

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

OCTOBER 18, 2016

SEA BRIGHT, NEW JERSEY

CALL MEETING TO ORDER: 7:00pm

PLEDGE OF ALLEGIANCE

COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)

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 Faxed to the Asbury Park Press and other local newspapers on November 23, 2015. In each instance, the Date, Time, And Location Of This Meeting Were Provided In The Notice. This Meeting Is Open To The Public."

ROLL CALL:

Councilmember (s)	BILLS_____	KEELER_____	KELLY_____	LAMIA_____
	LECKSTEIN_____	ROONEY_____		
Mayor	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.

CONSENT AGENDA

Councilmember _____ offered a motion to approve the items that are considered routine in nature under the consent agenda; seconded by Councilmember _____

Minutes

09/20/2016	Regular Meeting
09/20/2016	Executive Session
10/04/2016	Regular Meeting
10/04/2016	Executive Session

Resolutions:

No. 160-2016	Authorizing Hiring of Police Officers - Designation of Class II Specials
No. 161-2016	Authorizing the Sea Bright Fire Department to Acquire Additional Fire Fighting Equipment

- No. 162-2016** Authorizing The Mayor To Sign A Memorandum Of Understanding Between The Borough Of Sea Bright And Verizon Communications Inc., FirstEnergy Corp. And New Jersey Natural Gas Company
- No. 163-2016** Donation of 2017 Beach Badges
- No. 164-2016** Change Order No. 4 - Reconstruction of Six Bulkheads and New Stormwater Pump Station
R. Kremer & Son Marine Contractors, LLC
- No. 165-2016** Authorizing Extended Engineering Services for the Reconstruction of Six Bulkheads and New Pump Station
- No. 166-2016** Authorizing The Sea Bright To Engage A Review Architect to Access The Current Plans For The New Facilities
- No. 167-2016** Adopting AXA Equitable's Specimen Deferred Compensation Plan and Service Agreement

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

INDIVIDUAL ACTION/New Business:

Vouchers: \$819,591.29

Councilmember _____ offered a motion to approve the Voucher List dated October 16, 2016 as submitted by the Finance Manager, seconded by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

FOR DISCUSSION:

- a) Best Practices Inventory

COUNCIL COMMITTEE REPORTS:**A. BEACH / PUBLIC RELATIONS / GRANTS:**

- **JOHN LAMIA, CHAIR**
- Charles Rooney
- Brian Kelly

B. FINANCE / INSURANCE / COURT / VOLUNTEERS:

- **WILLIAM KEELER, CHAIR**
- Peggy Bills
- John Lamia

C. PERSONNEL/ LIBRARY / RECREATION:

- **PEGGY BILLS, CHAIR**
- Marc Leckstein
- Charles Rooney

D. PUBLIC SAFETY / EDUCATION:

- **CHARLES ROONEY, CHAIR**
- William Keeler
- Peggy Bills

E. PUBLIC WORKS / BUILDING DEPARTMENT/ CODE ENFORCEMENT / SEA BRIGHT 365 & CULTURAL ARTS:

- **MARC LECKSTEIN, CHAIR**
- Brian Kelly
- William Keeler

F. SEA BRIGHT RECOVERY / CAPITAL PLAN / FLOOD CONTROL / BEAUTIFICATION:

- **BRIAN KELLY, CHAIR**
- John Lamia
- Marc Leckstein

MAYOR DINA LONG – Reports and Communications

EXECUTIVE SESSION

Councilmember _____ offered a motion to enter into Closed Session;
seconded by Councilmember _____

Resolution Executive Session

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ADJOURNMENT

Councilmember _____ offered a motion to adjourn the meeting; seconded
by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

RESOLUTION NO. 160-2016
AUTHORIZING HIRING OF POLICE OFFICERS
DESIGNATION OF CLASS II SPECIAL OFFICERS

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

WHEREAS, there exists a need for additional employees in the Police Department in the Borough of Sea Bright; and

WHEREAS, Chief John Sorrentino submitted letters dated September 19, 2016, to hire two (2) additional employees as Class II Special Officers; and

WHEREAS, the Chief has recommended that the two (2) employees attend the January, 2017 Special Law Enforcement Officer Class at the Monmouth County Police Academy; 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 Police S/W:

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that the following two (2) employee(s) be hired and attend the Police Academy as specified in Ordinance No.06-2013; and

1. Ty Manning, Fair Haven, NJ
2. Sean H. Marelli, Sea Bright, NJ

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

1. Finance Manager
2. Chief of Police
3. Individual Appointees

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 161-2016
AUTHORIZING THE SEA BRIGHT FIRE DEPARTMENT TO
ACQUIRE ADDITIONAL FIRE FIGHTING EQUIPMENT

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

WHEREAS, the New Jersey Department of Environmental Protection, Division of Parks and Forestry, Forest Fire Service is authorized to distribute excess Department of Defense fire fighter property to state agencies, through a Cooperative Agreement; and

WHEREAS, the Sea Bright Fire Department is a current member of said Cooperative and wishes to acquire additional firefighting equipment; and

WHEREAS, the Sea Bright Fire Department is requesting authorization from the Borough Council of the Borough of Sea Bright to accept a 1987 KME/Navistar Water Tender Army Truck (VIN #2HTTNDVR5JC006693) through the aforementioned cooperative; and

WHEREAS, the equipment will be accepted by the Sea Bright Fire Department as is and will thus be responsible for any necessary repairs and providing insurance coverage.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth hereby authorize the Sea Bright Fire Department to accept the 1987 KME/Navistar Water Tender Army Truck through the cooperative agreement described above; and

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

1. Borough Fire Chief
2. Finance Manager
3. Borough Insurance

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 162-2016

AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING BETWEEN THE BOROUGH OF SEA BRIGHT AND VERIZON COMMUNICATIONS INC., FIRSTENERGY CORP. AND NEW JERSEY NATURAL GAS COMPANY

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

WHEREAS, on October 29, 2012 the Borough of Sea Bright was devastated in the wake of Superstorm Sandy; and

WHEREAS, the Borough Council is desirous of joining with Verizon Communications Inc., FirstEnergy Corp. and New Jersey Natural Gas Company (the Companies) to learn from the past and make the Borough of Sea Bright a model of strength; and

WHEREAS, a Memorandum of Agreement (draft attached hereto) will set forth the commitments by the Borough of Sea Bright and the "Companies" to strengthen the communication, power and gas facilities in the Borough to ensure they are able to better withstand major weather events in the future.

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth hereby authorize the Mayor to execute a Memorandum of Agreement with the above mention "Companies;" and

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

1. Verizon Communications Inc.
2. FirstEnergy Corp.
3. New Jersey Natural Gas Company

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

MEMORANDUM OF UNDERSTANDING

Between

THE BOROUGH OF SEA BRIGHT

And

**VERIZON COMMUNICATIONS INC.,
FIRSTENERGY CORP., &
NEW JERSEY NATURAL GAS COMPANY**

This Memorandum of Understanding (MOU) sets forth the terms and understanding between the Borough of Sea Bright ("Sea Bright" or the "City") and Verizon Communications Inc. ("Verizon"), FirstEnergy Corp. ("JCP&L"), and New Jersey Natural Gas Company ("NJNG") (together the "Companies").

Background

On October 29, 2012, Superstorm Sandy ripped through the Northeast of the United States, leaving devastation in its wake. One of the towns hardest hit by the storm was Sea Bright, NJ. The town was buried in sea and sand and residents were left questioning how to move forward. Four years later, the town's government is joining with industry to learn from the past and make the city a model of strength. The partners plan to take one of New Jersey's most vulnerable towns and turn it into the country's first resilient city.

Purpose

This MOU will set forth the commitments by both Sea Bright and the Companies to strengthen the communication, power, and gas facilities in the city, in some instances, many of which have already been undertaken, to ensure they are able to better withstand major weather events in the future.

The above goals will be accomplished by undertaking the following activities:

Sea Bright:

- Expedite review of infrastructure applications from the Companies.
- XXXXXX

Verizon:

- Audit town for lines and poles;
- Fix loose connections and lines;
- Deploy small node network;
- Upgrade stealth street lights to include wireless nodes;
- XXXXXX

JCP&L:

- Annual Audits;
- XXXXX

NJNG:

- Reinforced its system on New Street that feeds the backup generator for Verizon services.
- Made significant system improvements since Superstorm Sandy, including the installation of new distribution pipeline, isolation valves at strategic locations and excess flow valves at customer services.
- Install excess flow valves at remaining customer services.
- Construct a second distribution pipeline feed into Sea Bright.
- Conduct periodic community pipeline safety forums.
- Maintain dedicated Company municipal liaison as primary point of contact.

Reporting

The Mayor of Sea Bright will periodically review and evaluate any new installations. All parties to the MOU will meet annually on October 30 of each year to assess progress on fulfilling the commitments under this MOU.

Funding

This MOU does not include a funding commitment for these or any other projects. Duration

This MOU is voluntary and may be modified by mutual written consent of authorized officials from and of the Companies and the City. This MOU shall become effective upon signature by the authorized officials from the City and the Companies and will remain in effect until October 31, 2021 unless modified or terminated by any one of the parties by mutual written consent. **Contact Information**

Sea Bright

Verizon

JCP&L

NJNG

_____ Date:
(signature)
(name, organization, position)

_____ Date:
(Partner signature)
(Partner name, organization, position)

_____ Date:
(Partner signature)
(Partner name, organization, position)

_____ Date:
(Partner signature)
(Partner name, organization, position)

Witness:

_____ Date:
Congressman Frank Pallone, Jr.

RESOLUTION NO. 163-2016
DONATION 2017 BEACH BADGES
BOROUGH OF SEA BRIGHT

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

WHEREAS, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organizations listed below by donating four (4) 2017 beach badges as requested:

1. Castle of Dreams Animal Rescue **2 Badges**
10th Annual Fall Gift Auction
Thursday, October 20, 2016

2. Sea Bright Library **2 Badges**
2016 Sea Bright Fall Festival Fundraising Event
Event Date: October 22, 2016

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2017 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, authorize the donation of four (4) 2017 Season Beach Badges for the aforementioned charitable organization.

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

1. Borough Administrator
2. Borough Auditor
3. Individual Requestor

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 164-2016
CHANGE ORDER NO. 4
RECONSTRUCTION OF SIX BULKHEADS AND
NEW STORMWATER PUMP STATION
R. KREMER & SON MARINE CONTRACTORS, LLC

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

WHEREAS, on April 21, 2015, the Borough Council of the Borough of Sea Bright awarded a contract to R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey for the Reconstruction of Six Bulkheads and New Stormwater Pump Station in the contract amount \$1,199,880.00; and

WHEREAS, on October 20, 2015, Resolution #101-2015 authorized the re-consideration to the base bid, to include Alternate A1, A2, A3 & A4 as submitted in the original bid package that awarded a contract to the lowest responsible bidder, R. Kremer & Son Marine Contractors, LLC of Brick, New Jersey for the Reconstruction of Six Bulkheads and New Stormwater Pump Station in an new contract amount of \$1,525,705.00; and

WHEREAS, the Borough Engineer, Jaclyn Flor, submitted Change Order No. 1 dated October 13, 2015, identifying two unforeseen issues with the bulkhead and storm drain installation on South Street resulting in an increase of \$41,517.25 and various items were reduced to reflect current as-built quantities resulting in a decrease of \$41,520.00 resulting in a net decrease of \$2.75 to the total contract amount; and

WHEREAS, the Borough Engineer, Jaclyn Flor, submitted Change Order No. 2 dated January 5, 2016, identifying a reduction of \$4,080.00 in Items #27, #30 and #A1-15 to reflect the current as-built quantities and Item #10 increased \$4,080.00 to reflect current as-built quantities, resulting in a zero cost change; and

WHEREAS, the Borough Engineer, Jaclyn Flor, submitted Change Order No. 3 dated February 16, 2016, increasing items No. 8, 9 and 24 which include additional paving, drainage items and adding an inlet necessary to avoid an existing unforeseen sanitary lateral at the end of Osborne Place in an amount not to exceed \$26,750.00; and

WHEREAS, the Borough Engineer, Francis W. Mullan, submitted Change Order No. 4 dated October 17, 2016: Item 41) an increase of \$6,500.00 for additional construction efforts to remediate the Osbourne Place ponding issues, and Item 37) a decrease of \$6,500.00 due to a revision in the testing requirements for the pump station testing on Osbourne Place, resulting in a zero cost change; and

WHEREAS, Change Order No. 4 also identified Item A2-1) an increase in the contract of \$37,400 for Kremer's demobilization and remobilization costs as a result of the postponement of the River Street work until April 1, 2017 in an amount not to exceed \$37,400.00.

CERTIFICATION OF FUNDS: I, Michael Bascom, Chief Financial Officer, certified that funds are available to pay the aforesaid contractor an additional amount of \$37,400.00 from Bond Ordinance 10-2012.

Michael J. Bascom

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 it does hereby approve Change Order No. 4 resulting in a net increase of the contract of \$37,400.00 for an amended contract price of \$1,589,852.25 for the Reconstruction of Six Bulkheads and New Stormwater Pump Station.

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

1. Finance Manager
2. Public Works
3. Borough Engineer
4. R. Kremer & Son Marine Contractors LLC

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 165-2016
AUTHORIZING EXTENDED ENGINEERING SERVICES FOR THE
RECONSTRUCTION OF SIX BULKHEADS AND NEW PUMP STATION

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

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 a scope and fee estimate dated September 22, 2014, to submit Tidelands License applications required for two of the bulkhead locations (Osborne Place and Beach Street) for a fee of \$7,300.00 bringing the total fee for T&M Associates to \$311,455.00; and

WHEREAS, T&M Associates submitted a scope and fee estimate dated October 6, 2016, for additional costs associated with the construction, inspection and administration as a result of the extended construction phase of the project until the spring of 2017 due to New Jersey American Water Company's water main project on River Street in an amount not to exceed \$26,670.00.

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that this project be increased in an amount of \$26,670.00 for T&M Associates' additional costs associated with the extended time to complete the reconstruction of six bulkheads and new pump station for a total fee not to exceed \$338,125.00; and

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

October 18, 2016

Certification

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Deputy Clerk

RESOLUTION No. 166-2016
**AUTHORIZING THE SEA BRIGHT TO ENGAGE A REVIEW ARCHITECT
TO ACCESS THE CURRENT PLANS FOR THE NEW FACILITIES**

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

WHEREAS, the Mayor and Council of the Borough of Sea Bright are desirous of rebuilding public facilities destroyed and damaged as a result of Superstorm Sandy; and

WHEREAS, after careful analysis and consideration, the governing body has authorized a rebuilding plan to provide for new facilities that will be resistant to storms and will provide adequate facilities for the needs of both current residents and future generations; and

WHEREAS, as part of this rebuilding process, architectural services are needed; and

WHEREAS, in order to assure that the process is performed in a cost effective manner, the Mayor and Borough Council instructed the Borough Administrator to request proposals for an architect to engage a review of plans being prepared to make any recommendations on economies and methods.

WHEREAS, the Borough received three proposals from: 1) Arcari Iovino of Little Ferry, NJ for \$6,500.00; 2) The Musial Group of Mountainside, NJ for \$5,400.00; and 3) Clarke Caton Hintz of Trenton, NJ for \$6,200.00.

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 No. 16-2016 for the purpose stated above.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth hereby appoints the Musial Group of Mountainside, New Jersey to review current architectural plans for the new facilities for an amount not to exceed \$5,400.00; and

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

1. Frank Lawrence
2. Finance Manager
3. The Musial Group

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 167-2016
ADOPTING AXA EQUITABLE'S SPECIMEN DEFERRED
COMPENSATION PLAN AND SERVICE AGREEMENT

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

WHEREAS, in order to attract and retain qualified employees there exists a need to adopt and implement a Deferred Compensation Plan for employees of the Borough of Sea Bright (hereinafter referred to as "Employer") which will provide employees the opportunity to enhance their financial security at retirement through savings of compensation on a tax-deferred basis as provided by Section 457 of the Internal Revenue Code of 1986, as amended ("Code"); and

WHEREAS, there is no direct financial cost to the Employer to adopt and implement both a Deferred Compensation Plan and Service Agreement; and

WHEREAS, the Employer made requests for proposals from two or more approved contractors, including AXA Equitable Life Insurance Company (hereinafter referred to as "AXA Equitable") for the administration of the investments of funds under a Deferred Compensation Plan including providing Prototypical Plans and Service Agreements that meet the requirements of the Municipal, County and Authority Deferred Compensation Programs Rule N.J.A.C. 5:37; and

WHEREAS, the Borough Administrator reviewed the proposals of the responding contractors of deferred compensation services; and

WHEREAS, it was determined that AXA Equitable has the ability to: (1) maintain complete records of accounts; (2) manage accounts with absolute fidelity; (3) provide advice concerning various categories of investments; and (4) provide continuing consultation to participants; 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:

- (a) effective as of the date of this resolution the Deferred Compensation Plan provided by AXA Equitable and assigned the plan identifier: 66-PD-Equitable-053107 by the New Jersey Division of Local Government Services, is hereby adopted and signed by the Employer.

It is hereby acknowledged that the said Deferred Compensation Plan is substantially similar to one on which a favorable Private Letter Ruling has been previously obtained from the federal Internal Revenue Service except for provisions added by reason of The Small Business Job Protection Act of 1996 (United States Public Law No. 104-188), the Tax Payer Relief Act of 2001 (United States Public Law No. 105-34), and the Economic Growth and Tax Relief Reconciliation Act of 2001 (United States Public Law No. 107-16), and all such provisions are stated in the plan in terms substantially similar to the text of those provisions in the Code Section 457 including pertinent applicable Treasury Regulations. The use of the Ruling is for guidance only and acknowledges that for

Internal Revenue Service purposes, the Ruling of another employer is not considered precedent.

- (b) the Mayor and Borough Administrator are authorized to execute the Service Agreement (bearing the identifier: 66-SA-Equitable-053107 assigned by the New administrative and investment services. There has been no collusion, or evidence or appearance of collusion, between any local official and a representative of AXA Equitable in the selection of AXA Equitable as contractor for the administration of the Service Agreement pursuant to N.J.A.C. Section 5:37-5.7.
- (c) the Borough Administrator is hereby designated as Local Plan Administrator for the administration of the Deferred Compensation Plan.

BE IT FURTHER RESOLVED, that a certified copy of this resolution and all necessary required documents shall be submitted the Director of the Division of Local Government Services within the State Department of Community Affairs for approval; and

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

- 1. Borough Administrator
- 2. Payroll Manager
- 3. Director, DLGS

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

October 18, 2016

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council meeting held on October 18, 2016.

Christine Pfeiffer, Borough Clerk

BILL LIST
 October 14, 2016
 BOROUGH OF SEA

01241	BAIN'S HARDWARE, INC. 16-01266 10/11/16	Open	248.76
01957	BENEMAX BENEFIT MANAGEMENT CO. 16-01254 10/06/16 HEALTH/DENTAL	Open	708.00
01631	BOROUGH OF OCEANPORT 16-01244 10/06/16 COURT	Open	6,125.00
01974	BOROUGH OF SEA BRIGHT COURT 16-01261 10/11/16 COURT:REIMB.	Open	246.30
01546	C.I.T. TECHNOLOGY FIN SERV, INC 16-00050 01/21/16 POLICE:COPIER LEASE	Open	157.00
01594	CHERNAVSKY, DANIEL 16-01230 10/04/16 POLICE:REIMBURSEMENT	Open	14.99
00256	CLEARY, GIACOBBE, ALFIERI & 16-01271 10/11/16 LEGAL SERVICES	Open	2,160.50
00198	COMCAST 16-01255 10/07/16 INTERNET 16-01286 10/12/16 LIBRARY	Open Open	130.90 180.45
			----- 311.35
01493	COOPERATIVE INDUSTRIES, L.L.C. 16-01237 10/04/16 NATURAL GAS SERVICE	Open	227.93
02231	COUSINS LANDSCAPING 16-01194 09/27/16 LANDSCAPE SERVICE	Open	750.00
01992	DOGS AND CATS, INC. 16-01250 10/06/16 BEACH:LEASE	Open	1,500.00
00288	FIRST UNITED METHODIST CHURCH 16-01245 10/06/16 LIBRARY:LEASE	Open	1,000.00
02101	GANNETT NJ 16-01249 10/06/16 LEGAL AD 16-01275 10/11/16 LEGAL ADS 16-01300 10/13/16 LEGAL AD	Open Open Open	58.50 207.00 28.50
			----- 294.00
01194	GLENCO SUPPLY, INC. 16-01115 08/31/16 DPW: STREET SIGNS	Open	120.00
02253	HODER, DAVID 16-01306 10/14/16 PLANNING BOARD:ENGINEER	Open	1,560.00
2294	IRENE, JR. MICHAEL 16-01270 10/11/16 LEGAL SERVICES	Open	1,217.08
01526	JCP & L 16-01259 10/07/16 ELECTRIC	Open	360.22

00297	JESSE A. HOWLAND & SONS, INC.		
16-00971	07/27/16 DPW:GARAGE RENTAL	Open	1,665.00
16-00972	07/27/16 FIRE DEPT:GARAGE RENTAL	Open	3,750.00

			5,415.00
00895	JOHNNY ON THE SPOT, INC.		
16-01301	10/13/16 BEACH:RENTAL UNITS	Open	593.60
01784	JUNGLE LASERS, LLC		
16-01295	10/13/16 BUILDING DEPT:DATA FEE	Open	370.00
00167	KEEP IT SAFE		
16-01296	10/13/16 A&E:SERVER	Open	194.02
00971	LANG, STEVEN		
16-01235	10/04/16 A&E:IT WORK	Open	100.00
16-01262	10/11/16 IT SERVICES	Open	550.00

			650.00
00275	M & S WASTE SERVICES, INC.		
16-00180	02/12/16 GARBAGE CONTRACT	Open	9,916.66
16-01239	10/04/16 DUMPSTERS	Open	1,552.10
16-01240	10/04/16 BRUSH COLLECTION	Open	375.00
16-01241	10/04/16 TIPPING FEES	Open	7,371.45

			19,215.21
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
16-01258	10/07/16 LEGAL SERVICES	Open	4,785.37
00110	MONM CNTY REGIONAL HEALTH		
16-00115	01/28/16 PUBLIC SERVICE HEALTH	Open	14,368.50
01323	MONMOUTH COUNTY TREASURER		
16-01263	10/11/16 ELECTION RENTAL	Open	244.00
02256	MONMOUTH TELECOM		
16-01289	10/13/16 PHONE SERVICE	Open	1,474.33
00137	MUNICIPAL CAPITAL CORPORATION		
16-00051	01/21/16 A&E:COPIER LEASE	Open	224.73
01397	MURPHY, CHARLES		
16-01293	10/13/16 FIRE DEPT:REIMB.	Open	96.00
00339	NAPA AUTO PARTS		
16-01197	09/27/16 BEACH	Open	47.99
2366	NJ ADVANCE MEDIA		
16-01307	10/14/16 LEGAL AD	Open	179.90
02185	NJ DEPT OF LABOR & WORKFORCE		
16-01302	10/13/16 UNEMPLOYMENT	Open	2,055.96
00617	NJ E-Z PASS		
16-00784	06/23/16 FIRE DEPT:EZ-PASS	Open	50.00
01309	OCEANPORT BOARD OF EDUCATION		
16-00830	06/30/16 GRADE SCHOOL TAX	Open	70,788.00
00046	ONE CALL CONCEPTS, INC.		
16-01265	10/11/16 CALL BEFORE YOU DIG	Open	38.75

00533	RUTGERS, THE STATE UNIVERSITY 16-01111 08/31/16 DPW: TRAINING	Open	105.00
01554	SEA BRIGHT SERVICE CENTER 16-01180 09/21/16 POLICE:VEHICLE MAINTENANCE 16-01198 09/27/16 POLICE:VEHICLE REPAIR	Open Open	332.42 699.31
			----- 1,031.73
00027	SEABOARD WELDING SUPPLY, INC. 16-01260 10/11/16 DPW:RENTALS	Open	43.50
01027	SHORE BUSINESS SOLUTIONS 16-01308 10/14/16 POLICE:COPIER	Open	315.00
00053	SHORE REGIONAL HIGH SCHOOL 16-00831 06/30/16 HIGH SCHOOL TAX	Open	177,028.76
01603	SIGNS BY TOMORROW 16-01196 09/27/16 SIGNAGE	Open	530.00
2247	STAPLES ADVANTAGE 16-01171 09/21/16 DPW:OFFICE SUPPLIES	Open	126.12
00194	STATE OF NJ DIV OF PENSIONS 16-01304 10/14/16 PERS PAYMENT	Open	277.10
00083	T & M ASSOCIATES 15-01150 10/23/15 SEC 20 BOND ORD 11-2015	Open	3,537.58
01285	THE HOME DEPOT 16-01277 10/12/16 BUILDINGS & GRDS:MATERIALS	Open	78.45
00523	TREASURER, COUNTY OF MONMOUTH 16-01251 10/06/16 4/Q TAX	Open	23,877.91
00223	TREASURER, COUNTY OF MONMOUTH 16-01252 10/06/16 4/Q TAX	Open	398,219.72
00439	TREASURER, COUNTY OF MONMOUTH 16-01253 10/06/16 4/Q TAX	Open	28,521.90
01403	TREASURER, STATE OF NEW JERSEY 16-01264 10/11/16 LICENSE FEES	Open	225.00
01692	TROPICANA CASINO & RESORT 16-01173 09/21/16 A&E:CONFERENCE	Open	194.00
02061	VERIZON WIRELESS 16-01290 10/13/16 CELL PHONE SERVICE 16-01291 10/13/16 CELL PHONE SERVICE	Open Open	156.08 72.41
			----- 228.49
00519	WILLIAM E. ANTONIDES & CO. 16-01242 10/04/16 FISCAL OFFICER	Open	3,025.00
		TOTAL:	\$765,554.57

MANUAL CHECKS OCT. 18, 2016

16-01292	NJ DEPT OF HEALTH	\$2.40
10/13/2016	MONTHLY DOG REPORT-SEPT. 2016	
16-01297	NJ DEPT OF HEALTH	\$7.20
10/13/2016	MONTHLY DOG REPORT-AUG. 2016	
16-01287	NJSHBP	\$50,076.62
10/12/2016	HEALTH BENEFITS/ACTIVE & RETIRED	
16-01276	UNITED STATES POSTAL SERVICE	\$221.00
10/12/2016	SEWER:POSTAGE FOR BILL MAILING	
16-01299	GANNETT	\$44.75
10/13/2016	PLANNING BOARD:LEGAL ADS	
16-01248	GANNETT	\$9.75
10/6/2016	PLANNING BOARD:LEGAL ADS	
16-01305	HODER ASSOCIATES	\$3,675.00
10/14/2016	ENGINEER:ESCROW REVIEW	
	Manual	
	Total:	\$54,036.72

GRAND TOTAL: \$819,591.29