

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

OCTOBER 21, 2014

SEA BRIGHT, NEW JERSEY

Mayor Long called the meeting to order at 7:07 pm and requested those present to join her in the Pledge of Allegiance.

Mayor Long read the following Compliance Statement:

Good Evening Ladies and Gentlemen. This Meeting Is Now Called To Order: In Line With The Borough Of Sea Bright's Longstanding Policy Of Open Government, And In Compliance With The "Open Public Meetings Act" I Wish To Advise You That Adequate Notice Of This Regularly Scheduled Meeting Has Been Advertised In The Asbury Park Press and faxed to the local newspapers on December 10, 2013 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."

PRESENT: Mayor Dina Long
Councilmember's Peggy Bills, William J. Keeler, John M. Lamia,
Marc A. Leckstein, James LoBiondo

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

ABSENT: Councilmember Brian P. Kelly

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

No one wished to be heard.

CONSENT AGENDA

Minutes

Councilmember Leckstein introduced a motion to approve the Council Meeting minutes listed below, seconded by Councilmember Keeler:

April 22, 2014 - Regular Meeting

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

Resolutions:

No. 157-2014 Chapter 159 Budget Amendment - State Body Armor Replacement Fund Program

**RESOLUTION NO. 157-2014
CHAPTER 159 BUDGET AMENDMENT
State Fiscal Year 2014 State Body
Armor Replacement Fund Program**

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

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

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

WHEREAS, the Borough of Sea Bright Police Department has received a grant of \$1,427.86 from the State Body Armor Replacement Fund Program and wishes to amend its 2014 Budget to include this amount as a revenue, and

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Sea Bright in the County of Monmouth, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$1,427.86 which is now available as a revenue from:

FY 2014 State Body Armor Replacement Fund Program

BE IT FURTHER RESOLVED that a like sum of \$1,427.86 be and the same is hereby appropriated under the caption of:

FY 2014 State Body Armor Replacement Fund Program

BE IT FURTHER RESOLVED that the Clerk forward two copies of this Resolution along with the appropriate application to the Director of Local Government Services.

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 158-2014 Chapter 159 Budget Amendment - Post Sandy Planning Grant

RESOLUTION NO. 158-2014
CHAPTER 159 BUDGET AMENDMENT
POST SANDY PLANNING GRANT

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

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

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

WHEREAS, the Borough of Sea Bright will receive a grant of \$20,000.00 from the Post Sandy Planning Grant and wishes to amend its 2014 Budget to include this amount as a revenue, and

NOW, THEREFORE, BE IT RESOLVED that the Council of the Borough of Sea Bright in the County of Monmouth, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$20,000.00 which is now available as a revenue from:

Post Sandy Planning Grant

BE IT FURTHER RESOLVED that a like sum of \$20,000.00 be and the same is hereby appropriated under the caption of:

Post Sandy Planning Grant

BE IT FURTHER RESOLVED that the Clerk forward two copies of this Resolution along with the appropriate application to the Director of Local Government Services.

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 159-2014 Refund of Sewer Tax Overpayment, Block 12 - Lot 8, 10 New Street

RESOLUTION NO. 159-2014
REFUND OF SEWER TAX OVERPAYMENT
BLOCK 12; LOT 8

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

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the proper officers, be and are hereby authorized to refund a subsequent sewer payment made in error on the following sewer account, and

BLOCK	LOT	PAYOR NAME	AMOUNT
12	8	Tower Fund Cust. Ebury Fund 26 Broad Street Suite 4 Red Bank, NJ 07701	\$120.00

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the Tax Collector and the Finance Manager to refund the said sewer tax overpayment in the amount of \$120.00; and

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

1. Tax Collector
2. Finance Manager
3. Tower Fund Services

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

**No. 160-2014 Waiver of Marriage Ceremony Fee for Sea Bright Resident
RESOLUTION NO. 160-2014**

WAIVER OF MARRIAGE CEREMONY FEE FOR SEA BRIGHT RESIDENTS

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

WHEREAS, a request has been made by the Mayor of the Borough of Sea Bright for a waiver of Chapter 204 Vital Statistics, Article II, Section 204-4, Ceremonies Performed by the Mayor, and;

WHEREAS, the Governing Body of the Borough of Sea Bright authorizes a waiver of the \$300.00 ceremony fee for a wedding to be officiated by the Mayor of Sea Bright on October 17, 2014, and;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, authorize a waiver of Chapter 204 Vital Statistics, Article II, Section 204-4, for this ceremony.

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

**No. 161-2014 RFP - Local Hazard Mitigation Plan
RESOLUTION NO. 161-2014
**REQUEST FOR PROPOSALS
LOCAL HAZARD MITIGATION PLAN****

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

WHEREAS, Superstorm Sandy created and exacerbated numerous issues related to hazard mitigation, and

WHEREAS, the Borough of Sea Bright desires to have a local hazard mitigation plan created to identify and address the issues related to hazard mitigation that will enhance the County’s Multi-Jurisdictional Natural Hazard Mitigation Plan, and

WHEREAS, having a local plan will allow the Borough to better prepare for, respond more quickly to and be more resilience to future storm events or other emergencies that involve natural hazards, and

WHEREAS, the Borough expects to receive a grant from the New Jersey Department of Community Affairs that will provide funding for the creation of such a plan.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright to advertise for the request for proposals for these services.

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

- 1. Finance Manager
- 2. OEM
- 3. NJ Future

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 162-2014 Appointment of Volunteer Firefighters
APPOINTMENT OF VOLUNTEER FIREFIGHTERS
BOROUGH OF SEA BRIGHT FIRE/RESCUE DEPARTMENT

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

WHEREAS, the Borough Council of the Borough of Sea Bright has received two (2) applications to serve as volunteer firefighters on the Sea Bright Fire/Rescue Department; and

WHEREAS, the Borough Council hereby approves the successfully completed applications as submitted by the following:

- 1. David J. Ivins
- 2. Darren S. Berry

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, hereby approve the appointments to Sea Bright Fire/Rescue 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/Rescue Administrative Chief
- 2. Individual Appointees

VOTE:	Bills ,	Keeler ,	Kelly,	Lamia,	Leckstein ,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 163-2014 Consideration of Award - Telecommunications Tower

RESOLUTION No.163-2014
Consideration of Award of Contract
for Telecommunications Tower

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

WHEREAS, on April 24, 2014 the Mayor and Borough Council authorized the receipt of bids for the Telecommunications Tower; and

WHEREAS, the Borough Clerk did duly advertise on August 5, 2014 to receive bids on September 25, 2014 for the "Telecommunications Tower - Land Lease of Municipal property on Block 19, Lot1; Block 20, Lot 7 and Block 23, Lot 1 for the construction of a 105' tower and ancillary wireless telephone support equipment and structures with simultaneous leasing and co-location of up to five (5) carriers at the site"; and

WHEREAS, in connection therewith one (1) bid was received by the Borough of Sea Bright on September 25, 2014 from New York SMSA Limited Partnership d/b/a, Verizon Wireless ("Verizon"), 141 Industrial Parkway, Branchburg, New Jersey; and

WHEREAS, it was determined that the responsible bidder meeting specification for this bid was New York SMSA Limited Partnership d/b/a, Verizon Wireless ("Verizon"), 141 Industrial Parkway, Branchburg, NJ; and

WHEREAS, the Borough Administrator and the FSD Enterprises, LLC, Consultant recommended that a contract be awarded to New York SMSA Limited Partnership d/b/a, Verizon Wireless ("Verizon"), as per their bid proposal for the Telecommunications Tower at a rate \$34,012.00; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the bid proposal for the Telecommunication Tower as set forth in the bid submitted by New York SMSA Limited Partnership d/b/a, Verizon Wireless ("Verizon"), in the amount of \$34,012.00; and

BE IT FURTHER RESOLVED that this award of contract is conditioned upon delivery and execution thereof within sixty (60) days from the date of the within resolution accompanied by such appropriate insurance certificate, affirmative action certificate and performance bonds as may be required by the specifications; and

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

1. Finance Manager
2. FSD Enterprises, LLC
3. New York SMSA Limited Partnership d/b/a, Verizon Wireless ("Verizon"),

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

**No. 164-2014 Chapter 159 Budget Amendment - Assistance to Firefighters Grant
RESOLUTION No. 164-2014
CHAPTER 159 – ASSISTANCE TO FIREFIGHTERS GRANT
Borough of Sea Bright**

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

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

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

WHEREAS, the Borough of Sea Bright will receive a grant of \$242,820.00 from the Federal Emergency Management Agency, Department of Homeland Security, FY2013 Assistance to Firefighters Grant Program and wishes to amend its 2014 Budget to include this amount as a revenue;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$242,820.00 which is now available as a revenue from:

FY 2013 Assistance to Firefighters Grant

BE IT FURTHER RESOLVED that a like sum of \$242,820.00 be and the same is hereby appropriated under the caption of:

FY 2013 Assistance to Firefighters Grant

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

BE IT FURTHER RESOLVED that the Clerk forward two copies of this Resolution along with the appropriate application to the Director of Local Government Services.

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
 Yes Yes absent Yes Yes Yes

**No. 165-2014 Change of Title and Text - Assistance to Firefighters Grant
 RESOLUTION No. 165-2014
 Change of Title and Text**

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

WHEREAS, NJS 40A: 4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the governing body of any county or municipality, make such correction of the title, text, or amount of any appropriation appearing in the budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any county or municipality,

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of NJS 40A:4-85, the Borough of Sea Bright hereby requests the Director of the Division of Local Government Services to make the following correction in the 2014 budget:

	From	To
Matching Funds for Grants	\$10,000.00	0.00
Capital Improvement Fund	\$75,000.00	\$72,220.00
FY2013 Assistance to Fire Fighters Grant – Local Match	N/A	\$12,780.00

BE IT FURTHER RESOLVED that the foregoing correction is, in the opinion of the governing body, warranted and authorized by the statute referred to above, and is necessary for the orderly operation of the Borough for the reasons set forth:

The Borough has received a grant in the amount of \$242,820.00 for Firefighting equipment from the Federal Emergency Management Agency, Department of Homeland Security, Assistance to Firefighters Grant Program that requires a local match of \$12,780.00 for firefighting equipment.

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

1. Director of Local Government Services (2 certified copies)
2. Finance Manager
3. Fiscal Officer

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
 Yes Yes absent Yes Yes Yes

**No. 166-2014 Grant - Amended (FEMA) Assistance to Firefighters
 RESOLUTION No.166-2014
 Grant – Amended (FEMA) Assistance to Firefighters**

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

WHEREAS, the Borough of Sea Bright, through the Fire Division, applied for a Assistance to Firefighters Grant through the Federal Emergency Management Agency (FEMA) and the Department of Homeland Security (DHS) to purchase needed equipment for the Fire Department; and

WHEREAS, the grant was awarded to the Borough in the amount of \$255,600.00 with the Federal share being 95% (242,820.00) and the Borough share being 5% (12,780.00); and

WHEREAS, the Borough’s 5% (12,780.00) share shall come from “FY2013 Assistance to Firefighters Grant – Municipal Match” within the 2014 Municipal Budget; and

WHEREAS, the Borough desires to accept the Grant; and

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

1. The Assistance to firefighters Grant is hereby accepted by the Borough of Sea Bright.
2. The Mayor and Borough Clerk are hereby authorized to sign and attest, respectively, and grant documents necessary for acceptance, implementation, and documentation concerning the grant.
3. This resolution shall take effect upon its passage and publication in pamphlet form.

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

1. Borough of Sea Bright Fire Department
2. Finance Manager / Fiscal Officer / Chief Financial Officer
3. FEMA – Department of Homeland Security (DHS)

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 167-2014 Appointing Members to Bike Plan Ad-Hoc Committee
RESOLUTION NO. 167-2014
AUTHORIZING THE FORMATION OF A BICYCLE ADVISORY
COMMITTEE TO UNDERTAKE THE CREATION OF A BICYCLE
PLAN FOR THE BOROUGH OF SEA BRIGHT

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

WHEREAS, the intent of a Bicycle Plan is to initiate, guide and result in the development of a more bicycle friendly community in the Borough of Sea Bright; and

WHEREAS, the benefits of a Bicycle Plan include the guidelines for improving safety for pedestrians, bicyclists children, and those who cannot afford a car or choose to live car free; providing bicycling connections to their place of employment, education, residence, recreation, retail centers and public facilities while promoting healthy lifestyles; creating more livable communities, furthering the Borough’s Complete Streets policy; reducing traffic congestion and reliance on carbon fuels thereby reducing greenhouse gas emissions and saving money by incorporating sidewalks, bike lanes and other facilities, and safer transit amenities into the initial design of a project, thus sparing the expense of retrofits later; and

WHEREAS, the Borough of Sea Bright wishes to develop a Bicycle Plan to enable safe access and mobility of pedestrians, bicyclists, transit users of all ages and abilities; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright appoint a Committee to create a Bicycle Plan for the Borough for consideration by Borough Council; and

BE IT FURTHER RESOLVED, that this Committee will work with residents, businesses and visitors of Sea Bright the New Jersey Department of Transportation, the New Jersey Bike and Pedestrian Coalition, neighboring communities and any and all organizations or departments who may assist in the development of a bicycle plan and

BE IT FURTHER RESOLVED that the following listed persons be appointed to the Bicycle Advisory Committee for:

- Councilman Marc A. Leckstein, Liaison
- Chief Sorrentino, Sea Bright Police Department
- Mark Philpot, Sea Bright, DPW
- Linda Lamia, Sustainable Sea Bright Committee
- Steve Nelson, NJ Future Recovery Manager
- Susana Markson, Special Events Committee
- NJDOT Representative
- Monmouth County Representative
- Cycling Coalition Representative

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo
	Yes	Yes	absent	Yes	Yes	Yes

No. 168-2014 Authorizing the Borough of Sea Bright to Enter into a Subrecipient
Agreement with the New Jersey Economic Development Authority
RESOLUTION NO. 168-2014
AUTHORIZING THE BOROUGH OF SEA BRIGHT
TO ENTER INTO A SUBRECIPIENT AGREEMENT WITH
THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY (NJEDA)

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

WHEREAS, the Borough of Sea Bright applied for and expects to be awarded a grant through the NJEDA NCR Streetscape Revitalization Program utilizing funds from the US Department of Housing and Urban Development (HUD) Community Development Block Grant Disaster Recovery Program (CDBG-DR) to fund certain phases of the Ocean Avenue Streetscape Project.

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

1. Dina Long, Mayor, is authorized to sign the CDBG-DR Subrecipient Agreement with the New Jersey Economic Development Authority which constitutes acceptance of the terms and conditions of the grant agreement; and
2. Joseph Verruni, Acting Borough Administrator, is designated as the official representative of the Borough of Sea Bright, and is directed and authorized to act in connection with the CDBG-DR Grant Funds, sign all understanding and assurances contained therein, and to provide such additional information as may be required.

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

1. Finance Manager
2. Borough CFO
3. NJ Economic Development Authority

Roll Call:	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	LoBiondo,
	Yes	Yes	absent	Yes	Yes	Yes

No. 169-2014 Amending Contract with T & M Associates for the 2013 Municipal Parking Lot and 2013 Road Improvement Program
RESOLUTION NO. 169-2014
Amendment to Contract with T & M Associates for 2013 Municipal Parking Lot Improvements and 2013 Road Improvement Program

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

WHEREAS, the Borough Council authorized T & M Associates to perform the Design, Specifications and Construction aka the "2013 Municipal Parking Lot" as per their proposal dated May 7, 2013 by Resolution no.93-2013 in an amount not to exceed \$120,000.00, and

WHEREAS, on February 18, 2014, Resolution no. 41-2014 authorized additional funds of \$19,030.00 be paid to T & M Associates for additional work for the Design Changes for the 2013 Municipal Parking Lot Improvements in an amount not to exceed \$139,030.00, and

WHEREAS, on June 3, 2014, Resolution no. 93-2014 authorized additional funds of \$7,324.93 in order to pay invoice#250185 as submitted by T & M Associates in the amount of \$13,737.59 for engineering services, and

WHEREAS, on August 5, 2014, Resolution no. 117-2014 authorized invoice #253398 in the amount of \$15,642.13 for engineering services to be paid, and

WHEREAS, the Borough Engineer submitted a letter dated September 24, 2014 to incorporate several revisions associated with the "2013 Municipal Parking Lot Improvements" and "2013 Road Improvement Program" (attached hereto) for an additional increase of \$24,130.00, and

WHEREAS, Certification of Funds is hereby given by Michael J. Bascom, Chief Finance Officer of the Borough of Sea Bright that the additional \$24,130.00 is available for the purpose of this contract in the Bond Ordinance No.18-2013, Section 20, and



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the additional funds to be paid to T & M Associates for the "2013 Municipal Parking Lot" and "2013 Road Improvement Program"; and

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

1. Finance Manager
2. Borough Engineer
3. Borough Attorney

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

**No. 170-2014 Authorizing T & M Associates Engineering Services for Tidelands Application for the Six Bulkheads and Pump Station Project
RESOLUTION NO. 170-2014
ENGINEERING SERVICES FOR TIDELANDS LICENSE
APPLICATION FOR THE RECONSTRUCTION OF
SIX BULKHEADS AND NEW PUMP STATION**

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

WHEREAS, the Mayor and Council of the Borough of Sea Bright adopted Resolution 34-2013 on January 15, 2013 authorizing Jaclyn J. Flor, P.E. of T&M Associates to provide the services as outlined in the proposal/letter for the above mentioned project dated June 29, 2012 in an amount not to exceed \$304,155 to be billed monthly in accordance with the current billing rate schedule; and,

WHEREAS, T&M Associates submitted the scope and fee estimate for the Tidelands License applications dated September 22, 2014 as part of this project. It has become necessary to submit permit applications for NJDEP Tidelands Interim Licenses for two of the bulkhead locations (Osborne Place and Beach Street) for a fee of \$7,300.00, 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 **Bond Ordinance #10-2012** for the purpose stated in the above resolution.


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 this project will be increased in an amount of \$7,300.00 for Jaclyn J. Flor, P.E. of T&M Associates to submit the necessary New Jersey Tidelands applications bringing the total fee for T&M Associates not to exceed \$311,455.00.

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

- 1. Finance Manager
- 2. Borough Engineer
- 3. NJDEP

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

ORDINANCE(s):

Public Hearing: Mayor Long to read the ordinance by title:

**ORDINANCE #14-2014
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 130 "LAND USE", ARTICLE IX DESIGN STANDARDS,
SECTION 130-59 DESIGN STANDARDS FOR SPECIFIC USES, (Bulkheads)
OF THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998**

Monmouth County Planning Board acknowledgement received September 23, 2014.
Planning Board acknowledgement received October 16, 2014

Councilmember Leckstein offered a motion to carry the public hearing and adoption on Ordinance No. 14-2014 to the November 17, 2014 Regular Council Meeting after additional discussion at the November 13, 2014 Workshop Meeting; seconded by Councilmember Keeler:

Vote: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

Introduction: Mayor Long to read the ordinance by title:

Councilmember Leckstein motion to introduce Ordinance #15-2014 for a public hearing to be held on November 17, 2014 and advertise according to law; seconded by Councilmember Bills:

Supplemental Debt Statement on file

BOND ORDINANCE #15-2014
**AMENDING BOND ORDINANCE #18-2013 ENTITLED ROADWAY,
PUBLIC PARKING LOT IMPROVEMENTS ADOPTED BY THE
BOROUGH OF SEA BRIGHT ON OCTOBER 15, 2013**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The Bond Ordinance of the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough") entitled "Bond Ordinance Providing An Appropriation Of \$1,800,000 For Roadway And Public Parking Lot Improvements For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$1,710,000 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation" finally adopted on October 15, 2013 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by (a) deleting the reference of "\$1,800,000" for the appropriation and estimated cost and "\$1,710,000" for the estimated maximum amount of bonds or notes and substituting in lieu therefor "\$1,900,000" and "\$1,805,000", respectively; by (b) deleting the reference to "\$90,000" for the down payment required by the Local Bond Law and substituting in lieu therefor "\$95,000"; and by (c) deleting the reference to "\$250,000" for Section 20 costs and substituting in lieu therefor "\$300,000".

Section 3. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$1,805,000. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 02-2014 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on February 18, 2014 and will be further considered after a Public Hearing held on March 4, 2014 at the Municipal Building at 7:00 pm.

INTRODUCED: October 21, 2014
Public Hearing: November 17, 2014
ADOPTED: November 17, 2014

Vote: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

INDIVIDUAL ACTION/New Business:

Vouchers: \$862,336.64

Councilmember Keeler offered a motion to approve the Voucher List dated October 21, 2014 as submitted by the Finance Manager, seconded by Councilmember Leckstein:

**VOUCHER LIST
OCTOBER 21, 2014
BOROUGH OF SEA BRIGHT**

02113	AMERICAN WATER			
14-01153	10/15/14 AUG 2014 USAGE DATA:BILLING	Open	139.58	
00006	AVAYA, INC.			
14-00026	01/22/14 POLICE DEPT-2014 BOX/MOD MAINT	Open	76.14	
01957	BENEMAX BENEFIT MANAGEMENT CO.			
14-01156	10/15/14 10/14 DENTAL PLAN MANAGEMENT	Open	324.00	
01565	BOROUGH OF SEA BRIGHT			
14-01130	10/10/14 T/F ADMIN FEE:10/15/14 PAYROLL	Open	711.00	
01974	BOROUGH OF SEA BRIGHT COURT			
14-01126	10/10/14 COURT-09/14 CREDIT CARD REIMB	Open	191.90	
01594	CHERNAVSKY, DANIEL			
14-01118	10/10/14 POLICE-REIMB:CLOTHING	Open	649.26	
00256	CLEARY, GIACOBBE, ALFIERI &			
14-01135	10/10/14 LEGAL SERVICES:SEP 2014	Open	55.00	
00198	COMCAST			
14-01147	10/14/14 FIRE DEPT-INTERNET:OCT 2014	Open	107.95	
14-01148	10/14/14 A&E-INTERNET:SEP 2014	Open	122.90	
14-01149	10/14/14 A&E-INTERNET:OCT 2014	Open	122.90	
14-01166	10/16/14 POLICE DEPT-INTERNET:SEP 2014	Open	107.95	

			461.70	
01493	COOPERATIVE INDUSTRIES, L.L.C.			
14-01142	10/14/14 JUL 2014 NATURAL GAS	Open	491.35	
01992	DOGS AND CATS, INC.			
14-00482	04/28/14 BEACH-ONE YEAR LEASE:OFFICE	Open	1,250.00	
00397	GARDEN STATE RESCUE PRODUCTS			
14-01066	09/18/14 BEACH-FIRST AID BONG/COLD PACK	Open	132.00	
02125	JCP & L			
14-01131	10/10/14 NEW TRANSFORMERS FOR PUMP STAT	Open	87,571.21	
01526	JCP & L			
14-01136	10/10/14 MUNICIPAL PARKING LOT:SEP 2014	Open		1.85
14-01137	10/10/14 ANCHORAGE RESTROOM:SEP 2014	Open	7.35	

			9.20	
01043	JERSEY PROFESSIONAL			
14-01146	10/14/14 ACTING DEPUTY CLERK SERVICES	Open	6,247.50	
00297	JESSE A. HOWLAND & SONS, INC.			
14-00660	06/09/14 TEMPORARY FIREHOUSE FACILITIES	Open	100.00	
01866	L & A TENT RENTALS, INC.			
14-01111	09/30/14 FIRE DEPT-TENT RENT:5/17-6/16	Open	1,100.00	
00275	M & S WASTE SERVICES, INC.			
14-00149	02/10/14 2014 TRASH/RECYCLING PICKUP	Open	8,853.58	
14-01121	10/10/14 SEP 2014 LANDFILL TIPPING FEES	Open	7,354.72	
14-01122	10/10/14 SEP 2014 BRUSH COLLECTION	Open	341.67	
14-01160	10/15/14 DUMPSTERS+DISP FEE:MISC DEBRIS	Open	984.38	

			17,534.35	
00106	MGL FORMS-SYSTEMS, LLC			
14-01023	09/10/14 SEWER-SEWER BILLS	Open	770.00	
01985	MOBILE MINI, INC.			
14-01048	09/15/14 POLICE-TRAILER 2014 PYMT 11/13	Open	204.75	
01854	MONMOUTH COUNTY BOARD/TAXATION			
14-01139	10/14/14 TAX ASSESSOR-2014 MOD-IV SERV	Open	500.00	
00356	NJAFM			
14-01097	09/26/14 OEM-NJAFM CONFERENCE 10/14-16	Open	220.00	

MEETING MINUTES

OCTOBER 21, 2014

00046	ONE CALL CONCEPTS, INC.		
14-01155	10/15/14 A&E - 3/Q/2014 BILLS	Open	140.30
02026	PUBLIC STORAGE		
14-01169	10/17/14 LIBRARY-RENTAL:NOV 2014	Open	274.00
01463	PUMPING SERVICES, INC.		
00147	REYNWOOD COMMUNICATIONS, LLC		
14-01151	10/14/14 PHONE BILL-SEP 2014	Open	895.11
00788	SCARINCI & HOLLENBECK, LLC		
14-01128	10/10/14 LEGAL SERVICES:SEP 2014	Open	6,145.26
00244	SEA BRIGHT FIRST AID, INC.		
14-00994	08/26/14 2014 FIRST AID CONTRIBUTION	Open	12,500.00
01554	SEA BRIGHT SERVICE CENTER		
14-01099	09/26/14 POLICE-BLANKET:VEHICLE MAINT	Open	866.77
00246	SICKLES MARKET, LLC		
14-01133	10/10/14 BEAUTIFICATION-BLANKET:MISC	Open	27.96
00860	SIKORA, DOROTHY		
14-00987	08/26/14 REC-DRUM CIRCLE CLASS	Open	960.00
00083	T & M ASSOCIATES		
12-00485	04/18/12 BEACH ACCESS RAMP/PUBLIC RSTRM	Open	2,387.21
00656	TAYLOR FENCE CO., INC.		
14-01113	09/30/14 FIRE DEPT-TEMP FENCE:OCT 2014	Open	120.00
01285	THE HOME DEPOT		
14-00495	04/30/14 BLDGS/GRNDS-BLANKET:MISC SUPP	Open	117.97
00223	TREASURER, COUNTY OF MONMOUTH		
14-01170	10/17/14 4/Q/2014 COUNTY TAXES	Open	575,884.30
00439	TREASURER, COUNTY OF MONMOUTH		
14-01171	10/17/14 4/Q/2014 LIBRARY TAXES	Open	36,484.70
00523	TREASURER, COUNTY OF MONMOUTH		
14-01172	10/17/14 4/Q/2014 OPEN SPACE TAXES	Open	31,026.51
01403	TREASURER, STATE OF NEW JERSEY		
14-01164	10/16/14 3/Q/2014 MARRIAGE LICENSE FEES	Open	250.00
01960	VERIZON		
14-01161	10/15/14 LOCAL/LONG DISTANCE:SEP 2014	Open	1,538.47
00809	VERIZON - ENGINEERING DEPT		
14-01132	10/10/14 RELOCATE (3) POLES:OSBORNE PL.	Open	22,200.00
01020	VERIZON COMMUNICATIONS		
14-01143	10/14/14 POLICE-FIOS STATIC IP:SEP 2014	Open	109.99
02061	VERIZON WIRELESS		
14-01154	10/15/14 FIRE DEPT-MDT:OCT 2014	Open	40.01
14-01162	10/15/14 BLDG INSPECTOR-CELL:SEP 2014	Open	71.46

			111.47
00077	WEX BANK		
14-01157	10/15/14 GASOLINE - OCT 2014	Open	4,199.56
BALANCE CARRIED FORWARD			815,938.52
NJSBHP (SEP 2014)			12,125.09
NJSBHP (SEP 2014)			34,040.13
U.S. POSTAL SERVICE (BULK MAILING:SEWER BILLS)			232.90
GRAND TOTAL			862,336.64

Vote: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
 Yes Yes absent Yes Yes Yes

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

Committee Chair Lamia reported the Dune Committee recently met and decided it would be prudent to hold off on spending for fencing and plantings this fall considering the upcoming seawall repairs. The Dune Committee is working on a long term plan and fund raising initiatives. Councilman Lamia reported that he worked with Chief Sorrentino to close out the beach for the season. They have scheduled another meeting including other Committees involved with the Beach - Public Works, Public Safety and Beach Operations with the beach manager to go through inventory, updating the lifeguard office and to consider alternative forms of payments. Councilman Lamia worked with Chief Sorrentino, Councilman Leckstein and JCPL to get the street lights working in downtown and several in the south end of town. Five of the seven in the downtown are back on. Regarding the website, several issues have been identified and are being corrected. The Public Relations Committee met and is in the process of gathering information for the upcoming issue of SeaBreeze.

BUILDING DEPARTMENT-CODE ENFORCEMENT/COURT/PUBLIC WORKS & CULTURAL ARTS

Committee Chair Leckstein reported that Code Enforcement continues to work on the abandoned properties and encouraged residents to notify the Borough of any properties that they feel are unsafe. Councilman Leckstein reported there will be two events at the Farmer's market this Thursday, October 23: a live chicken demonstration from 2-4 pm; second, there will be a chili cook off - the judging will be at 5 pm. Reported progress on all other matters.

FINANCE / INSURANCE / GRANTS

Committee Chair Keeler reported our Audit appears to be a good report and he is working with CFO Bascom and the Finance Committee to go over it in detail. Councilman Keeler reported good news on the insurance front; the JIF has approved our insurance reimbursement. Councilman Keeler thanked Nancy Sherman and Frank Lawrence for all their work preparing the detailed worksheets which moved our claim process along very quickly. The Firefighters Assistance Grant came through - thank you to Chad Murphy for his work on this grant. Reported progress on all other matters.

PERSONNEL/ EDUCATION/ LIBRARY / RECREATION

Committee Chair Bills reported the Library Committee is still exploring temporary housing possibilities for the library. Regarding recreation, the annual Halloween celebration will benefit First Aid and is being held at the Methodist Church. The costume parade will begin at dusk at the old post office and end at the church. The Businesses of Sea Bright are sponsoring a Halloween costume parade for pets on November 1.

PUBLIC SAFETY / POLICE FIRE OEM / WATER SAFETY

Committee Chair LoBiondo reported we ordered two trailers to lease for temporary police headquarters. Utilities were moved over through the back of the existing police station. The hope is that the renovations on the police headquarters will take about one month. The plan for the new temporary firehouse is to locate it at the northern end of the municipal lot. Councilman LoBiondo reported a heating furnace has been donated to the temporary firehouse on South Street by Max Matern which saved the Borough a lot of money. Reported progress on all other matters.

SEA BRIGHT RECOVERY / MASTER PLAN / BEAUTIFICATION:

Mayor Long reported progress in Committee Chair Kelly's absence and reported Councilman Kelly has been working to reallocate/design the interior space of the beach pavilion building to make it more of a true community center.

MAYOR DINA LONG – Reports and Communications

Mayor Long reported that tonight's consent agenda included several authorizations for Request for Proposals. They are all directly from planning assistant grant money that Sea Bright received from the State Department of Community Affairs.

Sea Bright put in an application to the New Jersey Economic Development Authority for a Streetscaping Grant. The total of our grant request was \$1.3 million. We received word today that we have been approved for an award of \$688,000 which will fully fund Phase I of the Streetscaping program. We hope to be able to fund the balance with additional grant money.

Mayor Long also reported the cell tower was awarded on tonight's agenda to Verizon and we expect an annual income of approximately \$30,000.

Mayor Long recognized the Beautification Committee for the beautiful planters downtown.

Mayor Long announced that the Borough will not be organizing an event in observance of the Sandy two-year anniversary. It is still a very difficult time for many residents who are trying to get back home.

The Borough is in Receipt of the 2013 Annual Audit

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.

Charlie Rooney, 196 Ocean Avenue, asked about the status of the temporary firehouse and how long will it be before it is underway. Borough Administrator Verruni responded that Council had just received a revised proposal for the temporary location in the Municipal Parking Lot. Council needs to review and will discuss any appropriate action to be taken at the November 13, 2014 Workshop meeting. Mr. Rooney also inquired about the timeframe of building the new cell tower. Council responded that it is a long process to get all the necessary permits to build in that location.

Maryanne Chevalier, 666 Ocean Avenue, asked if the Beautification Committee would be working on the dunes in the north beach area. Councilmember Lamia responded that the seawall project will continue in to the north end and therefore they will not be planting dune grass. Ms. Chevalier asked if there was an Ordinance banning live chickens in the Borough.

EXECUTIVE SESSION

RESOLUTION

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

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

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

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed are as follows:
 - A. Litigation
3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer needed. Action may be taken.
4. This Resolution shall take effect immediately

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

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

NEW BUSINESS

Councilman Leckstein offered a motion to change the location of the temporary fire house to the front ramp of the existing firehouse; seconded by Councilwoman Bills;

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

Councilman Leckstein offered a motion to authorize the Borough Attorney to proceed with enforcement of all abandoned property complaints that are on the current list maintained by the Borough and have reached the end of the Borough initiated process; seconded by Councilwoman Bills;

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

ADJOURNMENT

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

Vote: Bills, Keeler, Kelly, Lamia, Leckstein, LoBiondo
Yes Yes absent Yes Yes Yes

Respectfully submitted,

Christine Pfeiffer
Deputy Clerk