

Mayor Fernandes called the meeting to order and requested those present to join her in the Pledge of Allegiance to the Flag.

Mayor Fernandes 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 ASBURY PARK PRESS ON JANUARY 8, 2010 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: Bills, Keeler, Kelly, LoBiondo, Long, Murphy, Mayor Fernandes, Attorney Oxley, Chief Financial Officer Bascom, Police Chief Sorrentino, Administrator Smeltzer

ABSENT: None

4. REMARKS FROM THE AUDIENCE (limited to 3 minutes per person)

No one wished to be heard.

Councilman Kelly introduced a motion to close the public portion of the meeting. Second by Councilwoman Long and approved upon the following vote:

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

5.

A.

ORDINANCE NO. 13-2010

**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT
PERMITTING THE MANAGED CARE OF FERAL CATS**

Councilwoman Long introduced a motion carrying Ordinance No. 13-2010 to August 3rd. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

B. Attorney Oxley called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of June 15, 2010. Councilman Murphy moved to approve this Ordinance upon Second Reading.

ORDINANCE NO. 17-2010

**ORDINANCE OF THE BOROUGH OF SEA BRIGHT
AMENDING ORDINANCE NO. 3-2010
ESTABLISHING A RESIDENTIAL PERMIT PARKING PROGRAM**

BE IT ORDAINED, by the Mayor and Council of the Borough of Sea Bright, in the County of Monmouth, that the following amendment to Ordinance No. 3-2010 be made:

SECTION F: Shall be amended so that any vehicle parked on a street posted "Residential Permit Parking Only" without a valid

residential parking permit shall be subject to a parking fine of \$100.00.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon its adoption, 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 Councilwoman Bills and approved by the following vote:

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

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 Long. Second by Councilman Murphy and approved by the following vote:

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

Councilman Murphy made a motion to approve Ordinance No. 17-2010 on its Third and Final Reading and advertise it according to law. Second by Councilwoman Bills and approved upon the following vote:

AYES: Bills, Kelly, LoBiondo, Long, Murphy

NAYS: Keeler

ABSTAIN: None

ABSENT: None

C. Attorney Oxley read by title only and Councilman Murphy introduced an Ordinance entitled.

ORDINANCE NO. 18-2010
AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT
AMENDING CHAPTER 130 LAND USE
REQUIRING RETROFITTING OF EXISTING STORM DRAIN INLETS

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on August 3, 2010. Second by Councilman Keeler and approved upon the following vote:

AYES: Bills, Keeler, Kelly, Long, LoBiondo, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

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

ORDINANCE NO. 19-2010
AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT
AMENDING CHAPTER 178 SOLID WASTE
REGULATING REFUSE CONTAINERS AND DUMPSTERS

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on August 3, 2010. Second by Councilman Keeler and approved upon the following vote:

AYES: Bills, Keeler, Kelly, Long, LoBiondo, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

E. Attorney Oxley read by title only and Councilman Keeler introduced an Ordinance entitled.

ORDINANCE NO.20-2010
AN ORDINANCE FIXING AND DETERMINING THE SALARY OF CERTAIN OFFICERS/EMPLOYEES OF THE BOROUGH OF SEA BRIGHT POLICE DEPARTMENT, MONMOUTH COUNTY, STATE OF NEW JERSEY, AND REPEALING ANY AND ALL OTHER ORDINANCES HERETOFORE ADOPTED WHICH ARE INCONSISTENT HEREWITH

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on August 3, 2010. Second by Councilman Kelly and approved upon the following vote:
AYES: Bills, Keeler, Kelly, Long, LoBiondo
NAYS: None
ABSTAIN: Murphy
ABSENT: None

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

A. Councilwoman Bills introduced and approved for adoption the following:

RESOLUTION NO. 136-2010
PAYMENT OF BILLS 07/06/2010

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$608,654.87 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.

00513	A.R. COMMUNICATIONS		
10-00699	06/03/10 BLDGS/GRNDS-PORTABLE RADIO	Open	241.12
01492	ALAN'S RUMSON FLORIST		
10-00418	04/07/10 A&E-3 WREATHS:MEMORIAL DAY	Open	300.00
00539	ALLIED GLASS & MIRROR, INC.		
10-00689	06/01/10 BLDGS/GRNDS-SAFETY GLASS	Open	435.00
01170	ANDY K'S DAIRY & DELI		
10-00654	05/25/10 BEACH-FOOD:2010 CLEAN SHORES	Open	409.82
10-00687	06/01/10 DPW-PRISONER FOOD W/E 6/18/10	Open	295.33

			705.15
00003	ASBURY PARK PRESS		
10-00016	01/14/10 MUNI CLERK-BLANKET:NOTICES	Open	341.96
00384	AT & T MOBILITY		
10-00789	06/28/10 DPW-JUN 2010 CELL BILL	Open	159.55
01241	BAIN'S HARDWARE, INC.		
10-00360	03/23/10 RECREATION-PRIZES:EASTER	Open	312.52
10-00707	06/04/10 MAY 2010 PURCHASES	Open	1,229.68

			1,542.20
01631	BOROUGH OF OCEANPORT		
10-00682	05/28/10 COURT SHARED SERVICES:JUL 2010	Open	6,503.34
00627	BOROUGH OF RUMSON		
10-00753	06/21/10 FIRE DEPT-3/13/10 DIESEL FUEL	Open	54.87
01565	BOROUGH OF SEA BRIGHT		
10-00739	06/14/10 T/F ADMIN FEE:06/15/10 PAYROLL	Open	18.50
10-00740	06/14/10 T/F ADMIN FEE:06/15/10 PAYROLL	Open	490.00
10-00741	06/14/10 T/F ADMIN FEE:06/15/10 PAYROLL	Open	744.00
10-00788	06/28/10 T/F ADMIN FEE:06/30/10 PAYROLL	Open	9.00

			1,261.50
01974	BOROUGH OF SEA BRIGHT COURT		
10-00721	06/10/10 COURT-05/10 CREDIT CARD REIMB	Open	246.82
01546	C.I.T. TECHNOLOGY FIN SERV, INC		
10-00012	01/14/10 POLICE DEPT-2010 FAX LEASE	Open	62.15
10-00013	01/14/10 POLICE DEPT-2010 COPIER LEASE	Open	147.72

01358	CAMPBELL SUPPLY CO., L.L.C.			
10-00460	04/14/10	FIRE DEPT-4377	FLOOD DAMAGE	Open 1,079.00
10-00625	05/18/10	FIRE DEPT-4377	FLOOD DAMAGE	Open 3,102.56

				4,181.56
00198	COMCAST			
10-00756	06/21/10	POLICE DEPT-INTERNET:	JUN 2010	Open 95.18
10-00769	06/22/10	LIBRARY-INTERNET:	JUN 2010	Open 100.14
10-00791	06/29/10	FIRE DEPT-INTERNET:	JUL 2010	Open 95.18

				290.50
01988	COMPTON, BARBARA			
10-00715	06/10/10	MUNI CLERK-RETURN	ELECTION BKS	Open 30.00
01745	CONTE'S CAR WASH			
10-00057	01/15/10	2010 UNLIMITED	CAR WASHES	Open 555.00
00135	COOPER ELECTRIC SUPPLY COMPANY			
10-00704	06/03/10	SEWER-SERVICE	GENERATOR	Open 1,000.96
01493	COOPERATIVE INDUSTRIES, L.L.C.			
10-00801	06/30/10	APR 2010	NATURAL GAS	Open 894.62
00089	DE LISA DEMOLITION, INC.			
10-00269	03/01/10	DPW-2010	BRANCH/LEAF PICKUP	Open 950.00
01320	DEMAIO, R.N.			
10-00441	04/12/10	BEACH-BLANKET:	JANITORIAL SUPP	Open 797.66
10-00686	06/01/10	BLDGS/GRNDS-SUPPL:	POLICE DEPT	Open 386.31

				1,183.97
00091	DIGIROLAMO, LOUIS			
10-00675	05/27/10	2010 PYMT 07/12	HEALTH REIMB	Open 1,890.29
02118	ELECTRONIC MEASUREMENT LAB INC			
10-00698	06/03/10	SEWER-CALIBRATE	GAS DETECTOR	Open 260.11
00972	G.S. ROOFING & SIDING, INC.			
10-00549	05/06/10	BEACH PAVILION	ROOF REPAIRS	Open 960.00
00333	GARAVENTA, DEBORAH			
10-00706	06/04/10	A&E-5/18-6/3/10	IT SERVICES	Open 475.00
02181	GATEWAY PRESS			
10-00611	05/14/10	REC-BANNERS:	FIREMEN'S FAIR	Open 200.00
01549	GENERAL CODE PUBLISHERS CORP.			
10-00770	06/23/10	A&E-ECODE360	ANNUAL MAINT FEE	Open 1,195.00
01194	GLENCO SUPPLY, INC.			
10-00656	05/25/10	BEACH-DRIVE	POSTS	Open 2,347.00
10-00693	06/01/10	DPW-CHANNEL	POSTS	Open 729.80
10-00700	06/03/10	DPW-"NO PARKING"	SIGNS	Open 175.25

				3,252.05
00305	GORCEY PLUMBING & HEATING, INC			
10-00755	06/21/10	BLDGS/GRNDS-LIBRARY	FOUNTAIN	Open 150.00
01657	GOWAN, KERRY			
10-00783	06/25/10	POLICE DEPT-5/27,5/28	MATRON	Open 44.00
01297	HATCH, MOTT & MACDONALD, LLC			
10-00734	06/14/10	MISC ENGINEERING-4/30+	POSTAGE	Open 2,256.33
01526	JCP & L			
10-00785	06/28/10	MAY 2010	ELECTRIC SERVICE	Open 7,480.43
00297	JESSE A. HOWLAND & SONS, INC.			
10-00677	05/27/10	GARAGE RENT -	JUL 2010	Open 1,737.00
10-00678	05/27/10	DPW-ADDT'L	GARAGE RENT-JUL'10	Open 875.00

				2,612.00
00895	JOHNNY ON THE SPOT, INC.			
10-00723	06/10/10	PORTO-POTS -	JUN 2010	Open 396.00
00270	JOHNSON, KENNETH			
10-00672	05/27/10	2010 PYMT 07/12	HEALTH REIMB	Open 992.69
01926	KETTLE CREEK CORPORATION			
10-00541	04/30/10	RECYCLING	CONTAINERS & LIDS	Open 2,664.00
01209	LANGUAGE SERVICES ASSOCIATES			
10-00724	06/10/10	COURT-MAY 2010	INTERPRETATION	Open 14.70
00215	LOK DOCS LOCKSMITH SERVICE			
10-00736	06/14/10	BEACH-NEW OFFICE	DOOR LOCK	Open 115.00
00161	LOU'S UNIFORMS, INC.			
10-00594	05/13/10	DPW-PANTS &	BOOTS	Open 200.00
10-00684	05/28/10	DPW-T-SHIRTS		Open 285.00

				485.00
00203	MASON, PAT			
10-00722	06/10/10	OEM-REIMB:6/10/10	LUNCH	Open 43.00

01575	MIDDLETOWN TWP FIRE ACADEMY		
10-00610	05/14/10 FIRE DEPT-EXAM REVIEW CLASS	Open	15.00
01985	MOBILE MINI, INC.		
10-00760	06/21/10 POLICE-TRAILER 2010 PYMT 07/13	Open	278.00
00837	MONMOUTH COUNTY CLERK		
10-00718	06/10/10 MUNI CLERK-10/9/10 HISTORY DAY	Open	18.00
01323	MONMOUTH COUNTY TREASURER		
10-00752	06/21/10 ELECTION-POSTAGE:SAMPLE BALLOT	Open	78.83
00140	MOORE, WILLIAM		
10-00676	05/27/10 2010 PYMT 07/12 HEALTH REIMB	Open	1,890.29
00315	MORGANO, PAUL		
10-00474	04/19/10 BLDGS/GRNDS-2010 MOWING SERV	Open	900.00
10-00475	04/19/10 BLDGS/GRNDS-2010 WEED CONTROL	Open	700.00
10-00618	05/17/10 BLDGS/GRNDS-2010 BRUSH CONTROL	Open	350.00

			1,950.00
00137	MUNICIPAL CAPITAL CORPORATION		
10-00011	01/14/10 A&E-2010 COPIER LEASE	Open	225.20
00339	NAPA AUTO PARTS		
10-00607	05/14/10 DPW-BLANKET:VEHICLE MAINT	Open	113.66
00019	NJ AMERICAN WATER		
10-00764	06/22/10 MAY 2010 WATER UTILITY	Open	1,245.40
00861	NJ STATE DEPT OF TRANSPORATION		
10-00782	06/24/10 PERMIT FEE-TELEWISE SEWER LINE	Open	50.00
00153	NORTHSHORE LIFE SAVING ASSOC.		
10-00438	04/12/10 BEACH-LIFESAVING CERTIFICATION	Open	100.00
01309	OCEANPORT BOARD OF EDUCATION		
10-00671	05/27/10 GRADE SCHOOL TAX - JUL 2010	Open	77,253.65
10-00787	06/28/10 GRADE SCHOOL-DEBT SERVICE PYMT	Open	26,437.61

			103,691.26
01662	ORIENTAL TRADING COMPANY		
10-00613	05/14/10 REC-TOYS:FIREMEN'S FAIR	Open	353.68
00163	OSWALD ENTERPRISES, INC.		
10-00688	06/01/10 SEWER-VACUUM WET WELL	Open	1,867.50
00158	PITNEY BOWES CREDIT CORP.		
10-00036	01/14/10 POLICE DEPT-2010 METER RENTAL	Open	48.00
10-00077	01/20/10 A&E-2010 METER RENTAL + MAINT	Open	384.00

			432.00
00431	PMC ASSOCIATES, INC.		
10-00645	05/25/10 FIRE DEPT-REPAIR RADIO,NEW MIC	Open	158.65
10-00646	05/25/10 FIRE DEPT-INSTALL RADIO #4390	Open	420.00

			578.65
01463	PUMPING SERVICES, INC.		
10-00705	06/03/10 SEWER-NORTH PUMP REPAIRS	Open	1,904.21
00164	RAIN, WILLIAM		
10-00673	05/27/10 2010 PYMT 07/12 HEALTH REIMB	Open	762.20
00289	ROBERT A. HULSART & COMPANY		
10-00773	06/23/10 2009 AUDIT	Open	25,000.00
00234	ROY PRESS, INC.		
10-00717	06/10/10 PRINTING-MAY'10 NEWSLETTER	Open	550.00
00788	SCARINCI & HOLLENBECK, LLC		
10-00242	02/23/10 LEGAL-2010 RETAINER	Open	1,666.67
10-00742	06/14/10 LEGAL SERVICES:MAY 2010	Open	16,257.95

			17,924.62
01554	SEA BRIGHT SERVICE CENTER		
10-00727	06/11/10 OEM-STARTER MOTOR:FLOOD TRUCK	Open	484.95
10-00750	06/21/10 DPW-NEW BRAKES,TIRES:FORD F450	Open	2,086.30

			2,571.25
00027	SEABOARD WELDING SUPPLY, INC.		
10-00075	01/20/10 DPW - 2010 CYLINDER RENTAL	Open	12.70
00975	SMACK, EDWARD		
10-00674	05/27/10 2010 PYMT 07/12 HEALTH REIMB	Open	762.20
00124	SPAHR, STEVEN		
10-00802	06/30/10 2010 PYMT 01/06 HEALTH REIMB	Open	1,890.29
01328	STAPLE BUSINESS ADVANTAGE		
10-00763	06/22/10 10 CARTONS:COPIER PAPER	Open	293.00
00285	STAPLE'S, INC.		
10-00719	06/10/10 POLICE DEPT-OFFICE SUPPLIES	Open	118.88
01591	STORR TRACTOR COMPANY		
10-00439	04/12/10 BEACH-2010 KAWASAKE MULE	Open	10,125.00

00083	T & M ASSOCIATES		
10-00302	03/08/10 PLANNING SERVICES	Open	5,197.50
10-00409	04/05/10 CONCEPT MAP:BEACH FACILITIES	Open	875.00
10-00592	05/13/10 EASEMENTS FOR ADA SIDEWALK	Open	385.00
10-00624	05/18/10 IMPROV:NORMANDIE PL/BEACH WAY	Open	2,658.41
10-00730	06/14/10 ENGINEERING-TRADEWINDS	Open	375.00
10-00731	06/14/10 ENGINEERING-CENSUS BOUNDARY	Open	385.00
10-00732	06/14/10 ENGINEERING-APR 2010 MISC	Open	471.04
10-00733	06/14/10 ENGINEERING-5/4/10 MEETING	Open	437.50
10-00775	06/23/10 SPEED HUMPS/SIGNAGE:CHURCH ST.	Open	125.00
10-00796	06/30/10 ENGINEERING-MAY 2010 MISC	Open	1,331.92
10-00797	06/30/10 ENGINEERING-5/18/10 MEETING	Open	375.00
10-00798	06/30/10 GAITERS VILLAGE:PLAN REVIEW	Open	125.00

			12,741.37
01285	THE HOME DEPOT		
10-00608	05/14/10 BLDGS/GRNDS-BLANKET:MISC SUPP	Open	257.39
10-00661	05/26/10 BEACH-SUPPL:LIFEGUARD STANDS	Open	567.95

			825.34
01225	TIGER DIRECT		
10-00316	03/10/10 FIRE DEPT-SECURITY SYSTEM	Open	713.74
01243	TREASURER, STATE OF NEW JERSEY		
10-00781	06/24/10 PERMIT FEE-LOCKERS & KAYAK	Open	600.00
02114	TWO RIVERS WATER RECLAMATION		
10-00685	06/01/10 2010 PYMT 3/4 SEWER CHARGE	Open	121,072.00
01960	VERIZON		
10-00784	06/25/10 LOCAL/LONG DISTANCE:MAY 2010	Open	1,802.78
01020	VERIZON COMMUNICATIONS		
10-00765	06/22/10 DPW-DSL INTERNET:MAY 2010	Open	42.99
02061	VERIZON WIRELESS		
10-00725	06/10/10 BLDG/FIRE/COURT:JUN 2010 BILL	Open	81.73
10-00772	06/23/10 POLICE-JUN 2010 CELL & MDT	Open	859.88

			941.61
01150	W.W. GRAINGER, INC.		
10-00697	06/03/10 BLDGS/GRNDS-TRASH LINERS	Open	407.52
10-00758	06/21/10 DPW-AUGER & GATORADE COOLER	Open	175.14

			582.66
02177	WALSH, JOAN		
10-00754	06/21/10 LIBRARY-REIMB:6/15 BOOKS,DVD	Open	60.96
10-00771	06/23/10 LIBRARY-REIMB:6/30 BOOKS,DVD	Open	106.03
10-00795	06/30/10 LIBRARY-REIMB:6/29 MISC	Open	162.95

			329.94
01164	WATCHUNG SPRING WATER CO, INC.		
10-00743	06/14/10 JUN 2010 SPRING WATER	Open	431.72
01829	WPCS INTERNATIONAL, INC.		
10-00584	05/12/10 OEM-REPROGRAM CONSOLE	Open	187.50
AOL			18.99
Boro Of Sea Bright Payroll A/C (6/15/10 Payroll)			107,377.92
Boro Of Sea Bright Payroll A/C (6/30/10 Payroll)			92,021.45
Depository Trust Co (Bond Interest Payments)			42,780.00
Fleet Services (June Vehicle Fuel)			3,609.25
NJ American Water (Cash Bond Refund)			1,000.00
U.S. Postal Service (2/Q/10 Sewer Billing)			200.20
TOTAL			608,654.87

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

B. Councilwoman Bills introduced a motion adopting the June 15, 2010 Council Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

C. Closed Executive Sessions

Councilwoman Bills introduced a motion adopting the May 4, 2010 Closed Executive Session Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

Councilwoman Bills introduced a motion adopting the May 18, 2010 Closed Executive Session Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

Councilwoman Bills introduced a motion adopting the June 1, 2010 Closed Executive Session Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

Councilwoman Bills introduced a motion adopting the June 15, 2010 Closed Executive Session Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

D. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 137-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright in the County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of **\$1,809.83** which is now available as a revenue from **FY 2010 Alcohol Education Rehab. Enforcement Fund**; and

BE IT FURTHER RESOLVED, that a like sum of **\$1,809.83** is hereby appropriated under the caption **FY 2010 Alcohol Education Rehab. Enforcement Fund** ; and

BE IT FURTHER RESOLVED, that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None

Absent: None

E. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 138-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright in the County of Monmouth hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2010 in the sum of **\$ 3,000.00** which is now available as a revenue from **FY 2010 Green Communities Grant** and whereby the Borough of Sea Bright will make a local match of \$1,500.00 in kind; and

BE IT FURTHER RESOLVED, that a like sum of **\$3,000.00** is hereby appropriated under the caption **FY 2010 Green Communities Grant** whereby the Borough of Sea Bright will make a local match of \$1,500.00 in kind; and

BE IT FURTHER RESOLVED, that the Borough Clerk forward two copies of this resolution to the Director of Local Government Services.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

F.

Councilwoman Bills introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 139-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, authorization is hereby given to the Recreation Committee to conduct the following events for 2010; and,

EVENT	DATE
Drum Circle	7/5 - 8/23
Beach Camp	7/12 - 7/14
Summer Camp	8/24 - 8/28
Blue Claws Game	8/20
*Family Fun Fridays	Sept - April
Halloween poster contest	10/10 12-3pm
Christmas Tree Lighting	12/3 7pm
*(Yom Kippur 9/17 - Family Fun Friday cancelled)	

NOW, THEREFORE, BE IT RESOLVED that the above mentioned events are hereby authorized.

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

Ayes: Bills, Keller, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

G. Councilwoman Bills introduced and offered for adoption the following resolution:

RESOLUTION NO. 140-2010

**BOROUGH OF SEA BRIGHT
ANNUAL LIBRARY SALE**

WHEREAS, authorization is hereby given to the Library to raise funds for the Jay W. Ross Cultural Arts Center & Library and that all funds raised will be deposited into the Library Trust Fund; and

WHEREAS, the annual book sale will be from September 18th to September 24th The annual bake sale will be held on September 18th with baked goods offered for sale from \$.50 to \$3.00

WHEREAS, The following items are no longer of use by the Jay W. Ross Cultural Arts Center and Library and will be priced accordingly:

ITEM	PRICE
Bag of Books	\$6.00
Paperbacks	3@\$1.00
Children's Books	\$.25
Videos	2@\$1.00
Hard covered Books	\$1.00
Audios	\$1.00
Sea Bright tote bag	\$10.00

(fill bag for \$1.00)

NOW THEREFORE BE IT RESOLVED, that authorization is given by the Mayor and Council of the Borough of Sea Bright to the Library to conduct the above.
Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

H. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 141-2010
BOROUGH OF SEA BRIGHT
ANNUAL LIBRARY SALE**

WHEREAS, authorization is hereby given to the Library to raise funds for the Jay W. Ross Cultural Arts Center & Library and that all funds raised will be deposited into the Library Trust Fund; and

WHEREAS, the annual dinner/dance will be held at The Quay on Friday, November 5, 2010 at 7 p.m.

NOW THEREFORE BE IT RESOLVED, that authorization is given by the Mayor and Council of the Borough of Sea Bright to the Library to conduct the above event.
Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

I. Councilwoman Bills introduced a motion approving the request for the C.O.A.S.T campaign from Clean Ocean Action on 7/17 - 7/18. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
Nays: None
Abstain: None
Absent: None

J. Councilwoman Bills introduced and offered for adoption the following Resolution:

RESOLUTION NO. 142-2010

BOROUGH OF SEA BRIGHT

WHEREAS, authorization is hereby given to the Sea Bright Beach Patrol to schedule the following program and charge the fees as noted:

Junior Lifeguard Program

Mon-Fri. Session Three: Two Weeks at \$75.00 per child
Dates: August 2nd thru August 13th.
Time: 9 to 10:30 a.m.

NOW, THEREFORE, BE IT RESOLVED that the above mentioned program and fees are hereby authorized and monies will be deposited in the Beach Trust account.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

K. Councilwoman Bills introduced and offered for adoption the following Resolution:

RESOLUTION NO. 143-2010

BOROUGH OF SEA BRIGHT

WHEREAS, there exists a need for additional beach personnel for the 2010 season.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Sea Bright. County of Monmouth, that the following person will receive the hourly rate of pay as specified after each name effective 6/15/2010.

NAME	HOURLY WAGE	
Charles Weinkofsky	\$8.00	P/T Lifeguard

CERTIFICATION

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

Michael J. Bascom, CFO

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

L. Councilwoman Bills introduced and offered the following Resolution for adoption:

BOROUGH OF SEA BRIGHT

RESOLUTION NO. 144-2010

WHEREAS, the Planning Board Secretary has indicated that the Planning Board escrow monies shall be refunded to:

Brian McMullin	BL 16 LOT 5	\$770.00
1062 Ocean Avenue		
Sea Bright, NJ 07760		

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright hereby authorize that the Planning Board escrow monies shall be refunded.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

N. Councilwoman Bills introduced a motion approving the request for A. Manning One Mile Ocean Swim on Saturday July 17th - 8:30 a.m. to 9:30 a.m.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

M. Councilman Murphy introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 150-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for a part-time library assistant with no additional hours to be added to the current Library S/W budget.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Sea Bright, County of Monmouth, that the following person will receive the hourly rate of pay as specified effective 7/15/2010.

NAME	HOURLY WAGE
Jane Farmer	\$10.00

CERTIFICATION

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in the Library S/W appropriation of the purpose stated in the above resolution.

Michael J. Bascom, CFO

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

7. OLD BUSINESS:

A. Councilman Keeler introduced a motion carrying Resolution No. 122-2010 authorizing the adoption of a Rules and Regulations Police Manual to August 3, 2010. Second by Councilwoman Bills and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long

Nays: None

Abstain: Murphy

Absent: None

8. NEW BUSINESS

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

**RESOLUTION NO. 146-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, pursuant to a special use permit between Department of Environment Protection and the Borough of Sea Bright for the Borough use of New Jersey State owned property known as Anchorage Beach public access location. The Borough of Sea Bright will provide 150 daily beach badges during the period of public access beach closure for the July 4th fireworks display from July 3rd through July 4th (an additional 75 daily beach

badges on July 5th if a rain date is needed) on a first come first serve basis.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Sea Bright, Monmouth County, New Jersey, that the issuance of said beach badges are hereby authorized.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

B. Councilman Murphy introduced the following resolution and moved its adoption:

**RESOLUTION NO. 147-2010
BOROUGH OF SEA BRIGHT
REVIEW OF GENERAL COMMENTS AND RECOMMENDATIONS
OF 2009 REPORT OF AUDIT**

WHEREAS, N.J.S. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2009 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

AUDITORS' OPINIONS

and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS

RECOMMENDATIONS

AUDITORS' OPINIONS

as evidenced by the group affidavit form of the governing body; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with promulgations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Sea Bright, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

C. Councilman LoBiondo introduced and offered for adoption the following resolution:

**RESOLUTION NO. 148-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, pursuant to a letter dated June 8, 2010 from Robert Loray, maintenance person for Sea Bright's Department of Public Works effective July 30, 2010 of his retirement.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that his resignation has been accepted.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 149-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright and the Sea Bright Local PBA have agreed to terms on the next contract between the two parties; and

WHEREAS, the terms of negotiation, subject to ratification, for a successor contract are outlined within the Memorandum of Agreement dated June 21, 2010 which is attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the Memorandum of Agreement dated June 21, 2010 is hereby accepted.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long

Nays: None

Abstain: Murphy

Absent: None

E. Councilwoman Long introduced a motion approving the request from New England Weather, LLC for a film shoot on July 13th - 14th 7:00 a.m. to 7:30 p.m. on the beach and the conditions would be that no equipment on the beach.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 151-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of a preliminary benefit cost analysis and Grant Application support for a FEMA e-Grant application for rebuilding/replacing and raising bulkheads at River Street, Center Street, South Street, Beach Street and Beach Way and Install Pumps at Osborne Street; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright hereby authorize the proposal submitted by Tetra Tech dated July 1, 2010 an amount not to exceed \$8,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Stacey Murphy, Project Manager of Tetra Tech is hereby authorized to perform the above service as stated herein.

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Ord. 8-2007 for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

Mayor Fernandes thanked Asst. Fire Chief Chad Murphy for getting the Boston Whaler in time for the July 4th weekend especially when the boat was needed for a fire emergency.

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

**RESOLUTION NO. 152-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright Fire Department wishes to acquire a 17' Boston Whaler Boat and Trailer from the Atlantic Highlands Fire Department; and

WHEREAS, the cost for the purchase of the boat and trailer shall not exceed \$5,000.00; and

WHEREAS, the Chief Financial Officer, has certified the availability of funds for this purchase.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, hereby authorize the purchase of a 17' Boston Whaler and trailer for the Sea Bright Fire Department.

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, C.F.O.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long

Nays: None

Abstain: Murphy

Absent: None

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

**RESOLUTION NO. 153-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Distribution License No. 1343-44-015-003, heretofore issued to **Andy K/s Dairy & Deli, Inc.** for premises located at 1160 Ocean Avenue, Sea Bright, NJ 07760; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license terms; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright does hereby approved, effective July 6, 2010 the transfer of the aforesaid Plenary Retail Distribution License to **MS Retail Corp. t/a Sea Bright Supermarket & Liquor** and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as

follows: "This license, subject to all its terms and conditions, is hereby transferred to **MS Retail Corp. t/a Sea Bright Supermarket & Liquor**, effective **July 6, 2010**.

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

Ayes: Bills, Keller, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

9. CORRESPONDENCE AND COMMUNICATIONS:

A. Felecia Stratton's letter dated June 28, 2010 removing Sea Bright from the Skim Bash event.

B. Recreation Director monthly report.

C. Monmouth County Regional Health Commission No. 1 April 21, 2010 meeting minutes.

D. Two Rivers Water Reclamation Authority June report. Mayor Fernandes said that the Council should keep aware of these reports and to prepare for any financial issues for next year.

E. Construction Department monthly report.

10. COMMITTEE REPORTS:

A. Beach/Education/Environment: Councilwoman Long said that beach revenues are 82% ahead from last year. We factored in the beautiful weather and the location of the fireworks being at the Anchorage Beach allowing for more parking at the Municipal lot.

Councilwoman Long introduced a motion amending the time for ticket sales till 4pm during the week and continuing to 5pm on the weekends.

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

Ayes: Bills, Keller, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

B. Public Works/Building Department/Public Relations:

Councilman LoBiondo said that the Monmouth County Health Department is warning businesses that they will receive a \$3,000 fine for having cardboard boxes mixed in with garbage.

The corrections workers were here last month helping with striping etc. but this program has been discontinued and we need to budget accordingly.

Public Works department put in dune fencing on Anchorage Beach to help prevent people from walking on the dunes. DPW has been working very hard to prepare the town for the 4th of July weekend.

C. Public Safety/Insurance:

Councilman Keeler thanked the police, fire and first aid for a very successful July 4th weekend. The NJAW company issued a mandatory water restriction for Monmouth and Ocean Counties.

Holy Cross students received a tour of the Highlands bridge by the Department of Transportation. We will send a letter to DOT thanking them for the tour and there might be another tour this September.

He thanked Chief Sorrentino, Brett Friedman, Pat Mason and all the members of our volunteer fire and first aid services because of the incredible busy July 4th weekend. To understand the magnitude of how extremely busy our police were over the July 4th

weekend, there were 324 traffic stops, 205 summons, 147 parking tickets and NJDMV working with our department gave 78 summons.

Thanks to the acquisition of the Boston whaler the fire department were able to put out the fire on Sedge Island over the July 4th weekend.

D. Finance/Grants/Court:

Councilman Murphy said there will be a finance committee meeting to discuss capital projects, the pool project and next year's budget in an effort to work with the new 2% cap.

E. Personnel/Administration/Cultural Arts/Recreation:

Councilwoman Bills said that during a recreation committee meeting they discussed the summer schedule, which includes the Monday drum circle from 7pm - 8pm till the end of August. Beach camp is for the end of August and we are fine tuning the activities. The Blue Claws game is August 20th. The Family Fun Fridays will resume in the fall. The recreation department netted about \$5,000 from the Fireman's fair.

The library committee is seeking donations for the annual November 5th Harvest dinner/dance. The library bake and book sale is September 18th.

F. Smart Growth/Flood Mitigation/Beautification: Councilman Kelly said that the architect is working on plans. We will choose among one of three certified tree specialists to work with us in the Borough. The beautification committee finished the second planting and have plans to plant more flowers at the Sea Bright welcome sign at the foot of the Sea Bright/Rumson bridge.

11. MAYOR FERNANDES - REPORT AND COMMUNICATIONS. Mayor

Fernandes thanked the police department and all the volunteers for their help during the July 4th weekend. Most of all it was fortunate that the fire department just purchased the boat that fought the bush fire on Sedge Island. The coordination during this fire went smoothly in part to Assistant Fire Chief Murphy.

Fort Monmouth is having a celebration from July 16th - 18th with a parade, carnival, concert, food, and refreshments.

Mayor Fernandes said that residents should keep in mind the mandatory water restrictions and limit their use of water.

October 20th, here in Sea Bright will be the flu and pneumonia shots from noon to 1pm.

Senator Beck, Assemblyman Scanlon, Assemblywoman Casagrande will have a symposium on July 14th from 6-8pm at the Colts Neck High School on veteran services for veterans and returning National Guardsmen.

Misty Hardwick is the new minister for Sea Bright's Methodist Church.

Our next council meeting is August 3rd.

12. REMARKS FROM THE AUDIENCE (limited to 3 minutes per person)

No one wished to be heard.

13. ADJOURNMENT:

There being no further business before the Governing Body. Councilman Murphy made a motion to adjourn the meeting at 8:20

P.M. Second by Councilman LoBiondo and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC
Municipal Clerk