

7:30 P.M.

AGENDA FOR MAYOR AND COUNCIL MEETING
BOROUGH OF SEA BRIGHT
February 17, 2009

1. PLEDGE OF ALLEGIANCE.
2. OPENING 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 ASBURY PARK PRESS ON JANUARY 9, 2009 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:

BILLS____ KEELER____ KELLY____ LOBIONDO____ LONG____ MURPHY ____

MAYOR FERNANDES____ ATTORNEY OXLEY____

CHIEF FINANCIAL OFFICER BASCOM____

BOROUGH ENGINEER HODER____

POLICE CHIEF MOORE____

4. MAYOR'S PROCLAMATION NO. 2-2009 MARCH- WOMEN'S HISTORY MONTH.
- 5.

A.

ORDINANCE NO.1-2009
AN ORDINANCE AMENDING "LAND USE" OF THE REVISED
ORDINANCES OF THE BOROUGH OF SEA BRIGHT,
COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

Motion: _____ Second: _____ to
approve the ordinance on First Reading. Second Reading/Public
Hearing to be held on March 17, 2009.

Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

B.

ORDINANCE NO. 2-2009
AN ORDINANCE AMENDING CHAPTER 39 POLICE DEPARTMENT,
ARTICLE I ESTABLISHMENT,
SECTION 39-1 DEPARTMENT ESTABLISHMENT
OF THE REVISED CODE OF THE BOROUGH OF SEA BRIGHT

Introduced and approved on February 3, 2009.

A. Motion to approve the Ordinance on Second Reading and open the Public Hearing.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

- B. Does anyone in the audience wish to be heard?
- C. Motion to close the Public Hearing (voice vote).
- D. Motion to approve the Ordinance on its Third and Final Reading and advertise it according to law.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

C.

ORDINANCE NO. 3-2009
AN ORDINANCE AUTHORIZING
THE BOROUGH OF SEA BRIGHT TO EXCEED
THE 2.5% COLA RATE APPROPRIATION LIMIT
FOR PURPOSES OF INTRODUCING THE 2009
MUNICIPAL BUDGET

Introduced and approved on February 3, 2009.

- A. Motion to approve the Ordinance on Second Reading and open the Public Hearing.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

- B. Does anyone in the audience wish to be heard?
- C. Motion to close the Public Hearing (voice vote).
- D. Motion to approve the Ordinance on its Third and Final Reading and advertise it according to law.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

D.

ORDINANCE NO. 4-2009
AN ORDINANCE ESTABLISHING A CHAPTER KNOWN AS
"GAMES OF CHANCE" OF THE CODE OF SEA BRIGHT

Introduced and approved on February 3, 2009.

- A. Motion to approve the Ordinance on Second Reading and open the Public Hearing.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

- B. Does anyone in the audience wish to be heard?
- C. Motion to close the Public Hearing (voice vote).
- D. Motion to approve the Ordinance on its Third and Final Reading and advertise it according to law.

Motion: _____ Second: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

E.

ORDINANCE NO.5-2009
AN ORDINANCE FOR DETERMINING
POSITIONS ELIGIBLE FOR THE DEFINED
CONTRIBUTION RETIREMENT PROGRAM

Motion: _____ Second: _____ to
approve the ordinance on First Reading. Second Reading/Public
Hearing to be held on March 3, 2009.

Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

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

- A. Resolution No. 49-2009** Bill Resolution.
- B. Council Meeting Minutes** of January 19, 2009..
- C. Council Meeting Minutes** of February 3, 2009..
- D. Raffle Application No. 4-2009** from CPC Behavioral Healthcare, Inc. for 50/50 on premise raffle at Elements on April 24, 2009.
- E. Raffle Application No. 5-2009** from Christian Brothers Academy for 50/50 on September 18, 2009 at Merri-Makers.
- F. Raffle Application No. 6-2009** Clean Ocean Action for 50/50 on May 17, 2009 at Ship Ahoy Beach Club.
- G. Raffle Application No. 7-2009** Clean Ocean Action for Chance Auction on May 17, 2009 at Ship Ahoy Beach Club.
- H. Request from Holy Cross Church** to host Palm Sunday procession from Sea Bright to Rumson on Sunday, April 5 2009.
- I. Resolution No. 50-2009** authorizing Recreation Committee to conduct events for 2009.
- J. Resolution No. 51-2009** authorizing Library to conduct computer classes.
- K. Resolution No. 52-2009** authorizing Library to conduct annual Book sale.
- L. Resolution No. 55-2009** transfer of Borough computer to Planning/Zoning Board.
- M. Request from Holy Cross Church** to host Gaelic celebration from Sea Bright to Rumson on Saturday, March 14, 2009.

Motion: _____ Second: _____

Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

8. NEW BUSINESS:

- A. Request from JCPL** to install a portable sub-station north of the Library parking lot.

Motion: _____ Second: _____ Vote: _____

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __ .

B. Resolution No. 53-2009 CDBG - authorizing project agreement.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

C. Resolution No. 54-2009 CDBG - authorizing the Mayor to sign a certification prohibiting excessive force and use of Federal funds for lobbying.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

D. Motion authorizing CFO to bond for Municipal/Court Facility Renovations.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

E. Central Jersey Council of Governments request for resolution and membership fee.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

F. Resolution No. 55-2009 authorizing Noise Ordinance waiver for DIIP construction project.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

G. Resolution No. 57-2009 authorizing release of a performance guarantee for Jesse A. Howland & Sons, Bl 13, Lot 14.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

H. Resolution No. 58-2009 adoption of Hazard Mitigation plan.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

I. Resolution No. 59-2009 - Change Order No. 2 for 2007 Drainage Program.

Motion: _____ Second: _____
Vote:

Bills__ ; Keeler__ ; Kelly__ ; LoBiondo__ ; Long ____ ; Murphy __.

10. MONTHLY REPORTS FOR JANUARY 2009:

- A. Police Chief
- B. Library Director
- C. Court Administrator
- D. Recreation Director
- E. Tax Collector
- F. Sewerage System Operation & Maintenance Report

11. CORRESPONDENCE AND COMMUNICATIONS:

- A. Director of Public Works December 2008 report.
- B. Letter dated January 30, 2009 from MCIA regarding seminars.
- C. Uniform Construction Code Annual Report for CY 2008.
- D. Thank you letter dated February 1, 2009 from Ancient Order of Hibernians regarding Polar Plunge.
- E. DOT letter concerning an investigation into lowering speed limit for Route 36/Ocean Avenue.
- F. Monmouth County Regional Health Commission 12-17-2008 minutes.

12. COMMITTEE REPORTS:

- A. Beach/Education/Environment: Councilwoman Long
- B. Public Works/Building Department/Public Relations:
Councilman LoBiondo
- C. Police/Emergency Management/Insurance/Court:
Councilman Keeler
- D. Finance/Grants/Fire:
Councilman Murphy
- E. Personnel/Administration/Cultural Arts/Recreation:
Councilwoman Bills
- F. Smart Growth/Flood Mitigation/Beautification: Councilman Kelly

13. MAYOR FERNANDES - REPORT AND COMMUNICATIONS.

14. REMARKS FROM THE AUDIENCE:

15. ADJOURNMENT:

Motion to Adjourn: _____ Second: _____

Time: _____ P.M.