	11/15/07	BEAUTIFICATION-10/19 EXP SERV	OPEN	107.80
00828	ACACIA FINANCIAL GROUP, INC.			
07-1290	09/19/07	BEACH-POOL FEASIBILITY STUDY	OPEN	1,637.50
00975	SMACK, EDWARD			
07-1520	11/27/07	2007 PYT 12/12 HEALTH REIMB	OPEN	569.62
01027	SHORE BUSINESS SOLUTIONS			
07-0735	05/30/07	COPIER MAINT #3/4-BORO HALL	OPEN	644.30
01220	CHIEFFO, KATHLEEN			
07-1497	11/15/07	COURT-11/15/07 COVERAGE	OPEN	100.00
01241	BAIN'S HARDWARE, INC.			
07-1025	07/25/07	OCT 2007 PURCHASES	OPEN	670.95
01251	ARENDS, JOHN			
07-1512	11/27/07	LIBRARY-PAINTING SERVICES	OPEN	1,191.00
01285	THE HOME DEPOT			
07-0455	04/13/07	DPW-BLANKET:ROAD SUPPLIES	OPEN	119.97
07-0741	05/31/07	BLDGS/GRNDS-BLANKET:MISC SUPP	OPEN	36.97
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				156.94
01286	INDUSTRIAL MARINE			
07-1488	11/14/07	REIMB:10/6-11/5/07 GARAGE ELEC	OPEN	91.29
01400	THE ARNETTE LAW FIRM, LLC			
07-1527	11/27/07	NOV 2007 LEGAL SERVICES	OPEN	6,437.50
01451	BRY, JR., EDWIN			
07-1401	10/18/07	POLICE DEPT-BOAT TRAILER PARTS	OPEN	694.83
01532	MONMOUTH MEDICAL CENTER			
07-1491	11/15/07	POLICE DEPT-(2) PHYSICALS	OPEN	380.00
01543	KNOX COMPANY			
07-1424	10/26/07	BLDGS/GRNDS-BORO HALL KNOX BOX	OPEN	269.00

01549	GENERAL CODE PUBLISHERS CORP.			
07-1495	11/15/07 A&E-SUPPLEMENT #47	OPEN		1,367.57
01700	ELECTRO MAINTENANCE, INC.			
07-1351	10/05/07 SEWER-R&M MAIN BREAKER SWITCH	OPEN		182.00
01746	LANG, PETE			
07-1064	08/01/07 FIRE DEPT-2007 MEMBER DUES	OPEN		700.00
01794	TURNER, TERRI			
07-1503	11/20/07 COURT-REIMB:A/CITY FOOD+TRAVEL	OPEN		102.85
01801	MASER CONSULTING, P.A.			
07-0424	04/04/07 PRJ#96 PREP SEWER O&M MANUAL	OPEN		403.75
07-0607	05/08/07 PRJ#56 POLICE DEPT GENERATOR	OPEN		433.90
07-0657	05/16/07 PRJ#99 CENTER/BEACH BULKHEAD	OPEN		195.00
07-1493	11/15/07 ENGINEERING-ATTEND NJAW MTGS	OPEN		375.00
07-1494	11/15/07 TAX ASSESSOR-TAX MAP REVISIONS	OPEN		835.00
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				2,242.65
01812	VAN METER & ASSOCIATES, INC.			
07-1461	11/06/07 POLICE DEPT-12/11/07 SEMINAR	OPEN		210.00
01887	HEIM ELECTRONICS, INC.			
07-1528	11/28/07 LIBRARY-11/21 REPLACE BATTERY	OPEN		71.30
01960	VERIZON			
07-0995	07/20/07 LOCAL/LONG DISTANCE-NOV 2007	OPEN		1,072.87
01985	THE MOBILE STORAGE GROUP, INC.			
07-1082	08/06/07 POLICE-11/7-12/5/07 TRAILER	OPEN		265.00
02061	VERIZON WIRELESS			
07-1489	11/14/07 BLDG/FIRE/COURT:11/4-12/3 CELL	OPEN		241.65
07-1526	11/27/07 POLICE:11/16-12/15/07 CELL	OPEN		442.43
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				684.08
02177	WALSH, JOAN			
07-1501	11/20/07 LIBRARY-REIMB:11/15 DVDS,BOOKS	OPEN		114.93
07-1529	11/28/07 LIBRARY-REIMB:11/20,11/27 DVDS	OPEN		227.90
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				342.83
BORO OF SEA BRIGHT PAYROLL A/C (11/15/07 P/R)				80,986.91
MONMOUTH COUNTY SPCA (OCT 2007 BOARDING)				800.00
NJSHBP (OCT 2007 HEALTH/RX BENEFITS)				22,805.53
STOR, WAYNE (ESCROW REFUND)				158.75
THE BANK OF NEW YORK (BOND P&I PAYMENT)				101,784.00
THE COURIER (ESCROW)				9.40
W.E. TIMMERMAN CO., INC. (2007 MCIA)				124,315.00
<b>GRAND TOTAL</b>				<b>592,518.96</b>

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

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

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

**RESOLUTION NO. 210-2007  
BOROUGH OF SEA BRIGHT**

**WHEREAS**, there exists a need for additional Police personnel 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 person be appointed and receive the hourly rate of pay as specified below effective December 4, 2007:

<u>DISPATCHER</u>	<u>HOURLY RATE</u>
Erica Marie Hoffman	\$8.00 per hour

**CERTIFICATION OF FUNDS**

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

**MICHAEL J. BASCOM, CFO**

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

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

**6. OLD BUSINESS:**

**A. Discussion** - DIIP Tidelands Easement/License - Engineer Hoder said that they received a Tidelands agreement from the State for the DIIP but it is for a location where we have decided not to install a pipe. The DEP is going to require a revised waterfront development permit for the new location. The current easement/license is no longer useful to us because the pipe location has changed. He recommended that Borough Clerk Smeltzer send a letter to the State stating that we have no use for the current easement/license and a one hundred dollar fee has to be paid.

**7. NEW BUSINESS:**

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

**RESOLUTION NO. 211-2007  
BOROUGH OF SEA BRIGHT  
AMENDING RESOLUTION NO. 178-2007  
CHANGE ORDER NO. 1  
POLICE GENERATOR CONTRACT**

**WHEREAS**, a change order is required to the original Police Generator cost. The description for this change order is that at the time of bid and design, the contractor is claiming that the size of the attenuation enclosure was not accurately known. The Change Order is \$2,000.00 to change the wall and footing and \$1,575.00 for the fence around the generator. The Change Order dated November 26, 2007 prepared by David Hoder, P.E. of Maser Consulting and signed by a principal of Maser Consulting increasing the original contract amount from \$118,434.00 to \$122,009.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright that the contract for the Police Generator which was previously awarded to:

**ELECTRO MAINTENANCE  
5133 W. Hurley Pond Road  
Building 3  
Farmingdale, NJ 07727**

on September 18, 2007 be amended and a change order be allowed for an increase in the amount of \$3,575.00. The adjusted contract amount is \$122,009.00.

**CERTIFICATION OF FUNDS**

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

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**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

Councilwoman Fernandes said that they received two bids for the Waterview, North Way, Via Ripa, South Way road and drainage project. The total bid received from Fiore Paving was \$333,063. The low bidder was F& P Contractors whose bid was \$312,970.53

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

**RESOLUTION NO. 212-2007  
BOROUGH OF SEA BRIGHT  
AWARD OF CONTRACT  
2007 Road and Drainage Program**

**WHEREAS**, sealed proposals for the Road and Drainage Program were received and found in accordance with the specifications prepared by the appropriate Borough Officials and approved by the Governing Body of the Borough of Sea Bright, New Jersey.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright to award the contract to:

**F & P CONTRACTORS  
659 Washington Avenue  
South Amboy, NJ 08879**

For the following contract amount: \$ 261,067.53 for the base bid and \$51,903.00 for the Alternate. The total amount for the Lowest Bid is \$312,970.53

**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 7-2007 and Bond Ordinance 8-2007 appropriation for the purpose stated in the above resolution.

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**MICHAEL J. BASCOM, C.F.O.**

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

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

Councilwoman Fernandes said that this phase is to reinstate our Community Rating System. This will give Sea Bright's homeowners with flood insurance a discount.

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

**RESOLUTION NO. 213-2007  
BOROUGH OF SEA BRIGHT**

**WHEREAS**, the Mayor and Council of the Borough of Sea Bright are in need of Professional Engineering Consulting Services for the Community Rating System Program; and

**WHEREAS**, the Mayor and Council of the Borough of Sea Bright hereby authorize Hatch, Mott, Mac Donald to provide Professional Engineering Consulting Services not to exceed the amount of \$8,000.00 for the Community Rating System Program; and

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Hatch Mott, Mac Donald is hereby authorized to perform the above services as stated herein.

**CERTIFICATION OF FUNDS**

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

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**MICHAEL J. BASCOM, C.F.O.**

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

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

**D. DISCUSSION** - Sea Bright Police Department - Standard Operating Procedures - Councilwoman Long said the Standard Operating Procedures for the Sea Bright Police Department have been revised and updated in accordance with the standards put forth by the accreditation program. The Standard Operating Procedures need some revising. She said that the Governing Body have some corrections. She would present the corrections to the Police Department. Borough Clerk Smeltzer said that the Resolution would include wording that a copy of the Standard Operation Procedure would be on file at the Borough Clerk's office. Councilwoman Long made a motion to accept the Standard Operating Procedure without the corrections. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Fernandes, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: Kelly

**E. Discussion** - Monmouth County Planning Board letter regarding Coastal Monmouth Plan: Transportation Issues and Problem

Statements - Engineer Hoder said that as part of the Transportation portion of the Coastal Monmouth plan is asking for statements pertaining to traffic and transportation problems in Sea Bright. Previously, there was discussion regarding North Beach being narrow and the speed limit. He asked that the Council review traffic problems in town and return recommendations to him. Attorney Arnette said that with the Council's permission he would discuss with Engineer Hoder the current bridge and the proposed replacement of the bridge.

Councilman Keeler said that the northbound lane on Ocean Avenue near the Sea Bright/Rumson bridge poses a hazard to bicyclists and other vehicles.

Councilwoman Long said that a personnel matter has arose and the recommendation from the Personnel Committee is to contract Mr. Snyder to investigate and research the personnel matter.

She said that the Personnel Policy states that employees should first refer to their immediate supervisor regarding complaints and then take their issues to the Council Committee Chair and finally it comes before the Personnel Committee. The process was not followed and instead the complaint was sent to the Mayor and forwarded to Matthew Giacobbe, the Labor Attorney who sent it back to the Personnel Committee to follow the steps outlined in the Personnel Policy. We are requesting that relevant sections of the Personnel Policy be copied and distributed to our employees.

Attorney Arnette said that Chief Financial Officer Bascom has stated that funding is available for these services.

Councilwoman Long made a motion authorizing research and mediation services from H.J. Snyder Associates not to exceed \$2,500. Second by Councilwoman Bills and adopted upon the following roll call vote:

AYES: Bills, Keeler, Long, Scriven

NAYS: Fernandes

ABSTAIN: None

ABSENT: Kelly

## **9. CORRESPONDENCE AND COMMUNICATIONS:**

**A.** Monmouth Beach's Resolution regarding lowering of speed limit for State Highway 36 (Ocean Avenue). Councilwoman Long said that Sea Bright has sent letters and a resolution to the State and she urged concerned residents to send letters to Governor Corzine, Commissioner Koluri, Senate Elect Sean Kean and local newspapers supporting a permanent reduced speed limit for Ocean Avenue.

**B.** Tax/Sewer Collector's - September Report.

**C.** Tax/Sewer Collector's - October Report.

**D.** Construction Department - October Report.

**E.** Engineer Hoder's response letter regarding Sewer Connection Ban and Infiltration and Inflow Reduction.

**11. REMARKS FROM THE AUDIENCE:** C. Read Murphy of 6 Center Street spoke about Center Street being flooded because the pumps weren't working.

Betty Steffer of Ocean Avenue inquired about whether there were video cameras in the Police Department.

**12. ADJOURNMENT:** There being no further business before the Governing Body. Councilman Scriven made a motion to adjourn the meeting at 7:24 P.M. Second by Councilwoman Fernandes and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer  
Municipal Clerk