

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:

"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, Kelly, Long, Scriven, Mayor Kalaka-Adams, Attorney Arnette, Chief Officer Bascom, Borough Engineer Hoder, Police Chief Moore.

ABSENT: None

4. Councilman Bills made a motion to appoint Edward George Smack as Emergency Management Deputy Coordinator. Second by Councilman Keeler and approved by the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

A. OATH OF OFFICE: Mayor Kalaka-Adams swore in Edward George Smack as Emergency Management Deputy Coordinator.

5. Attorney Arnette read the following PROCLAMATION OF THE MAYOR:

**BOROUGH OF SEA BRIGHT
OFFICE OF THE MAYOR
PROCLAMATION
Municipal Clerks' Week
April 29 through May 5, 2007**

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants; and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, the Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Jo-Ann Kalaka-Adams, Mayor of the Borough of Sea Bright, do recognize the week of April 29 through May 5, 2007 as Municipal Clerks Week and further extend appreciation to our Municipal Clerk, Maryann M. Smeltzer, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent. Dated this 17th day of April, 2007 Jo-Ann Kalaka-Adams, Mayor.

6. Attorney Arnette called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of April 3, 2007. Councilwoman Fernandes moved to approve this Ordinance upon Second Reading.

A.

ORDINANCE NO. 6-2007
AN ORDINANCE AUTHORIZING THE INCLUSION OF
CHAPTER 204 ENTITLED VITAL STATISTICS
OF THE CODE OF
THE BOROUGH OF SEA BRIGHT

BE IT ORDAINED by the Mayor and Council of the Borough of Sea Bright that Chapter 204 entitled Vital Statistics shall include the following:

ARTICLE I: Marriages, Civil Unions, Domestic Partnerships, Birth, Death licenses and records.

A. The following is established as the fee to be paid for licenses:

- (1) Marriage License: \$28.00
- (2) Civil Union License: \$28.00
- (3) Domestic Partnership: \$28.00

B. The Registrar of Vital Statistics of the borough shall keep a record of all marriages, civil unions, domestic partnerships, births, and deaths and shall report to the appropriate authorities as required by law. The fee for certified or certification copies of marriages, civil unions, domestic partnerships, birth or death certificates shall be \$10.00 each.

C. For any search of files and records of marriages, civil unions, domestic partnerships, births or deaths when the correct year is supplied by the applicant, the Registrar shall be entitled to as provided by N.J.S.A. 26:8-64.

The above section shall be removed from Chapter 167 Section 167-4 and inserted into Chapter 204.

BE IT FURTHER ORDAINED that the following also be inserted into Chapter 204:

ARTICLE 2: Miscellaneous Fees and Services:

A. For marriage, civil union or domestic partnership ceremonies performed by the Mayor of Sea Bright the fee shall be \$500.00.

BE IT FURTHER ORDAINED, All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, If any part of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of the ordinance.

BE IT FURTHER ORDAINED, This ordinance shall take effect upon final passage and publication according to 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, Kelly, Keeler, 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 Councilwoman Fernandes.

Second by Councilwoman Long and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Keeler made a motion to approve Ordinance No. 6-2007 on its Third and Final Reading and advertise it according to law. Second by Councilman Scriven and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

B. Attorney Arnette called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of April 3, 2007. Councilwoman Fernandes moved to approve this Ordinance upon Second Reading.

ORDINANCE NO. 7-2007
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$340,000 FOR THE CONSTRUCTION AND RECONSTRUCTION OF ROADS, DRAINAGE IMPROVEMENTS, CURBING, AND SIMILAR INFRASTRUCTURE IMPROVEMENTS IN THE SOUTH WAY, VIA RIPA, WATERVIEW WAY AND NORTH WAY AREAS OF THE BOROUGH FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$171,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

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

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$340,000, such sum includes the sum of (a) \$160,000 expected to be received from a grant from the New Jersey Department of Transportation and (b) \$9,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$171,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$171,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for the construction and reconstruction of roads, drainage improvements, curbing, and similar infrastructure improvements in the South Way, Via Ripa, Waterview Way and North Way areas of the Borough, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$171,000.

(c) The estimated cost of the Improvements is \$340,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$171,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$80,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$171,000.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by 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 Councilwoman Bills and approved by the following vote:

AYES: Bills, Fernandes, Kelly, Keeler, 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 Councilwoman Fernandes.

Second by Councilwoman Long and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilwoman Fernandes made a motion to approve Ordinance No. 7-2007 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, Kelly, Keeler, Long, Scriven

NAYS: None

ABSTAIN: None

ABSENT: None

C. Attorney Arnette called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of April 3, 2007. Councilwoman Fernandes moved to approve this Ordinance upon Second Reading.

ORDINANCE 8-2007

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF
\$950,000 FOR THE DOWNTOWN INFRASTRUCTURE
IMPROVEMENT PROGRAM FOR AND BY THE BOROUGH OF
SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY
AND, AUTHORIZING THE ISSUANCE OF \$902,500 BONDS OR
NOTES OF THE BOROUGH FOR FINANCING PART OF THE
APPROPRIATION.**

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

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$950,000, such sum includes the sum of \$47,500 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$902,500 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$902,500 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for the Downtown Infrastructure Improvement Program which includes the construction and reconstruction of roads, drainage improvements, curbing, bulkheading, pump stations and similar infrastructure improvements in the Downtown area of the Borough, including the acquisition of easements, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$902,500.

(c) The estimated cost of the Improvements is \$950,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$902,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$902,500.

SECTION 10:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by 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 Councilwoman Bills and approved by the following vote:

AYES: Bills, Fernandes, Kelly, Keeler, 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 Scriven. Second by Councilman Kelly and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilwoman Fernandes made a motion to approve Ordinance No. 8-2007 on its Third and Final Reading and advertise it according to law.

Second by Councilwoman Keeler and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Councilwoman Long made a point of order regarding Ordinance 9-2007 and asked if there was a time limit for requiring rapid entry systems. Councilwoman Fernandes said that after the adoption of Ordinance 9-2007 it would be required within one year from the adoption date.

D. Attorney Arnette read by title only and Councilman Keeler introduced an Ordinance entitled.

**ORDINANCE 9-2007
AN ORDINANCE AMENDING CHAPTER 108 FIRE PREVENTION
REQUIRING RAPID ENTRY SYSTEMS IN VARIOUS
BUILDINGS AND STRUCTURES 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 May 1, 2007. Second by Councilwoman Bills and approved upon the following vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

E.

**ORDINANCE 10-2007
AN ORDINANC AMENDING ORDINANCE NO. 16-2005
STORMWATER CONTROL CHAPTER 130 LAND USE, ARTICLE
XVI
SURFACE WATER RUN OFF**

this Ordinance was moved to a future date.

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

Councilman Keeler asked for the removal of Item B April 3, 2007 Council Meeting Minutes from the Consent Agenda.

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

**RESOLUTION NO. 79-2007
PAYMENT OF BILLS 04-17-2007**

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$228,698.15 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.

00002	PERMADUR INDUSTRIES, INC.			
	07-0048	01/24/07	BLDGS/GRNDS-OSHA/ANSI INSPEC	OPEN 587.00
00006	AVAYA, INC.			
	07-0053	01/24/07	POLICE-2/Q/2007 BOX/MOD MAINT	OPEN 50.31
00015	LANIGAN ASSOCIATES, INC.			
	06-1313	10/31/06	POLICE DEPT-REPLACEMENT VESTS	OPEN 5,638.05
	06-1386	11/20/06	POLICE DEPT-VEST COVER	OPEN 81.60

				5,719.65
00027	SEABOARD WELDING SUPPLY, INC.			
	07-0013	01/23/07	DPW - 2007 CYLINDER RENTAL	OPEN 11.50
00063	CHESAPEAKE EXTERMINATING CO.			
	07-0411	04/02/07	BLDGS/GRNDS-2/1,3/1/07 EXTERM	OPEN 50.00
00135	COOPER ELECTRIC SUPPLY COMPANY			
	07-0196	02/15/07	BLDGS/GRNDS-2/15/07 GEN MAINT	OPEN 350.00
00198	COMCAST			
	07-0400	03/29/07	FIRE DEPT-INTERNET:4/5-5/4/07	OPEN 95.00
	07-0449	04/11/07	A&E-INTERNET:4/8-5/7/07	OPEN 95.00

				190.00
00275	M & S WASTE SERVICES, INC.			
	07-0416	04/03/07	MAR 2007 LANDFILL TIPPING FEES	OPEN 6,337.32
00300	NJ STATE ASSN CHIEFS OF POLICE			
	07-0377	03/27/07	POLICE DEPT-2007 CONFERENCE	OPEN 265.00
00305	GORCEY PLUMBING & HEATING, INC			
	07-0374	03/27/07	SEWER-BACKWATER PREVENTOR	OPEN 845.00
00340	MORRIS, KATHLEEN			
	07-0419	04/03/07	REC-REIMB:EASTER EGG HUNT	OPEN 69.60
00452	ACTION COMMUNICATIONS, INC.			
	06-0857	07/31/06	FIRE DEPT-PORTABLE RADIO	OPEN 469.60
	06-1118	09/26/06	FIRE DEPT-PORTABLE RADIO	OPEN 477.60
	06-1180	10/11/06	FIRE DEPT-SPEAKER MIKE	OPEN 161.00

				1,108.20
00483	DAVTECH ANALYTICAL SERV, INC.			
	07-0154	02/06/07	POLICE DEPT-BREATHALYZER SUPP	OPEN 601.49
00572	KALDOR LIGHTING			
	07-0369	03/26/07	POLICE DEPT-EMERGENCY LIGHTS	OPEN 350.00
00677	GULF OIL, LTD.			
	07-0398	03/29/07	GASOLINE - MARCH 2007	OPEN 2,653.44
00684	MONMOUTH ELECTRIC SERVICE, INC			
	06-1448	12/13/06	SEWER-VAPOR PROOF FIXTURES	OPEN 2,020.00
	07-0122	01/30/07	BLDGS/GRNDS-INSTALL METER PAN	OPEN 220.00
	07-0267	03/05/07	SEWER-REPLACE BALLASTS	OPEN 330.00

				2,570.00
00788	SCARINCI & HOLLENBECK, LLC			
	07-0439	04/10/07	LEGAL-2/12-3/8/07 SERVICES	OPEN 457.00
00895	JOHNNY ON THE SPOT, INC.			
	07-0442	04/10/07	PORTO-POTS - APR 2007	OPEN 520.39

00985	SEABOARD FIRE/SAFETY EQUIP CO.			
	07-0382	03/27/07	POLICE-INSPEC/RECHARGE EXT	OPEN 210.50
01150	W.W. GRAINGER, INC.			
	07-0365	03/23/07	BLDGS/GRNDS-WELDING HELMET	OPEN 34.56
01198	GUARANTEED PLANTS & FLORIST			
	06-1356	11/13/06	A&E-PLANTS FOR RE-ORG MEETING	OPEN 500.00
01285	THE HOME DEPOT			
	07-0360	03/22/07	DPW-PALLET:BLACKTOP PATCH	OPEN 447.44
01320	DEMAIO, R.N., d/b/a			
	07-0375	03/27/07	BLDGS/GRNDS-15 CASES:TRASH BAG	OPEN 972.90
	07-0394	03/28/07	BLDGS/GRNDS-TOWELS/TOILET TISS	OPEN 333.88

				1,306.78
01403	TREASURER, STATE OF NEW JERSEY			
	07-0408	04/02/07	1/Q/2007 MARRIAGE LICENSE FEES	OPEN 75.00
01408	AT & T			
	07-0399	03/29/07	COURT-03/18/07 BILL-VIDEO CONF	OPEN 20.53
01493	COOPERATIVE INDUSTRIES, L.L.C.			
	07-0448	04/11/07	JAN 2007 NATURAL GAS	OPEN 5,628.41

				5,628.41
01526	JCP & L			
	07-0450	04/12/07	MAR 2007 ELECTRIC SERVICE	OPEN 8,017.14
01561	RESCORL, MAXINE			
	07-0412	04/03/07	P/L BOARD-REIMB:FRUIT BOX	OPEN 36.20
01578	AMERICAN MESSAGING			
	07-0405	03/30/07	DPW-APR 2007 PAGER SERVICE	OPEN 42.80
01734	CLARE, LESLIE			
	07-0260	02/28/07	REC DEPT-LINE DANCING/PARTY	OPEN 500.00
01786	ALVA PLASTIC PRINTING			
	07-0240	02/27/07	BEACH-(600) 2007 SEASON BADGES	OPEN 325.00
01957	BENEMAX BENEFIT MANAGEMENT CO.			
	07-0425	04/04/07	04/07 INSUR/EE' HEALTH MGMT	OPEN 324.00
01984	AVAYA, INC.			
	07-0068	01/24/07	A&E-2/Q/2007 PHONE MAINT	OPEN 211.80
02008	E.J. SCHUSTER'S OFFICE SUPPLY			
	07-0293	03/09/07	MULTI DEPTS-OFFICE SUPPLIES	OPEN 359.60
02023	JEWISH COMMUNITY CENTER			
	07-0227	02/26/07	BEACH-USE OF SWIMMING POOL	OPEN 200.00
02030	RIVERFRONT CAFE			
	07-0183	02/13/07	REC-FOOD:3/23 LINE-DANCE PARTY	OPEN 179.00
02054	POWERHOUSE SIGN WORKS			
	07-0328	03/16/07	FIRE DEPT-LETTERING & STICKERS	OPEN 125.00
02061	VERIZON WIRELESS			
	07-0441	04/10/07	BLDG/FIRE/COURT:4/4-5/3 CELL	OPEN 150.78
02076	LOC PUMP & EQUIPMENT, INC.			
	07-0075	01/24/07	SEWER-6 AIR FILTERS	OPEN 274.00
	07-0283	03/06/07	SEWER-BUBBLER AIR MONITOR	OPEN 985.00

				1,259.00
02128	U.S. FILTER WASTEWATER			
	07-0364	03/23/07	SEWER-800 GALLONS:BIOXIDE	OPEN 1,598.00
02177	WALSH, JOAN			
	07-0444	04/11/07	LIBRARY-REIMB:4/10 DVDS	OPEN 186.21
02188	NJ GRAVEL & SAND COMPANY, INC.			
	07-0186	02/14/07	DPW-22 TONS:BULK ROCK SALT	OPEN 1,935.00
	07-0202	02/16/07	DPW-22 TONS:BULK ROCK SALT	OPEN 1,935.00
	07-0327	03/16/07	DPW-7 TONS:BULK ROCK SALT	OPEN 765.00

				4,635.00
02189	SHARP ELECTRONICS CORPORATION			
	07-0150	02/05/07	POLICE-2007 COPY MACHINE LEASE	OPEN 148.19
02194	THE COURIER			
	07-0001	01/22/07	MUNI CLERK-BLANKET:ADS	OPEN 156.51
				31,320.00
				2,125.00
				10.00
				25,557.00
				<u>120,272.80</u>
GRAND TOTAL				228,698.15

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 80-2007**

WHEREAS, Mr. David M. Mayer had posted a Planning Board escrow in the amount \$500.00 for a Planning Board application.

WHEREAS, The Finance Manager has indicated that the unused Planning Board escrow may now be refunded after Mr. David M. Mayer has withdrawn his application from the Planning Board.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize the return of the unused Planning Board escrow in the amount of \$500.00 to David M. Mayer of 14 Victoria Lane, Mahwah, NJ 07430

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 84-2007
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for **Seasonal Beach Cleaners** (hourly) within the Borough of Sea Bright.

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 rate of pay as specified below:

Paul C. Sacco

Salary \$12.50 (HOURLY) Effective 4-15-07 thru 10-15-07

Rob William Thorp

Salary \$12.50 (HOURLY) Effective 5-1-2007 thru 8-30-2007

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Beach - Salary and Wages appropriation for the purpose stated herein.

MICHAEL J. BASCOM, CFO

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

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

**RESOLUTION NO. 85-2007
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 April 17, 2007:

<u>DISPATCHER</u>	<u>HOURLY RATE</u>
Travis M. Morgan	\$8.00 per hour

<u>POLICE MATRON</u>	<u>HOURLY RATE</u>
Kerry Gowan	\$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 Fernandes and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 88-2007
AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS**

WHEREAS, pursuant to the New Jersey Uniform Fire Code, NJAC 5:70-3.2(a)31, F-3101.3, the Mayor and Council of the Borough of Sea Bright hereby authorize the public display of fireworks on July 4, 2007 with a rain date of July 5, 2007; and

WHEREAS, there is also a need for a municipal official to be in charge of the July 4, 2007 fireworks display which would include, but not be limited to having the authority to state what areas in the municipal lot and beach are to be closed off in accordance with fire safety regulations and when the fireworks should be started or postponed.

NOW, THEREFORE, BE IT RESOLVED, that the public display of fireworks is hereby authorized by the Governing Body of Sea Bright to be held on July 4, 2007 with a rain date of July 5, 2007.

BE IT FURTHER RESOLVED that the Type 3ii Fireworks Display Permit Fee in the sum of \$331.00 shall be waived in this case.

BE IT FURTHER RESOLVED that the Fire Official and Borough Clerk shall insure that all applicable regulations are enforced, all required permits are obtained and all necessary insurance documents filed.

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

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

**RESOLUTION NO. 81-2007
BOROUGH OF SEA BRIGHT
AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH
STEPHAN J. MIRANTI AUCTION LIQUIDATION SERVICES TO CONDUCT A
PUBLIC AUCTION OF PROPERTY NO
LONGER OF USE TO THE BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright has a need to acquire professional services of an auctioneer as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5 as appropriate; and

WHEREAS, the Borough of Sea Bright has declared certain vehicles and equipment as surplus and no longer of use to the Borough; and,

WHEREAS, the Governing Body wishes to participate in an auction with Tinton Falls Borough to dispose of the surplus vehicles and equipment; and,

WHEREAS, the Borough of Tinton Falls has awarded a contract to Stephan J. Miranti Auction Liquidation Services and the Borough of Sea Bright wishes to participate in this joint auction; and,

WHEREAS, the Local Public Contract Law, N.J.S.A. 40A:11-6.1, requires that the resolution authorizing the award of contracts for "Extraordinary Unspecifiable Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED, BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT THAT:

1. The Mayor and the Municipal Clerk be and are hereby authorized to execute an agreement with Stephan J. Miranti Auction Liquidation Services to conduct a public auction, on Saturday, May 5, 2007 at 10:00 a.m. at the Borough of Tinton Falls Department of Public Works Yard, Tinton Falls, NJ of surplus vehicles and equipment no longer needed for public use by the Borough of Sea Bright at a 7.5% commission of the gross sales plus a proportionate share of the advertising and out of pocket expenses not to exceed \$500.00.

2. This appointment is awarded without competitive bidding as an 'Extraordinary Unspecifiable Service in accordance with N.J.S.A. 40A:11-8.1 of the Local Public Contracts Law.

3. A copy of this resolution shall be published in the Courier as required by the law within 10 days of its passage.

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

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

**RESOLUTION NO. 82-2007
BOROUGH OF SEA BRIGHT**

WHEREAS, there are certain vehicles and equipment owned by the Borough of Sea Bright which are no longer of use to the Borough and the Borough Council have recommended that they be sold; and

WHEREAS, Local Public Contracts Law N.J.S.A. 40A:11-36 requires authorization of municipal surplus via the adoption of a Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the Borough Clerk be authorized to dispose of the following items of municipality owned property not needed for public use through the process of a public auction to be held on Saturday, May 5, 2007 at 10:00 a.m. at the Borough of Tinton Falls Department of Public Works Yard, Tinton Falls, NJ.

Items belonging to the Borough of Sea Bright for public auction are as follows:

2000 Yamaha ATV
4 wheel/off road
VIN No. JY4AJ02W6YA022477
Engine No. J303E-023286
Series No. YFM600FMGR
Condition - Poor

Other Equipment:

NEC computer processor P5114
NEC Computer Monitor/keyboard

Second Councilwoman Fernandes and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO. 83-2007**

WHEREAS, the Borough of Sea Bright desires to apply for and obtain a grant (Grant Application#2007-04575-2576) from the New Jersey Department of Community Affairs for approximately \$2,602.33 to carry out a project to reimburse the Borough of Sea Bright for Domestic Violence training and for the purchase of a digital projector and screen for future Domestic Violence training for Sea Bright Police Officers.

WHEREAS, that the Mayor and Council of the Borough of Sea Bright hereby authorize the application for such grant; and,

WHEREAS, that the Mayor and Council of the Borough of Sea Bright recognizes and accepts that the Department may offer a lesser or greater amount; and,

WHEREAS, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between

BOROUGH OF SEA BRIGHT

and

THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS.

NOW, THEREFORE, BE IT RESOLVED, that the person whose name, title, and signature appear below are authorized to sign the application, and that they or their successor in said title are authorized to sign the agreement, and any other documents necessary in connection therewith.

JO-ANN KALAKA-ADAMS
Mayor

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

B. Councilman Keeler asked to have the words "proposals concerning Ocean Avenue" inserted to Page Eleven of the April 3, 2007 Council Meeting Minutes. Councilman Keeler made a motion to approve the amended April 3, 2007 Council Meeting Minutes. Second by Councilman Long and adopted upon the following roll call vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

7. OLD BUSINESS:

Councilwoman Fernandes said she would prefer a permanent solution regarding cell phone service. The thirty thousand dollars of revenue received by Verizon would not enrich the town to any degree, but it might take the beauty away from the ocean front and the cell tower would be in everyone's view.

Mayor Kalaka-Adams said that during the past three days of the storm Emergency Management said that their cell phones were ineffective due to dropped calls. They were not able to contact the County Office of Emergency Management in Freehold. During last weekend, there was a power outage and the Police Department was not able to use their radios. Their only mode of communication was the cell phones. The Mayor said that they continue to seek a permanent cell tower solution, but, right now Sea Bright needs something now and the thirty thousand dollars revenue to the town is a plus. The benefit outweighs any type of negativity we might feel about the cell tower.

Councilwoman Long said that this was an emotional argument because of the recent Nor'Easter. The lack of cell phone service is not a new problem in Sea Bright. Councilwoman Long said that she was in agreement with Councilwoman Fernandes' point about the time it took to prepare a bid for a temporary tower we could have prepared a bid for a permanent cell tower.

Mayor Kalaka-Adams said installing a permanent cell tower now would not be a wise decision because a permanent tower could not be re-located. Our possible plans for the Beach front community is to have the cell tower hidden within a building and then it would be permanent.

Councilwoman Fernandes said that she did not feel comfortable voting in favor of a temporary cell tower because all the options were not explored.

Councilman Keeler said that he has distributed pictures and specifications for the cell tower during various meetings both at Finance and Council Meetings. There has been active discussion weighing the advantages and disadvantages of acquiring a cell tower. Councilman Keeler attended two meetings with the cell company's representatives concerning locations. The technical evaluation meeting included going to River Street and doing an engineering survey of that property. They considered placing a permanent tower at that location. Our Smart Growth advisor, Ken Bowers recommended against it as he felt it would be better located at the Beach front and away from residents. Beach front improvement plans are in the works and that is going to take a considerable amount of time to be finished and this will require careful thought and decision making. That is why a temporary cell tower would be more well suited than a permanent fixture at this time. The proposals for obtaining a Cell Tower came from Emergency Management, Fire Police and the First Aid. There are problems with emergency services and communications. These departments have their own phones but what worries them are the people who need help on the beach or boat emergencies. We have been informed that many people moving into Sea Bright do not have land line phones and they rely on cell phones. A cell tower is necessary to improve emergency services.

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

**RESOLUTION NO. 77-2007
BOROUGH OF SEA BRIGHT
AWARD OF CONTRACT
FOR LAND LEASE FOR THE PLACEMENT OF A
CELL ON WHEELS (COW)**

WHEREAS, sealed proposals for land lease for the placement of a wireless telecommunications Cell on Wheels (COW) with a 60' pole, and ancillary wireless telephone support equipment 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 that a contract be awarded to the following:

**NEW YORK SMSA LIMITED PARTNERSHIP
D/B/A VERIZON WIRELESS
141 INDUSTRIAL PARKWAY
BRANCHBURG, NEW JERSEY 08876**

for the bid amount offered per year in the sum of \$30,000.00 for leasing land for the placement of a Cell on Wheels.

BE IT FURTHER RESOLVED that the Lease term shall be one (1) year with a one (1) year renewal option, for a maximum of two (2) years. There shall be a yearly increase in rent by 3%.

BE IT FURTHER RESOLVED that the commencement of rent shall be due upon receipt of all required permits to begin construction or 30

days after the bid due date, whichever occurs first, unless there is an extension expressly granted by the Borough.

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

AYES: Bills, Keeler, Kelly, Mayor Kalaka-Adams

NAYS: Fernandes, Long, Scriven

ABSTAIN: None

ABSENT: None

B. Discussion: Fair Market Valuation of Block 7 Lot 9. Councilman Keeler said that this concerns the selling of Donovan's property. Before we can negotiate purchasing the property we need to attain its fair market valuation. We received two requests for appraising and the lowest price is \$2,500.

Councilman Keeler said the Borough Hall property has restrictions that were pointed out during the Smart Growth study. Also, parking currently used on Donovan's property could become unavailable to us with a new owner. The Smart Growth plan proposes building a new Borough Hall in the main municipal parking lot. The costs would be about 3 ½ million. The present Borough Hall building could be renovated and extended and this would be less expensive. It is the question of purchasing Donovans' property or renovating Borough Hall and weighing those costs. The first step is to have Donovan's property appraised.

Councilman Keeler said that the newly acquired property could benefit as an extension of Sea Bright's Beach. The eighty-two parking spaces could be used in conjunction with the parking spaces behind Borough Hall. This could modestly enhance our beach revenues. The revenues that we would get should we lease the new property would compensate us for the tax loss from coming off the tax books. It would be a modest contribution toward the carrying cost of the bond.

Councilwoman Long said that if there is merit to this and there would be a net gain of 82 parking spots and a potential expense saved from building a new facility by renovating the existing Borough Hall. We could lose if we should give them their asking price of 4.5 million which would come from the tax rolls. Indirectly it may have a benefit with Shore Regional which remains to be seen. Councilwoman Long said that her priorities do not include purchasing the property.

Mayor Kalaka-Adams said that from a business standpoint hiring an appraiser for \$2,500 is relatively a good investment.

Councilman Keeler made a motion to award appraiser services to Steward Appraiser Company not to exceed \$2,500.00. Second by Councilman Kelly and adopted upon the following roll call vote:

AYES: Bills, Fernandes, Keeler, Kelly, Scriven

NAYS: Long

ABSTAIN: None

ABSENT: None

8. NEW BUSINESS:

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

RESOLUTION NO. 86-2007 BOROUGH OF SEA BRIGHT

WHEREAS, NJSA 40A:4-8 provides that the budget be read by title only at the time of the Public Hearing if a resolution is passed by not less than a majority of the full Governing Body, providing that at least one week prior to the date of hearing a complete copy of the

approved budget as advertised has been posted in Borough Hall and copies have been made available by the Clerk to persons requiring them; and

WHEREAS, these two conditions have been met.

NOW, THEREFORE, BE IT RESOLVED that the budget shall be read by title only.

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

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 Councilman Kelly and approved by the following voice vote:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO.87A-2007**

WHEREAS, the local municipal budget for the year 2007 was approved on the 20th of March, 2007, and

WHEREAS, the public hearing on said budget has been advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, that the following amendments to the approved budget of 2007 be made

	From	To
<u>Current Fund</u>		
<u>Appropriations</u>		
Operations within Caps		
Employee Group Health	\$ 355,000.00	\$ 343,192.00
Total Operations within Caps	3,282,060.00	3,270,252.00
Detail:		
Other Expenses	1,599,160.00	1,587,352.00
H-1 Total General Appropriations within Caps	3,369,868.80	3,358,060.80
<u>Operations Excluded from Caps</u>		
Employee Group Health	-	11,808.00
Total Other Operations Excluded from Caps	195,409.80	207,217.80
Total Operations Excluded from Caps	208,437.89	220,245.89
Detail:		
<u>Other Expenses</u>	208,437.89	220,245.89
H-2 Total General Appropriations for Municipal Purposes Excluded from Caps	846,902.47	858,710.47
<u>Beach Utility Fund</u>		
<u>Revenues</u>		
2006 Appropriation Reserves	10,000.00	-
Miscellaneous Revenue Anticipated	-	6,000.00
Total Beach Utility Revenues	295,124.00	291,124.00
<u>Appropriations</u>		
Salaries and Wages	176,444.00	172,444.00
Total Beach Utility Appropriations	295,124.00	291,124.00

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local

Government Services for his certification of the local municipal budget so amended.

BE **IT FURTHER RESOLVED**, that this amendment be advertised in the Courier on April 26, 2007.

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

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

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 87B-2007
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$3,234,931.66 (Item 2 below) for municipal purposes; and

(b) \$0 (Item 3 below) for School Purposes in Type 1 School Districts Only (NJSA 18A:9-2) to be raised by taxation; and

(c) \$0 (Items 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (NJSA 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.

(d) \$ 0 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

SUMMARY OF REVENUES

1.	General Revenues	
	Surplus Anticipated	\$ 517,500.00
	Miscellaneous Revenues	
	Anticipated	\$ 642,150.06
	Receipts from Delinquent Taxes	\$ 172,189.55
2.	AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11	\$3,234,931.66
3.	AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICT ONLY:	
	Item 6, Sheet 42	\$ -0-
	Item 6, (b) Sheet 13 (NJSA 40A:4-14)	\$ -0-
	Total Amount to be Raised by Taxation for Schools in Type I School Districts Only	
4.	To be added to THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOL IN TYPE II SCHOOL DISTRICTS ONLY:	
	Item 6(b), Sheet 13 (NJSA 40A:4-14)	
	TOTAL REVENUES	\$ 4,566,771.27
5.	GENERAL APPROPRIATIONS	

Within "CAPS"

(a&b) Operations Including Contingent \$ 3,271,252.00
(e) Deferred Charges and Statutory
Expenditures - Municipal \$ 86,808.80

Excluded from "CAPS"

(a) Operations - Total Operations
Excluded from "CAPS" \$ 220,245.89

(c) Capital Improvements \$ 50,000.00
(d) Municipal Debt Service \$ 572,464.58
(e) Deferred Charges - Municipal \$ 16,000.00
(m) Reserve for Uncollected Taxes
(Include Other Reserves if Any) \$ 350,000.00

6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL
DISTRICTS ONLY (NJSA 40A:4-13)

Total Appropriations \$ 4,566,771.27

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 17^h day of April 2007. It is further certified that each item of revenue and appropriation is set forth in the same title as appeared in the 2007 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

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

9. MONTHLY REPORTS FOR APRIL 2007:

A. Municipal Clerk

Councilwoman Fernandes said that regarding what was written in the Municipal Clerk's report that the Professional Contract for the Borough Attorney was not signed. Councilman Keeler said he would handle that with Attorney Arnette.

B. Chief of Police

C. Library Director

D. Municipal Court Administrator

E. Tax Collector

F. Chief Financial Officer

G. Recreation Director

10. CORRESPONDENCE AND COMMUNICATIONS:

A. Sewerage System Operations & Maintenance Report-February 2007.

B. Request from Martin A. McGann, Jr., Esq. for Engineering final inspection for Jesuits of St. Peter's College. Councilwoman Fernandes said that we have to wait to hear from Engineer Hoder regarding this request.

C. Monmouth County Regional Health Commission minutes of January 17, 2007.

11. COMMITTEE REPORTS:

B. Beach/Environment/Cultural Arts: Councilman Scriven said the damage to the beach due to the N'oreaster is severe and the extent of the damage will not be known till after the storm has run it's course. The Fish and Wildlife staff and volunteers had the nesting areas and sea beach aramanth areas roped off on the beach around April 7, 2007. They have lost all their protective fencing which has to be replaced. There were no damages to nesting areas because the birds have not settled in and the vegetation has not started to grow.

Councilman Scriven said that at the next Council Meeting the adjusted beach attendant staff salary guide will be corrected because of the new minimum wage rules.

Councilman Scriven said that there is a photography exhibit at the Library depicting Lighthouses from all over the United States. On May 20th there will be a jazz concert and more details will be available at the next meeting.

B. Public Works/Building Maintenance/Beautification:

Councilwoman Fernandes reported that the Public Works Committee had a meeting with Engineer Hoder earlier this evening.

Councilwoman Fernandes said that on April 10, during a meeting with Chief Moore and Lt. Sorrentino there were discussions regarding building upgrades required in order to comply with the court security plan. We need to make some of these upgrades even if we consolidate our court with another municipality.

Councilwoman Fernandes said that the generator in police headquarters failed during the storm and Public Works will be replacing the generator in the Sea Bright Police Department.

Councilwoman Fernandes reminded everyone to support the Beautification Team by sending contributions to Borough Hall. She thanked those who have already sent a donation.

The Beautification Committee started the spring plantings of Hollywood Junipers and Primroses in the flower pots throughout downtown.

Jersey Central Power and Light has notified us that they do not permit vertical banners, but they do allow horizontal banners. Councilwoman Fernandes said that she was told by Mayor Kalaka-Adams that other municipalities have all agreed not to hang banners so there will be no banners for the Breeders' Cup. The Committee will work on obtaining the necessary permits for a horizontal holiday banner/lights.

The Planning/Zoning Board has approved the River Street Realty application (a/k/a Sea Bright School) for 13 condominium units. The resolution provides for a Developers Agreement which will be prepared by Attorney Arnette.

Councilwoman Fernandes said that she and Councilmembers Long, Scriven, Attorney Arnette met with Assemblyman Panter regarding their concerns for the Highlands Bridge project on April 13. Assemblyman Panter said that he would be writing some letters and advised us accordingly.

Councilwoman Fernandes commended Public Works Director Bahrle and his crew for their excellent job in cleaning the town and dealing with the pump station alarms during the April 15-16 storm.

C. Personnel/Office Administration/Court/Public Relations:

Councilman Kelly said that the Borough Staff attended an in-house instant command training conducted by Pete Lang, Emergency Management Official

The Memorial Day service is scheduled for May 28, 11 a.m. at the Fire House and food and beverages will be offered after the service.

Councilman Kelly reported that the new video-conferencing is getting favorable feedback and next month they will be video-conferencing an inmate from a Pennsylvania State prison.

The Sea Breeze is going to print and Felecia Stratton and Joan Osgoodby have made great progress and improvements with putting in a lot of time. The costs for printing has come down considerably by going to another printing company.

D. Finance/Insurance/Flood Control/Capital Projects:

Councilman Keeler said that regarding the adopted budget the actual increase in appropriations is 1/10 of 1 percent or about \$4700.00 or \$4800.00. The tax increase is about 6.4 % the reason between the two is because we had a lawsuit coming from the recent reassessment of properties in Sea Bright and several of the businesses challenged the assessment, unfortunately we lost and therefore we had to adjust the budget. We anticipated revenues that we do not have and there were significant reductions in the assessed value. Most of the department heads came in with lower operating budgets. The major costs increase was police pension which is about \$45,000. and that is the result of the State letting that go for several years in the past and now they are catching up. The health benefits here in Sea Bright as well as in other towns are up also approximately \$27,000 and he thanked CFO Bascom for his work on the budget.

E. Fire & First Aid/Emergency Management/Code Enforcement/Recreation:

Councilwoman Bills commended the Fire Department and the Emergency Management officers on their tremendous effort in being prepared for a storm.

The annual Easter egg hunt had over two thousand eggs and over two hundred people and it was a great success. Former Councilman Craig was the Easter bunny.

There will again be line dancing classes starting May 3 through June 7, Thursday nights from 7-8:30 pm and this will be a \$30.00 fee. The summer events have been listed in the The Sea Breeze.

We are focusing on future projects for example a possible skateboard park and replacement of the playground through grant funding and other donations.

F. Police/Education/Grants: Councilwoman Long reported that the Police Department received over a thousand service calls during March compared to 850 of last year. The speed control enforcement is ongoing and the enforcement details have been increased with the advent of warm weather and more people out. The policy is to educate and not persecute drivers regarding Sea Bright's speed limit. For example, 209 drivers were stopped for speeding and 69 received a summons during March.

The seasonal lower speed limit for Ocean Avenue goes into effect May 15 to September 15. The speed will be 35 mph in the 40 mph zone north of the Rumson Bridge, 35mph in the present 40 mph south of Marius Lane and it remains 35 mph in the center of town. New signs reflecting the lower speed limit need to be ordered and plans to warn motorists are taking place.

The Department of Transportation's plans to work on our new crosswalks last year was never finished. We are still waiting for pedestrian signs with arrows for the crosswalks at Mountainview, Via Ripa, the Quay on the southbound side, Shrewsbury Way, Peninsula Avenue, Church Street, New Street, Village Road, 1343 Ocean Avenue, Imbrie Place, Island View Way and at Sunrise. Councilwoman Long said she has followed up extensively with the Assistant Commissioner's office to have this project completed.

Councilwoman Long said regarding speed control there has been discussion with making the side streets safer. There have been many

complaints from residents who live at the more narrow side streets about motorists speeding down these very narrow streets. This is particularly dangerous with small children playing. Temporary speed bumps have been installed by Public Works as a deterrent. There is a pilot speed bump program on Beach Street. The bumps can be removed during the winter.

Residents in that area have been very happy with the speed bumps. Should this continue to prove successful we will incorporate more streets in the program.

The digital video recorders have been installed in all the patrol cars and are used for all service calls. The procedures for the recorders have been adopted as a standard operating procedure. They will be used for traffic stops during the time the violation is observed until the stop concludes. It will be used for sobriety testing, criminal vehicle stops, stranded motorists and other instances that the police believe should be recorded.

Councilwoman Long commended Chief William S. Moore for getting involved by joining the Police Accreditation Program, a three-year program that all the police department practices and procedures are evaluated. This will mean reduced liability insurance for Sea Bright and reduce exposure to lawsuits and risks. It increases employee input and interaction and it expends our accountability to the public and the Governing Body. It helps to improve methods for providing services.

Councilwoman Long said that the Police generator should be replaced. The generator worked prior to the storm when it was tested by Captain Spahr. But, during the storm the generator was not working and the following day after the storm Public Works checked the generator and it worked. The generator is no longer reliable and hopefully this matter will be dealt with soon.

Councilwoman Long reminded everyone to vote for the school election. The budget is at stake and there is a very modest increase in the Sea Bright School Board budget. We have 77 students in the lower schools and the budget on the ballot is 1.1 million. The Shore Regional increase is about \$927,000 this year and this increases their budget to about 1.8 million. Largely due to salaries, benefits, transportation and tuitions for those who attend TC Vo-Tech.

Councilwoman Long said that she and Councilman Keeler attended a presentation given by school officials regarding the budget and we feel that it is a fair budget. We could probably make some line adjustments in some areas to reduce the budget but the problem is that we see another jump in our percentage share. Last year we paid 12.7% of the total Shore Regional budget, this year because of the increase of Sea Bright's property value we pay 14.4% of the budget, which comes to about 5.4 cents, increase for all taxpayers. We have 24 students in the school out of a total population of 747 students. The average cost per pupil is \$13,371. We are paying about five to six times that. Oceanport has one third of the student population in Shore Regional and they pay 25% of the budget. The cost that we share is based on property value instead of consumption of services.

Councilwoman Long said that they are trying to find grants to fund for buildings and playgrounds etc.

Councilwoman Fernandes said that the developer's agreement for the School building includes playground equipment and Attorney Arnette will be working on that.

Mayor Kalaka-Adams said that she and Councilwoman Long have discussed the problems Sea Bright faces regarding tractor-trailers traveling through town. The New Jersey State Police Department Commercial Carrier Unit will be considering placing a temporary truck weight

station to see if the trucks are in compliance. There have been complaints of houses shaking on Ocean Avenue and the type of damage that these trucks are causing.

Mayor Kalaka-Adams thanked the Emergency Management for doing a fabulous job most particularly Chad Murphy, Edward Freidman, Pete Lang, Jim Forsman, Pat Mason and Edward Smack. The Mayor said that she spoke with the Acting Coordinator of the County Office of Emergency Management and he was extremely impressed with Sea Bright's Emergency Management team's performance.

Mayor Kalaka-Adams said that she was in contact with Mayor Lucille Chaump of Oceanport regarding the sharing of recycling services. The Recreation department is considering putting a skateboard park where the Recycling Center is currently located.

Further, both Mayors are in agreement for doing a study on combined police services.

12. REMARKS FROM THE AUDIENCE:

Jim Parla, a resident of Highlands asked about a recent meeting with Assemblyman Panter regarding the Highlands Bridge.

Councilwoman Fernandes said that she initiated the meeting with the Assemblyman and wrote e-mails to all the representatives that are on the Transportation Committee. They are Assemblyman Panter, Assemblywoman Beck, Assemblyman Kean and Senator Karcher.

Jim Forsman, resident of 10 E Church Street and a member of Sea Bright Fire Department and First Aid thanked the Emergency Services for their great work during the storm. He said that replacing the police generator should be addressed, the temporary cell tower would give the emergency services added tools and capabilities for the public good.

12. ADJOURNMENT: There being no further business before the Governing Body. Councilman Kelly made a motion to adjourn the meeting at 8:34 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Suzanne Branagan
Administrative Assistant