

**MINUTES  
REGULAR MEETING  
BOROUGH OF SEA BRIGHT**

**MARCH 1, 2016**

**SEA BRIGHT, NEW JERSEY**

**Mayor Long** called the meeting to order at 7:00 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 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."**

**PRESENT:** Mayor Dina Long  
Councilmember's Peggy Bills, William J. Keeler, John M. Lamia, Jr.,  
Marc A. Leckstein, Charles H. Rooney

**ABSENT:** Councilmember Brian P. Kelly

**OTHERS:** Attorney Susan DeSimone, CFO Michael Bascom, Engineer Jaclyn Flor  
Administrator Joseph L. Verruni, Clerk Christine Pfeiffer

**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.

Ellie Osmulski, 17 East River Road, Rumson, commented that she purchased beach badges last year and was never able to find a parking spot. Ms. Osmoski asked Council if there is a plan to stop the beach clubs from using the municipal parking lot for staff and member parking. Ms. Osmulski stated she would supports pay parking. Mayor Long responded that Council is very aware of the problem and they are working on a solution.

**CONSENT AGENDA**

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

**Minutes:**

02/02/2016 Executive Session  
02/02/2016 Regular Meeting

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

**Resolutions:**

**No. 52-2016** Authorizing Sewerage Rates and Charges for Second, Third and Fourth Quarters of 2016 and First Quarter of 2017

**RESOLUTION NO. 52-2016**

**AUTHORIZING SEWERAGE RATES AND CHARGES FOR SECOND, THIRD AND FOURTH  
QUARTERS OF 2016 AND FIRST QUARTER OF 2017**

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

**WHEREAS,** the Governing Body of the Borough of Sea Bright authorized the rates and charges of the municipal public utility for sewerage for the second, third and fourth quarter of 2016 and the first quarter of 2017.

**WHEREAS,** any previous schedule of charges adopted by the Mayor and Council of the Borough of Sea Bright which are inconsistent herewith are hereby rescinded.

**WHEREAS,** the rates and charges for the utilities are as follows:

1. The 2016 second, third and fourth and 2017 first quarter sewerage rate will be at the rate of \$9.90 for every 1,000 gallons of water consumed by the customer.
2. The charges shall be due and payable in 2016 and 2017 within 10 days after the due date of the municipal sewer utilities bill. If the bill is not timely paid, the outstanding bill shall be considered a municipal charge and shall be subject to the same rate of interest accruing on delinquent taxes. The second quarter billing in 2016 shall be mailed during July of 2016 which will be for consumption billed by the water company from mid March thru mid June. The third quarter billing in 2016 shall be mailed in October for consumption billed by the water company from mid June thru mid September. The fourth quarter 2016 billing shall be mailed in January 2017 for consumption billed by the water company from mid September thru mid December. The first quarter billing in 2017 shall be mailed during April 2017 for consumption billed by the water company from mid December 2016 thru mid March 2017.
3. Consumption shall be based upon the information provided to the Borough of Sea Bright Municipal Sewer Utility by the New Jersey American Water Company. The customers that are billed by the New Jersey American Water Company on a quarterly basis shall have their sewer charge based upon the quarterly water charges from New Jersey American Water Company. Those customers that are billed on a monthly basis by New Jersey American Water Company shall have their bills based upon their water consumption.
4. All customers of the municipal sewer utility shall be billed for at least 10,000 gallons quarterly. This minimum charge shall be \$99.00 for the second, third and fourth quarters of 2016 and the first quarter of 2017.
5. The consumption charges shall be billed to the metered townhouse or condominium association or corporation for payment.
6. If any section, subsection, clause or provision of this Schedule of Charges shall be adjudged unconstitutional or to be ineffective in whole or in part, to the extent that it is not adjudged unconstitutional or is not effective, it shall be valid and effective; and no other section, subsection, clause or provision of this Schedule of Charges shall on account thereof be deemed invalid or ineffective and the inapplicability or invalidity of any section, subsection, clause or provision of this Schedule of Rates and Charges in any one or more instances or under any one or more circumstances shall not be taken to affect or prejudice in any way its applicability or validity in any other instances or under other circumstances.
7. A copy of same shall at all times be kept on file at the office of the Tax/SewerUtility Collector at 1167 Ocean Avenue, Sea Bright, New Jersey and shall at all reasonable times be open to public inspection.

**NOW, THEREFORE, BE IT RESOLVED,** by the Borough Council of the Borough of Sea Bright that the utility is hereby authorized to publish a notice of final adoption of said Resolution of Rates and Charges.

**BE IT FURTHER RESOLVED,** by the Borough Council of the Borough of Sea Bright that they hereby authorize the utility to forward a copy of said Resolution of Rates and Charges to the customers of the utility at the utility's discretion.

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

**ORDINANCE(s):**

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

**ORDINANCE #03-2016**  
**AN ORDINANCE AMENDING CHAPTER 182, "STREETS AND SIDEWALKS, ARTICLE V OF THE BOROUGH OF SEA BRIGHT PERTAINING TO THE TIME PERIOD FOR REMOVAL OF SNOW AND ICE ON SIDEWALKS**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 03-2016, seconded by Councilmember Bills:

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

**Public Hearing (Ord. 03 -2016)**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 03-2016, seconded by Councilmember Bills:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

Councilman Keeler suggested leaving the extension of time for residents to clean their sidewalks to the discretion of the Mayor rather than 48 hours as noted in Section One, Paragraph B. The Governing Body will consider adding language for "State of Emergency" situations at a future meeting. Council agreed to review and consider additional amendments at the next workshop meeting.

Councilmember Leckstein offered a motion to adopt Ordinance No. 03-2016 and advertise according to law, seconded by Councilmember Bills:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes*	absent	Yes	Yes	Yes

\*Councilman Keeler voted "Yes" with the understanding that an "state of emergency" amendment will be forthcoming.

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

**ORDINANCE # 04-2016**  
**AN ORDINANCE CREATING CHAPTER 37, GREEN INITIATIVES**  
**OF THE CODE OF THE BOROUGH OF SEA BRIGHT**

Councilmember Bills offered a motion to open the public hearing on Ordinance No. 04-2016, seconded by Councilmember Lamia:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

**Public Hearing (Ord. 04-2016)**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 04-2016, seconded by Councilmember Lamia:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

Councilman Keeler stated he would like language added to §37-4 Powers and Duties section that would state "no formal action on behalf of or in the name of the Borough of Sea Bright shall be initiated without the expressed prior approval of the Mayor and Council." After a brief discussion, Council agreed to move forward with this Ordinance as is.

Councilmember Leckstein offered a motion to adopt Ordinance No. 04-2016 and advertise according to law, seconded by Councilmember Bills:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

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

**ORDINANCE #05-2016**  
**AN ORDINANCE AMENDING CHAPTER 140, ENTITLED "MERCANTILE LICENSES"**  
**ARTICLE II "GENERAL LICENSES", SECTION 140-6, "TERM OF LICENSE;**  
**EXPIRATION; TRANSFER" AND SECTION 140-10, "LICENSE FEES," SUBSECTION**  
**140-10C "DUE DATE" OF THE GENERAL CODE BOROUGH OF SEA BRIGHT**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 05-2016, seconded by Councilmember Lamia:

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

**Public Hearing (Ord. 05-2016)**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 05-2016, seconded by Councilmember Bills:

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

Councilmember Leckstein offered a motion to adopt Ordinance No. 05-2016 and advertise according to law, seconded by Councilmember Lamia:

**Roll Call:** Bills, Keeler, Kelly, Lamia, Leckstein, Rooney  
Yes abstain absent Yes Yes Yes

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

**ORDINANCE #06-2016**  
**AN ORDINANCE AMENDING CHAPTER 182, "STREETS AND SIDEWALKS," OF THE CODE OF THE BOROUGH OF SEA BRIGHT, PERTAINING TO STREET OPENINGS FOR NEW CONSTRUCTION**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 06-2016, seconded by Councilmember Bills:

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

**Public Hearing (Ord. 06-2016)**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 06-2016, seconded by Councilmember Bills:

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

Councilman Keeler commented there is not a section pertaining to "renovations" in this Ordinance. Councilman Leckstein requested Council adopt this Ordinance tonight so residents immediately effected can move forward. Administrator Verruni will develop some language for consideration to take into account homes that still need to be renovated. Councilman Keeler also question whether the last sentence in Section B should be added to Section A - Attorney DeSimone advised that it wasn't necessary.

Councilmember Leckstein offered a motion to adopt Ordinance No. 06-2016 and advertise according to law, seconded by Councilmember Bills:

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

**Introduction:** Mayor Long to read the ordinance by title:

**ORDINANCE #07-2016**  
**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK CALENDAR YEAR 2016 (N.J.S.A. 40A: 4-45.14)**

Councilmember Leckstein offered a motion to introduce Ordinance #07-2016 for a public hearing to be held on March 15, 2016 and advertise according to law; seconded by Councilmember Bills:

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

**INDIVIDUAL ACTION/New Business:****Vouchers: \$389,005.37**

Councilmember Keeler offered a motion to approve the Voucher List dated March 1, 2016 as submitted by the Finance Manager, seconded by Councilmember Leckstein:

**BILL LIST MARCH 1, 2016**

2/22/2016 15-01263-02	ADT, LLC. Library:Security System	\$85.98
2/25/2016 16-00261	Alice's Kitchen Library:Misc. -Food for Event on 11/21/15	\$300.00
2/25/2016 16-00256	Allen,Randall Sewer:Reimb. Travel-Call out/Pump Alarm	\$20.70
2/25/2016 16-00265	AT & T Mobility DPW:Cell Phone-Feb. 2016	\$143.86
2/25/2016 16-00268	Avaya Police:Phone System-Jan. 2016	\$145.29
2/24/2016 16-00253	Bain's Hardware Multi Dept: Misc. Supplies-Jan. 2016	\$1,319.55
2/24/2016 16-00249	American Water Data Usage Charge:Feb. 2016	\$312.37
2/23/2016 16-00235	Borough of Oceanport Court:Shared Services-March 2016	\$6,125.00
2/22/2016 16-00224	Builder's General Supply Co. Fire Dept:Materials	\$48.86
2/25/2016 16-00257	C & L Sweeper DPW: Street Sweeping Srvc-Feb. 2016	\$475.00
2/12/2016 16-00193	Comcast Library:Internet Service-Dec. 2015 & Jan. 2016	\$360.80
2/25/2016 16-00270	Comerica/Hewlett Packard A&E:Live Vault-Server Backup	\$164.72
2/11/2016 16-00179	Cousin's Landscaping DPW:Snow Removal Service- 1/24/16	\$900.00
2/23/2016 16-00234	Dogs & Cats Beach:Building Lease-Jan 2016/Apr. 2015	\$2,666.66
2/23/2016 16-00232	E-Civis Inc. A&E:Grant Data 2016 Fee	\$440.00
2/23/2016 16-00239	Farmer, Jane Library:Reimb. Supply Costs	\$126.59
2/9/2016 16-00153	Firefighter One Fire Dept:Equipment Maintenance	\$497.20
2/23/2016 16-00236	First United Methodist Church Temp. Library Lease-March 2016	\$1,000.00
2/22/2016 16-00227	Gannett Legal Notices	\$127.50
2/24/2016 16-00228	Gannett Legal Notices	\$212.25
2/9/2016 16-00146	Garaventa,Deborah DPW:Computer Maintenance	\$279.94
2/8/2016 16-00139	Genserve Police:Generator Maintenance	\$800.00

2/23/2016 16-00242	Heim Electronics Borough Alarm Systems-1/Q 2016	\$361.40
2/25/2016 16-00264	JCP & L Electric Service-Police Trailer	\$514.58
2/24/2016 16-00248	Jersey Professional Management A&E:Acting Admin. Placement Fee	\$9,500.00
2/23/2016 16-00029-3	Jesse A. Howland & Sons Temp Fire Dept. Lease-March 2016	\$3,750.00
1/21/2016 16-00063	Kaldor Emergency Lights Police:Vehicle Equipment	\$2,025.26
1/28/2016 16-00106	Kaye Printing & Envelope Co. Building Dept:Approval Decals	\$179.14
2/25/2016 16-00263	Ketcham,Michelle A&E:Reimb. Notary Fee	\$15.00
2/24/2016 16-00247	ModSpace Beach:Trailer/Restroom Rental:2/11-3/10/16	\$1,060.00
1/27/2016 16-00091	Monmouth County Police Chief's Assoc. 2016 Membership Dues	\$150.00
2/19/2016 16-00218	Monmouth/Ocean TCA 2016 Membership Dues-Tax Collector	\$100.00
2/8/2016 16-00143	Monmouth Truck Equipment DPW:Vehicle Parts	\$1,250.00
2/5/2016 16-00134	Motorola Inc. Police:Portable Radios	\$65,447.25
2/9/2016 16-00149	MUNCO of New Jersey Building Dept:2016 Membership Fee	\$75.00
2/8/2016 16-00145	Napa Auto Parts DPW:Vehicle Parts	\$341.65
2/9/2016 16-00148	National Entertainment Technologies Rec:Easter Eggs for Annual Hunt	\$600.00
2/24/2016 16-00245	NJ American Water Multi Location:Feb. 2016	\$162.74
2/24/2016 16-00246	NJ American Water Hydrant Service:Feb. 2016	\$2,300.10
2/25/2016 16-00258	NJ Dept. of Environmental Protection Sewer:Annual Connection/Safe Drinking Water	\$200.00
2/5/2016 16-00136	NJ Planning Officials Planning Board:Training/John Duffy	\$100.00
2/22/2016 16-00231	Oceanport Board of Education Grade School Tax:March 2016	\$64,450.00
2/8/2016 16-00141	Oswald Enterprises Sewer:Maintenance	\$3,100.00
2/18/2016 16-00208	Pereira Masonry Sewer:Repairs to River St. Pump Station	\$1,850.00
1/27/2016 16-00092	Red The Uniform Tailor Police:Uniform Patches	\$137.50
2/18/2016 16-00209	Rooney III, Charles Library:Reimb. Costs/Banners & Organist	\$760.00
2/25/2016 16-00267	Scarinci Hollenbeck A&E:Legal Services-Jan. 2016	\$5,321.18
1/21/2016	Sea Bright Service Center	\$1,536.00

16-00074	Police:Prep New Patrol Unit	
2/9/2016 16-00154	Sea Bright Service Center Fire Dept:Vehicle Repair	\$409.10
10/21/2015 15-01133	Semcor Equipment Corp. Buildings & Grounds:Equipment Rental	\$85.60
2/22/2016 16-00230	Shore Regional High School School Tax:March 2016	\$179,415.00
2/22/2016 16-00223	Suburban Propane Fier Dept:Delivery-Feb. 2016	\$559.95
2/22/2016 15-00535-5	T & M Associates Engineer:Temp Steel Bulkhead Project	\$208.23
2/22/2016 15-00301-9	T & M Associates Engineer:Streetscape Project	\$2,503.93
2/18/2016 16-00211	The Home Depot Building & Grounds:Materials & Supplies	\$536.52
2/18/2016 16-00204	The Home Depot Building & Grounds:Materials & Supplies	\$63.58
2/8/2016 16-00144	Timothy Hill Electric Buildings & Grounds:Electrical Service	\$1,880.00
2/25/2016 16-00260	United Parcel Service Finance:Overnight Package Delivery	\$17.13
2/24/2016 16-00254	Verizon Wireless Police:Cells & MDTs-Jan. 2016	\$906.19
2/25/2016 16-00266	Verizon Wireless Air Cards/Jet Pks-Dec. 2015/Jan. 2016	\$320.08
2/24/2016 16-00252	Verizon Mulit Dept:Local & Long Distance-Jan. 2016	\$1,731.34
2/24/2016 16-00250	Willow Cleaners Police:2015 Uniform Dry Cleaning	\$935.20
	<u>TOTAL:</u>	<b>\$371,410.92</b>

**MANUAL CHECKS**

2/25/2016 16-00262	Borough Health Insurance Fund Replenish Fund-2016	\$7,459.60
2/23/2016 16-00238	Public Storage Police:Rental Unit-March 2016	\$336.00
2/22/2016 16-00222	Standard Insurance Co. Quarterly Premiums-2015	\$4,320.28
2/22/2016 16-00220	T & M Associates Engineer:Escrow Projects	\$1,982.20
2/23/2016 16-00237	Wex Bank Gasoline:March 2016	\$3,171.37
	<u>TOTAL:</u>	<b>\$17,269.45</b>

**GRAND TOTAL:    \$388,680.37**

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

**EXECUTIVE SESSION**

Councilmember Leckstein offered a motion to enter into Closed Session; 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. Personnel
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.

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

**ADJOURNMENT**

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

<b>Roll Call:</b>	Bills,	Keeler,	Kelly,	Lamia,	Leckstein,	Rooney
	Yes	Yes	absent	Yes	Yes	Yes

Respectfully submitted,

Christine Pfeiffer