

**AGENDA
SPECIAL MEETING
BOROUGH OF SEA BRIGHT**

OCTOBER 15, 2015 (Thursday)

SEA BRIGHT, NEW JERSEY

CALL MEETING TO ORDER: 8:30 am

PLEDGE OF ALLEGIANCE

COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)

Good Evening Ladies And Gentlemen,

48 Hour Notice Requirement:

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 the 48 hour notice requirement for this meeting has been met. A copy of the agenda has been forwarded to the Asbury Park Press and The Link News on October 8, 2015 and posted on the bulletin board in the Borough office. This meeting is open to the public.

ROLL CALL:

Councilmember (s) BILLS____ KEELER____ KELLY____ LAMIA ____
LECKSTEIN ____ ROONEY____

Mayor LONG ____

INDIVIDUAL ACTION

Resolutions:

Councilmember _____ offered a motion to approve Resolution No. 145-2015; seconded by Councilmember _____

No. 145-2015 Authorizing Settlement With The Two Rivers Water Reclamation Authority

Vote: Bills____ Keeler____ Kelly____ Lamia____ Leckstein ____ Rooney____

Councilmember _____ offered a motion to approve Resolution No. 147-2015; seconded by Councilmember _____

No. 147-2015 Approval of the Ocean Avenue Streetscaping Project and Authorization to Advertise for Bids

Vote: Bills____ Keeler____ Kelly____ Lamia____ Leckstein ____ Rooney____

Councilmember _____ offered a motion to approve Resolution No. 148-2015; seconded by Councilmember _____

No. 148-2015 Authorizing JCP&L to Temporarily Locate a Sub-station on Borough Property

Vote: Bills____ Keeler____ Kelly____ Lamia____ Leckstein ____ Rooney____

ADJOURNMENT:

Councilmember _____ offered a motion to Adjourn the Special meeting;
second by Councilmember _____ :

Vote: Bills____ Keeler____ Kelly____ Lamia ____ Leckstein____ Rooney____

RESOLUTION NO. 145-2015
AUTHORIZING SETTLEMENT WITH THE
TWO RIVERS WATER RECLAMATION AUTHORITY

Councilmember offered the following resolution and moved for its adoption; seconded by
Councilmember :

WHEREAS, the Two Rivers Water Reclamation Authority ("the Authority"), formerly known as the Northeast Monmouth County Regional Sewerage Authority, provides sewage transportation and treatment services to the Borough of Sea Bright pursuant to an Agreement the parties entered into in 1968 ("Customer Agreement"); and

WHEREAS, Authority's service area is made up of both member towns and customer towns, the Borough of Sea Bright being one of the Customer Towns; and

WHEREAS, in 2012 questions were raised regarding the annual charges assessed to the Customer Towns by the Authority; and

WHEREAS, in 2012, in the best interests of its residents, the Borough of Sea Bright Resolved to engage in litigation with the Authority as respects its billing practices and the annual charges assessed by the Authority; and

WHEREAS, following extensive litigation and intense negotiations, the parties have come to an agreement to resolve all outstanding claims and have set the terms and conditions of the resolution down in the attached Agreement and Mutual Release, which is incorporated herein by reference; and

WHEREAS, the Governing Body is of the opinion that it is in the best interests of the residents of the Borough of Sea Bright to authorize and enter into the attached Agreement and Mutual Release with the Authority;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length and that the attached Agreement and Mutual Release is approved; and

BE IT FURTHER RESOLVED that the Mayor be and is hereby authorized and directed to enter into the attached Agreement and Mutual Release thereby resolving any and all claims with the Two Rivers Water Reclamation Authority according to the terms and conditions set forth in the Agreement and Mutual Release; and

BE IT FURTHER RESOLVED, that upon receipt of the fully executed Agreement and Mutual Release from all parties, the Governing Body does hereby instruct its counsel to file a Stipulation of Dismissal, with prejudice, of all claims against the Authority, in the form attached to and referenced in the Agreement and Mutual Release.

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

October 15, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 15, 2015.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 147-2015
APPROVAL OF THE OCEAN AVENUE STREETSCAPING PROJECT
AND AUTHORIZATION TO ADVERTISE FOR BIDS

Councilmember introduced and offered the following Resolution for adoption; seconded by
Councilmember :

WHEREAS, the Borough received a grant that includes the preparation of Planning, Design, Engineering and Grant Administrative Services for the Borough's Ocean Avenue Streetscaping Project in the amount of \$1,340,160 from the New Jersey Economic Development Authority; and

WHEREAS, the Borough of Sea Bright had a need for professional services for assistance with the preparation of Planning, Design, Engineering and Grant Administrative Services for Ocean Avenue Streetscaping Project for the Borough; and

WHEREAS, request for proposals for professional services for the preparation of Planning, Design, Engineering and Grant Administrative Services in a fair and open contract were advertised on January 21, 2015 and ten proposals were received on February 10, 2015; and

WHEREAS, on March 12, 2015 the Borough approved Resolution No. 60-2015 awarding T&M Associates the contract for the preparation of Planning, Design, Engineering and Grant Administrative Services in the amount of \$127,272; and

WHEREAS, T&M Associates presented the completed Streetscape plan to the Governing Body at the regular meeting of October 6, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby approve the Ocean Avenue Streetscape Plan as submitted by T&M Associates dated October 6, 2015; and

BE IT FURTHER RESOLVED, that the Borough Council hereby authorizes the Borough Clerk to advertise for bids for the aforesaid project to be received by the Borough Administrator in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, New Jersey on a date to be determined.

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the submission of any and all regulatory permit applications necessary for the commencement and completion of the Streetscaping Project; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. T&M Associates
2. Finance Manager
3. Sustainable Sea Bright Committee

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

October 15, 2015

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Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 148 -2015
AUTHORIZING JCP&L TO TEMPORARILY LOCATE
A SUB-STATION ON TO BOROUGH PROPERTY

Councilmember _____ introduced and offered for adoption the following resolution;
seconded by Councilmember _____ :

WHEREAS, the Governing Body of the Borough of Sea Bright received a request from Jersey Central Power & Light (JCP&L) for authorization to temporarily locate a sub-station on borough property in order to make necessary repairs to the existing sub-station; and

WHEREAS, the proposed temporary site of the sub-station is on borough property at 19 River Street, Block 16, Lot 23; and

WHEREAS, the proposed duration of the temporary location is approximately six (6) months; and;

WHEREAS, the Borough of Sea Bright has determined that it is in the best interest of residents to allow JCP&L use of the above mentioned property in order to ensure uninterrupted service; and

WHEREAS, JCP&L will assume the responsibility of installing and maintaining the sub-station without cost or burden to the Borough of Sea Bright and will sign all releases and indemnifications provided to them by the borough attorney.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Borough Council hereby grant permission to JCP&L to temporarily locate a sub-station on Borough property at 19 River Street for a period of approximately six (6) months; and

BE IT FURTHER RESOLVED that a copy of this resolution, certified to be a true copy, be forwarded to the following:

1. Kieran Tintle, JCPL Area Manager
2. Sea Bright Department of Public Works
3. Sea Bright Chief of Police

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

October 15, 2015

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Christine Pfeiffer, Borough Clerk