

Council President Keeler called the meeting to order and requested those present to join him in the Pledge of Allegiance to the Flag.

Administrator Smeltzer 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: Keeler, Kelly, Long, Murphy, Mayor Fernandes, Attorney Oxley, Mayor Fernandes, Engineer Flor, Police Chief Sorrentino, Administrator Smeltzer

ABSENT: Bills, LoBiondo, Chief Financial Officer Bascom

4. PRESENTATION: Cell Tower - Declon O'Scanlon said that he has over sixteen years experience as a wireless communication consultant. His projects involve working closely with municipalities and wireless communication industries. This involves erecting unobtrusive cell towers, which brings recurring revenue to the town.

5. REMARKS FROM THE AUDIENCE (limited to 3 minutes)

Councilman Murphy introduced a motion to open the meeting to the public. Second by Councilwoman Long and approved by unanimous voice vote.

Meg Fisher congratulated Councilmembers Bills and Kelly for winning the November 2nd election.

Councilwoman Long made a motion to close the meeting to the public. Second by Councilman Murphy and approved by unanimous voice vote.

6.

A.

ORDINANCE NO. 27-2010
AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT
PERMITTING THE MANAGED CARE OF FERAL CATS

Introduced and approved on October 19, 2010.

Councilwoman Long introduced a motion carrying Ordinance 27-2010 to the December 7th Council meeting. Second by Councilman Murphy and approved upon the following vote:

AYES: Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: Bills, LoBiondo

B. Administrator Smeltzer called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and

approved at the Council Meeting of October 5, 2010. Councilman Keeler moved to approve this Ordinance upon Second Reading.

ORDINANCE NO. 28-2010

AN ORDINANCE AMENDING A TYPOGRAPHICAL ERROR WHICH OCCURRED IN ORDINANCE 20-2010 REGARDING SCHEDULE B LONGEVITY OF CERTAIN OFFICERS/EMPLOYEES OF THE BOROUGH OF SEA BRIGHT POLICE DEPARTMENT

WHEREAS, a typographical error occurred in the longevity for Schedule B employees of the Sea Bright Police Department; and

WHEREAS, the following Schedule B of Employees Hired After 01-01-00 is hereby amended to reflect the correct information:

SCHEDULE B

EMPLOYEES HIRED AFTER 01/01/00

<u>YEARS OF SERVICE</u>	<u>INCREMENT OF BASE PAY</u>
After 5 years of service	2.5% of base pay
After 10 years of service	2.5% of base pay
After 15 years of service	3.0% of base pay
After 20 years of service	4.0% of base pay
After 25 years of service	5.0% of base pay

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 Long and approved by the following vote:

AYES: Keeler, Kelly, Long,

NAYS: None

ABSTAIN: Murphy

ABSENT: Bills, LoBiondo

There being no members of the Public who wished to be heard a motion to close the Public Hearing was made by Councilwoman Long Murphy. Second by Councilman Kelly and approved by the following vote:

AYES: Keeler, Kelly, Long,

NAYS: None

ABSTAIN: Murphy

ABSENT: Bills, LoBiondo

Councilman Keeler made a motion to approve Ordinance No. 28-2010 on its Third and Final Reading and advertise it according to law. Second by Councilwoman Long and approved upon the following vote:

AYES: Keeler, Kelly, Long,

NAYS: None

ABSTAIN: Murphy

ABSENT: Bills, LoBiondo

C. Administrator Smeltzer read by title only and Councilman Keeler introduced an Ordinance entitled.

ORDINANCE No. 29-2010

**ORDINANCE OF THE BOROUGH OF SEA BRIGHT,
AMENDING CHAPTER 198, VEHICLES, ABANDONED
OF THE CODE OF SEA BRIGHT**

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on December 7, 2010. Second by Councilwoman Long and approved upon the following vote:

AYES: Keeler, Kelly, Long
 NAYS: None
 ABSTAIN: Murphy
 ABSENT: Bills, LoBiondo

D. Administrator Smeltzer read by title only and Councilman Keeler introduced an Ordinance entitled.

ORDINANCE No. 30-2010
ORDINANCE OF THE BOROUGH OF SEA BRIGHT,
AMENDING CHAPTER 195, TOWING
OF THE CODE OF SEA BRIGHT

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on December 7, 2010. Second by Councilman Kelly and approved upon the following vote:

AYES: Keeler, Kelly, Long,
 NAYS: None
 ABSTAIN: Murphy
 ABSENT: Bills, LoBiondo

7. Councilman Murphy introduced and approved for adoption the following Resolution:

RESOLUTION NO. 226-2010
AUTHORIZE TRANSFER OF FUNDS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of current year appropriations during the last two months of the fiscal year; and

WHEREAS, the Chief Financial Officer has recommended that the following appropriation transfer be authorized:

<u>Appropriation</u>	<u>Amount From</u>	<u>Amount To</u>
General Administration O/E	\$ 2,500.00	
Municipal Clerk O/E	\$1, 000.00	
Finance S&W	\$3,000.00	
Tax Assessor O/E	\$3,500.00	
Planning Board S&W	\$2,000.00	
Liability Insurance	\$10,000.00	
Workers Compensation	\$15,000.00	
Police S&W	\$15,000.00	
Police O/E	\$	
	3,000.00	
	\$	
Roads S&W	8,000.00	
Beautification O/E	\$2,000.00	
Parks & Recreation O/E	\$1,000.00	
Unemployment	\$5,000.00	
Bulkhead Maintenance	\$2, 000.00	
Legal O/E		\$45,000.00

Engineering O/E	\$10,000.00
Roads O/E	\$12,000.00
Solid Waste O/E	\$ 3,000.00
Buildings and Grounds O/E	\$ 3,000.00
Total	\$73,000.00 \$73,000.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the 2011 Budget appropriations be transferred as stated herein; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Chief Financial Officer and Auditor. Second by Councilman Kelly and adopted upon the following roll call vote:

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

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

Items A and H were removed from the Consent Agenda.

B. Councilman Kelly introduced a motion approving the October 5, 2010 Closed Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

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

C. Councilman Kelly introduced a motion approving the October 5, 2010 Closed Meeting Minutes. October 19, 2010 Council Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

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

D. Councilman Kelly introduced a motion approving the October 19, 2010 Special Closed Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

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

E. Councilman Kelly introduced a motion approving the October 19, 2010 Second Closed Meeting Minutes. Second by Councilwoman Long and adopted upon the following roll call vote:

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

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

**RESOLUTION NO.224-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Sea Bright Governing Body wish to support the fundraising events in town by donating two 2011 beach badges for the gift auction for the Sea Bright Library's Harvest Dinner; and

WHEREAS, the borough auditor has been informed and advised that a resolution should be passed to donate the two badges.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize the donation of two 2011 beach badges for the gift auction for the Library's Harvest Dinner.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Beach Director for his notification and files. Second by Councilwoman Long and adopted upon the following roll call vote:

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 225-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, by letter dated October 5, 2010 from Felecia Stratton, Editor for the Sea Breeze has submitted her resignation.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that her resignation is hereby accepted.

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

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

I. Councilman Kelly introduced a motion approving the request from Scott Kelly of The Madhatter for 3rd Annual Polar Plunge on public beach, January 1, 2011, 1:00 p.m.

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

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

Mayor Fernandes said that both engineering and legal budgets should be monitored.

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

**RESOLUTION NO. 223-2010
PAYMENT OF BILLS 10/19/2010**

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$343,637.36 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

00261	A.C. MOORE, INC.		
10-00828	07/06/10 REC-SUPP:FAMILY FUN NIGHTS	Open	198.79
00350	ABSOLUTE FIRE PROTECTION, INC.		
10-00938	07/30/10 FIRE DEPT-PROTECTIVE GEAR	Open	3,150.00
10-01067	09/01/10 FIRE DEPT-ANNUAL MAINT #4375	Open	1,397.00
10-01229	10/15/10 FIRE DEPT-ADDT'L REPAIRS #4375	Open	1,993.00

			6,540.00
01062	ALL HANDS FIRE EQUIPMENT, LLC		
10-01029	08/23/10 FIRE DEPT-REPAIRS:PANTS	Open	150.00
01578	AMERICAN MESSAGING		
10-01283	10/27/10 DPW-NOV 2010 PAGER SERVICE	Open	46.05
01279	ANGELO'S PAVING, INC.		
10-00961	08/10/10 CHURCH STREET SPEED HUMPS	Open	6,100.00
01408	AT & T		
10-01269	10/25/10 COURT-OCT 2010 VIDEO CONFER	Open	0.66
00384	AT & T MOBILITY		
10-01300	11/02/10 DPW-OCT 2010 CELL BILL	Open	167.24
01542	ATLANTIC MARINE SUPPLY		
10-01184	09/30/10 FIRE DEPT-GPS UNIT FOR BOAT	Open	1,099.98
00210	ATLANTIC PLUMBING SUPPLY CORP.		
10-01280	10/27/10 SEWER-PLUG CAP, PLUG WRENCH	Open	44.60
01042	ATLANTIC TOMORROWS OFFICE		
10-01233	10/15/10 A&E-3/Q/10 COPY/CLICK CHARGES	Open	390.26
02036	BAHRLE, DAVID		
10-01279	10/27/10 DPW-TRAVEL REIMB:10/20/10	Open	92.40
10-01296	10/29/10 DPW-REIMB:C-4 LICENSE RNWL FEE	Open	50.00

			142.40
01957	BENEMAX BENEFIT MANAGEMENT CO.		
10-01218	10/12/10 10/10 DENTAL PLAN MANAGEMENT	Open	312.00
10-01330	11/03/10 11/10 DENTAL PLAN MANAGEMENT	Open	312.00

			624.00
00627	BOROUGH OF RUMSON		
10-01171	09/28/10 POLICE-BLANKET:VEHICLE MAINT	Open	90.00
01565	BOROUGH OF SEA BRIGHT		
10-01245	10/18/10 T/F ADMIN FEE:10/15/10 PAYROLL	Open	708.00
10-01246	10/18/10 T/F ADMIN FEE:10/15/10 PAYROLL	Open	232.00

			940.00
01974	BOROUGH OF SEA BRIGHT COURT		
10-01231	10/15/10 COURT-09/10 CREDIT CARD REIMB	Open	262.89
10-01342	11/09/10 COURT-10/10 CREDIT CARD REIMB	Open	255.02

			517.91
01358	CAMPBELL SUPPLY CO., L.L.C.		
10-00779	06/24/10 FIRE DEPT-HOSE TROUGHS	Open	1,796.00
00198	COMCAST		
10-01251	10/20/10 POLICE DEPT-INTERNET:OCT 2010	Open	95.18
10-01281	10/27/10 FIRE DEPT-INTERNET:NOV 2010	Open	95.18
10-01288	10/28/10 LIBRARY-INTERNET:OCT 2010	Open	100.14

			290.50
01988	COMPTON, BARBARA		
10-01262	10/21/10 MUNI CLERK-RETURN ELECTION BKS	Open	30.00
01493	COOPERATIVE INDUSTRIES, L.L.C.		
10-01306	11/02/10 AUG 2010 NATURAL GAS	Open	454.53
00089	DE LISA DEMOLITION, INC.		
10-00269	03/01/10 DPW-2010 BRANCH/LEAF PICKUP	Open	950.00
01320	DEMAIO, R.N.		
10-01270	10/25/10 BLDGS/GRNDS-TOWELS,T/TISSUE	Open	169.10
01410	DRIVE TO SURVIVE		
10-01205	10/07/10 FIRE DEPT-9/28/10 TRAINING	Open	90.00

01466	EAST COAST FLAG & BANNER, INC.		
10-01180	09/30/10 A&E-(12) 3'x 5' AMERICAN FLAGS	Open	177.60
00126	EASTERN SURPLUS & EQUIPMENT CO		
10-01096	09/10/10 OEM-MILITARY 6x6 TRUCK	Open	17,400.00
00333	GARAVENTA, DEBORAH		
10-01217	10/12/10 A&E-8/2-10/5/10 IT SERVICES	Open	629.95
02181	GATEWAY PRESS		
10-00565	05/07/10 BUSINESS CARDS-PATRICK MASON	Open	42.00
10-01161	09/23/10 POLICE DEPT-VARIOUS PRINTING	Open	343.00

			385.00
01612	GAYLORD BROTHERS, INC.		
10-00949	08/05/10 LIBRARY-OFFICE SUPPLIES	Open	254.61
01887	HEIM ELECTRONICS, INC.		
10-01257	10/21/10 LIBRARY-11/1-1/31/11 ALARM	Open	62.85
10-01258	10/21/10 BORO HALL-11/1-1/31/11 ALARM	Open	62.85

			125.70
01286	INDUSTRIAL MARINE		
10-01235	10/15/10 REIMB:AUG'10 WATER & ELECTRIC	Open	179.10
10-01259	10/21/10 REIMB:SEP'10 WATER & ELECTRIC	Open	178.73

			357.83
01363	IRON MOUNTAIN, INC.		
10-00170	02/08/10 A&E-VAULT:2010 SERVER BACKUPS	Open	288.24
01526	JCP & L		
10-01284	10/27/10 SEP 2010 ELECTRIC SERVICE	Open	9,082.00
00895	JOHNNY ON THE SPOT, INC.		
10-00826	07/06/10 PORTO-POTS - NOV 2010	Open	396.00
00572	KALDOR LIGHTING		
10-01286	10/27/10 OEM-REPAIR:EMERGENCY LIGHTS	Open	300.00
01289	KIELY EQUIPMENT COMPANY, LLC		
10-01223	10/15/10 SEWER-CRASH TRUCK:VIDEO TAPING	Open	700.00
00275	M & S WASTE SERVICES, INC.		
10-00153	02/02/10 2010 TRASH/RECYCLING PICKUP	Open	9,200.00
10-01301	11/02/10 10/10 LANDFILL TIPPING FEES	Open	5,928.41

			15,128.41
00650	MAACO COLLISION REPAIR AND		
10-01228	10/15/10 FIRE DEPT-#4367 PAINTING	Open	550.00
01801	MASER CONSULTING, P.A.		
10-00451	04/12/10 PRJ#129 PARKING LOTS	Open	1,065.00
01229	MCGRUFF SAFE KIDS		
10-01250	10/20/10 RECREATION-TRICK OR TREAT BAGS	Open	195.00
01900	MCKENNA, DUPONT, HIGGINS &		
10-01278	10/26/10 P/L BOARD-8/26-9/28/10 SERV	Open	960.00
00821	MCLOONE'S RIVERSIDE		
10-01028	08/23/10 LIBRARY-11/5/10 HARVEST DINNER	Open	3,867.35
00106	MGL FORMS-SYSTEMS, LLC		
10-01272	10/25/10 TAX COLL-TAX SALE CERTIFICATES	Open	59.00
01985	MOBILE MINI, INC.		
10-01336	11/04/10 POLICE-TRAILER 2010 PYMT 12/13	Open	278.00
00110	MONM CNTY REGIONAL HEALTH		
10-01311	11/02/10 4/Q/2010 PUBLIC SERVICE HEALTH	Open	10,912.25
00688	MONMOUTH COUNTY POLICE ACADEMY		
10-01144	09/22/10 POLICE DEPT-BASIC COURSE	Open	1,440.00
00378	MONMOUTH TRUCK EQUIPMENT		
10-01304	11/02/10 DPW-ELECTRICAL PLUG:FORD F450	Open	115.00
00315	MORGANO, PAUL		
10-00474	04/19/10 BLDGS/GRNDS-2010 MOWING SERV	Open	1,125.00
10-00475	04/19/10 BLDGS/GRNDS-2010 WEED CONTROL	Open	875.00
10-00618	05/17/10 BLDGS/GRNDS-2010 BRUSH CONTROL	Open	200.00

			2,200.00
00339	NAPA AUTO PARTS		
10-01227	10/15/10 DPW-BLANKET:VEHICLE MAINT	Open	113.05
01694	NAVESINK MARINA		
10-01207	10/07/10 FIRE DEPT-9/14 FUEL FOR BOAT	Open	39.94
01211	NAYLOR'S, INC.		
10-01236	10/15/10 POLICE-BLANKET:VEHICLE MAINT	Open	22.04

10-01274	10/25/10	DPW-BLANKET:VEHICLE MAINT	Open	17.18

				39.22
00019		NJ AMERICAN WATER		
10-01305	11/02/10	OCT 2010 HYDRANTS	Open	2,102.73
10-01341	11/09/10	SEP 2010 WATER UTILITY	Open	1,181.74

				3,284.47
00885		OCEAN TWP FIRE DISTRICT NO. 2		
10-01310	11/02/10	INSPEC/FIRE-VEHICLE-4/Q/2010	Open	225.00
00743		OFFICE MAX, INC.		
10-01193	10/05/10	SEWER-INK CARTRIDGES/CHAIR MAT	Open	169.97
00046		ONE CALL CONCEPTS, INC.		
10-01234	10/15/10	A&E - 3/Q/2010 BILLS	Open	38.52
01662		ORIENTAL TRADING COMPANY		
10-01188	10/05/10	REC-PARTY GOODS:HALLOWEEN	Open	372.55
00467		PALMISANO, ELSALYN		
10-01225	10/15/10	MUNI CLERK-10/14 RECORDS MGMT	Open	180.00
02162		ROBERT W. ADLER & ASSOCIATES		
10-01254	10/20/10	ARCHITECT:BEACH & POOL CLUB	Open	10,730.00
00788		SCARINCI & HOLLENBECK, LLC		
10-01256	10/20/10	LEGAL SERVICES:SEP 2010	Open	17,980.73

01554		SEA BRIGHT SERVICE CENTER		
10-01052	08/27/10	POLICE-BLANKET:VEHICLE MAINT	Open	77.90
00424		SHORE REGIONAL CLASS OF 2011		
10-01253	10/20/10	A&E:1/4 PAGE AD:FASHION SHOW	Open	35.00
01603		SIGNS BY TOMORROW		
10-00443	04/12/10	BEACH-SIGNS	Open	98.00
00031		SORRENTINO, JOHN		
10-01266	10/25/10	POLICE-REIMB:DMV REGISTRATION	Open	60.00
00125		SPAHR, PATRICIA		
10-01276	10/25/10	TAX COLL-REIMB:10/20 TRAVEL	Open	75.50
10-01277	10/26/10	TAX COLL-REIMB:LICENSE RENEWAL	Open	50.00

				125.50
00427		STRATTON, FELECIA		
10-01292	10/28/10	A&E-EDIT/DESIGN:NOV'10 SEA BRZ	Open	700.00
00083		T & M ASSOCIATES		
10-00302	03/08/10	PLANNING SERVICES	Open	1,487.50
10-00624	05/18/10	IMPROV:NORMANDIE PL/BEACH WAY	Open	1,693.86
10-00776	06/23/10	COASTAL PERMIT-LOCKERS & KAYAK	Open	1,255.00
10-00917	07/23/10	AERIAL MAP-GOVT OWNED PARCELS	Open	157.50
10-00963	08/10/10	TIDELAND LICENSE-NORMANDIE/BEA	Open	1,705.52
10-01240	10/15/10	REVIEW TAPES/LOGS:SEWER LINES	Open	1,195.93
10-01241	10/18/10	ENGINEERING-9/21/10 MEETING	Open	375.00
10-01242	10/18/10	ENGINEERING-8/24-9/23/10 MISC	Open	3,596.61

				11,466.92
01285		THE HOME DEPOT		
10-01294	10/29/10	BLDGS/GRNDS-BLANKET:MISC SUPP	Open	77.64
00973		THE TWO RIVER TIMES		
10-01224	10/15/10	LIBRARY-2 YEAR SUBSCRIPTION	Open	45.00
01960		VERIZON		
10-01237	10/15/10	LOCAL/LONG DISTANCE:SEP 2010	Open	1,754.51
01020		VERIZON COMMUNICATIONS		
10-01261	10/21/10	DPW-DSL INTERNET:SEP 2010	Open	43.64
02061		VERIZON WIRELESS		
10-01238	10/15/10	FIRE DEPT-MDT:OCT 2010	Open	44.03
10-01282	10/27/10	POLICE-OCT 2010 CELL & MDT	Open	833.39

				877.42
02177		WALSH, JOAN		
10-01271	10/25/10	LIBRARY-REIMB:10/21 MISC	Open	186.76
10-01303	11/02/10	LIBRARY-REIMB:10/29 MISC	Open	178.37

				365.13
01164		WATCHUNG SPRING WATER CO, INC.		
10-01302	11/02/10	OCT 2010 SPRING WATER	Open	212.07
01708		WINTERS, ESQ., WILLIAM		

10-01136 09/21/10 TAX APPEAL REFUND-B4.03/L47	Open	1,456.22
01557 ZIMMERER, MARK A.		
10-01191 10/05/10 BLDGS/GRNDS-REPAIR GYM SWITCH	Open	95.00
AOL (Oct & Nov 2010)		37.98
Boro Of Sea Bright Payroll A/C (9/30/10 P/R)		78,131.39
Boro Of Sea Bright Payroll A/C (10/15/10 P/R)		83,968.35
Caesars Atlantic City (Hotel Rooms)		1,272.00
Collier, Kevin (Escrow Refund)		297.72
Fleet Services (Oct 2010 Fuel		3,339.26
French & Parrello Assoc (Escrow)		500.00
Gowan, Kerry (Animal Control 10/2/09-9/28/10)		1,685.00
Gowan, Kerry (Qtrly Administrative Fee)		100.00
Jesuits Of St. Peters College (Escrow Refund)		9,223.86
Mckenna,Dupont,Higgins & Stone (Escrow)		420.00
NJ Dept Of Comm Affairs (3/Q/10 State Permit Fees)		578.00
NJSHBP (Sept 2010)		<u>25,721.44</u>
Total		343,637.36

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

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

H. Councilwoman Long introduced a motion approving the request for Social Affair Permit - SBFD, January 1, 2011, 11:00 am to 8:00 pm at the firehouse. Second by Councilman Keeler and adopted upon the following roll call vote:

Ayes: Keeler, Kelly, Long

Nays: None

Abstain: Murphy

Absent: Bills, LoBiondo

9. OLD BUSINESS:

A. Councilman Murphy introduced a motion to remove Resolution No. 222-2010 authorizing surplus auction for flood pumps from the agenda. Second by Councilman Keeler and adopted upon the following roll call vote:

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

B. Councilman Kelly introduced a motion to carry the **PUBLIC HEARING - Stephen N. Grulich, Inc. - Ichabods to December 21, 2010:**

Application for Place to Place Transfer (expansion of licensed premises). Second by Councilman Murphy and adopted upon the following roll call vote:

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

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

RESOLUTION NO. 233-2010 BOROUGH OF SEA BRIGHT

WHEREAS, the Governing Body of the Borough of Sea Bright authorize the Mayor or Acting Mayor to execute an agreement by

and between the Borough of Sea Bright and Sea Bright Policemen's Benevolent Association, Local No. 48 as revised on October 18, 2010.

NOW, THEREFORE, BE IT RESOLVED that said revised agreement by and between the Borough of Sea Bright and Sea Bright Policemen's Benevolent Association, Local No. 48 shall be effective January 1, 2010 through December 31, 2013.

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

Ayes: Keeler, Kelly, Long, Mayor Fernandes

Nays: None

Abstain: Murphy

Absent: Bills, LoBiondo

10. NEW BUSINESS:

A1. Response from Chief Sorrentino

A2. Response from Fire Marshall Haege.

A3. Councilman Murphy introduced a motion for a request from Stone Mandia, LLC for the installation of tent in the public parking area in front of Ichabod's for the Hibernian's polar plunge on January 9, 2011. Second by Councilman Kelly and adopted upon the following roll call vote:

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 227-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a vacancy for the position of Editor and Designer for the Sea Breeze newsletter and Joan Osgoodby of Advanced Marketing Solutions has been recommended to fill this position; and

WHEREAS, it has been agreed that Ms. Osgoodby of Advanced Marketing Solutions will receive \$1600.00 quarterly or \$6,400.00 annually which will include complete newsletter production, print and delivery as outlined in the attached proposal; and

NOW THEREFORE BE IT RESOLVED, that the Mayor or Acting Mayor be authorized to sign the Agreement on behalf of the Borough of Sea Bright.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in the A&E Printing and Binding of Newsletter Appropriation for the purpose stated herein.

MICHAEL J. BASCOM, CFO

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

Ayes: Keeler, Kelly, Long, Murphy

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Nays: None
Abstain: None
Absent: Bills, LoBiondo

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

**RESOLUTION NO. 228-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, an Agreement between the Borough of Sea Bright and Kerry Gowan to serve as Animal Control Officer has been prepared, reviewed and accepted by both parties.

NOW THEREFORE BE IT RESOLVED, that the Mayor or Acting Mayor be authorized to sign the Agreement on behalf of the Borough of Sea Bright.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in the Borough of Sea Bright Animal Account for the purpose stated herein for the 2011 appropriations.

MICHAEL J. BASCOM, CFO

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

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

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

**RESOLUTION NO. 229-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the following retired full time employee will receive a retroactive payment of 1.5% for the period January 1, 2010 through August 1, 2010.

NAME	TITLE/POSITION	2010
Loray, Robert	Public Works Maintenance Person	\$ 516.04

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, CFO

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

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

Absent: Bills, LoBiondo

E. Councilwoman Long introduced a motion to carry Resolution No. 230-2010 supporting the Coastal Monmouth Plan to December 7, 2010.

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

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 231-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Borough of Sea Bright operates the Borough of Sea Bright Police Department pursuant to NJ.S.A. 40A:14-118, et seq; and

WHEREAS, the Sea Bright Police Department lawfully causes the seizure of motor vehicles being operated improperly or being operated without being properly documented; and

WHEREAS, some of the motor vehicles being seized become abandoned or go unclaimed by the owners; and

WHEREAS, the Sea Bright Police Department desires that these abandoned and/or unclaimed motor vehicles are disposed of properly in accordance with New Jersey Statues; and

WHEREAS, the Sea Bright Police Department has recommended to the Mayor and Council, EZ Car Titles, of Toms River, New Jersey, to act as the Borough's agent to apply for saleable or junk titles for abandoned and/or unclaimed motor vehicles;

Now, Therefore, Be It Resolved By The Governing Body Of The Borough Of Sea Bright, County Of Monmouth And State Of New Jersey As Follows:

1. The Council hereby authorizes **EZ Car Titles of Toms River, 1358 Hooper Avenue, PMB 280, Toms River, New Jersey 08753** to act as the Borough's agent in reference to applying for junk and/or saleable titles for abandoned and/or unclaimed motor vehicles; and

2. EZ Car Titles agrees to adhere to NJ.S.A. 39:10A-1, et seq. and any other applicable laws of this State; and

3. EZ Car Titles shall be hired by the truck companies responsible for towing the motor vehicles within the Borough of Sea Bright.

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

Ayes: Keeler, Kelly, Long, Mayor Fernandes

Nays: None

Abstain: Murphy

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 232-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Governing Body of the Borough of Sea Bright supports the recommendation from the State of New Jersey Department of Transportation to revise the centerline pavement markings to a No Passing Zone throughout the entire length of Route NJ 36 in Sea Bright.

NOW, THEREFORE, BE IT RESOLVED, a certified copy of this resolution shall be forwarded to Michael E. Mihalic, Supervisor, Traffic Investigations, Traffic Engineering and Investigations in order to promulgate a Traffic Regulation Order.

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

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 234-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of Professional Planning Services; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright hereby appoint John D. Maczuga, P.P. of T&M Associates in an amount not to exceed \$2,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that John D. Maczuga, P.P. of T&M Associates perform professional planning services.

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

MICHAEL J. BASCOM, C.F.O.

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

Ayes: Keeler, Kelly, Murphy

Nays: Long, Mayor Fernandes

Abstain: None

Absent: Bills, LoBiondo

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

**RESOLUTION NO. 236-2010
BOROUGH OF SEA BRIGHT**

WHEREAS, the Governing Body of the Borough of Sea Bright authorize the carrying of 17 paid vacation days earned in 2010 by Department of Public Works Director David Bahrle into CY 2011 and;

NOW, THEREFORE, BE IT RESOLVED that the 2010 vacation days shall be used by June 30, 2011.

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

Ayes: Keeler, Kelly, Murphy, Mayor Fernandes

Nays: Long

Abstain: None

Absent: Bills, LoBiondo

K. DISCUSSION: Municipal Public Access Plan - Councilwoman Long said that the information submitted about the waterways and public access is out of date its recommendations are problematic. The Borough Engineer will work on this in 2011 with current information and recommendations that will be much more acceptable.

11. CORRESPONDENCE AND COMMUNICATIONS:

A. Construction Department - September report.

B. Chief of Police - October report.

C. Library Director - October report.

12. COMMITTEE REPORTS:

A. Beach/Education/Environment: Councilwoman Long said that the 2011 beach badges are on sale for \$50.00. We obtained a CAFRA permit last year to enable us to build berns to save the beaches this year.

B. Public Works/Building Department/Public Relations:
Councilman LoBiondo - progress.

C. Public Safety/Insurance:
Councilman Keeler reported that the police performed 1581 house checks and made 566 service calls during October.

On November 11, the OEM flood truck was used to help with the flood situation in town.

They are looking into repairing the First Aid building floor.

D. Finance/Grants/Court:
Councilman Murphy - progress

E. Personnel/Administration/Cultural Arts/Recreation:
During Councilwoman Bills absence, Councilman Keeler said that the residents were enjoying the Fit Wise program. The library's successful fundraiser dinner was held on November 5th at McLoone's restaurant.

F. Smart Growth/Flood Mitigation/Beautification: Councilman Kelly reported that the architect is finishing the beach facilities plans.

The beautification committee has finished renovation a bus stop on Ocean Avenue and will begin holiday decorating soon.

13. MAYOR FERNANDES - REPORT AND COMMUNICATIONS. Mayor Fernandes thanked Administrator Smeltzer and Borough President Keeler for filling in for her during her illness. She said that she is recuperating very well from her minor stroke.

14. ADMINISTRATOR'S REPORT November 8th request for proposals were posted on Sea Bright's website for professional service contracts for 2011.

The holiday celebration will begin with the December 3th, 6 p.m. tree lighting ceremony.

15. REMARKS FROM THE AUDIENCE (limited to 3 minutes)

Councilman Murphy introduced a motion to open the meeting to the public. Second by Councilman Kelly and approved by unanimous voice vote.

Marianne McKenzie of 612 Ocean Avenue said that they have not received any reports from the Oceanport School district regarding Sea Bright students.

16. Councilman Kelly introduced and offered for adoption the following resolution at 8:45 p.m.:

RESOLUTION NO.235-2010
EXECUTIVE SESSION
BOROUGH OF SEA BRIGHT

WHEREAS, N.J.S.A. 20:40.12 et seq. provides for closed session of the Council as appropriate; and,

WHEREAS, the Public Meetings Act provides for closed session of the Council; and,

WHEREAS, the matters to be discussed involve litigation, contract negotiation and a personnel matter.

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.

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

Second by Councilwoman Long and adopted upon unanimous voice vote.

Ayes: Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: Bills, LoBiondo

17. ADJOURNMENT:

There being no further business before the Governing Body. Councilman Keeler made a motion to adjourn the meeting at 9:57

P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC
Municipal Clerk