

**MINUTES  
REGULAR MEETING  
BOROUGH OF SEA BRIGHT**

**MAY 19, 2015**

**SEA BRIGHT, NEW JERSEY**

**Mayor Long** called the meeting to order at 7:00 pm and requested those present to join her in the Pledge of Allegiance.

**Mayor Long** read the following Compliance 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 Faxed to the Asbury Park Press and other local newspapers on November 24, 2014. In each instance, the Date, Time, And Location Of This Meeting Were Provided In The Notice. This Meeting Is Open To The Public."**

**PRESENT:** Mayor Dina Long  
Councilmember's Peggy Bills, Brian P. Kelly, William J. Keeler,  
John M. Lamia, Marc A. Leckstein, Charles H. Rooney

**OTHERS:** Attorney Patrick J. McNamara, Administrator Joseph L. Verruni,  
Borough Engineer Jaclyn J. Flor, Borough Clerk Christine Pfeiffer

**REMARKS FROM THE AUDIENCE: (limited to 3 minutes)**

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

Dana DeScalzi, 934 Ocean Avenue, asked about Council's decision to charge and require beach badges at Anchorage Beach. Mayor Long and Councilman Lamia responded to her inquiry.

Vince LePore, Long Branch, asked about Resolution No. 100-2014 regarding refunding and if it was through the Improvement Authority. Also commented how nice it was to drive through Sea Bright over the weekend with all the activities and that the Anchorage Beach parking lot almost filled to capacity.

Susie Markson, 1187 Ocean Avenue, asked Council if they have considered allowing dogs on the beach after 5 pm.....until sundown during the summer months. The Beach Committee will look in to it.

**EXECUTIVE SESSION**

**RESOLUTION  
EXECUTIVE SESSION**

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

**WHEREAS**, Section 8 of the Open Public Meeting Act, NJSA 10:4-12 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, New Jersey, that they meet in closed session to discuss the issues as herein set forth and when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

- 1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
- 2. The general nature of the subject matters to be discussed are as follows:
  - A. Litigation
  - B. Personnel

3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer needed. Action may be taken.

4. This Resolution shall take effect immediately

**BE IT FURTHER RESOLVED** that the Mayor and Council may come back into Regular Session to conduct additional business.

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

Councilmember Leckstein offered a motion to reconvene the public meeting; seconded by Councilmember Bills:

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

**Before resuming with the regular order of business, Mayor Long asked for any other remarks from the audience:**

Russell Bodnar spoke on behalf of his client, Sakoutis Construction, to urge Council to award his client the demolition contract for the police and fire department buildings based on his interpretation of the statute requiring the mandatory documents that must be included in a bid proposal.....specifically, the list of subcontractors.

Linda Lamia, 2 Village Road, commented that we are all grateful to Mr. Verruni for the work he has done for our town, but in light of all the work still ahead, the town would be much better served with a full time administrator.

**Council President Keeler requested that Council change the order of business to consider the Consent Agenda at the end of the meeting.**

**ORDINANCE(s):**

**Carry Adoption:** Pending Review and Approval from New Jersey Department of Environmental Protection - Compliance and Enforcement

Mayor Long to read the ordinance by title:

**ORDINANCE #06-2015**  
**CHAPTER 144 ENTITLED**  
**"REGULATION OF NOISE NUISANCES",**  
**CODE OF THE BOROUGH OF SEA BRIGHT, 1998**

Councilmember Leckstein offered a motion to carry Ordinance No. 06-2015 to the meeting of June 3, 2015 for adoption; seconded by Councilmember Kelly;

<b>Vote:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	Yes	Yes	Yes	Yes

**Introduction:** Mayor Long to read the ordinance by title:

**ORDINANCE #08-2015**  
**AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF**  
**SEA BRIGHT, SPECIFICALLY CHAPTER 130,**  
**ENTITLED "R – 4 MULTI FAMILY HOUSING"**  
**FOR DEVELOPMENT AT BLOCK 34,**  
**LOT 4 ON OCEAN AVENUE**

Councilmember Leckstein offered a motion to table Ordinance #08 -2015; seconded by Councilmember Bills;

**WHEREAS**, the Mayor and Council recognized that the Borough has an obligation to provide for the reasonable development of diverse types of housing, including provision for the construction of multi-family housing within appropriate areas of the Borough; and

**WHEREAS**, the Borough determined that Block 34, Lot 4 should be rezoned to provide for the development of multi-family housing; and

**WHEREAS**, the Borough adopted Ordinance 130-50.2 to create a multi-family housing zone, now known as the R-4 MFH Zone; and

**WHEREAS**, the NJDEP has advised that for the development of this site to comply with CAFRA, any marina use must be part of a multi-family development and must reserve a portion of the boat slips for public use; and

**WHEREAS**, in order to clarify the uses that are permitted in the R-4 MFH Zone, the Borough wishes to amend this ordinance.

**NOW THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Sea Bright that:

**Section I.**

Section 30-50.2 "R- 4 MFH" is hereby amended and shall provide as follows:

A. Zoning Criteria:

- (1) Permitted principal uses comprised of the following:
  - (a) Multi-family residential dwelling units.
  - (b) Public uses including public parks and recreation facilities.
  - (c) Marina, which shall be permitted as a second permitted use in conjunction with either commercial or multi-family residential use.

**Section II.**

All other sections of Chapter 130-50.2 shall remain in full force and effect.

**Section III.**

Each section of this Ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

**Section IV.**

All ordinances, codes or parts thereof that are inconsistent with this Ordinance are repealed or otherwise modified.

**Section V.**

This Ordinance shall take effect upon passage and publication as required by law.

<b>Vote:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	Yes	Yes	Yes	Yes

**INDIVIDUAL ACTION/New Business:**

**Vouchers: \$ 221,437.00**

Councilmember Keeler offered a motion to approve the Voucher List dated May 19, 2015 as submitted by the Finance Manager, seconded by Councilmember Leckstein:

**REGULAR MEETING MINUTES**

**MAY 19, 2015**

**VOUCHER LIST  
Borough of Sea Bright  
May 19, 2015**

02113	AMERICAN WATER		
15-00487	05/08/15 MAR 2015 USAGE DATA:BILLING	Open	315.60
02169	ATTILIO'S RESTAURANT & PIZZA		
15-00413	04/20/15 DPW-PRISONER FOOD W/E 5/8/15	Open	365.37
01957	BENEMAX BENEFIT MANAGEMENT CO.		
15-00484	05/07/15 05/15 DENTAL PLAN MANAGEMENT	Open	336.00
01925	BORO OF SEA BRIGHT/EE' HEALTH		
15-00521	05/14/15 REPLENISH HEALTH INS FUND	Open	5,000.00
01974	BOROUGH OF SEA BRIGHT COURT		
15-00495	05/11/15 COURT-03/15 CREDIT CARD REIMB	Open	73.97
00198	COMCAST		
15-00463	05/04/15 POLICE TRAILER-INTERNET:APR'15	Open	114.31
15-00486	05/08/15 A&E-INTERNET:MAY 2015	Open	123.81
			-----
			238.12
01745	CONTE'S CAR WASH		
15-00002	01/21/15 FIRE DEPT-2015 CAR WASHES	Open	92.50
01493	COOPERATIVE INDUSTRIES, L.L.C.		
15-00477	05/06/15 FEB 2015 NATURAL GAS	Open	2,769.67
01465	DEPTCOR, BUREAU OF STATE USE		
14-01190	10/23/14 POLICE-BENCHES W/RESTRAINTS	Open	600.00
02201	ECIVIS, INC.		
15-00476	05/06/15 A&E-2015 GRANT DATA FEE	Open	495.00
01720	FIREFIGHTER ONE, LLC		
14-01470	12/29/14 FIRE DEPT-ESCAPE SYS/TRAINING	Open	8,788.20
00288	FIRST UNITED METHODIST CHURCH		
15-00143	02/12/15 TEMP LIBRARY-1 YEAR LEASE	Open	1,000.00
00257	FOSTER AND COMPANY, INC.		
15-00422	04/23/15 DPW-VARIOUS HARDWARE	Open	525.95
02101	GANNETT NJ		
15-00524	05/14/15 APR 2015 NOTICES	Open	602.75
01549	GENERAL CODE, LLC		
15-00469	05/06/15 A&E-SUPPLEMENT #66	Open	787.79
01194	GLENCO SUPPLY, INC.		
15-00421	04/23/15 DPW-PAINT & SIGNS	Open	1,178.75
01838	HOLMAN, FRENIA, ALLISON, P.C.		
15-00468	05/06/15 FEE FOR BANK CONFIRMATIONS	Open	184.00
15-00511	05/11/15 2014 AUDIT-PROGRESS BILLING	Open	20,000.00
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			20,184.00
02117	HUBBARD ASSOCIATES, LLC		
15-00480	05/06/15 CONCEPT PLAN:EMERG SERV BLDG	Open	13,500.00
01526	JCP & L		
15-00478	05/06/15 MAR 2015 ELECTRIC SERVICE	Open	7,553.10
15-00479	05/06/15 ANCHORAGE RESTROOM:MAR 2015	Open	7.95
15-00522	05/14/15 MUNICIPAL PARKING LOT:APR 2015	Open	2.81
15-00523	05/14/15 ANCHORAGE RESTROOM:APR 2015	Open	24.35
			-----
			7,588.21
01784	JUNGLE LASERS, LLC		
15-00423	04/23/15 FIRE MARSHALL-GEO3.0 SOFTWARE	Open	500.00
00275	M & S WASTE SERVICES, INC.		
15-00116	02/04/15 2015 TRASH/RECYCLING PICKUP	Open	9,541.63
15-00464	05/04/15 APR 2015 BRUSH COLLECTION	Open	358.00
15-00465	05/04/15 APR 2015 LANDFILL TIPPING FEES	Open	6,354.79
15-00496	05/11/15 DUMPSTER+DISP FEE:MISC DEBRIS	Open	2,221.95
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			18,476.37

**REGULAR MEETING MINUTES****MAY 19, 2015**

00466	M.E. FLEMMING & SONS, INC.		
15-00490	05/11/15 BLDGS/GRNDS-LAWN MOWER	Open	4,500.00
01985	MOBILE MINI, INC.		
15-00411	04/20/15 POLICE-TRAILER:SANDY DAMAGE	Open	3,200.00
01854	MONMOUTH COUNTY BOARD/TAXATION		
15-00462	05/04/15 TAX ASSESSOR-POSTCARD MAILING	Open	443.02
00441	MONMOUTH COUNTY TREASURER		
15-00492	05/11/15 2015 DISPATCH SERVICES	Open	48,258.00
00340	MORRIS, KATHLEEN		
15-00512	05/12/15 PLANNING BOARD-TRAV EXP REIMB	Open	219.00
01559	MURPHY, C. READ		
15-00475	05/06/15 OEM-REIMB:MISC ITEMS	Open	62.87
01397	MURPHY, CHARLES		
15-00347	04/02/15 FIRE DEPT-REIMB:ACTIVE911	Open	330.00
00019	NJ AMERICAN WATER		
15-00531	05/14/15 MAR 2015 WATER UTILITY	Open	184.31
00502	NJ STATE LEAGUE/MUNICIPALITIES		
15-00510	05/11/15 A&E-ELECTED OFFICIALS HANDBOOK	Open	20.00
01426	NW FINANCIAL GROUP, LLC		
15-00459	04/30/15 CONTINUING DISCLOSURE SERVICES	Open	1,500.00
00876	PANGARO TRAINING		
15-00442	04/28/15 POLICE DEPT-PHOTOGRAPHY COURSE	Open	259.00
01207	PFEIFFER, CHRISTINE		
15-00473	05/06/15 MUNI CLERK-TRAVEL EXP REIMB	Open	116.00
01482	PRECISION DYNAMICS CORP.		
15-00425	04/23/15 BEACH-2015 TYVEK WRIST BANDS	Open	1,497.50
00295	RED THE UNIFORM TAYLOR		
15-00237	03/10/15 POLICE DEPT-UNIFORMS:FRIEDMAN	Open	560.00
00147	REYNWOOD COMMUNICATIONS, LLC		
15-00485	05/08/15 PHONE BILL-APR 2015	Open	981.34
01088	RYSER'S LANDSCAPE SUP YARD, INC		
15-00412	04/20/15 DPW-BLANKET:BLUE CHIP STONE	Open	348.00
00788	SCARINCI & HOLLENBECK, LLC		
15-00520	05/14/15 LEGAL SERVICES:APR 2015	Open	7,888.80
00246	SICKLES MARKET, LLC		
15-00453	04/29/15 BEAUTIFICATION-PLANTS/FLOWERS	Open	1,201.24
00031	SORRENTINO, JOHN		
15-00507	05/11/15 POLICE-REIMB:SHIPPING CHARGE	Open	41.23
00285	STAPLE'S ADVANTAGE		
15-00206	03/02/15 BOROUGH HALL-OFFICE SUPPLIES	Open	475.28
15-00434	04/27/15 BEACH-JANITORIAL SUPPLIES	Open	625.40
15-00438	04/27/15 BEACH-(5) CASH BOXES	Open	269.85
15-00455	04/29/15 BORO HALL & LIBRARY-OFFICE SUP	Open	289.68
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			1,660.21
01931	SUBURBAN PROPANE		
15-00502	05/11/15 PROPANE-TEMP FIREHOUSE:APR2015	Open	178.44
00083	T & M ASSOCIATES		
15-00517	05/12/15 SEAWALL REHAB-PHASE 1	Open	43,988.44
00656	TAYLOR FENCE CO., INC.		
15-00456	04/29/15 BEACH-FENCING MATERIAL	Open	499.80
01285	THE HOME DEPOT		
15-00059	01/22/15 BLDGS/GRNDS-BLANKET:MISC SUPP	Open	244.87
15-00443	04/28/15 BEACH-MATERIALS:TICKET BOOTHS	Open	1,246.11
15-00457	04/29/15 BEACH-MATERIALS:BUILD LOCKERS	Open	7,969.53
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			9,460.51

**REGULAR MEETING MINUTES****MAY 19, 2015**

00973	THE TWO RIVER TIMES			
15-00306	03/19/15 BEACH-SUMMER JOB POSTING	Open		35.00
00437	TONY D'S AUTO BODY, INC.			
15-00207	03/02/15 POLICE DEPT-REPAIR 2013 TAHOE	Open		1,845.65
01243	TREASURER, STATE OF NEW JERSEY			
15-00497	05/11/15 NJDEP-TIDELANDS PROCESSING FEE	Open		100.00
15-00498	05/11/15 NJDEP-TIDELANDS LICENSE FEE	Open		100.00
15-00499	05/11/15 NJDEP-TIDELANDS PROCESSING FEE	Open		100.00
15-00500	05/11/15 NJDEP-TIDELANDS LICENSE FEE	Open		100.00
			-----	
				400.00
01692	TROPICANA CASINO & RESORT			
15-00417	04/21/15 TAX COLL-2014 SPRING CONFER	Open		150.00
00178	UNITED STATES POSTAL SERVICE			
15-00533	05/15/15 POLICE DEPT-POSTAGE FOR METER	Open		500.00
01960	VERIZON			
15-00518	05/14/15 LOCAL/LONG DISTANCE:APR 2015	Open		1,542.00
02061	VERIZON WIRELESS			
15-00514	05/12/15 FIRE DEPT-MDT:MAY 2015	Open		40.01
15-00515	05/12/15 BLDG INSPECTOR-CELL:APR 2015	Open		71.27
			-----	
				111.28
01150	W.W. GRAINGER, INC.			
15-00371	04/09/15 FIRE DEPT-SOLENOID, GREASE GUN	Open		181.24
01164	WATCHUNG SPRING WATER CO, INC.			
15-00525	05/14/15 APR/MAY 2015 SPRING WATER	Open		240.07
00519	WILLIAM E. ANTONIDES & CO.			
15-00445	04/28/15 2015 FISCAL OFFICER SERVICES	Open		3,025.00

BALANCE CARRIED FORWARD	\$218,846.20
REGAN, JOHN (ESCROW REFUND)	\$ 2,590.80
<b>GRAND TOTAL</b>	<b>\$221,437.00</b>

Vote: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney  
Yes Yes Yes Yes Yes Yes

**COUNCIL COMMITTEE REPORTS:****BEACH / PUBLIC RELATIONS / GRANTS:**

Council Chair Lamia reported he has been in touch with the NJDEP regarding the review of Anchorage Beach and has not received a response yet. Lifeguards will be on the beach on weekends. Beach Manager, Don Klein, is coordinating the lifeguard program and ocean rescue procedures. There will be two Jr. Lifeguard programs held July 6-17 and July 20-31. Thirty four additional lockers have been built to meet the big demand we had this year. Councilman Lamia updated Council on the beach bathrooms, beach office, lifeguard stands and is confident all will be ready for Memorial Day weekend. Regarding Public Relations, Councilman Lamia reported that he needs volunteers to help collect information and reach out to the people. Has developed a tracking system for the Grants. Rutgers is interested in re-establishing their technology to study our beach.

**FINANCE / INSURANCE:**

Council Chair Keeler updated that our CFO received a request from the State for some additional information concerning the budget. The JIF has a number of revised training and safety courses which he will distribute to the appropriate people. Reported progress on all other matters.

**PERSONNEL / LIBRARY / RECREATION:**

Council Chair Bills reported that the opening of the library is still pending. The Recreation Director oversaw the game booths at the Fireman's Fair - Councilmember Bills thanked all who volunteered. The summer program will include Christmas in July on July 26. Reported progress on all other matters.

**PUBLIC SAFETY / EDUCATION:**

Council Chair Rooney reported that last week the Police Department went to County Radio which is a great move and will save the Borough money. Acknowledged the great job our firemen did at the recent fire in Rumson - they were first on the scene. The Fireman's Fair was a big success and a lot of fun. Councilman Rooney thanked the McQuillan family, Mary Jane Noone and the Arrow Limousine Family for donating the palm trees on the beach. Recently Shore Regional came out with their budget and the Borough's contribution was reduced about \$292,000, but since it has gone up so much over the past years, it is still a large number. Mayor Long reiterated that we are working to change the funding formula not the actual Shore Regional School budget. Councilman Rooney reported progress on all other matters.

**PUBLIC WORKS / BUILDING DEPARTMENT / CODE ENFORCEMENT / SUSTAINABILITY / COURT / CULTURAL ARTS:**

Council Chair Leckstein reported that Public Works is continuing discussions with the Borough of Highlands with regards to doing some sort of joint building project. Regarding Building Department/Code Enforcement - received word today that the foreclosure went through on 1260 Ocean Avenue. Councilman Leckstein reported the Arts Council is meeting once a month for anyone interested; the Farmer's Market is underway every Thursday. Reported progress on all other matters.

**SEA BRIGHT RECOVERY / MASTER PLAN / FLOOD CONTROL / BEAUTIFICATION:**

Council Chair Kelly reported on the cell tower meeting regarding the sight of the tower and the right of way issue behind Borough Hall. Regarding the larger capital projects - architectural plans are underway for the individual buildings which will be submitted to FEMA to satisfy their requirements. Regarding Beautification, most of the plants have been planted. Reported progress on all other matters.

**MAYOR DINA LONG – Reports and Communications**

Mayor Long thanked the Beautification Committee volunteers and Public Works - the town is looking good. Thanked Councilmember's Lamia and Rooney on their help getting the Palm Trees on the beach. Thanked all involved and expressed gratitude to all with the Fireman's Fair. Looking ahead towards the summer, would like to look for opportunities to improve our relationship and partnership with the businesses - to work together to promote the businesses which in turn will promote the community.

The Borough will hold their traditional Memorial Day Service on Monday, May 25, 2015 at 11:00 a.m. in front of the old police station.

The Streetscape Sub-Committee has been working on recommendations to improve the Ocean Avenue Streetscape, specifically pedestrian connections and have scheduled a public input meeting for the community on Thursday, June 18 at 7 pm.

**REMARKS FROM THE AUDIENCE (limited to 3 minutes)**

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

Rich Lee, Executive Director, Surfers Environmental Alliance asked about what days and hours that Anchorage Beach will be charging for admittance. Asked if the surfing would be in a restricted section of the beach or if the surfing section could be grandfathered in and remain free at all times. Mayor Long clarified that the Governing Body does not have any intention of banning surfing on Anchorage beach.

Barbara Mahan, Rumson, asked if any decision had been made on extending the half price beach badge sale. Mayor Long explained that there is a Resolution on the Consent Agenda approving a three day half price sale. Ms. Mahan also asked if surfers and fisherman will need badges. Also asked Council to enforce cars turning south/north from the opposite side of the street and crossing the yellow line.

Kathy Morris, Island View Way, thanked Mayor Long and Council for volunteering at the Fireman's Fair. Also, thanked the Chris Pfeiffer, Jack Gotti, Marianne McKenzie, Patricia Spahr and Karen DiBerardino for volunteering. Mayor Long thanked Kathy Morris for organizing the games and Steven Spahr from the Fire Department whose vision made the fair happen.

Vince LePore, Long Branch, asked if any of the new public buildings being designed in the Borough will be used to house public works equipment. Councilman Kelly explained that they are still working on a solution on where to house Public Works and the Borough Hall. Mr. LePore then asked if there is something that can be done about relocating the dumpsters at the marinas to a spot further away from Ocean Avenue as they are rather unsightly. Finally, Mr. LePore asked how Council was planning to get the message out about the half price beach badge sales.

Nancy Bedenko, 400 Ocean Avenue, asked about who represented the Borough on matters with FEMA. Mayor Long responded that the Administrator, Frank Lawrence, Councilman Kelly and our Architect - Settembrino mostly deal with FEMA matters on behalf of the Borough. Ms. Bedenko said she is very pleased to see the parking stops in the beach club parking lots. Is concerned about the new tax assessments and if they apply to the beach clubs and asked what the inspectors are looking for - especially at the beach clubs. Will the beach clubs tax assessments be available to the public after they are inspected. Asked who is responsible for enforcing rules with the beach clubs - winter storage, illegal parking, piling sand up in front of the clubs and other violations. Mayor Long and Administrator Verruni responded to her concerns.

Mayor Long asked Councilman Lamia to have his committee possibly making some recommendations for dealing with the beach clubs piling up the sand on their beachfronts.

Councilman Rooney added that the beach clubs are overwhelmed with parking issues.

**CONSENT AGENDA**

Councilmember Keeler offered a motion to remove Resolution No. 98-2015 for a vote under Individual Action and to approve the reminder of items that are considered routine in nature under the consent agenda; seconded by Councilmember Leckstein:

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

Councilmember Keeler offered a motion to approve the Minutes listed below on the consent agenda; seconded by Councilmember Leckstein:

**Minutes**

April 16, 2015 Workshop Meeting

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

**Resolutions:**

**No. 94-2015** Refund of 2015 Tax Overpayment - David Descenza

**RESOLUTION NO. 94-2015**

**REFUND OF 2015 TAX OVERPAYMENT  
David Descenza**

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

**WHEREAS**, a tax over-payment was made by David Descenza for 2015 property taxes in the amount of \$6,206.89 for Block 30, Lot 3; and

<b>BLOCK</b>	<b>LOT</b>	<b>PAYER NAME</b>	<b>AMOUNT</b>
30	3	David Descenza	\$6,206.89

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the Tax Collector and the Finance Manager to refund the said 2015 overpayment of \$6,206.89; and

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

1. Tax Collector
2. Finance Manager
3. David Descenza

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

**No. 95-2015** Adopting 2015 Emergency Temporary Appropriations  
**RESOLUTION 95-2015**  
 Adopting 2015 Emergency Temporary Appropriations  
**BOROUGH OF SEA BRIGHT**

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

**WHEREAS**, in the normal operation of the Borough of Sea Bright it is necessary for the making of contracts, commitments and payments prior to the adoption of the regular budget; and

**WHEREAS**, N.J.S. 40A:4-19 of the State of New Jersey provides the Governing Body of any municipality may make temporary emergency appropriations to provide for any contracts, commitments or payments to be made between the beginning of the budget year and adoption of the final budget; and

**WHEREAS**, the total amount of the appropriations attached hereto and made a part thereof in the amount of \$7,928,682.83 (Current Fund), \$609,413.50 (Sewer Utility) and \$473,007.89 (Beach Utility) cumulative of these appropriations and the temporary budget adopted on January 3, 2015;

Attached hereto: Amended 2015 Temporary Budget Annexed Schedules

**NOW, THEREFORE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the attached Temporary Emergency Appropriations for the year 2015 be adopted; and

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

1. Chief Financial Officer
2. Borough Auditor

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

Borough of Sea Bright  
 Temporary Emergency Appropriations

19-May-15

	<b>Temporary Budget</b>	<b>Prior Amendments</b>	<b>May 19, 2015 Temporary Emergency</b>	<b>Total Budget</b>
General Administration	\$		\$	
Salaries & Wages	16,406.25		32,812.50	\$ 49,218.75
Other Expenses	\$		\$	\$ 44,493.75

	14,831.25	29,662.50	
Municipal Clerk			
	\$	\$	
Salaries & Wages	13,387.50	26,775.00	\$ 40,162.50
	\$	\$	
Other Expenses	4,475.63	8,951.26	\$ 13,426.89
Financial Administration			
	\$	\$	
Salaries & Wages	18,900.00	37,800.00	\$ 56,700.00
	\$	\$	
Other Expenses	4,593.75	9,187.50	\$ 13,781.25
Audit Services			
	\$	\$	
Other Expenses	6,037.50	12,075.00	\$ 18,112.50
Computer Data Processing			
	\$	\$	
Other Expenses	2,100.00	4,200.00	\$ 6,300.00
Revenue Administration			
	\$	\$	
Salaries & Wages	13,518.75	27,037.50	\$ 40,556.25
	\$	\$	
Other Expenses	2,362.50	4,725.00	\$ 7,087.50
Tax Assessment			
	\$	\$	
Salaries & Wages	6,431.25	12,862.50	\$ 19,293.75
	\$	\$	
Other Expenses	2,493.75	4,987.50	\$ 7,481.25
Legal Services			
	\$	\$	
Other Expenses	28,875.00	57,750.00	\$ 86,625.00
Engineering Services			
	\$	\$	
Other Expenses	12,337.76	24,675.52	\$ 37,013.28
Planning Board			
	\$	\$	
Salaries & Wages	7,218.75	14,437.50	\$ 21,656.25
	\$	\$	
Other Expenses	6,431.25	12,862.50	\$ 19,293.75
	\$	\$	
Insurance-Liability	28,301.00	50,000.00	\$ 78,301.00
	\$	\$	
Insurance-Workers Compensation	47,775.00	50,000.00	\$ 97,775.00
	\$	\$	
Insurance-Group Insurance	133,245.00	266,490.00	\$ 399,735.00
Police Department			
	\$	\$	
Salaries & Wages	63,400.00	600,000.00	\$ 663,400.00
	\$	\$	
Other Expenses	31,500.00	50,000.00	\$ 81,500.00
Police Dispatch			
	\$	\$	
Salaries & Wages	28,743.75	15,000.00	\$ 43,743.75
	\$	\$	
Other Expenses	262.50	5,000.00	\$ 5,262.50
Emergency Management			
	\$	\$	
Salaries & Wages	1,338.75	2,500.00	\$ 3,838.75
	\$	\$	
Other Expenses	5,250.00	2,500.00	\$ 7,750.00
Aid to Volunteer Ambulance			
	\$	\$	
Other Expenses	3,281.25	5,000.00	\$ 8,281.25
Fire			
	\$	\$	
Hydrant Rental	7,350.00	12,000.00	\$ 19,350.00
	\$	\$	
Other Expenses	14,175.00	28,350.00	\$ 42,525.00
Prosecutor			
	\$	\$	
Salaries & Wages	3,675.00	7,350.00	\$ 11,025.00
Streets & Roads			
	\$	\$	
Salaries & Wages	55,000.00	110,000.00	\$ 165,000.00
	\$	\$	
Other Expenses	30,636.00	61,272.00	\$ 91,908.00
	\$	\$	
Maintenance of Bulkheads	656.25	1,312.50	\$ 1,968.75
Buildings & Grounds			
	\$	\$	
Salaries & Wages	1,706.25	3,412.50	\$ 5,118.75
	\$	\$	
Other Expenses	9,843.75	19,687.50	\$ 29,531.25
	\$	\$	
Beautification	1,837.50	3,675.00	\$ 5,512.50
Solid Waste Disposal			
	\$	\$	
Salaries & Wages	36,750.00	73,500.00	\$ 110,250.00

Other Expenses			
Public Health Services			
	\$	\$	
Salaries & Wages	262.50	525.00	\$ 787.50
	\$	\$	
Other Expenses	13,912.50	27,825.00	\$ 41,737.50
Animal Control Services			
	\$	\$	
Other Expenses	1,312.50	2,625.00	\$ 3,937.50
Parks & Recreation Services			
	\$	\$	
Salaries & Wages	1,968.75	3,937.50	\$ 5,906.25
	\$	\$	
Other Expenses	2,625.00	5,250.00	\$ 7,875.00
Municipal Court			
	\$	\$	
Salaries & Wages	7,875.00	15,750.00	\$ 23,625.00
	\$	\$	
Other Expenses	787.50	1,575.00	\$ 2,362.50
Public Defender			
	\$	\$	
Salaries & Wages	262.50	525.00	\$ 787.50
Construction Official			
	\$	\$	
Salaries & Wages	30,187.50	60,375.00	\$ 90,562.50
	\$	\$	
Other Expenses	1,968.75	3,937.50	\$ 5,906.25
Fire Marshall			
	\$	\$	
Salaries & Wages	3,018.75	6,037.50	\$ 9,056.25
	\$	\$	
Other Expenses	131.25	262.50	\$ 393.75
Utilities			
	\$	\$	
Electric	9,975.00	19,950.00	\$ 29,925.00
	\$	\$	
Street Lighting	10,500.00	21,000.00	\$ 31,500.00
	\$	\$	
Telephone/Communications	7,875.00	15,750.00	\$ 23,625.00
	\$	\$	
Water	2,362.50	4,725.00	\$ 7,087.50
	\$	\$	
Natural & Propane Gas	6,037.50	12,075.00	\$ 18,112.50
	\$	\$	
Gasoline	18,375.00	36,750.00	\$ 55,125.00
	\$	\$	
Landfill Disposal Costs	29,662.50	59,325.00	\$ 88,987.50
	\$	\$	
Contingent	-		\$ -
	\$	\$	
Def. Chg.-Highlands Bridge Trust	-		\$ -
	\$	\$	
Public Employees Retirement	-	70,627.00	\$ 70,627.00
	\$	\$	
Social Security	23,625.00	47,250.00	\$ 70,875.00
	\$	\$	
Police/Firemans Retirement	-	242,524.00	\$ 242,524.00
	\$	\$	
Unemployment Insurance	5,250.00	10,500.00	\$ 15,750.00
	\$	\$	
Defined Contrib. Retirement	-	2,000.00	\$ 2,000.00
	\$	\$	
Aid to Private Library	5,000.00	10,000.00	\$ 15,000.00
	\$	\$	
Employee Group Insurance-O/C	2,730.00	5,460.00	\$ 8,190.00
	\$	\$	
Recycling Tax	1,312.50	2,625.00	\$ 3,937.50
	\$	\$	
CDBG Essential Svcs-Police S&W	-		\$ -
	\$	\$	
CDBG Essential Svcs-Fire Dept O/E	-		\$ -
	\$	\$	
CDBG Essential Svcs-Solid Waste Disp	-		\$ -
	\$	\$	
CDBG Essential Svcs-DPW St & Rds-S&W	-		\$ -
	\$	\$	
911 Emergency -Monmouth County	4,462.50	35,000.00	\$ 39,462.50
	\$	\$	
Municipal Court-Oceanport	23,100.00	46,200.00	\$ 69,300.00
	\$	\$	
Fire Marshall Vehicle-Ocean Twp	236.25	472.50	\$ 708.75
	\$	\$	
Monmouth County-OEM Flood Warning	393.75	787.50	\$ 1,181.25
	\$	\$	
NJ Body Armor Grant	-		\$ -
	\$	\$	
Clean Communities Grant	-	4,000.00	\$ 4,000.00
	\$	\$	
Recycling Tonnage Grant	-	1,184.66	\$ 1,184.66
	\$	\$	
Matching Funds for Grants	-		\$ -

NJEDA Streetscape Grant	\$ -	\$ 1,340,160.00	\$ 1,340,160.00
NJDEP - Temporary Bulkhead Construction	\$ 55,000.00		\$ 55,000.00
NJDEP Phase I Sea Wall Construction	\$ -	\$ 496,000.00	\$ 496,000.00
NJDEP - Wave Analysis	\$ -	\$ 29,790.00	\$ 29,790.00
Capital Improvement Fund	\$ -	\$ 50,000.00	\$ 50,000.00
Special Emergency-Superstorm Sandy	\$ -		\$ -
Bond Principal Pymt	\$ -	\$ 453,000.00	\$ 453,000.00
Interest on Bonds	\$ -	\$ 155,130.00	\$ 155,130.00
NJ EDA-Loan Principal	\$ -		\$ -
NJ EDA-Loan Interest	\$ -		\$ -
Capital Lease Obligation-Principal	\$ -	\$ 110,300.00	\$ 110,300.00
Capital Lease Obligation-Interest	\$ -	\$ 15,385.00	\$ 15,385.00
Special Emergency Authorize-5yr	\$ -	\$ 50,000.00	\$ 50,000.00
Special Emergency Note Principal	\$ -	\$ 1,793,037.00	\$ 1,793,037.00
Interest on Special Emerg. Note	\$ -	\$ 35,861.00	\$ 35,861.00
Reserve for Uncollected Taxes	\$ -		\$ -
<b>TOTALS</b>	<b>\$ 880,337.89</b>	<b>\$ 6,993,344.94</b>	<b>\$ 7,928,682.83</b>

#### **SEWER UTILITY**

##### OPERATING:

Salaries & Wages	\$ 33,862.50	\$ 50,000.00	\$ 83,862.50
Other Expenses	\$ 29,400.00	\$ 50,000.00	\$ 79,400.00
Two Rivers Water Reclamation Authority	\$ 114,187.50	\$ 150,000.00	\$ 264,187.50
CAPITAL IMPROVEMENTS: (Temp. Budget Exclusion)			\$ -
Capital Improvement Fund	\$ -	\$ 5,000.00	\$ 5,000.00
Capital Outlay	\$ -	\$ 5,000.00	\$ 5,000.00
Debt Service: (Temp. Budget Exclusion)			\$ -
Payment of Bond Principal	\$ -	\$ 36,000.00	\$ 36,000.00
Interest on Bonds	\$ -	\$ 1,800.00	\$ 1,800.00
Interest on Notes	\$ -	\$ 2,280.00	\$ 2,280.00
Special Emergency Note-Sandy	\$ -	\$ 113,996.00	\$ 113,996.00
Deficit in Operations	\$ -		\$ -
STATUTORY EXPENDITURES:			\$ -
Public Employees Retirement System	\$ -	\$ 5,000.00	\$ 5,000.00
Social Security/Med	\$ 2,887.50	\$ 10,000.00	\$ 12,887.50
<b>TOTALS</b>	<b>\$ 180,337.50</b>	<b>\$ 429,076.00</b>	<b>\$ 609,413.50</b>

#### **BEACH UTILITY**

##### OPERATING:

Salaries & Wages	\$ 40,950.00	\$ 100,000.00	\$ 140,950.00
Other Expenses	\$ 25,258.19	\$ 60,000.00	\$ 85,258.19
Dune Maintenance	\$ -	\$ 10,000.00	\$ 10,000.00
CAPITAL IMPROVEMENTS: (Temp. Budget Exclusion)			\$ -
Capital Improvement Fund	\$ -	\$ 50,000.00	\$ 50,000.00
Capital Outlay	\$ -	\$ 5,000.00	\$ 5,000.00

Debt Service: (Temp. Budget Exclusion)			\$	-
	\$			
Payment of Bond Principal	-		\$	-
	\$	\$		
Payment of Bond Anticipation/Capital Notes	-	44,000.00	\$	44,000.00
	\$	\$		
Interest on Bonds	-	8,257.00	\$	8,257.00
	\$			
Interest on Notes	-		\$	-
	\$	\$		
Special Emergency Note-Sandy	-	106,130.20	\$	106,130.20
STATUTORY EXPENDITURES:			\$	-
	\$	\$		
Public Employees Retirement System	-	5,000.00	\$	5,000.00
	\$	\$		
Social Security/Med	3,412.50	15,000.00	\$	18,412.50
TOTALS	\$	\$	\$	\$
	69,620.69	-	403,387.20	473,007.89

**No. 96-2015** Revised 2015 Meeting Schedule  
**RESOLUTION No. 96-2015**  
**Revise 2015 Meeting Schedule**  
**Borough Council Meetings**

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

**WHEREAS**, in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975, it is necessary for the Borough Council of the Borough of Sea Bright to post and maintain a schedule of meetings of the Borough Council that will be held during the year 2015; and

**WHEREAS**, it has become necessary to amend the regular meeting schedule:

**REGULAR/CLOSED SESSION - 7:00pm** Official action **SHALL BE TAKEN** at said meeting.

**June 2, 2015 – Regular Meeting** is hereby canceled.

**June 3, 2015 – Regular Meeting** is hereby added to the 2015 Meeting scheduled.

**NOW THEREFORE, BE IT FURTHER RESOLVED**, by the Borough Council of the Borough of Sea Bright that the Regular Meeting of the Borough Council is hereby approved and the Borough Clerk is hereby authorized to:

1. Post the Resolution on the public bulletin board located in the Municipal Building
2. Notify the Asbury Park Press, and The Atlanticville of the change of meeting date, as approved

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

1. Borough Administrator

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

**No. 97-2015** 2015 Beach Fee Schedule Revision  
**RESOLUTION NO. 97-2015**  
**2015 BEACH FEE SCHEDULE REVISION**

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

**WHEREAS**, the Borough Council of the Borough of Sea Bright established by Ordinance of the Borough Code, Section 66-20.1. Fees. The fees and charges of the Municipal Beach Authority shall be established annually by resolution of the Governing Body; and



Matt Shaw	Lifeguard
Ray Reynolds	Lifeguard
Jacob Burns	Lifeguard
Liz Doherty	Lifeguard
Stuart Kiley	Lifeguard
Alexa Cole	Lifeguard
Bryan Broderick	Lifeguard
Robbie Hemphill	Lifeguard
James Abbaticchio	Lifeguard
Andre Daneman	Lifeguard
Kelly McGill	Lifeguard
Sean Blair	Beach Attendant
Lily Dameon	Beach Attendant
Justine O'Sullivan	Beach Attendant
Kayleigh Gill	Beach Attendant
Patrick Christopher	Seasonal Beach Maintenance
Zachary Scott	Seasonal Beach Maintenance

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

1. Finance Manager
2. Beach Manager
3. Chief Sorrentino

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

**No. 100-2015** Resolution Providing for the Form, Maturities and other Details of Not to Exceed \$1,300,000 General Obligation Refunding Bonds of the Borough of Sea Bright, New Jersey and Providing for their Sale

**RESOLUTION NO. 100-2015**  
**RESOLUTION PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF NOT TO EXCEED \$1,300,000 GENERAL OBLIGATION REFUNDING BONDS OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY AND PROVIDING FOR THEIR SALE.**

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

**WHEREAS**, the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough"), has heretofore issued the following series of bonds: General Improvement Bonds, Series 2007, consisting of General Improvement Bonds, Series 2007, issued in the original aggregate principal amount of \$2,087,000, dated December 13, 2007, which bonds are subject to redemption (on or after December 1, 2017) prior to their stated dates of maturity, and which mature on December 1, in each of the years 2018 to 2025, inclusive, in an aggregate amount of \$1,137,000 (the "Refunded Bonds"); and

**WHEREAS**, the Borough desires to redeem the Refunded Bonds on or after December 1, 2017 at a redemption price of 100% of the principal amount of the Refunded Bonds and has adopted a bond ordinance entitled "Refunding Bond Ordinance Providing for the Refunding of Certain General Obligation Bonds of the Borough of Sea Bright, New Jersey, Appropriating \$1,300,000 Therefor and Authorizing the Issuance of \$1,300,000 Bonds or Notes of the Borough for Financing the Cost Thereof," which authorized refunding bonds to be issued to refund the Refunded Bonds; and

**BE IT RESOLVED** BY 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) that:

Section 1. There shall be issued bonds of the Borough in an amount not to exceed \$1,300,000 bonds, being all of the bonds authorized by an ordinance entitled: (Ord. No. 07-2015)

“REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY, APPROPRIATING \$1,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,300,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF.”

Section 2. The bonds referred to in Section 1 hereof are sometimes hereinafter collectively referred to as the "Bonds." The Bonds may be issued in one series as "General Improvement Refunding Bonds, Series 2015". The Bonds of said issue (i) shall be dated the date of delivery of the Bonds, (ii) shall mature in the years 2018 through 2025, or such other years as may be determined by the Chief Financial Officer, (iii) shall bear interest at the interest rates per annum as determined by the Chief Financial Officer, (iv) shall be sold at such price or prices as determined by the Chief Financial Officer, and (v) may be subject to redemption prior to their stated maturities as determined by the Chief Financial Officer, as shall be set forth in the proposal for the purchase of the Bonds acceptance of which is authorized pursuant to Section 5 hereof. The Bonds shall be numbered one consecutively upward, and will be issued in fully registered form.

Section 3. The Bonds shall be payable as to interest at the corporate trust office of TD Bank, National Association, Cherry Hill, New Jersey, payable on the May 15 and November 15 prior to each June 1 and December 1, commencing December 1, 2015, in an amount equal to the interest accruing to each such December 1 and June 1, and payable as to principal at the corporate trust office of TD Bank, National Association, payable on the fifteenth day of the month immediately preceding the due date therefor. Interest on the Bonds shall be calculated on the basis of a 360-day year or twelve 30-day calendar months.

The Bonds shall be subject to the parameters set forth as follows and otherwise consistent with the terms included in the application submitted by the Authority (as hereinafter defined) on behalf of the Borough to the Local Finance Board in the Department of Community Affairs, State of New Jersey (the "Local Finance Board") on March 17, 2015 (the "Application"): (i) the aggregate principal amount of the Bonds does not exceed \$1,300,000, (ii) the maturity structure or weighted average maturity for the Bonds is substantially similar to the structure submitted to the Local Finance Board in the Application, and (iii) all conditions described in the Application as submitted to the Local Finance Board for the sale of the Bonds are satisfied.

Section 4. The Bonds shall be signed by the Mayor or Deputy Mayor and the Borough Chief Financial Officer, by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 5. The Bonds are hereby sold and awarded to the Monmouth County Improvement Authority (the "Authority") by an Authorized Officer at a price determined by the Authorized Officer pursuant to the terms of a Bond Purchase Agreement between the Borough and the Authority (the "Bond Purchase Agreement"). The Mayor and Deputy Mayor are hereby authorized on behalf of the Borough to execute the Bond Purchase Agreement by and between the Borough and the Monmouth County Improvement Authority and the Continuing Disclosure Agreement by and between the Borough and TD Bank, National Association.

Section 6. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2015 \_\_

**UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF MONMOUTH**

BOROUGH OF SEA BRIGHT  
GENERAL IMPROVEMENT REFUNDING BOND, SERIES 2015

DATE OF  
ORIGINAL  
ISSUE: June \_\_, 2015

BOROUGH OF SEA BRIGHT in the County of Monmouth, New Jersey, hereby acknowledges itself indebted and for value received promises to pay to

THE MONMOUTH COUNTY IMPROVEMENT  
AUTHORITY (the "Authority")  
c/o TD BANK, NATIONAL ASSOCIATION  
(the "Trustee")

the principal sums on the dates and in the amounts set forth on Schedule A attached hereto and made a part hereof and to pay interest on such sum from the DATE OF ORIGINAL ISSUE of this bond until payment in full at the interest rates per annum and in the amounts shown on Schedule A attached hereto and made a part hereof. Interest is payable to the Authority at the corporate trust office of the Trustee on the May 15 and November 15 prior to each June 1 and December 1, commencing December 1, 2015, in an amount equal to the interest accruing to each such December 1 and June 1. This bond as to principal will be payable on the fifteenth day of the month immediately preceding the due date therefor at the corporate trust office of the Trustee. Amounts not paid when due hereunder shall bear interest at the Late Payment Rate until paid. This bond shall be prepayable as set forth in Section 1303 of the bond resolution adopted by the Authority

on April 24, 2015 (as the same may be supplemented and amended, the "Bond Resolution").

Both principal of and interest on this bond is payable in lawful money of the United States of America and in immediately available funds.

As used herein, "Business Day" shall mean any day that is not a Saturday, a Sunday or a legal holiday in the State of New Jersey or the State of New York or a day on which the Trustee is legally authorized to close. "Late Payment Rate" shall mean a rate per annum equal to the lower of (i) the greater of (a) three percent above the interest rate that JPMorgan Chase publicly announces from time to time as its prime lending rate, such interest rate to change on the effective date of each announced change in such rate and (b) the rate then payable on this bond, and (ii) the maximum interest rate allowed by law.

The Bonds are subject to redemption prior to their stated maturities.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of New Jersey, and is one of the Bonds referred to in a resolution of the Borough of Sea Bright adopted on May 19, 2015 and entitled "Resolution Providing For The Form, Maturities And Other Details Of Not To Exceed \$1,300,000 General Obligation Refunding Bonds Of The Borough Of Sea Bright, New Jersey And Providing For Their Sale," and the bond ordinance referred to therein, in all respects duly approved and published as required by law.

The full faith and credit of the Borough of Sea Bright are hereby irrevocably pledged for the punctual payment of the principal of and the interest on, and all other amounts due under, this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Borough of Sea Bright, is within every debt and other limit prescribed by such Constitution or statutes.

The Borough of Sea Bright agrees to pay (i) all costs and expenses (including legal fees) in connection with the administration and enforcement of this bond and (ii) its share of the amounts payable pursuant to Section 9(vi)(B) of the Bond Purchase Agreement between the Borough of Sea Bright and the Authority.

**IN WITNESS WHEREOF**, the BOROUGH OF SEA BRIGHT, in the County of Monmouth, New Jersey has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor or Deputy Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Borough Clerk, and this bond to be dated the DATE OF ORIGINAL ISSUE as specified above.

BOROUGH OF SEA BRIGHT

By: \_\_\_\_\_  
Dina Long, Mayor

ATTEST:

By: \_\_\_\_\_  
Christine Pfeiffer, Clerk

\_\_\_\_\_  
Michael J. Bascom, Chief Financial Officer

(Assignment Provision on Back of Bond)

ASSIGNMENT

FOR VALUE RECEIVED \_\_\_\_\_ hereby sells, assigns and transfers unto \_\_\_\_\_. (Please Print or Type Name and Address of Assignee) the within bond and irrevocably appoints \_\_\_\_\_ as Attorney to transfer this bond on the registration books of the \_\_\_\_\_ with full power of substitution and revocation.

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NOTICE

The signature of this assignment must correspond with the name as it appears on the face of the within bond in every particular.

Dated:

Signature of Guarantee:

\_\_\_\_\_

SCHEDULE A

BOROUGH OF SEA BRIGHT

GENERAL IMPROVEMENT REFUNDING BONDS, SERIES 2015

Schedule of Principal and Interest Payments

Section 7. The Borough Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Borough Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 8. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the Authority and the payment of the purchase price thereof in accordance with the Bond Purchase Agreement, the Borough Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said purchaser (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 9. The proceeds of the Bonds shall be applied to refund the outstanding Refunded Bonds and pay for the costs of issuance associated with the Bonds.

Section 10. The Mayor or Deputy Mayor and Borough Chief Financial Officer are hereby authorized and directed, as is the Borough Clerk, to execute all documents and certificates, necessary for the sale and delivery of said Bonds in order to effectuate the refunding of the outstanding amount of the Refunded Bonds.

Section 11. This resolution shall take effect immediately.

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

**No. 101-2015** Amending Resolution #73-2015; Re-Consideration of Award - Reconstruction of Six Bulkheads and New Stormwater Pump Station

**RESOLUTION NO. 101-2015**  
**Amending Resolution #73-2015**  
**RE - CONSIDERATION OF AWARD**  
**Reconstruction of Six Bulkheads and New Stormwater Pump Station**

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

**WHEREAS**, the Borough Council approved Resolution #73-2015, awarding a contract to the lowest responsible bidder known as R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey at the base bid price of \$1,199,880.00 on April 21, 2015 for the Reconstruction of Six Bulkheads and New Stormwater Pump Station; and

**WHEREAS**, the Borough Engineer, Jaclyn Flor informed the Borough Council that the letter of April 21, 2015 to consider the award included the Base Bid, Alternative A1 and Alternative A2 with a Total Bid for Reconstruction of Six Bulkheads and New Stormwater Pump Station; and

**WHEREAS**, Resolution #73-2015, for the award of the Reconstruction of Six Bulkheads and New Stormwater Pump Station only addressed the base bid price to the lowest responsible bidder; and

**WHEREAS**, for the re-consideration in connection therewith, the following four (4) bids represents the Base Bid, Alternative A1, Alternative A2 and the Total Bid amount as follows:

- 1) R. Kremer & Son Marine Contractors, LLC, Brick, NJ, total bid price of \$1,525,705.00;
- 2) Lucas Construction Group, Inc., Morganville, NJ, total bid price of \$1,633,355.00;
- 3) Precise Construction Inc., Freehold, NJ, total bid price of \$1,709,435.00;
- 4) Marbro, Inc., Montclair, NJ, total bid price of \$1,560,357.00;

and

**WHEREAS**, it was determined that R. Kremer & Son Marine Contractors, LLC is the lowest responsible bidder meeting the requirements as per the bid specifications for this bid; and

**WHEREAS**, the April 21, 2015, the letter from Jaclyn Flor, Borough Engineer recommended the contract be awarded to R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey as per their bid proposal for the Reconstruction of Six Bulkheads and New Stormwater Pump Station at a cost not to exceed \$1,525,705.00; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that there are adequate funds available for the purpose of this award of contract in the following account (s): B/O #10-2012 and B/O #02-2015.

  
\_\_\_\_\_  
MICHAEL J. BASCOM, CFO

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the bid proposal for the Reconstruction of Six Bulkheads and New Stormwater Pump Station for the total bid amount of \$1,525,705.00 be awarded to R. Kremer & Son Marine Contractors LLC of Brick, New Jersey; and

**BE IT FURTHER RESOLVED** that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper.

**BE IT FURTHER RESOLVED** that this award of contract is conditioned upon delivery and execution thereof within ten (10) days from the date of the within Resolution accompanied by such appropriate insurance certificate, affirmative action certificate and performance bonds as may be required by the specifications; and

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

- 1. Finance Manager
- 2. Public Works
- 3. Borough Engineer
- 4. R. Kremer & Son Marine Contractors LLC

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

**INDIVIDUAL ACTION**

**No. 98-2015** Consideration of Award of Contract  
Demolition of Police and Fire Department Buildings

**RESOLUTION No. 98-2015**  
**Consideration of Award of Contract**  
**Demolition of Police and Fire Department Buildings**

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

**WHEREAS**, on April 7, 2015 the Mayor and Borough Council authorized the receipt of bids for the Demolition of the Police Department and Fire Department Buildings; and

**WHEREAS**, the Borough Clerk did duly advertise on April 25, 2015 to receive bids on May 13, 2015 for the Demolition of the Police Department and Fire Department Buildings; and

**WHEREAS**, in connection therewith nine (9) bids were received by the Borough Clerk on May 13, 2015 from the following: 1) Sakoutis Brothers Disposal, Inc., Farmingdale, NJ for \$42,449; 2) Frank Lurch Demolition Co. LLC, Avon by the Sea, NJ for \$44,900.00; 3) Titan Demolition & Salvage, LLC, Woodbridge, NJ for \$48,000.00; 4) Yannuzzi Group, Kinnelon, NJ for \$49,572.00; 5) Always First, Inc., Maspeth, NJ for \$76,999.00; 6) Caravella Contractors, Inc., East Hanover, NJ for \$82, 140.00; 7) Wild Heart Industries, LLC, Somerset, NJ for \$98,000.00; 8) RVT Construction, Inc., Paterson, NJ for \$198,000.00; 9) Aurora Environmental, Inc., Union Beach, NJ for \$295,248.00; and

**WHEREAS**, it was determined that all bids would be rejected due to bid specification discrepancies; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that all bids received are hereby rejected and the Borough Clerk is hereby authorized to re-advertise for bids for the Demolition of the Police and Fire Department Buildings as per the specifications on file and will be received by the Borough Administrator in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, New Jersey on June 3, 2015 at 10 am; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to return all bid bonds and/or certified checks received from bidders; and

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

- 1. All Bidders
- 2. Administrative Fire Chief
- 3. Police Chief
- 4. Public Works Director

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

**ADJOURNMENT**

Councilmember Bills offered a motion to adjourn the meeting; seconded by Councilmember Keeler:

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

Respectfully submitted,

Christine Pfeiffer  
Borough Clerk