

**MINUTES
SPECIAL MEETING
BOROUGH OF SEA BRIGHT**

OCTOBER 15, 2015 (Thursday)

SEA BRIGHT, NEW JERSEY

Mayor Long called the meeting to order and requested those present to join her in the Pledge of Allegiance - 8:30 AM.

Mayor Long read the following compliance statement:

**"Good Morning Ladies And Gentlemen,
48 Hour Notice Requirement:**

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 the 48 hour notice requirement for this meeting has been met. A copy of the agenda has been forwarded to the Asbury Park Press and The Link News on October 8, 2015 and posted on the bulletin board in the Borough office. This meeting is open to the public.

ROLL CALL:

PRESENT: Mayor Dina Long, Councilmembers Peggy Bills, William J. Keeler, Brian P. Kelly, John M. Lamia, Jr., Marc A. Leckstein, Charles H. Rooney III

OTHERS: Attorney Sheri Seigelbaum, Administrator Joseph L. Verruni, Borough Engineer Jaclyn Flor, Borough Clerk Christine Pfeiffer

INDIVIDUAL ACTION

Resolutions:

No. 145-2015 Authorizing Settlement With The Two Rivers Water Reclamation Authority

RESOLUTION NO. 145-2015

**AUTHORIZING SETTLEMENT WITH THE
TWO RIVERS WATER RECLAMATION AUTHORITY**

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

WHEREAS, the Two Rivers Water Reclamation Authority ("the Authority"), formerly known as the Northeast Monmouth County Regional Sewerage Authority, provides sewage transportation and treatment services to the Borough of Sea Bright pursuant to an Agreement the parties entered into in 1968 ("Customer Agreement"); and

WHEREAS, Authority's service area is made up of both member towns and customer towns, the Borough of Sea Bright being one of the Customer Towns; and

WHEREAS, in 2012 questions were raised regarding the annual charges assessed to the Customer Towns by the Authority; and

WHEREAS, in 2012, in the best interests of its residents, the Borough of Sea Bright Resolved to engage in litigation with the Authority as respects its billing practices and the annual charges assessed by the Authority; and

WHEREAS, following extensive litigation and intense negotiations, the parties have come to an agreement to resolve all outstanding claims and have set the terms and conditions of the resolution down in the attached Agreement and Mutual Release, which is incorporated herein by reference; and

WHEREAS, the Governing Body is of the opinion that it is in the best interests of the residents of the Borough of Sea Bright to authorize and enter into the attached Agreement and Mutual Release with the Authority;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the statements contained in the foregoing preamble be and are hereby incorporated into this Resolution as if more fully set forth herein at length and that the attached Agreement and Mutual Release is approved; and

BE IT FURTHER RESOLVED that the Mayor be and is hereby authorized and directed to enter into the attached Agreement and Mutual Release thereby resolving any and all claims with the Two Rivers Water Reclamation Authority according to the terms and conditions set forth in the Agreement and Mutual Release; and

BE IT FURTHER RESOLVED, that upon receipt of the fully executed Agreement and Mutual Release from all parties, the Governing Body does hereby instruct its counsel to file a Stipulation of Dismissal, with prejudice, of all claims against the Authority, in the form attached to and referenced in the Agreement and Mutual Release.

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney
Yes Yes Yes Yes Yes Yes

No. 147-2015 Approval of the Ocean Avenue Streetscaping Project and Authorization to Advertise for Bids

Councilman Keeler would like to carry this resolution to a later date to allow for further discussion and to give Chief Sorrentino an opportunity to present his concerns. Councilman Keeler's main concerns with back-in angle parking are safety concerns, traffic congestion and the impact on the business community. Would also like to consult with the County and the NJDOT to coordinate their plans. Mayor Long is concerned about the deadline to spend this money if they make changes and the project is delayed. Council agreed to temporarily adjourn this Special Meeting to attend to timely matters scheduled on the Workshop agenda.

Councilmember Leckstein offered a motion to temporarily Adjourn the Special meeting; second by Councilmember Kelly:

VOTE: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney
Yes Yes Yes Yes Yes Yes

RECONVENE SPECIAL MEETING: CALLED TO ORDER AT 9:30 am

ROLL CALL:

PRESENT: Mayor Dina Long, Councilmembers Peggy Bills, William J. Keeler, Brian P. Kelly, John M. Lamia, Jr., Marc A. Leckstein, Charles H. Rooney III

ALSO PRESENT: Attorney Sheri Seigelbaum, Acting Borough Administrator Joseph L. Verruni, Borough Engineer Jaclyn Flor, Borough Clerk Christine Pfeiffer

Borough Engineer Flor began the lengthy discussion reporting on details of the striping plan as it relates to back-in angle parking, bike lanes and additional travel lanes. Because the NJDOT has already submitted a work order for the current plan, if we were to make changes there would be a delay. Chief Sorrentino reported on a meeting he attended with the County and the NJDOT and reported he has a lot of safety concerns with the back-in angle parking and traffic flow. Council discussed installing cement parking bumpers (wheel stops) to prevent cars from backing up on the sidewalk and hitting benches, signs, etc. Councilman Keeler reiterated his safety concerns with the striping plan; suggested putting wider lines between the parking spots. Councilman Keeler is also concerned about the heavy traffic the future Stavola project will create. Council instructed Ms. Flor to submit their concerns and alternative suggestions to NJDOT.

Vince LePore, Long Branch, urged Council to vote and approve this project as it is fully funded.

RESOLUTION NO. 147-2015
APPROVAL OF THE OCEAN AVENUE STREETSCAPING PROJECT AND AUTHORIZATION TO ADVERTISE FOR BIDS

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

WHEREAS, the Borough received a grant that includes the preparation of Planning, Design, Engineering and Grant Administrative Services for the Borough's Ocean Avenue Streetscaping Project in the amount of \$1,340,160 from the New Jersey Economic Development Authority; and

WHEREAS, the Borough of Sea Bright had a need for professional services for assistance with the preparation of Planning, Design, Engineering and Grant Administrative Services for Ocean Avenue Streetscaping Project for the Borough; and

WHEREAS, request for proposals for professional services for the preparation of Planning, Design, Engineering and Grant Administrative Services in a fair and open contract were advertised on January 21, 2015 and ten proposals were received on February 10, 2015; and

WHEREAS, on March 12, 2015 the Borough approved Resolution No. 60-2015 awarding T&M Associates the contract for the preparation of Planning, Design, Engineering and Grant Administrative Services in the amount of \$127,272; and

WHEREAS, T&M Associates presented the completed Streetscape plan to the Governing Body at the regular meeting of October 6, 2015.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby approve the Ocean Avenue Streetscape Plan as submitted by T&M Associates dated October 6, 2015; and

BE IT FURTHER RESOLVED, that the Borough Council hereby authorizes the Borough Clerk to advertise for bids for the aforesaid project to be received by the Borough Administrator in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, New Jersey on a date to be determined.

BE IT FURTHER RESOLVED that the Borough Council hereby authorizes the submission of any and all regulatory permit applications necessary for the commencement and completion of the Streetscaping Project; and

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

- 1. T&M Associates
- 2. Finance Manager
- 3. Sustainable Sea Bright Committee

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney
 Yes No Yes Yes Yes Yes

No. 148-2015 Authorizing JCP&L to Temporarily Locate a Sub-station on Borough Property
RESOLUTION NO. 148 -2015

**AUTHORIZING JCP&L TO TEMPORARILY LOCATE
 A SUB-STATION ON TO BOROUGH PROPERTY**

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

WHEREAS, the Governing Body of the Borough of Sea Bright received a request from Jersey Central Power & Light (JCP&L) for authorization to temporarily locate a sub-station on borough property in order to make necessary repairs to the existing sub-station; and

WHEREAS, the proposed temporary site of the sub-station is on borough property at 19 River Street, Block 16, Lot 23; and

WHEREAS, the proposed duration of the temporary location is approximately six (6) months; and;

WHEREAS, the Borough of Sea Bright has determined that it is in the best interest of residents to allow JCP&L use of the above mentioned property in order to ensure uninterrupted service; and

WHEREAS, JCP&L will assume the responsibility of installing and maintaining the sub-station without cost or burden to the Borough of Sea Bright and will sign all releases and indemnifications provided to them by the borough attorney.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Borough Council hereby grant permission to JCP&L to temporarily locate a sub-station on Borough property at 19 River Street for a period of approximately six (6) months; and

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

- 1. Kieran Tintle, JCPL Area Manager
- 2. Sea Bright Department of Public Works
- 3. Sea Bright Chief of Police

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney
 Yes Yes Yes Yes Yes Yes

ADJOURNMENT:

Councilmember Leckstein offered a motion to Adjourn the Special meeting; second by Councilmember Kelly:

VOTE: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney
 Yes Yes Yes Yes Yes Yes

Respectfully submitted,

Christine Pfeiffer
 Borough Clerk