

**REGULAR MEETING MINUTES
BOROUGH COUNCIL - BOROUGH OF SEA BRIGHT**

FEBRUARY 5, 2013

SEA BRIGHT, NEW JERSEY

The Regular Meeting of the Borough Council was held in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, NJ 07760 at 7:30 p.m.

Councilmember Kelly called the meeting to order and request those present to join him in the Pledge of Allegiance to the Flag.

OPENING STATEMENT: Councilmember Kelly read the following statement:

"GOOD EVENING, LADIES AND GENTLEMEN. THIS MEETING IS 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', THIS MEETING IS OPEN TO THE PUBLIC."

PRESENT: Councilmembers Peggy Bills, William J. Keeler, Brian P. Kelly, Marc A. Leckstein, C. Read Murphy

OTHERS: Attorney Patrick McNamara , Chief Financial Officer Michael Bascom, Borough Engineer Jaclyn J. Flor, Chief of Police John Sorrentino, Acting Borough Administrator/Clerk Joseph L. Verruni

ABSENT: James A. LoBiondo , Mayor Dina Long

REMARKS FROM THE AUDIENCE: (limited to 3 minutes)

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

Shelly Tracy, 29 Village Road, Sea Bright Village Association President. Thanked PD for doing active patrolling in Sea Bright village. Thanked Council members and the building/inspection department for all their hard work. Asked for assistance with road repair in their complex at the end of Village Road in front of the seawall....the road developing big potholes.

Liz von Ziegesar, 174 Ocean Avenue, urged the council to get the library up and running.

Mrs. Hartzel, 7 E. Church Street, asked if we could get a mailbox in town. Councilman Murphy addressed the question and reported that he had spoken with the postmaster in Rumson said unfortunately the US Postal Service had no intention of restoring a mailbox to the Borough. All mail would now have to be done directly through Rumson. Mrs. Hartzel also, asked when the bus stop in town would be rebuilt to provide shelter from the elements. Council Murphy said the Borough is working on that with the NJ Department of Transportation.

Will McBride, 490 Ocean Avenue, asked about the mail. Complained that the postal workers in Rumson have been out right rude, they are missing rent checks.

CONSENT AGENDA:

Councilmember Leckstein motioned to carry the minutes to the February 19, 2013 meeting so that the Council could have additional time to review them. All other items under the consent agenda that are considered to be routine in nature should be approved; seconded by Councilmember Keeler

MINUTES: November 19, 2012 – Regular Meeting (Carried to February 19, 2013)
December 4, 2012 – Regular Meeting (Carried to February 19, 2013)
December 18, 2012 – Regular Meeting (Carried to February 19, 2013)

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

RESOLUTIONS:**No. 46-2013** Authorizing the Establishment of a Joint Committee of the Two River Water Reclamation Authority Customer Towns

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

RESOLUTION NO. 47-2013

RESOLUTION CONFIRMS AN EMERGENCY CONTRACT AWARDED TO EXTREME MACHINES, MALL CHEVROLET, AND LONG BRANCH HARLEY DAVIDSON FOR REPLACEMENT OF VEHICLES AND VEHICULAR EQUIPMENT DUE TO DAMAGE AND DESTRUCTION OF ORIGINAL VEHICLES AND EQUIPMENT OF THE BOROUGH IN THE WAKE OF HURRICANE SANDY IN AN AMOUNT NOT TO EXCEED \$226,893.00 FOR GOODS TO BE PROVIDED WITHIN SIXTY DAYS (60) OF TRANSMISSION OF THIS ACCEPTANCE OF THEIR OFFER

WHEREAS, the Borough of Sea Bright was faced with an emergency situation which has the potential to create serious risks to the safety, health and welfare of the general public, specifically, the debris remaining throughout the Borough and the financial hardships of the local government which resulted from Hurricane Sandy; and,

WHEREAS, the Administration consulted and negotiated with a Monmouth County Cooperative Process approved vendor (#15-C / Item 8) of commercial vehicles and accessory equipment for the Borough for necessary replacement commercial (municipal) vehicles and accessories resulting from the damage and destruction of may municipal vehicles during the hurricane, and thereafter entered into an emergency contract for said services in accordance with N.J.S.A. 40A:11-6 and Sea Bright Code 3-6-2007; and

WHEREAS, certification of funds available as follows:

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, hereby certify that \$ 226,893 is available in the following 2013 Special Emergency Appropriation of Resolution No. 38-2013 in the Borough 2013 budget; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the Borough 2013 budget; and I further certify that the funds available in said appropriation are intended for the purpose herein committed.

Signed: _____ CFO
Michael J. Bascom

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright that the emergency PURCHASE contract with the below listed vendor is authorized and ratified for an amount not to exceed \$ 226,893 as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the attached proposal shall govern the contract, and no changes may be made without the prior written consent of both parties, except that the Administration is authorized to PURCHASE an extended warranty on each vehicle purchased under this agreement, subject to certification of funds.
3. Any change orders which shall become necessary shall be subject to the Borough's discretion of the Borough Council.
4. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete an realize the intent and purpose of this resolution.
5. The Mayor, or his designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information.

A. Extreme Machines
700 State Highway 33
Millstone, NJ 08533

B. Mall Chevrolet
Haddonfield Road
Cherry Hill, NJ

- C. Long Branch Harley Davidson
Broadway
Long Branch, NJ 07740

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

No. 48-2013 Authorizing the Appointment of (3) Three New Firefighters

Councilmember Leckstein offered the following resolution for approval; seconded by Councilmember Keeler

RESOLUTION NO. 48-2013

**AUTHORIZING THE APPOINTMENT OF VOLUNTEER FIREFIGHTERS
TO THE BOROUGH OF SEA BRIGHT FIRE DEPARTMENT**

WHEREAS, the Borough Council of the Borough of Sea Bright has received three (3) applications from residents to serve as volunteer firefighters on the Sea Bright Fire Department; and

WHEREAS, the Borough Council is in receipt of three applications to review and approve; and

WHEREAS, the Borough Council hereby approve the applications as submitted by the following:

1. Scott Schanker
2. Nicholas Hubbard
3. William Story

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, hereby approve the appointments to Sea Bright Fire Department.

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

1. Borough of Sea Bright Fire Chief
2. Individual Appointees

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

No.50-2013 Appointing Deborah J. Smith as Temporary/Acting Deputy Municipal Clerk

Councilmember Leckstein offered the following resolution for approval; seconded by Councilmember Keeler

RESOLUTION NO. 50-2013

**SEA BRIGHT BOROUGH
APPOINTMENT OF
TEMPORARY/ACTING DEPUTY BOROUGH CLERK**

WHEREAS, there exists a need for Temporary Acting Borough Clerk whose primary role and responsibility will be to coordinate and manage recovery and rebuilding needed due to damages and devastation as caused by Hurricane Sandy. She may also be assigned the regular duties of the Borough Clerk as requested by the Mayor and Council, and,

WHEREAS, this authorizes the Mayor of the Borough of Sea Bright to execute any and all agreements and

WHEREAS, the following person shall be appointed as Temporary/Acting Deputy Borough Clerk:

**DEBORAH J. SMITH
25 Angus Court
Jackson, NJ 08527**

CERTIFICATION

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in the 2013 Temporary Budget of the purpose stated in the above resolution.

Michael J. Bascom, CFO

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

No. 52-2013 Appointing Emergency Management Coordinator, C. Read Murphy to a Three-Year Term ending December 31, 2015

Councilmember Leckstein offered the following resolution; seconded by Councilmember Keeler

**RESOLUTION No. 52-2013
EMERGENCY MANAGEMENT COORDINATOR
BOROUGH OF SEA BRIGHT**

BE IT RESOLVED, by the Mayor and Council of the Borough of Sa Bright, County of Monmouth, State of New Jersey that **C. READ MURPHY** be appointed to the position of **EMERGENCY MANAGEMENT COORDINATOR** for the Borough of Sea Bright for the term of three (3) years commencing January 1, 2013 through December 31, 2015.

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available for the purpose stated herein.

Michael J. Bascom, Chief Financial Officer

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

- 1. Monmouth County Sheriff’s Office
Office of Emergency Management
- 2. Chief of Police

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

ORDINANCE(s): Introduction(s):

ORDINANCE NO. 4-2013 AN ORDINANCE TO AMEND CHAPTER 201, ARTICLE VIII, RESIDENTIAL PERMIT PARKING OF THE CODE OF THE BOROUGH OF SEA BIRGHT

Councilmember Leckstein motion to introduce Ordinance #4-2013 for a public hearing to be held on February 19, 2013; seconded by Councilmember Bills

ORDINANCE NO. 4-2013

ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING CHAPTER 201 EXPANDING THE RESIDENTIAL PERMIT PARKING PROGRAM

BE IT ORDAINED by the Mayor and Council of the Borough of Sea Bright as follows:

WHEREAS, the Borough of Sea Bright is desirous of expanding the residential permit parking program so as to better ensure the adequacy of local parking for Borough residents while addressing the needs to properly manage public safety and traffic, while also maintaining the balance necessary to provide adequate public parking for those who wish to patronize local businesses and our beachfront; and

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

Original language of §201-35E:

The resident's sticker is to be placed on the rear window on the driver's side in the lower left corner of the vehicle it is issued to.

Amended language of §201-35E:

The resident's placard is to be placed on the rear view mirror and should be visible at all times while parked in a Permit Zone.

Original language of §201-35G:

The sale or transfer of a permit is prohibited by anyone other than the Sea Bright Police Department. Permits are only valid for the vehicle they are issued to by the Borough Police Department.

Amended language of §201-35G:

The sale or transfer of a permit is prohibited by anyone other than the Sea Bright Police Department.

Original language of §201-38:

Residential parking permits shall expire annually on May 30. Any vehicle bearing an expired residential parking permit and parking on a street posted as "Residential Permit Parking Only" shall be subject to the same penalty as a vehicle parked on the street without a resident permit as set forth in §201-40A below.

Amended language of §201-38:

Residential parking permits shall be valid from May 15th thru September 15th of each year as indicated on the parking permit placard. Any vehicle bearing an expired residential parking permit and parking on a street posted as "Residential Permit Parking Only" shall be subject to the penalty as a vehicle parked on the street without a resident permit as set forth in §201-40A below.

Original language of §201-42:

<u>Name of Street</u>	<u>Location</u>
Front Street	East side
Peninsula Avenue	South side
River Street	South side
Church Street	South side
East Church Street	South side
New Street	North side
East New Street	North side
Beach Street	North side
Center Street	North side
Surf Street	North side
South Street	North side

Amended language of §201-42:

Front Street	East side
Peninsula Avenue	South side
River Street	South side

<u>Name of Street</u>	<u>Location</u>
Church Street	South side
East Church Street	South side
New Street	North side
East New Street	North side
Beach Street	North side
Center Street	North side
Surf Street	North side
South Street	North side
North Way	East Side
Waterview Way	South Side
Via Ripa	South Side
Beach Way	North Side
Normandy Place	East Side
Riverview Way	East Side
River Way	South Side

SECTION TWO

If any section or provision of this ordinance shall be held invalid in any court, the same shall not affect the other sections or provisions of this ordinance except so far as the section or provision so declared invalid and shall be separable from the remainder or any portion thereof.

SECTION THREE

All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION FOUR

This ordinance shall take effect upon final passage and publication as provided by law.

INTRODUCED : February 5, 2013
PASSED :
ADOPTED :

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

Public Hearings:

Councilmember Leckstein motion to carry the public hearing(s) on Ordinance #1-2013, Ordinance #2-2013, & Ordinance #3-2013 to the Regular Meeting of February 19, 2013, seconded by Councilmember Murphy.

ORDINANCE NO. 1-2013 AN ORDINANCE REVISING CHAPTER 130, LAND USE, ARTICLE II, DEFINITIONS and WORD USAGES SECTION 130-5 DEFINITIONS OF THE CODE OF THE BOROUGH OF SEA BRIGHT

ORDINANCE NO. 2-2013 AN ORDINANCE AMENDING SALARY ORDINANCE OF CERTAIN OFFICERS, POSITIONS AND EMPLOYEES OF THE BOROUGH OF SEA BRIGHT, MONMOUTH COUNTY, STATE OF NEW JERSEY, AND REPEALING ANY AND ALL OTHER ORDINANCES HERETOFORE ADOPTED WHICH ARE INCONSISTENT HEREWITH

ORDINANCE NO. 3-2013 AN ORDINANCE REVISING CHAPTER 115, FLOOD DAMAGE PREVENTION; and REVISING CHAPTER 130, LAND USE, ARTICLE II, DEFINITIONS AND WORD USAGE, SECTION 130-5 DEFINITIONS; and ARTICLE VII, AREA, BULK AND USE REQUIREMENTS, SECTION 130-47 FLOOD DAMAGE PREVENTION; and ARTICLE VII, AREA, BULK AND USE REQUIREMENTS, SECTION 130-50 LOT AND BUILDING REQUIREMENTS OF THE CODE OF THE BOROUGH OF SEA BRIGHT

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

INDIVIDUAL ACTION/New Business:

Councilmember Leckstein motion to approve the Voucher List dated January 31, 2013 as submitted by the Finance Manager, seconded by Councilmember Kelly

Vouchers: \$1,383,051.13

January 31, 2013
11:58 AM

Sea Bright Borough
Bill List By Vendor Name

Page No:

2-5-13 BILL LIST

P.O. Type: All
Range: First to Last
Format: Condensed
Open: N Paid: N Void: N
Rcvd: Y Held: Y Aprv: N
Bid: Y State: Y Other: Y Exem

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
02056 AMA RISTORANTE	12-01436	12/19/12	REC-SENIORS' HOLIDAY LUNCHEON	Open	1,108.80	0.00		
01909 AMERICAN UNIFORM & SUPPLY CO.	13-00027	01/10/13	DPW-SWEATSHIRTS/JACKETS/PANTS	Open	467.94	0.00		
00384 AT & T MOBILITY	13-00109	01/29/13	DPW-JAN 2013 CELL BILL	Open	118.07	0.00		
00210 ATLANTIC PLUMBING SUPPLY CORP.	12-01470	12/31/12	POLICE DEPT-NEW TOILET/SINK	Open	264.23	0.00		
01042 ATLANTIC TOMORROWS OFFICE	12-01477	12/31/12	A&E-COPIER STAPLE CARTRIDGES	Open	68.60	0.00		
	13-00040	01/14/13	A&E-4/Q/12 COPY/CLICK CHARGES	Open	450.28	0.00		
					518.88			
00006 AVAYA, INC.	13-00016	01/10/13	POLICE DEPT-2013 PHONE MAINT	Open	76.14	0.00		B
01984 AVAYA, INC.	13-00017	01/10/13	A&E-2013 PHONE MAINTENANCE	Open	251.37	0.00		B
02009 B J'S WHOLESALE CLUB, INC.	13-00091	01/28/13	A&E-2013 MEMBERSHIP	Open	100.00	0.00		
01241 BAIN'S HARDWARE, INC.	12-01478	12/31/12	DEC 2012 PURCHASES	Open	29.09	0.00		
01925 BORO OF SEA BRIGHT/EE' HEALTH	13-00026	01/10/13	REPLENISH HEALTH INS FUND	Open	5,000.00	0.00		
00627 BOROUGH OF RUMSON	13-00072	01/24/13	SEWER-REIMB BILLS RE:TRWRA	Open	5,681.25	0.00		
01189 BOROUGH SEA BRIGHT ESCROW A/C	13-00114	01/29/13	T/F TO VNB ESCROW A/C	Open	100.00	0.00		
01546 C.I.T. TECHNOLOGY FIN SERV,INC	13-00007	01/10/13	POLICE DEPT-2013 COPIER LEASE	Open	147.72	0.00		B
00230 CERTIFIED SPEEDOMETER	12-01471	12/31/12	POLICE DEPT-POLICE LINE TAPE	Open	288.00	0.00		
00198 COMCAST	13-00116	01/31/13	FIRE DEPT-INTERNET:JAN 2013	Open	109.31	0.00		
	13-00117	01/31/13	FIRE DEPT-INTERNET:FEB 2013	Open	109.31	0.00		
					218.62			

January 31, 2013
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Bill List By Vendor Name

Page No:

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
01754 EDMUNDS & ASSOCIATES, INC.								
	13-00098	01/28/13	2013 SOFTWARE MAINTENANCE	Open	10,229.00	0.00		
	13-00100	01/28/13	A&E-2013 PERVASIVE MAINT	Open	<u>180.00</u>	0.00		
					10,409.00			
01842 ELECTRONIC POLICE FORMS, LLC								
	13-00035	01/14/13	POLICE-2013 MAINT/SUPPORT	Open	550.00	0.00		
01720 FIREFIGHTER ONE, LLC								
	12-01290	11/14/12	FIRE DEPT-FLASHLIGHTS	Open	1,320.00	0.00		
	12-01374	12/06/12	FIRE DEPT-PROTECTIVE EQUIPMENT	Open	<u>6,597.00</u>	0.00		
					7,917.00			
00952 FIRST PRIORITY EMERGENCY								
	12-01330	11/23/12	FIRE DEPT-SANDY:TRUCK REPAIRS	Open	988.55	0.00		
00211 FULL SERVICE WEB SITES, LLC								
	13-00013	01/10/13	A&E-2013 HOSTING OF WEBSITE	Open	885.00	0.00		
00333 GARAVENTA, DEBORAH								
	12-01467	12/31/12	IT SERVICES:12/10-12/20/12	Open	1,321.67	0.00		
02181 GATEWAY PRESS								
	12-01486	12/31/12	A&E-500 THANK YOU CARDS/ENV	Open	140.00	0.00		
00305 GORCEY PLUMBING & HEATING, INC								
	13-00024	01/10/13	BLDGS/GRNDS-LEAK:FIRST AID BLD	Open	135.00	0.00		
00557 INSTITUTE FOR PROFESSIONAL DEV								
	13-00066	01/23/13	FINANCE-1/25/13 WORKSHOP	Open	99.00	0.00		
01526 JCP & L								
	12-01441	12/19/12	DEC 2012 ELECTRIC SERVICE	Open	9,070.82	0.00		
00895 JOHNNY ON THE SPOT, INC.								
	13-00097	01/28/13	PORTO-POTS - (10) JAN 2013	Open	973.40	0.00		
01688 LATA CZ, JOAN d/b/a								
	12-01215	10/26/12	4/Q/2012 SHARE OF ADVERTISING	Open	87.50	0.00		
00275 M & S WASTE SERVICES, INC.								
	13-00039	01/14/13	HURRICANE SANDY CLEAN-UP	Open	2,079.35	0.00		
01985 MOBILE MINI, INC.								
	13-00031	01/14/13	POLICE-TRAILER 2013 PYMT 01/13	Open	278.00	0.00		
	13-00108	01/29/13	POLICE-TRAILER 2013 PYMT 02/13	Open	<u>278.00</u>	0.00		
					556.00			
00011 MONMOUTH COUNTY CLERK								
	13-00032	01/14/13	MUNI CLERK-ANNUAL STORAGE FEE	Open	3,000.00	0.00		
00340 MORRIS, KATHLEEN								
	12-01419	12/17/12	REC-REIMB:HOLIDAY PARTY ITEMS	Open	225.52	0.00		

January 31, 2013
11:58 AMSea Bright Borough
Bill List By Vendor Name

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					10,409.00			
01842 ELECTRONIC POLICE FORMS, LLC								
	13-00035	01/14/13	POLICE-2013 MAINT/SUPPORT	Open	550.00	0.00		
01720 FIREFIGHTER ONE, LLC								
	12-01290	11/14/12	FIRE DEPT-FLASHLIGHTS	Open	1,320.00	0.00		
	12-01374	12/06/12	FIRE DEPT-PROTECTIVE EQUIPMENT	Open	<u>6,597.00</u>	0.00		
					7,917.00			
00952 FIRST PRIORITY EMERGENCY								
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00333 GARAVENTA, DEBORAH								
	12-01467	12/31/12	IT SERVICES:12/10-12/20/12	Open	1,321.67	0.00		
02181 GATEWAY PRESS								
	12-01486	12/31/12	A&E-500 THANK YOU CARDS/ENV	Open	140.00	0.00		
00305 GORCEY PLUMBING & HEATING, INC								
	13-00024	01/10/13	BLDGS/GRNDS-LEAK:FIRST AID BLD	Open	135.00	0.00		
00557 INSTITUTE FOR PROFESSIONAL DEV								
	13-00066	01/23/13	FINANCE-1/25/13 WORKSHOP	Open	99.00	0.00		
01526 JCP & L								
	12-01441	12/19/12	DEC 2012 ELECTRIC SERVICE	Open	9,070.82	0.00		
00895 JOHNNY ON THE SPOT, INC.								
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	13-00108	01/29/13	POLICE-TRAILER 2013 PYMT 02/13	Open	<u>278.00</u>	0.00		
					556.00			
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00340 MORRIS, KATHLEEN								
	12-01419	12/17/12	REC-REIMB:HOLIDAY PARTY ITEMS	Open	225.52	0.00		

January 31, 2013
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Bill List By Vendor Name

Page No: 4

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00158			PITNEY BOWES CREDIT CORP.					
	12-00309	03/16/12	A&E-2012 METER RENTAL + MAINT	Open	384.00	0.00		B
	13-00034	01/14/13	POLICE DEPT-2013 METER RENTAL	Open	<u>38.97</u>	0.00		B
					422.97			
01463			PUMPING SERVICES, INC.					
	12-01443	12/19/12	INSTALL HEAT TRACING ON PUMPS	Open	4,250.00	0.00		
01088			RYSER'S LANDSCAPE SUPPLY YARD					
	12-01491	12/31/12	DPW-52 TONS:DIRTY STONE	Open	1,002.60	0.00		
00788			SCARINCI & HOLLENBECK, LLC					
	12-01420	12/17/12	LEGAL SERVICES-NOV 2012	Open	7,162.40	0.00		
	13-00041	01/14/13	LEGAL SERVICES-DEC 2012	Open	<u>9,395.28</u>	0.00		
					16,557.68			
01937			SCIBAL ASSOCIATES, INC.					
	13-00076	01/25/13	REIMB:W/COMP DENIAL:A.MURPHY	Open	1,584.00	0.00		
01554			SEA BRIGHT SERVICE CENTER					
	12-01398	12/12/12	DPW-VEHICLE MAINT RE:SANDY	Open	1,957.61	0.00		
	12-01464	12/31/12	POLICE-11/23,12/1/12 MAINT	Open	<u>1,283.59</u>	0.00		
					3,241.20			
00027			SEABOARD WELDING SUPPLY, INC.					
	12-00066	01/17/12	DPW - 2012 CYLINDER RENTAL	Open	13.50	0.00		B
01436			SERVICE WORKS, INC.					
	12-01369	12/04/12	REPLACE JAIL CELL MONITOR	Open	838.92	0.00		
00053			SHORE REGIONAL HIGH SCHOOL					
	13-00105	01/29/13	HIGH SCHOOL TAX - FEB 2013	Open	177,549.47	0.00		
00031			SORRENTINO, JOHN					
	13-00081	01/28/13	POLICE-REIMB:UPS SHIPPING	Open	66.52	0.00		
00285			STAPLE'S ADVANTAGE					
	12-01426	12/18/12	POLICE DEPT-OFFICE SUPPLIES	Open	979.85	0.00		
02159			TAYLOR OIL COMPANY, INC.					
	12-01238	11/05/12	OEM-PUMP TANKS & FUEL	Open	22,187.51	0.00		
01285			THE HOME DEPOT					
	13-00069	01/23/13	BLDGS/GRNDS-BLANKET:MISC SUPP	Open	426.28	0.00		B
00437			TONY D'S AUTO BODY, INC.					
	12-01494	12/31/12	POLICE DEPT-REPAIR 2011 TAHOE	Open	2,500.00	0.00		
00223			TREASURER, COUNTY OF MONMOUTH					
	13-00102	01/29/13	1/Q/2013 COUNTY TAXES	Open	503,548.66	0.00		
00439			TREASURER, COUNTY OF MONMOUTH					
	13-00103	01/29/13	1/Q/2013 LIBRARY TAXES	Open	29,295.06	0.00		

REGULAR MEETING MINUTES

FEBRUARY 5, 2013

January 31, 2013
11:58 AM

Sea Bright Borough
Bill List By Vendor Name

Page No: 5

Vendor # Name	PO #	PO Date	Description	Status	Amount	Void Amount	Contract	PO Type
00523	TREASURER, COUNTY OF MONMOUTH							
	13-00104	01/29/13	1/Q/2013 OPEN SPACE TAXES	Open	29,200.75	0.00		
01403	TREASURER, STATE OF NEW JERSEY							
	13-00022	01/10/13	4/Q/2012 MARRIAGE LICENSE FEES	Open	50.00	0.00		
00331	TREASURER, STATE OF NJ							
	13-00062	01/23/13	SEWER-SAFE DRINKING WATER	Open	200.00	0.00		
00363	TRICO EQUIPMENT, INC.							
	12-01492	12/31/12	DPW-MAINT CHECK:CASE LOADER	Open	184.30	0.00		
00460	TRIVETT'S SUNOCO, INC.							
	12-01495	12/31/12	POST-SANDY VEHICLE REPAIRS	Open	1,231.79	0.00		
02081	UNITED STATES POSTAL SERVICE							
	13-00019	01/10/13	A&E-FEE:POSTAL ROUTE DVD	Open	85.00	0.00		
01960	VERIZON							
	12-01442	12/19/12	LOCAL/LONG DISTANCE:DEC 2012	Open	1,924.58	0.00		
01020	VERIZON COMMUNICATIONS							
	13-00087	01/28/13	DPW-DSL INTERNET:DEC 2012	Open	50.74	0.00		
	13-00110	01/29/13	POLICE-FIOS STATIC IP:JAN 2013	Open	<u>111.64</u>	0.00		
					162.38			
02061	VERIZON WIRELESS							
	13-00037	01/14/13	FIRE DEPT-MDT:JAN 2013	Open	40.01	0.00		
	13-00042	01/14/13	BLDG INSPECTOR-CELL:JAN 2013	Open	65.82	0.00		
	13-00079	01/25/13	POLICE-JAN 2013 CELL & MDT	Open	786.68	0.00		
	13-00080	01/28/13	AIR CARDS/JET PACKS:JAN 2012	Open	<u>201.32</u>	0.00		
					1,093.83			
01164	WATCHUNG SPRING WATER CO, INC.							
	13-00074	01/25/13	DEC 2012 SPRING WATER	Open	286.10	0.00		
01719	WITT GROUP HOLDINGS, LLC							
	12-01312	11/15/12	STAFF/SUPPORT RE:SANDY LOSSES	Open	46,011.72	0.00		B
Total Purchase Orders: 88				Total P.O. Line Items: 114	Total List Amount: 1,051,631.28	Total Void Amount: 0.		

OIC
BALANCE CARRIED FORWARD

BALANCE CARRIED FORWARD	1,051,631.28
BOROUGH OF SEA BRIGHT PAYROLL A/C (1/15/13 P/R)	97,246.25
BOROUGH OF SEA BRIGHT PAYROLL A/C (1/30/13 P/R)	92,553.30
FIRST PRIORITY EMERGENCY VEHICLES (AMBULANCE)	119,000.00
HIGGINS, KERRY (ESCROW)	150.00
HIGGINS, KERRY (ESCROW)	200.00
HIGGINS, KERRY (ESCROW)	220.00
HIGGINS, KERRY (ESCROW)	340.00
LEE, RICHARD (SANDY VOLUNTEER CO-ORD)	1,500.00
MONMOUTH COUNTY SPCA (DEC 2012 BOARDING)	140.00
STATE OF NJ (4/Q/12 UNEMPLOYMENT)	14,866.00
T & M ASSOCIATES (ESCROW)	638.82
T & D BANK (INTEREST PAYMENT)	1,324.62
WEX BANK (VEHICLE FUEL JAN 2013)	3,240.86

GRAND TOTAL 1,383,051.13

VOTE: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

Resolutions:

No. 47-2013 Authorizing the Replacement of all Municipal Vehicles Destroyed in the Storm

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

RESOLUTION NO. 47-2013

RESOLUTION CONFIRMS AN EMERGENCY CONTRACT AWARDED TO EXTREME MACHINES, MALL CHEVROLET, AND LONG BRANCH HARLEY DAVIDSON FOR REPLACEMENT OF VEHICLES AND VEHICULAR EQUIPMENT DUE TO DAMAGE AND DESTRUCTION OF ORIGINAL VEHICLES AND EQUIPMENT OF THE BOROUGH IN THE WAKE OF HURRICANE SANDY IN AN AMOUNT NOT TO EXCEED \$226,893.00 FOR GOODS TO BE PROVIDED WITHIN SIXTY DAYS (60) OF TRANSMISSION OF THIS ACCEPTANCE OF THEIR OFFER

WHEREAS, the Borough of Sea Bright was faced with an emergency situation which has the potential to create serious risks to the safety, health and welfare of the general public, specifically, the debris remaining throughout the Borough and the financial hardships of the local government which resulted from Hurricane Sandy; and,

WHEREAS, the Administration consulted and negotiated with a Monmouth County Cooperative Process approved vendor (#15-C / Item 8) of commercial vehicles and accessory equipment for the Borough for necessary replacement commercial (municipal) vehicles and accessories resulting from the damage and destruction of may municipal vehicles during the hurricane, and thereafter entered into an emergency contract for said services in accordance with N.J.S.A. 40A:11-6 and Sea Bright Code 3-6-2007; and

WHEREAS, certification of funds available as follows:

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, hereby certify that

\$ 226,893 is available in the following 2013 Special Emergency Appropriation of Resolution No. 38-2013 in the Borough 2013 budget; and I further certify that this commitment together with all previously made commitments and payments does not exceed the funds available in said appropriation for the Borough 2013 budget; and I further certify that the funds available in said appropriation are intended for the purpose herein committed.

Signed: _____ CFO
Michael J. Bascom

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright that the emergency PURCHASE contract with the below listed vendor is authorized and ratified for an amount not to exceed \$ 226,893 as follows:

1. The above recitals are incorporated herein as though fully set forth at length.
2. The terms of the attached proposal shall govern the contract, and no changes may be made without the prior written consent of both parties, except that the Administration is authorized to PURCHASE an extended warranty on each vehicle purchased under this agreement, subject to certification of funds.
3. Any change orders which shall become necessary shall be subject to the Borough's discretion of the Borough Council.
4. The Council hereby authorizes the Mayor, or his designee to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
5. The Mayor, or his designee is hereby authorized to execute an agreement, for the above referenced goods and/or services based upon the following information.

- A. Extreme Machines
700 State Highway 33
Millstone, NJ 08533
- B. Mall Chevrolet
Haddonfield Road
Cherry Hill, NJ
- C. Long Branch Harley Davidson
Broadway
Long Branch, NJ 07740

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

No.49-2013 Authorizing the Demolition of 1080 Ocean Avenue/Northshore Building

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

RESOLUTION NO. 49 -2013

**AUTHORIZING THE DEMOLITION OF AND PLACEMENT OF A LIEN ON THE
PROPERTY KNOWN AS 1080 OCEAN AVENUE, NORTH SHORE BUILDING,
IN THE BOROUGH OF SEA BRIGHT FOR EMERGENCY DEMOLITION COSTS**

WHEREAS, the Borough of Sea Bright, along with many other communities along the New Jersey Coast, experienced a storm of unprecedented fury when Hurricane Sandy struck New Jersey on October 29, 2012; and

WHEREAS, the Borough has unsuccessfully noticed the owner of 1080 Ocean Avenue to demolish the building due to a dangerous condition and health hazard to the residents of the Borough; and

WHEREAS, the Borough is planning to demolish and pay for emergency demolition costs to remove the dangerous building and costs of a police fire watch detail pursuant to the N.J.S.A. 40:48-1.1 in the amount of \$58,000 if no action is forthcoming from the property owners; and

WHEREAS, the Borough is required to file a statement showing the amount and due date of the unpaid balance and identifying the parcel, which identification may be sufficiently made by reference to the assessment map of the municipality, which shall be recorded with the clerk or register of deeds and mortgages of the county in which the affected property is located. A copy of the statement must be provided to the property owner as a matter of due process; and

WHEREAS, the Construction Department will serve the owner of the property located at 1080 Ocean Avenue with a statement setting forth the amount and due date of the unpaid balance and identifying the parcel, by reference to the assessment map of the municipality, as permitted above; and

WHEREAS, N.J.S.A. 40:48-1.1 provides that in the event that the emergency costs to be paid by a public agency with regard to any parcel of real property shall not be paid within 10 days after the date due, interest shall accrue and be due to the public agency on the unpaid balance at the rate of 18% per annum until the costs, and the interest thereon, shall be fully paid to the public agency; and

WHEREAS, the Borough Council is desirous of having the Borough Tax Assessor certify the costs and include same with the taxes next assessed against the property should the property owner not repair or demolish said premises and the Borough proceeds under this authorization;

WHEREAS, the Borough Council is desirous of having the Borough Tax Collector perfect the lien by recording a statement showing the amount and due date of the unpaid balance and identifying the parcel, with the Monmouth County Register of Deeds.

CERTIFICATION OF FUNDS

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available for the purpose stated herein.

MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that

1. The Construction Department will move forward with the demolition of 1080 Ocean Avenue.
2. The Borough Clerk shall provide the Borough Tax Collector with a certified copy of this resolution.
3. The Borough Tax Collector is hereby authorized and directed to certify the costs and include same with the taxes next assessed against the property and assess interest at a rate of 18% until paid.
4. The Borough Tax Collector shall perfect the lien by recording a statement showing the amount and due date of the unpaid balance and identifying the parcel, with the Monmouth County Register of Deeds.
5. The Mayor, Clerk, Borough Officers and employees are hereby authorized and directed to take such ministerial actions as are necessary to effectuate the terms of this resolution.

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
 Yes Yes Yes Yes Absent Yes

For Discussion:

Beach Pavilion Building Plans: Rob Adler explained that super storm sandy took from several of our buildings along the Peninsula House parking lot. He had designed a new building which he referred to as the "Beach Pavilion". This newly proposed "Beach Pavilion", would act as a new life guard station, beach office and library. The library would be located on the second floor of the building and would have the advantage of an ocean view. Rob described the plans and the layout of the new building. Copies of the plans were distributed to council members for review. Discussion followed.

Beach Sand Placement: There is currently a huge mound of sand in the Peninsula House parking lot from the storm. The Borough is trying to give public works some direction on what to do with it. Councilman Murphy said that he and Councilman LoBiondo met with the Army Corps of Engineers and they are adamant that we cannot push sand towards the water because they want to maintain their elevation profile of 10.3 feet. So the only use of that sand will be building dunes. Councilman Murphy also indicated that even though it looked like a lot of sand, there was not enough available for it to make any sense to shift it to the South Beach "gap area" where beach replenishment had yet to be done. He further noted that we still have a lot of sand that needs to be sifted before we can do anything with it. We need Jackie to prepare a bid for screening that sand and placing it on Mt. Sandy and also need a bid from Jackie to move that sand. We need to figure out how to build those dunes. Joe Verruni explained that we need the council to approve of what you want will go out to bid. Jackie responded that the council needs to take a look at the plans on the public beach for the boardwalk, park and dune placement to make sure there isn't a conflict. Councilman Leckstein re-emphasized Councilman Murphy's point that it makes no sense to redistribute sand to the gap area. Councilman Murphy reconfirmed his statement.

Public Works Building Proposal: Joe Verruni explained that the public works storage facilities which the Borough had been renting from a local businessman had been destroyed in the storm. We are no longer able to store our public works vehicles in doors. Our public works department asked if there was a way to utilize the existing lease payments to build a more permanent facility. Also, we had a proposal from a local building group that would donate the building to the borough and public works

recommended that it go down on River Road next to the JCPL sub-station near our pump station and that it be a three bay garage on that site. Borough would be responsible for the utilities on the site and to supply a pad and hooding for building. Crane Group International would like to donate the building. If the council approves and accepts the donation, we will find out about the other costs involved. Councilman Murphy asked Mr. Verruni to speak to the property owner adjacent to the proposed location to see if they are interested in selling the property to the borough since the structure on the property was badly destroyed. Will put on the next agenda.

Councilmember Leckstein made motion to proceed with the review of the associated costs and put on next agenda, seconded by Councilmember Bills

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

REMARKS FROM THE AUDIENCE (limited to 3 minutes)

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

Liz von Ziegesar asked why she wasn't informed about plans to move the library to the new beach pavilion. Councilman Murphy said that the library building status has not yet been determined. Councilman Leckstein noted that tonight was the first time the majority of council had seen the proposed building plans from Rob Adler. He added that the council was a long way from making a final decision on this issue. It had only been brought up tonight for discussion purposes.

Ruth Harker asked about dredging in the Shrewsbury River and said she would be willing to get involved in that project.

Janet Henschel Church St. asked where the new beach pavilion would be located and asked about the sq. footage. Also inquired about the cost and funding for the building and how it will be payed for.

Barry Bertino asked about how long it will take for the beaches to be replenished.

Karen from 1068 Ocean asked about the plans for the beach pavilion.

Elizabeth DeGulio, 1540 Ocean asked the committee to really think about restoring the old library. It will lose its function and charm and wouldn't be the same if moved.

EXECUTIVE SESSION:

Resolution No. 51-2013 to discuss Contract Negotiations/Real Estate and Litigation

Councilmember Leckstein offered the following resolution for approval; seconded by Councilmember Keeler

RESOLUTION NO. 51-2013
EXECUTIVE SESSION
Resolution to Enter Executive Session

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

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

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.

- 2. The general nature of the subject matters to be discussed are as follows:
 - A. Contract Negotiations/Real Estate
 - B. Litigation
- 3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer needed. Action may be taken.
- 4. This Resolution shall take effect immediately

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

VOTE: Bills , Keeler , Kelly, Leckstein , LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

ADJOURNMENT:

Councilmember Keeler motion to Adjourn: seconded by Councilmember Leckstein

VOTE: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Absent Yes

Respectfully submitted;

Joseph L. Verruni
Acting Administrator/Clerk

