

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

Mayor Fernandes read the following statement:

1. 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" N.J.S.A. 10:4-6 et seq., I WISH TO ADVISE YOU THAT ADEQUATE NOTICE OF THIS REGULARLY SCHEDULED MEETING HAS BEEN ADVERTISED IN THE ASBURY PARK PRESS ON JANUARY 20, 2011 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."

2. ROLL CALL :

PRESENT: Bills, Keeler, Kelly, Long, Murphy, Mayor Fernandes, Attorney Oxley, Mayor Fernandes, Chief Financial Officer Bascom Engineer Flor, Police Chief Sorrentino, Administrator Smeltzer
ABSENT:None

3. PRESENTATION:

A. Artist Megan Heath Gilhool was presented with a plaque by Mayor Fernandes for her artistic project beautifying the bus stop..

B. Mayor Fernandes read into the record the following letter to Mr. Frank Bain

:

On behalf of the Governing Body and the residents of Sea Bright, I want to express my appreciation and sincere gratitude for your generosity in supporting artist Megan Heath Gilhool's bus stop project by donating the paint from your business. Your personal donation was incredibly helpful which permitted Ms. Gilhool the opportunity to beautify Sea Bright's bus stop. Your generous donation will benefit the residents and commuters of Sea Bright for many years to come as they enjoy the artwork in the bus stop.

C. Mayor Fernandes read the following names and thanked them for their participation with the "Light Up The Town" project:

- ❖ Mike Stavola - Driftwood and crew. Primo, Juan, Martin, Felipe, and Enrique -
- ❖ James LoBiondo and Jimmy
- ❖ Bubba Craig Industrial Marine Fabricators
- ❖ - Susie Markson (resident)
- ❖ Beth Hojraj (resident)
- ❖ -Bowie Kok - Yumi -
- ❖ Frank Bain of Bain's Hardware
- ❖ Liz Von Ziegesar - Sea Bright Partnership
- ❖ Mayor Elect Dina Long
- ❖ Sea Bright Beautification Committee to help fund project.
- ❖ Department of Public Works - David Bahrle, Doug Clark, Joseph Eskridge and Charles Yingling
- ❖ Joan Osgoodby - Sea Bright Business Alliance
- ❖ Sea Bright Business Alliance
- ❖ Administrator Rick Kachmar Deputy Borough Clerk Suzanne Branagan

4.

A. Mayor's appointment - Office Of Emergency Management Coordinator - Oath of office - Daniel Drogin was sworn in by Mayor Fernandes.

B. Office Of Emergency Management Coordinator' S Appointment of Deputy Coordinator - Oath Of Office - Patrick Mason was sworn in by Mayor Fernandes.

5.

A. Administrator Kachmar called for the Second Reading, by Title Only, of the following Ordinance, which was introduced and approved at the Council Meeting of November 14, 2011.

Councilman Murphy moved to approve this Ordinance upon Second Reading.

ORDINANCE NO. 16-2011
ORDINANCE OF THE BOROUGH OF SEA BRIGHT
AMENDING VARIOUS CHAPTERS
OF THE CODE OF SEA BRIGHT

BE IT ORDAINED, By the Mayor And Council Of The Borough Of Sea Bright:

SECTION 1: Chapter 201 Vehicles and Traffic Section 40 - Violations and Penalties shall be amended as follows:

A. Any vehicle on a street posted "residential permit parking only" without a valid residential parking permit shall be subject to a parking fine of **\$50.00**.

SECTION 2: Chapter 161 Property Maintenance shall be amended as follows:

Adoption of Maintenance Code.

161-1 A certain document, three copies of which are on file in the office of the Municipal Clerk of the Borough of Sea Bright, being marked and designated as the "International Property Maintenance Code **2009**".

Additions, insertions and changes.

161-2 The following sections of the International Property Maintenance Code 2009 are hereby revised.

Chapter 1, Administration, Section 112 Stop Work Order,

Subsection 4 Failure to comply: Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than **\$500.00** dollars or more than **\$500.00** dollars.

Chapter 3, General Requirements, Section 302 Exterior Property Areas, Subsection 4, Weeds: All premises and exterior property shall be maintained free from weeds or plant growth in the excess of **six inches (152.4 mm)**.

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 Councilman Murphy. Second by Councilwoman Bills 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. 16-2011 on its Second 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

B. Administrator Kachmar read by title only and Councilman Keeler introduced an Ordinance entitled.

ORDINANCE NO. 17-2011
ORDINANCE OF THE BOROUGH OF SEA BRIGHT
AMENDING FIRE DEPARTMENT, CHAPTER 20, ARTICLE I, ESTABLISHMENT,
SECTION 2 ELECTIONS
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 20, 2011. Second by Councilwoman Long and approved upon the following vote:

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

6. COMMENTS FROM THE PUBLIC (limited to 3 minutes per person)

Patrick Mason said that Ordinance 17-2011 violates state statute.

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

RESOLUTION NO. 227-2011
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>ACCOUNT</u>	<u>FROM</u>	<u>TO</u>
Admin OE	\$1,000.00	
Admin S&W		\$1,000.00
Clerk OE	\$1,000.00	
Clerk S&W		\$1,000.00
Finance S&W	\$2,000.00	
Tax Collector S&W	\$1,000.00	
Tax Collector OE	\$1,000.00	
Tax Assessor OE	\$2,000.00	
Planning Board S&W	\$3,000.00	
Planning Board OE	\$2,000.00	
Uniform Construction S&W	\$1,000.00	
Audit Services	\$1,000.00	
Computerized Info Systems	\$1,000.00	
Liability Insurance	\$5,000.00	
Workers Compensation	\$8,000.00	
Group Health Insurance	\$30,000.00	
Animal Control	\$2,000.00	

Gasoline		\$3,000.00
Water	\$1,000.00	
Telephone	\$2,000.00	
Landfill Fees		\$20,000.00
Recycling Tax		\$1,000.00
Social Security	\$4,000.00	
Police Dispatch S&W	\$3,000.00	
Streets & Roads S&W	\$5,000.00	
Bulkhead Maintenance	\$2,000.00	
Buildings Grounds S&W	\$4,000.00	
Buildings & Grounds OE	\$4,000.00	
Total	\$56,000.0	\$56,000.00

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 2012 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 Councilwoman Long and adopted upon the following roll call vote:

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

8. CONSENT AGENDA:

Certification of Funds supports any items requiring expenditure; any items requiring discussion will be removed from the Consent Agenda:

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

**RESOLUTION NO.215-2011
 PAYMENT OF BILLS 12-6-2011**

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

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$ 454,770.68 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.

00003	ASBURY PARK PRESS		
11-00002	01/21/11 MUNI CLERK-BLANKET:NOTICES	Open	468.00
00384	AT & T MOBILITY		
11-01328	11/28/11 DPW-NOV 2011 CELL BILL	Open	110.60
00167	AUTONOMY, INC.		
11-00789	07/01/11 A&E-VAULT:2011 SERVER BACKUPS	Open	168.48
00006	AVAYA, INC.		
11-00203	02/11/11 POLICE DEPT-2011 PHONE MAINT	Open	66.51
01241	BAIN'S HARDWARE, INC.		
11-01284	11/08/11 OCT 2011 PURCHASES	Open	1,002.49
01631	BOROUGH OF OCEANPORT		
11-01307	11/17/11 COURT SHARED SERVICES:DEC 2011	Open	6,503.34
01565	BOROUGH OF SEA BRIGHT		
11-01300	11/17/11 T/F ADMIN FEE:11/15/11 PAYROLL	Open	542.00
01974	BOROUGH OF SEA BRIGHT COURT		
11-01299	11/17/11 COURT-10/11 CREDIT CARD REIMB	Open	368.12
01249	BRANAGAN, SUZANNE		
11-01315	11/18/11 MUNI CLERK-11/10/11 TRAVEL	Open	38.00
01684	BREARLEY, JOAN		
11-01292	11/14/11 LIBRARY-50/50 RAFFLE WINNER	Open	243.00
01546	C.I.T. TECHNOLOGY FIN SERV,INC		
11-00061	01/21/11 POLICE DEPT-2011 COPIER LEASE	Open	147.72

01533	CAMDEN COUNTY RESOURCE		
11-01243	10/31/11 POLICE DEPT-RECORD DESTRUCTION	Open	261.38
01473	CHEVALIER, MARY ANN		
11-01289	11/10/11 LIBRARY-REIMB:DINNER SUPPLIES	Open	22.52
00198	COMCAST		
11-01301	11/17/11 POLICE DEPT-INTERNET:NOV 2011	Open	95.25
11-01325	11/23/11 LIBRARY-INTERNET:NOV 2011	Open	100.12
11-01334	11/29/11 FIRE DEPT-INTERNET:DEC 2011	Open	95.17

			290.54
01988	COMPTON, BARBARA		
11-01285	11/09/11 MUNI CLERK-RETURN ELECTION BKS	Open	30.00
00089	DE LISA DEMOLITION, INC.		
11-01272	11/07/11 DUMPSTER+DISP FEE:BEACH DEBRIS	Open	5,081.75
01320	DEMAIO, R.N.		
11-01268	11/07/11 BLDGS/GRNDS-HAND SOAP	Open	95.00
00609	EAGLE POINT GUN		
11-01267	11/07/11 POLICE DEPT-AMMUNITION	Open	1,532.52
00421	FAIL SAFE FIRE HOSE TEST, INC.		
11-00395	03/28/11 FIRE DEPT-GROUND LADDER TEST	Open	709.50
11-00406	03/30/11 FIRE DEPT-ANNUAL HOSE TESTING	Open	1,647.40

			2,356.90
01720	FIREFIGHTER ONE		
11-01182	10/14/11 FIRE DEPT-VARIOUS ITEMS	Open	631.40
00386	GARDEN STATE BATTERY		
11-01203	10/21/11 POLICE DEPT-BATTERIES	Open	90.00
00265	HEINLEN, DOROTHY		
11-01320	11/23/11 LIBRARY-50/50 RAFFLE WINNER	Open	567.00
01286	INDUSTRIAL MARINE		
11-01288	11/10/11 REIMB:OCT 2011 ELECTRIC	Open	171.10
01227	INNOVATIVE DATA SOLUTIONS, INC.		
11-01302	11/17/11 POLICE DEPT-DMS TRAINING SYSTM	Open	2,253.60
01374	INTERNATIONAL CODE COUNCIL		
11-01257	11/03/11 BLDG DEPT-CODE BOOK	Open	57.00
01526	JCP & L		
11-01331	11/28/11 OCT 2011 ELECTRIC SERVICE	Open	8,312.22
00297	JESSE A. HOWLAND & SONS, INC.		
11-00697	06/13/11 DPW/OEM-GARAGE RENT-DEC 2011	Open	1,772.00
11-00698	06/13/11 DPW-ADDT'L GARAGE RENT-DEC'11	Open	893.00

			2,665.00
00651	KACHMAR, RICHARD		
11-01318	11/21/11 MUNI CLERK-TRAVEL:11/15,11/17	Open	81.50
00161	LOU'S UNIFORMS, INC.		
11-01178	10/14/11 DPW-SWEATSHIRT/JACKET/BOOTS/	Open	277.00
11-01236	10/26/11 DPW-PANTS	Open	69.00

			346.00
00334	MASSAS, PETER		
11-01167	10/12/11 REC-DJ FOR TREE LIGHTING PARTY	Open	400.00
01854	MONMOUTH COUNTY BOARD/TAXATION		
11-01317	11/21/11 TAX ASSESSOR-2011 MOD-IV SERV	Open	500.00
00315	MORGANO, PAUL		
11-00755	06/27/11 BLDGS/GRNDS-2011 BRUSH CONTROL	Open	200.00
11-00875	07/26/11 BLDGS/GRNDS-2011 MOWING SERV	Open	900.00
11-00876	07/26/11 BLDGS/GRNDS-2011 WEEDING	Open	700.00

			1,800.00
00340	MORRIS, KATHLEEN		
11-01313	11/18/11 REC-REIMB:HOLIDAY PARTY	Open	216.87
11-01314	11/18/11 REC-REIMB:HOLIDAY BANNERS	Open	94.25

			311.12
01315	MOTOROLA SOLUTIONS, INC.		
11-00918	08/03/11 OEM-BATTERIES & ANTENNAS	Open	136.40
00137	MUNICIPAL CAPITAL CORPORATION		
11-00059	01/21/11 A&E-2011 COPIER LEASE	Open	225.20
00339	NAPA AUTO PARTS		
11-01269	11/07/11 DPW-BLANKET:VEHICLE MAINT	Open	23.94
01211	NAYLOR'S, INC.		
11-00903	08/01/11 POLICE-BLANKET:VEHICLE MAINT	Open	349.00
01505	NETIXCHANGE, INC.		
11-01283	11/08/11 BEAUTIFICATION-(12) PLANTERS	Open	2,135.23
00019	NJ AMERICAN WATER		
11-01305	11/17/11 OCT 2011 WATER UTILITY	Open	668.45
00502	NJ STATE LEAGUE/MUNICIPALITIES		

11-00925	08/08/11	A&E-WEB AD:FINANCE DEPT	Open	70.00
01309		OCEANPORT BOARD OF EDUCATION		
11-01306	11/17/11	GRADE SCHOOL TAX - DEC 2011	Open	90,528.16
00035		REIS DESIGN GROUP, LLC		
11-01287	11/09/11	BEACH-REVISE STAIR PLANS	Open	1,000.00
00788		SCARINCI & HOLLENBECK, LLC		
11-00137	02/02/11	LEGAL-2011 RETAINER	Open	416.63
00027		SEABOARD WELDING SUPPLY, INC.		
11-00197	02/10/11	DPW - 2011 CYLINDER RENTAL	Open	13.50
00053		SHORE REGIONAL HIGH SCHOOL		
11-01308	11/17/11	HIGH SCHOOL TAX - DEC 2011	Open	142,497.66
00285		STAPLE'S ADVANTAGE		
11-01262	11/04/11	POLICE DEPT-OFFICE SUPPLIES	Open	298.74
00083		T & M ASSOCIATES		
11-00136	02/02/11	ENGINEERING-2011 RETAINER	Open	250.00
01285		THE HOME DEPOT		
11-01258	11/03/11	BLDGS/GRNDS-BLANKET:MISC SUPP	Open	235.54
11-01326	11/23/11	BLDGS/GRNDS-BLANKET:MISC SUPP	Open	348.49

				584.03
00437		TONY D'S AUTO BODY, INC.		
11-01250	11/01/11	POLICE DEPT-REPAIR #4307	Open	177.70
11-01259	11/04/11	POLICE DEPT-REPAIR #4308	Open	2,560.38

				2,738.08
01960		VERIZON		
11-01297	11/14/11	LOCAL/LONG DISTANCE:OCT 2011	Open	1,788.85
01020		VERIZON COMMUNICATIONS		
11-01316	11/18/11	DPW-DSL INTERNET:OCT 2011	Open	50.74
02061		VERIZON WIRELESS		
11-01294	11/14/11	BLDG/FIRE/COURT:NOV 2011 BILL	Open	80.57
11-01296	11/14/11	FIRE DEPT-MDT:NOV 2011	Open	40.01
11-01329	11/28/11	POLICE-NOV 2011 CELL & MDT	Open	830.67

				951.25
02177		WALSH, JOAN		
11-01321	11/23/11	LIBRARY-REIMB:11/18 OFFICE SUP	Open	71.27
01829		WPCS INTERNATIONAL, INC.		
11-01261	11/04/11	POLICE DEPT-REPAIR RADIO #4305	Open	250.00
01557		ZIMMERER, MARK A.		
11-01293	11/14/11	BLDGS/GRNDS-(6) C/F LAMPS	Open	156.00
		Asbury Park Press (Escrow)		57.00
		Asbury Park Press (Escrow)		56.00
		Boro Of Sea Bright Payroll A/C (11/15/11 Payroll)		130,585.15
		Fleet Services (Nov 2011)		4,138.63
		Gowan, Kerry (4/Q/11 Admin Fee)		100.00
		Gowan, Kerry (Animal Calls:5/20/11-11/16/11)		630.00
		NJSHBP (Oct 2011)		10,284.38
		NJSHBP (Oct 2011)		25,976.36
		T & M (Escrow)		225.22
				454,770.68

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

**RESOLUTION 217-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, the following tax overpayment exist due to approval of a veteran tax exemption and homestead rebate payment; and

WHEREAS, the homeowner is requesting a refund; and

WHEREAS, the tax collector recommends the refund be issued.

NOW THEREFORE BE IT RESOLVED, that the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize the following tax refund:

Block & Lot	Quarter & Year	Amount	Issue Refund To
1.13/59	2 ND 2011	\$5,107.33	Jennifer Posnack 5 Islandview Way #60 Sea Bright, NJ 07760

Second Councilwoman Bills and approved upon the following roll call vote:

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

Nays: None

Abstain: None

Absent: None

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

RESOLUTION NO. 191-2011

AUTHORIZING RELEASE OF THE PERFORMANCE GUARANTEE, ACCEPTANCE OF THE SITE IMPROVEMENTS FOR TREZZA REALTY, LLC

WHEREAS, Trezza Realty, LLC posted a Performance Guarantee with the Borough of Sea Bright in the amount of \$2,150. for the on-site improvements associated with the development of this project on Block 16, Lot 14.01; and

WHEREAS, upon review of the construction status and associated paperwork, the Borough Engineer has found that all on-site improvements for the project have been completed in accordance with the approved plans and has recommended the release of the performance guarantee and acceptance of the improvements in his correspondence to the Borough of Sea Bright dated August 18, 2011; and

WHEREAS, the Borough Engineer has recommended that two-year Maintenance Guarantee be waived; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth and State of New Jersey that 1) all of the on-site improvements covered by the aforementioned performance guarantee are hereby accepted; 2) therefore, said Performance Guarantee posted by Trezza Realty, LLC in the amount \$2150.00 delineated hereinabove be and is hereby released and), and

BE IT FURTHER RESOLVED, in accordance with the recommendation of the Borough Engineer, that the Borough Council waive the two-year Maintenance Guarantee; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby directed to transmit certified copies of this resolution to the following individuals and entities: Trezza Realty, LLC, Borough Engineer and Borough Attorney.

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

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

Nays: None

Abstain: None

Absent: None

D. Councilman Murphy introduced a motion approving the request from KDM Foundation to host 3 mile fun run/walk on March 10, 2012. Second by Councilwoman Bills and adopted upon the following roll call vote:

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

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 218-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for snow removal services within the Borough of Sea Bright.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth authorize that snow removal services at **\$250.00 per hour only on as needed basis** be supplied by the following:

**Jersey Shore Excavating, Inc.
P.O. Box 388
Monmouth Beach, NJ 07750
CERTIFICATION OF FUNDS**

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

MICHAEL J. BASCOM, CFO

Second by Councilwoman Bills 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. 219-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, there exists a need for snow removal services within the Borough of Sea Bright.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth authorize that snow removal services **only on as needed basis** be supplied by Kudos Enterprises, Inc, P.O. Box 543, Navesink, NJ 07752 for the following rates:

**Front End Loader - \$250.00 per hour
Backhoe/Loader \$150.00 per hour
Tandem Dump Truck - \$125.00 per hour**

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, CFO

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

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

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 220-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, the Monmouth County Board of Chosen Freeholders has established the Special Citizens Area Transportation System (SCAT); and

WHEREAS, the Borough of Sea Bright has requested that the County provide service to eligible residents; and

WHEREAS, the Borough of Sea Bright is desirous of entering into a Municipal Shopping Contract agreement for the calendar year January 1, 2012 through December 31, 2012; and

WHEREAS, under the terms of said Agreement, the Borough of Sea Bright will pay the Treasurer, County of Monmouth quarterly, the half day rate of \$78.00 per day on a per use basis for services.

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough Sea Bright, Monmouth County, New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute an Agreement for Special Citizens Area Transportation (SCAT) between the Borough of Sea Bright and the Monmouth County Board of Chosen Freeholders.

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 2012 Temporary Budget for Parks & Playground O/E appropriation for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

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

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

Nays: None

Abstain: None

Absent: None

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

RESOLUTION NO. 221-2011 BOROUGH OF SEA BRIGHT

WHEREAS, the State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and,

WHEREAS, the Borough of Chosen Freeholders of the County of Monmouth, in conjunction with the County Board of Taxation, is offering the County's MOD IV Property Assessment Computer System services to the municipalities' Tax Assessor and Tax Collector at the minimum Annual District Processing charge of \$500.00 and additional charges for additional costs and requests as per the agreement ; and,

WHEREAS, a shared services agreement has been proposed for this purposed, pursuant to N.J.S.A. 40A:65-1 et seq; and,

WHEREAS, it is in the best interest of the Borough of Sea Bright to enter into such an agreement; and,

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the Borough Sea Bright, Monmouth County, New Jersey, that the agreement entitled, "Agreement Between the County of Monmouth and the Borough of Sea Bright for MODIV Property Assessment Computer Services:", a copy of which is attached hereto, be approved for the First of January, 2012 through December 31, 2021; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk be and are hereby authorized and directed to execute the contract agreement; and,

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 2012 Temporary Budget for Tax Assessor O/E and Tax Collector O/E for the purpose stated in the above resolution.

MICHAEL J. BASCOM, C.F.O.

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

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

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 222-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, a renewal agreement has been proposed for January 1, 2012 through December 31, 2012 between the Borough of Sea Bright and Jesse A. Howland & Sons, Inc., P.O. Box 419, Kingston, NJ 08528 for the bay garages at the property known as 15 South Street, Sea Bright, NJ; and

WHEREAS, the rental amount for this period will be \$10,716.00 per annum (\$893.00 per month); and

WHEREAS, the Mayor and Council of the Borough of Sea Bright wish to enter into such a renewal agreement for said period of time, as mentioned above for the storage of DPW equipment and vehicles.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the Mayor is hereby authorized to execute the renewal agreement between the Borough of Sea Bright and Jesse A. Howland & Sons, Inc.

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 2012 Temporary Budget for Streets and Roads.

MICHAEL J. BASCOM, CFO

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

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

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 223-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, a renewal agreement has been proposed for January 1, 2012 through December 31, 2012 between the Borough of Sea Bright and Jesse A. Howland & Sons, Inc., P.O. Box 419, Kingston, NJ 08528 for the bay garages at the property known as 15 South Street, Sea Bright, NJ; and

WHEREAS, the rental amount for this period will be \$21,264.00 per annum (\$1,772.00 per month); and

WHEREAS, the Mayor and Council of the Borough of Sea Bright wish to enter into such a renewal agreement for said period of time, as mentioned above for the storage of DPW and OEM equipment and vehicles.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the Mayor is hereby authorized to

execute the renewal agreement between the Borough of Sea Bright and Jesse A. Howland & Sons, Inc.

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 2012 Temporary Budget for Streets and Roads and OEM.

MICHAEL J. BASCOM, CFO

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

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

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO. 224-2011
BOROUGH OF SEA BRIGHT**

WHEREAS, Pursuant to N.J.S.A Appendix A:9-33 et seq. the Mayor of Sea Bright shall appoint from among the residents of the municipality a Municipal Emergency Management Coordinator; and,

WHEREAS, there exists a vacancy for an Emergency Management Coordinator; and,

WHEREAS, Daniel Drogin of 154 Ocean Avenue, Sea Bright, New Jersey shall be appointed as the Office of Emergency Management coordinator for an unexpired term effective December 6, 2011 to December 31, 2012 with an annual salary of \$3,500.00; and

WHEREAS, as the condition of appointment, Daniel Drogin shall successfully complete the approved courses within one year of appointment; and,

NOW THEREFORE BE IT RESOLVED, that Daniel Drogin is appointed Office of Emergency Management coordinator for an unexpired term effective 12/6/2011 to 12/31/2012 at an annual salary of \$3,500, and;

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in OEM S/W for the purpose stated herein.

MICHAEL J. BASCOM, CFO

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

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

Nays: None

Abstain: None

Absent: None

9. RESOLUTIONS:

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

**RESOLUTION NO. 194-2011
BOROUGH OF SEA BRIGHT
2011 SALARY RESOLUTION
STATUTORY EMPLOYEES**

WHEREAS, the following Statutory Employees, salary increases will be in line with the current PBA Agreement dated January 1, 2010 through December 31, 2013; and

WHEREAS, from January 1 and effective on December 6, 2011 through the adoption of this resolution the increase shall be 3.00%, and;

NAME	TITLE/POSITION	2011 SALARY
Anfuso, Timothy	Tax Assessor (P/T)	\$ 23,129.98
Bascom, Michael	Chief Financial Officer (P/T)	\$ 25,235.00
Spahr, Patricia,M.	Tax Collector - Full time	\$ 69,012.12
Kachmar, Richard,M.	Municipal Clerk-Full time Retroactive from June 27, 2011 only	\$20,600.00

WHEREAS, the salary rate of pay for the statutory employees is in accordance with the salary range adopted by Ordinance 13-2011.

WHEREAS, effective December 30, 2011 all statutory employees stated herein shall receive retroactive payments, and;

WHEREAS, a copy of this resolution will be forwarded to the Finance Manager, Chief Financial Officer, Tax Assessor and Tax Collector and a copy made to each of their respective personnel files, and;

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

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the above adjustments are hereby approved. Second by Councilman Murphy and approved upon the following roll call vote:

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

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

**BOROUGH OF SEA BRIGHT
RESOLUTION NO.225-2011
RESOLUTION AUTHORIZING THE RELEASE OF A PORTION OF THE CASH BOND
POSTED IN CONNECTION WITH THE SUBDIVISION OF 1331 OCEAN AVENUE
(BLOCK 4, LOT 7) FOR THE PAYMENT OF ENGINEERING SERVICES
PERFORMED BY FRENCH & PARELLO**

WHEREAS, on November 12, 2002 the Planning/Zoning Board of the Borough of Sea Bright adopted Resolution No. PB-03-2002 (the "Resolution") which granted preliminary and final subdivision approval and variance relief to 1331 Ocean Avenue, Sea Bright Associates, A Partnership ("Kara Homes") relative to 1331 Ocean Avenue, otherwise known as Block 4, Lot 7 (the "Project"); and

WHEREAS, in connection with the Resolution, Kara Homes posted a performance bond to ensure the completion of certain infrastructure improvements required by the Resolution; and

WHEREAS, a portion of the performance bond was provided in cash to the Borough of Sea Bright (the "Borough"), which portion currently totals \$28,380.30 (the "Cash Bond"); and

WHEREAS, the Borough is seeking to utilize a portion of the Cash Bond to pay outstanding engineering fees to French & Parello for services performed on behalf of the Borough in connection with the Project.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the Borough hereby authorizes the release and use of a portion of the Cash Bond in the amount of \$7,311.53 for payment of outstanding engineering fees due to French & Parello in accordance with the invoices annexed hereto.

BE IT FURTHER RESOLVED, that the Borough shall retain the remainder of the Cash Bond for the payment and/or reimbursement of future costs incurred by the Borough in connection with the Project.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in _____ for 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

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

**RESOLUTION NO. 226-2011
BOROUGH OF SEA BRIGHT
SUPPORTING THE ANNUAL FLYING OF THE FLAG
AT HALF-STAFF ON NATIONAL
PEARL HARBOR REMEMBRANCE DAY**

WHEREAS, on December 7, 1941, without warning, the Imperial Japanese Navy and Air Force attacked the Armed Forces of the United States of America stationed at Pearl Harbor, Hawaii; and,
WHEREAS, in a heroic attempt to ward off the attack, more than 2,000 gallant Americans were killed and 1,000 more were injured; and,

WHEREAS, December 7th has become an annual day of remembrance of the gallant men and women who fell on that "Day of Infamy"; and,
WHEREAS, on August 23, 1994, The Congress of the United States adopted Public Law 103-308, designating December 7th of each year as "National Pearl Harbor Remembrance Day: and called upon all Americans to observe this day with appropriate ceremonies and activities, and further requested that all interested organizations, groups and individuals fly the flag of the United States at half-staff, "each December 7th to honor the individuals who died as a result of their service at Pearl Harbor";and,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright that the flag of the United States of America be flown at half-staff at all government buildings on December 7th;and,

BE IT FURTHER RESOLVED, that the Clerk forward a certified true copy of this resolution to the Governor of the State of New Jersey, the Lieutenant Governor of the State of New Jersey and to the Monmouth County Board of Chosen Freeholders.

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

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

Nays: None

Abstain: None

Absent: None

10. CORRESPONDENCE/REPORTS:

A. Construction Department October 2011 Monthly Report.

11. MAYOR'S COMMUNICATIONS: Mayor Fernandes said that the the December 15th Smart Growth was cancelled and the next council meeting is December 20th. She advised the council to be prepared more fully before a meeting.

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

13. OLD BUSINESS:

A. October 25, 2011 letter from Sea Bright Planning Board recommending changes to zoning ordinance and property maintenance code provisions. Councilman Murphy introduced a motion carrying this to December 20, 2011.

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

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

Nays: None

Abstain: None

Absent: None

14. NEW BUSINESS:

Councilwoman Bills introduced a motion changing the January 7, 2011 reorganization meeting from 10:00 am to 1:00 p.m. Second by Councilman Kelly and adopted upon the following roll call vote:

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

Nays: None

Abstain: None

Absent: None

15. ADJOURNMENT:

There being no further business before the Governing Body a motion to adjourn the meeting at 8:25 p.m. was made by Councilwoman Bills. Second by Councilman LoBiondo and approved upon unanimous voice vote.

Respectfully Submitted,

Richard M. Kachmar, RMC
Borough Clerk