

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

SEPTEMBER 6, 2016

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 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 William J. Keeler, Brian P. Kelly, Marc A. Leckstein,
John M. Lamia Jr., Charles H. Rooney III

ABSENT: Councilmember Peggy Bills

OTHERS: Attorney Roger McLaughlin, Engineer Jenna Stagliano,
CFO Michael Bascom, 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.

Vincent LePore, Long Branch, requested CFO Bascom to explain the budget in more detail and how the Governor's 10% Assistance factors in. In regards to the Redevelopment Resolution 135-2016 listed on the agenda, Mr. Lepore questioned if the property owners were aware of the litigation and requested Council, to avoid litigation, table the resolution for further review and discussion, if not, he would like to see a no vote and would like to hear each councilmember's reasoning for their vote.

Pamela Ross, 6 Peninsula, questioned if Council is considering revising the noise Ordinance - and mentioned the loud noise emanating from Tommy's and sympathizes with the people who live nearby in the apartments. Mayor Long explained that she has spoken about this issue with Councilman Leckstein and explained the current Ordinance does not address "non- amplified" noise. Council has discussed ways to limit that type of noise, however, it has not gotten to a proposal stage. Councilman Leckstein said that they are working on it and hope to have something prepared for discussion at a workshop meeting before the end of the year.

Jean Kingman, stated the recent approvals of the planning board need to be addressed because the decisions they have been making have not been good. She thinks that the Council influences the planning board. Her biggest complaint with Council is that big decisions are made without the majority of the residents being involved. In regards to the noise Ordinance - she questioned the Borough's laws in comparison to the State's. Mayor Long explained that the Borough's ordinance cannot be a higher standard than State regulation.

CONSENT AGENDA

Councilmember Leckstein offered a motion remove Resolution No. 135-2016 from the Consent Agenda; seconded by Councilmember Kelly:

No. 135-2016 Resolution of The Borough Council of the Borough of Sea Bright
Adopting the "Downtown Properties" Condemnation Redevelopment
Study of Block 15, Lots 2, 3 and 4

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

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

Minutes

07-14-2016	Workshop Agenda
07-26-2016	Special Workshop Meeting
08-02-2015	Regular Meeting
08-11-2016	Special Meeting
08-11-2016	Workshop Meeting

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

Resolutions:

No. 132-2016 Authorizing Refunds For Junior Lifeguard Program Fee

RESOLUTION No. 132-2016

AUTHORIZING REFUNDS FOR JUNIOR LIFEGUARD PROGRAM FEE

Councilmember Leckstein introduced and offered the following resolution for approval; seconded by Councilmember Kelly:

WHEREAS, the Borough of Sea Bright offers a Junior Lifeguard Program during the 2016 beach season for a cost of \$150 per session; and

WHEREAS, the Borough of Sea Bright received a \$150.00 registration fee from the following to participate in the Junior Lifeguard Program Session #2 from July 25 through August 5, 2016:

Check Received From:

Participant's Name

Michael Garvey
22 Wardell Avenue
Rumson, NJ 07760

Daniel Garvey

Jeffrey Kozic
16 East Avenue
Atlantic Highlands, NJ 07716

Phinn Kozic

Brian McCabe
105 Rumson Road
Little Silver, NJ 07739
; and

Harry Mc Cabe

WHEREAS, on July 25, 2016, it was determined that the three participants were unable to swim, thus did not qualify to participate in the Junior Lifeguard Program; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize refunding the \$150.00 Junior Lifeguard Registration fees for the above mentioned participants:

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

1. Finance Manager
2. Participants
3. Beach Manager

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

No. 133-2016 A Resolution To Affirm The Borough Of Sea Bright's Civil Rights Policy With Respect To All Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, And Members Of The Public That Come Into Contact With Municipal Employees, Officials And Volunteers

RESOLUTION NO. 133-2016

A RESOLUTION TO AFFIRM THE BOROUGH OF SEA BRIGHT'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

Councilmember Leckstein introduced and offered the following resolution for approval; seconded by Councilmember Kelly:

WHEREAS, it is the policy of the Borough of Sea Bright to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law Against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of the Borough of Sea Bright has determined that certain procedures need to be established to accomplish this policy.

NOW, THEREFORE BE IT ADOPTED by the Borough of Sea Bright that:

Section 1: No official, employee, appointee or volunteer of the Borough of Sea Bright by whatever title known, or any entity that is in any way a part of the Borough shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Borough's business or using the facilities or property of the Borough.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Borough to provide services that otherwise could be performed by the Borough.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Borough Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Borough Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Borough as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Borough Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Borough Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Borough. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be placed on the Borough's web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Borough in order for the public to be made aware of this policy and the Borough's commitment to the implementation and enforcement of this policy.

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

No. 134-2016 2016/17 Annual Renewal/Liquor License - Superstar Enterprises aka The Cove

RESOLUTION No. 134-2016

2016/17 Annual Renewal Liquor License

Superstar Enterprises aka The Cove

License No.1343-33-008-003

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

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey for a three-year special ruling to permit the renewal of inactive pursuant to N.J.S. 33:1-12.39 for the 2016/17, 2017/18 and 2018/19 known as Superstar Enterprises aka The Cove; and

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their Plenary Retail Consumption License for a three year license term 2016/17, 2017/18 and 2018/19;

WHEREAS, on August 26, 2016, the Borough of Sea Bright received a copy of a letter from the Division of Alcoholic Beverage Control signed by Chris Margounakis, Executive Assistant of the Regulatory Bureau, enclosing a Special Ruling permitting the filing and consideration of a annual renewal application for the above reference inactive license for the 2016/17, 2017/18 and 2018/19 license terms pursuant to N.J.S.A. 33:1-12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal.

WHEREAS, it is within the purview of the local issuing authority to either grant or deny an application for renewal in the reasonable exercise of its discretion; and

WHEREAS, the Mayor and Borough Council has considered the foregoing.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright in the County of Monmouth that the following Class C Plenary Retail Consumption License be renewed for a one-year license term, 2016-20176 effective retroactive to July 1, 2016 as follows:

License No. 1343-33-008-003
Licensee: Superstar Enterprises aka The Cove
Borough of Sea Bright, Monmouth County, New Jersey

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

- 1. Division of Alcoholic Beverage Control
- 2. Department of Police
- 3. Robert C. Williams, Attorney for Licensee

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

No. 135-2016 Resolution of The Borough Council of the Borough of Sea Bright Adopting the "Downtown Properties" Condemnation Redevelopment Study of Block 15, Lots 2, 3 and 4

Councilman Leckstein explained that after talking to council members, there still remains questions and misunderstandings regarding this resolution. Councilman Leckstein should discuss at the September 15, 2016 Workshop meeting as the Borough needs to get moving on this while the redevelopment study is still relevant.

Councilmember Leckstein offered a motion to carry Resolution NO. 135-2016 to the September 15, 2016 Workshop Meeting for further discussion; seconded by Councilmember Lamia:

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

No. 136-2016 Authorizing Amended Agreement for the Borough Of Sea Bright Police Chief

RESOLUTION NO. 136-2016
BOROUGH OF SEA BRIGHT
CHIEF OF POLICE CONTRACT

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

WHEREAS, Chief John Sorrentino, Chief of Police in the Borough of Sea Bright has submitted a request to the Borough Administrator to amend his current employment agreement; and

WHEREAS, Chief John Sorrentino has been employed by the Borough of Sea Bright Police Department since January 1, 1987 and was promoted to the position of Chief of Police effective October 1, 2009; and

WHEREAS, the Borough Council agrees it is in the best interest of the Borough to make amendments to his employment agreement for continuity in the Police Department.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright hereby authorize the Mayor to sign said amended agreement with the Borough of Sea Bright's Chief of Police, John Sorrentino, to be effective as of September 1, 2016.

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

- 1. Finance Manager
- 2. Chief Sorrentino
- 3. Borough Administrator

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

No. 137-2016 Authorizing the Award of A Non-Fair and Open Contract for 2016 State Tax Court Appraiser

RESOLUTION NO. 137-2016
AUTHORIZING THE AWARD OF A
NON-FAIR AND OPEN CONTRACT FOR
2016 STATE TAX COURT APPRAISER

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

WHEREAS, the Borough of Sea Bright has a need to acquire professional services of an Appraiser to process the 2016 State Tax Court Appeals as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 40:11-5 (1)* that authorizes the retention of such professional service without competitive bidding; and

WHEREAS, the Tax Assessor, Tim Anfuso has recommended to the Borough Council that it is in their best interest to retain **Maurice J. Stack II, of Stack, Coolahan & Stack, LLC**, of Hoboken, New Jersey as the Appraiser to perform a preliminary review of all the beach clubs and non-beach clubs for settlement purposes of 2016 State tax appeals, and

WHEREAS, Maurice J. Stack II, of Stack, Coolahan & Stack, LLC submitted a proposal to perform preliminary analysis for beach clubs for settlement purposes relating to 2016 State tax appeals at a rate of \$5,000; and

WHEREAS, Maurice J. Stack II, submitted their proposal dated August 8, 2016; at a hourly rate of \$175.00 not to exceed \$3,500 per residential and small commercial properties; and

WHEREAS, Maurice J. Stack II, has completed and submitted a Business Entity Disclosure Certification which certifies that Maurice J. Stack II, has not made any reportable contributions that would bar award of this contract pursuant to N.J.S.A. 19:44A-1 and PL 2004, c.19 to a political or candidate committee in the Borough of Sea Bright in the previous one year, and that the contract will prohibit Maurice J. Stack II, from making any reportable contributions through the term of the contract; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright hereby certify that funds are available in the account known as Tax Appeals 6-01-20-150-228 not to exceed \$34,500 in appropriation for the purpose stated herein.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright authorizes the Mayor and Borough Clerk to execute a contract with Maurice J. Stack II, as described herein.

BE IT FURTHER RESOLVED that a notice of this action be printed one time in the "The Asbury Park Press" newspaper and that a certified copy of this resolution be forwarded to the following:

- 1. **Maurice J. Stack II, Stack, Coolahan & Stack, LLC**
- 2. **Tim Anfuso, Tax Assessor**
- 3. **Martin Allen, Esq, DeFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum**

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

No. 138-2016 Authorize the Release of Maintenance Bond for Rozinante, Inc. t/a Sands Beach Club - Block 23, Lot 13 & Block 24, Lot 15.02

RESOLUTION No.138-2016
Authorize the Release of Maintenance Bond for
Rozinante, Inc t/a Sands Beach Club
Block 23, Lot 13 & Block 24, Lot 15.02

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

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete; and

WHEREAS, on June 18, 2014, Rozinante, Inc. has heretofore deposited with the Borough of Sea Bright a maintenance bond (No. FP0021269) in the amount of 15% (\$9,148.50) of the cost of the improvements on premises known as Block 23, Lot 13 & Block 24, Lot 15.02 known as 825 Ocean Avenue for a two year period; and

WHEREAS, Francis W. Mullan, P.E., C.M.E., representing the Borough Engineer, has advised the Borough Clerk by letter dated August 31, 2016, a copy of which is on file in the Office of the Borough Clerk, that the bonded improvements have been satisfactorily completed in accordance with the approved site plan and remain in good condition, therefore recommending the release of the aforementioned maintenance bond.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the maintenance bond in the amount of \$9,148.50 is hereby released, canceled and discharged and that any remaining engineering fees must be paid prior to release.

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

- 1. First Indemnity of America Insurance Company
- 2. Finance Manager
- 3. Fiscal Officer
- 4. Construction Official
- 5. Rozinante, Inc.

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

No. 139-2016 2015 Road Preservation Project, Black Rock Enterprises, LLC Change Order No. 1

RESOLUTION NO. 139-2016
2015 ROAD PRESERVATION PROJECT
BLACK ROCK ENTERPRISES, LLC
CHANGE ORDER NO. 1

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

WHEREAS, on May 3, 2016, Resolution#83-2016, the Borough Council of the Borough of Sea Bright awarded a contract to Black Rock Enterprises, LLC. of Old Bridge, New Jersey for the 2015 Road Preservation Project in the contract amount \$253,848.00; and

WHEREAS, Francis Mullan, P.E., Borough Engineer submitted Change Order No. 1 dated August 23, 2016 that due to Governor Christie’s Executive Order No. 210, issued on July 6, 2016, all N.J.D.O.T. funded projects, including this project have been suspended until further notice. This contract cannot start as per the aforementioned Executive Order it was recommended at the pre-construction conference and agreed to by all to extend the construction completion date to November 30, 2016. “Extension of Time to Execute Contract – Section 1B.10.7”

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. 1 due to Governor Christie’s Executive Order No. 210, that all N.J.D.O.T. funded projects, including this project have been suspended and that this contract cannot start as per the Executive Order and agreed to the extended construction completion date to November 30, 2016.

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

- 1. Khristi Jacobs, Finance Manager
- 2. David Bahrle, Public Works
- 3. Francis Mullan, PE, Borough Engineer

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

No. 140-2016 Authorizing T&M Associates to Prepare the NJDEP CAFRA IP Modification Permit Plan for Sea Wall Repair and Re-Construction Project

RESOLUTION NO. 140-2016
AUTHORIZING T & M ASSOCIATES TO PREPARE THE NJDEP CAFRA IP MODIFICATION PERMIT PLAN FOR SEA WALL REPAIR AND RE-CONSTRUCTION PROJECT

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

WHEREAS, the State of New Jersey, Department of Environmental Protection (NJDEP), is proposing Phase I – Rehabilitation of the Existing Seawall and Phase II – Design and Construction to the existing seawall within Sea Bright and Monmouth Beach to develop a more resilient seawall system and fund a majority of the cost; and

WHEREAS, Resolution #72-2015 authorized T&M Associates, to design and engineer a stone seawall to bridge the gap between the existing seawalls located at the municipal parking lot for a fee of \$496,000.00; and

WHEREAS, Change Order No. 1, Resolution #93-2015 approved T&M Associates proposal dated March 23, 2015 - to conduct wave analysis, scour depth analysis and stone sizing for the above mentioned seawall project - \$29,790.00; and

WHEREAS, Change Order No. 2, Resolution #134-2015 approved T&M Associates proposal dated September 1, 2015 - for additional wave analysis studies, requested by the NJDEP–zero-cost; and

WHEREAS, Change Order No. 3, Resolution#177-2015 approved T&M Associates proposal dated December 11, 2015 consisting of Repair, Reconstruction and Fee Estimates for Professional Services associated with the remaining scope of work for the Seawall Project - \$407,676.00; and

WHEREAS, at the request of the Mayor and Borough Council T & M Associates, Robert W. McGowan Jr. PE, Project Manager, submitted a proposal dated August 4, 2016 to prepare and submit a NJDEP CAFRA Individual Permit – Major Modification application for the design changes that include construction of pile supported boardwalk/deck, ADA ramp and concrete sidewalk and stairs to be located on the east and north side of the Sea Wall that lead to the beach in the amount of \$19,944.00.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available under **NJDEP Phase I, Sea Wall Grant**.


 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 Robert W. McGowan Jr. PE of T & M Associates to prepare and submit the necessary applications for NJDEP CAFRA IP Modification Permit Plan for Sea Wall Repair and Re-Construction Project.

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

1. Khristi Jacobs, Finance Manager
2. Robert W. McGowan Jr., T & M Associates

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

No. 141-2016 Corrective Action Plan for 2015 Annual Audit

RESOLUTION NO. 141-2016
CORRECTIVE ACTION PLAN FOR 2015 ANNUAL AUDIT

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

WHEREAS, the Borough Council previously accepted the Borough of Sea Bright 2015 Annual Audit by Resolution No. 127-2016 on August 2, 2016; and

WHEREAS, the various Departments within the Borough have reviewed the comments and recommendations portion of said 2015 Audit and submitted a Corrective Action Plan to the Chief Financial Officer and Borough Council.

NOW, THEREFORE, BE IT RESOLVED, that the Corrective Action Plan of the Borough of Sea Bright for 2015 Annual Audit be and is hereby accepted and is authorized for submission to the Division of Local Government Services.

BE IT FURTHER RESOLVED, that two certified copies of the resolution be forwarded to the Division of Local Government Services and the Chief Financial Officer.

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

Corrective Action Plan in Response to 2015 Audited Financial Statement
Borough of Sea Bright
Michael J. Bascom, Chief Financial Officer

Comment / Recommendation	Explanation	Corrective Action	Employee Responsible to Institute Corrective Action	Date of C.A.
<p>Beach Utility Fund: During our audit of the beach utility fund we noted the following: (1) Borough was utilizing paper vouchers in lieu of seasonal badges due to inventory shortages; (2) Borough was utilizing unissued wristbands from the 2014 year for the first few weeks of the 2015 season.</p>	<p>The Borough Council approved an extension of pre-season beach badge sales which depleted the pre-season inventory of badges prior to the end of the selling period which resulted in the use of paper vouchers. In addition, the Borough did not receive 2015 wrist bands in a timely manner and therefore had to utilize unused inventory from the previous year.</p>	<p>The Borough has implemented proper internal control procedures to ensure sufficient beach badge and wristband inventory prior to the start of the beach pre-season and proper inventory maintenance of unused beach badges and wristbands.</p>	<p>Don Klein, Beach Manager</p>	<p>1/1/16</p>

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

RESOLUTIONS /INDIVIDUAL ACTION

No. 135-2016 Resolution of The Borough Council of the Borough of Sea Bright Adopting the "Downtown Properties" Condemnation Redevelopment Study of Block 15, Lots 2, 3 and 4

Councilman Leckstein explained that after talking to council members, there still remains questions about what a redevelopment study really is and other misunderstandings regarding this resolution. Councilman Leckstein would like to continue this discussion at the September 15, 2016 Workshop meeting. Mayor Long made a point of order to ensure that the September 15 Workshop agenda will allow ample time to discuss this important topic. Councilman Leckstein said the Borough needs to get moving on this while the redevelopment study is still relevant.

Councilmember Leckstein offered a motion to carry Resolution No. 135-2016 to allow for further discussion at the September 15, 2016 Workshop Meeting; seconded by Councilmember Lamia:

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

No. 142-2016

RESOLUTION NO. 142-2016
SEA WALL REPAIR AND RE-CONSTRUCTION PROJECT
STORM HAZARD REDUCTION EASEMENTS

Mr. Verruni explained the proposal in the meeting packet has been revised based on Mayor Long's recommendation to ask T&M Associates to come up with an alternate plan in order to save the Borough significant funds. Jenna Stagliano, T&M Associates explained the cost savings and scope of the revised proposal in detail.

Councilmember Leckstein introduced and offered the following Resolution, ***as amended based on the revised proposal dated September 6, 2016***, for adoption; seconded by Councilmember Keeler:

WHEREAS, on behalf of the Mayor and Borough Council, T & M Associates was requested to submit a proposal to reduced the easement area of eighteen lots; and

WHEREAS, Robert W. McGowan, Jr. P.E. of T & M Associates, submitted a proposal for the Sea Bright Sea Wall, Storm Hazard Reduction Easements dated August 15, 2016 for the eighteen parcels, preparation of an easement parcel exhibit map in the amount of \$42,972.00; and

WHEREAS, Robert W. McGowan, Jr. P.E. of T & M Associates, submitted a revised proposal modifying the scope of work for the Sea Bright Sea Wall, Storm Hazard Reduction Areas dated September 6, 2016 for the preparation of Right-of-Entry Agreements in the amount of \$10,700,00; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$10,700.00 are available under NJDEP Phase I, Sea Wall Grant.


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 Robert W. McGowan, P.E., T & M Associates to prepare *Right-of-Entry Agreements*, maps and descriptions for the eighteen (18) easements relative to the Sea Wall Construction, Reconstruction and Repair projects as referenced above.

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

- 1. Khristi Jacobs, Finance Manager
- 2. Robert McGowan, PE, T & M Associates

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

No. 143-2016

RESOLUTION NO. 143-2016
AUTHORIZING THE BOROUGH OF SEA BRIGHT TO ENGAGE A REVIEW ARCHITECT TO ASSESS THE CURRENT PLANS FOR THE NEW FACILITIES SHOULD THERE BE AN AFFIRMATIVE VOTE ON THE PENDING REFERENDUM

Mayor Long explained that by working with our Administrator and Attorney they tried to capture the spirit and what was discussed at the town hall meeting. This resolution essentially says that if the referendum vote is "yes" than the Borough will immediately engage a review architect and will assess the current plans for the facilities, make cost saving recommendations and establish a "not to exceed" ceiling. Councilman Rooney commented he agrees that they must try to cut costs but the most important thing is that these projects go out to bid. He fears that we are going to compromise the building before we know what the actual cost is. Councilman Keeler added for the record that he would like to include the possibility of reallocation of space as a way of reducing costs.

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

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, that plan is embodied in three Bond Ordinances adopted by the Council which are subject to referendum at a special election to be held on September 27, 2016; and

WHEREAS, after a number of public meetings, the Mayor and Council have heard and considered the valid concerns expressed by residents regarding the cost of the proposed facilities and wish to acknowledge those concerns;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that should there be an affirmative vote on the pending special election questions, the Borough will immediately engage a review architect to assess the current plans for the facilities and make recommendations for cost savings and economies.

BE IT FURTHER RESOLVED that the Mayor and Council will further establish a "not to exceed" amount for the facilities based on the recommendations of the review architect and the continued input for cost savings from the Mayor, Council and professional staff.

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

- 1. Borough Administrator
- 2. Borough Architect
- 3. Frank Lawrence

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

RESOLUTION/PUBLIC HEARING

Public Hearing: Mayor Long to read the resolution by title:
(A project scope and diagram were submitted to the Governing Body and available to the public)

RESOLUTION NO. 144-2016
AUTHORIZING THE BOROUGH OF SEA BRIGHT TO SUBMIT A GRANT APPLICATION TO THE MONMOUTH COUNTY MUNICIPAL OPEN SPACE GRANT PROGRAM TO PROVIDE FUNDING FOR "SHREWSBURY RIVERFRONT PARK" BLOCK 24, LOTS 1, 1.01 AND 1.02 960 OCEAN AVENUE

Councilmember Leckstein offered a motion to open the public hearing on Resolution No. 144-2016, seconded by Councilmember Kelly:

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

Public Hearing (Res. No. 144 -2016)

Vincent LePore, Long Branch, questioned if the Borough was applying for the maximum amount of grant money available - Mayor Long responded "yes." Mr. Lepore stated he would like to see some type of revenue generation in the future for the Borough from this park as we lost tax ratables when the property was acquired. Mr. Lepore asked what the time table is for receiving this funds, if approved. Administrator Verruni explained the deadline for the grant application is September 14th and said the awards are normally sometime in October/November. Once we receive an award, we might have revise our project scope for Phase I if the full amount is not awarded.

Mr. Lepore asked if this grant is secured, will it prevent the Borough from receiving other grants for the park. Administrator Verruni said there are other opportunities available and, in addition, we can apply each year for additional funds from the Monmouth County Open Space Grant Program.

Councilmember Leckstein offered a motion to close the public hearing on Resolution No. 144-2016, seconded by Councilmember Kelly:

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

Councilmember Leckstein offered a motion to adopt Resolution No. 144-2016; seconded by Councilmember Keeler:

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of the Borough of Sea Bright desires to obtain County Open Space Trust Funds in the amount of \$100,000.00 to fund the Shrewsbury Riverfront Park; and

WHEREAS, the total cost of the project including all matching funds is \$200,000.00; and

WHEREAS, the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry is the owner of and the Borough of Sea Bright assumes administration, management, monitoring and maintenance responsibilities of the project site.

NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH, STATE OF NEW JERSEY THAT:

1. Dina Long, Mayor or her successor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The Borough of Sea Bright is committed to this project and will provide the balance of funding necessary to complete the project as described in the grant application in the form of non-county matching funds as required in the Policy and Procedures Manual for the program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and

4. Dina Long, Mayor or her successor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and

5. This resolution shall take effect immediately.

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

ORDINANCE(s):

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE #22-2016
**AN ORDINANCE AMENDING THE "GENERAL CODE OF THE
BOROUGH OF SEA BRIGHT, 1998" ENTITLED
"PERSONNEL POLICIES, PRACTICES AND PROCEDURES 2008"**

Councilmember Leckstein offered a motion to introduce Ordinance #22-2016 for a public hearing to be held on September 20, 2016 and advertise according to law; seconded by Councilmember Keeler:

WHEREAS, it is deemed necessary to upgrade, revise and coordinate personnel policies and procedures so that same shall relate to all Borough employees and be referenced in a single document.

BE IT ORDAINED by the Borough that:

Section 1.

The Borough of Sea Bright shall by ordinance establish titles for public employment by the Borough and salary ranges for Borough employees.

Section 2.

The Borough of Sea Bright shall by resolution adopt and amend from time to time personnel policies and procedures including rules concerning the hiring and termination of employees, terms and conditions of employment, and regulations required to comply with applicable Federal and State employment related law. The personnel policies and procedures adopted pursuant to said resolution (s) shall be applicable to all officials, appointees, employees, prospective employees, volunteers and independent contractors of the Borough.

Section 3.

The Borough Administrator shall be responsible to implement and enforce the personnel practices adopted by ordinance or resolution authorized pursuant to this section, if there is a conflict between said personnel practices and any duly adopted and lawful collective bargaining agreement, personnel services contract or law shall prevail. In all other cases, the practices adopted pursuant to this ordinance shall prevail.

NOW, THEREFORE, BE IT ORDAINED by the Borough of Sea Bright, County of Monmouth, State of New Jersey that Chapter 35 entitled "Personnel Policies, Practices and Procedures", of the General Code of the Borough of Sea Bright, 2008" be hereby amended and supplemented as follows:

Chapter 35 PERSONNEL POLICY (in it's entirety)

TEXT: MANUAL / HANDBOOK

General Personnel Policy	1 - 2
Chapter One: Employee Rights and Obligations	3 - 22
Chapter Two: Workplace Policies	23 - 27
Chapter Three: Paid and Unpaid Time Off	28 - 38
Chapter Four: Compensation & Employee Benefits	39 - 44
Chapter Five: Managerial / Supervisory Procedures	45 - 51

Accompanying documents:	52
Receipt for Personnel Policies and Procedures Manual / Handbook	53
Notice of Personnel Discussion	54
Whistleblower Act	55 - 56
Civil Rights Policy - Resolution # 2016	57 - 58
NJ Division of Civil Rights Guide on Pre-employment Inquires	59 - 60
Employee Complaint Policy / Complaint Form	61 - 63
Employee Application	64 - 67
Voluntary Affirmative Action Information	68
Borough Performance Appraisal	69 - 70
Personnel Action Form	71
Borough Corrective Acting and Counseling Plan	72
Personal Time Off Form	73
Request for Family / Medical Leave Form	74
Donated Leave Form	75
Educational Agreement	76
 INDEX	 77 - 78

Section 4.

All other ordinances or parts of ordinances thereof enacted prior to the adoption of this Ordinance, are hereby repealed to the extent of such inconsistencies.

Section 5.

If any section, paragraph, subparagraph, clause or provision of this ordinance shall be adjudged invalid such adjudication shall apply only to the section, paragraph, subparagraph, clause or provision so adjusted and the remained of this ordinance shall be deemed valid and effective.

Section 6.

This ordinance shall take effect after its final passage and publication as required by law.

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

INDIVIDUAL ACTION/New Business:

Vouchers: \$ 556,289.53 (rev.)

Councilmember Keeler offered a motion to approve the Voucher List dated September 6, 2016 as submitted by the Finance Manager, seconded by Councilmember Leckstein:

BILL LIST SEPT. 6, 2016

8/2/2016	All Hands Fire Equipment	\$50.00
16-01000	Fire Dept:Training	
3/17/2016	Almetek Industries	\$134.78
16-00351	DPW:Material & Supplies	
8/12/2016	American Water	\$320.70
16-01031	Water Usage Data:August 2016	
8/15/2016	Apollo Sewer & Plumbing	\$175.00
16-01040	Beach:Plumbing Repair	
8/19/2016	Apollo Sewer & Plumbing	\$125.00
16-01079	Buildings & Grounds:Plumbing	
8/5/2016	Andriola,Patricia	\$10.73
16-01012	Library:Reimb. Supplies for Children's Program	
7/22/2016	Anton,Tommy	\$1,040.00
16-00949	Recreation:Drum Circle on the Beach	
7/22/2016	Atlantic Jet Sports	\$1,711.00
16-00948	Beach:Aqua Cart Beach Dolly w/Hitch Kit	

8/16/2016 16-01056	Bahrle,David Sewer:Reimb. Travel Expense-Call Out for Alarm	\$53.86
8/19/2016 16-01077	Bahrle,David Sewer:Reimb. C-4 License Renewal	\$50.00
8/17/2016 16-01063	Bain's Hardware Multi Dept:Materials & Supplies:July 2016	\$760.03
8/22/2016 16-01057	Barg's Lawn & Garden Shop Building & Grounds:Materials	\$66.02
8/22/2016 16-01082	Benemax Health Insurance/Dental-August 2016	\$348.00
8/8/2016 16-01025	Bob's Uniform Shop DPW:Work Clothing	\$391.85
7/26/2016 16-00956	Borough of Belmar Beach:Jr. Lifeguard Tournament	\$60.00
8/19/2016 16-01076	Borough of Sea Bright Current Fund Reimb. Admin. Fees/Police Spl. Duty	\$7,717.50
8/12/2016 16-01036	Buhler Ford DPW:Vehicle Repair	\$323.48
7/26/2016 16-00957	Builder's General DPw:Materials & Supplies	\$35.43
8/19/2016 16-01080	C & L Sweeper Service DPW:Street Sweeper for July & August	\$2,660.00
8/31/2016 16-01113	C & L Sweeper Service DPW:Street Sweeper -August	\$1,520.00
6/10/2016 16-00730	Caesar's Atlantic City DPW:League of Municipalities 11/15-11/17-Philpot	\$314.00
6/10/2016 16-00731	Caesar's Atlantic City DPW:League of Municipalities 11/15-11/17-Bahrle	\$314.00
6/13/2016 16-00740	Caesar's Atlantic City League of Municipalities 11/15-11/17-Spahr, Pfeiffer & DIBerardino	\$942.00
8/26/2016 16-01101	Chesapeake Exterminating Co. Bldgs. & Grds:Police Trailers-August 2016	\$30.00
8/5/2016 16-00050-8	C.I.T. Technology Police:Copier Lease-Sept. 2016	\$157.00
8/16/2016 16-01055	Cleary,Giacobbe,Alfieri & Jacobs Legal Services:Labor Counsel/July 2016	\$513.00
8/26/2016 16-01099	Comcast Boro Hall:Internet-August 2016	\$130.90
8/26/2016 16-01109	Comcast Library:Internet-August 2016	\$180.49
8/19/2016 16-01078	Conover Beyer Associates Accident & Sickness Insurance Renewal:10/11/16-10/1/17	\$2,109.00
8/16/2016 16-01058	Cooperative Industries Natural Gas Service:July 2016	\$276.40
9/1/2016 16-01120	D.G. Computer Solutions I.T. Service/Boro Hall	\$575.63
8/12/2016 16-01034	DiFrancesco,Bateman,Kunzman, etal. Legal Service:Tax Appeals	\$2,117.04
8/5/2016 16-01016	Dogs & Cats Beach:Building Lease-Sept. 2016	\$1,500.00
7/13/2016 16-00889	Draeger Safety Diagnostics Police:Supplies	\$169.00

8/8/2016 16-01071	Environmental Forensics Air Quality & Mold Testing/Boro Hall	\$1,200.00
6/13/2016 16-00737	Everbridge Police:Contract Renewal for Nixel Alert 9/16-8/17	\$1,545.00
8/5/2016 16-01017	First United Methodist Church Library:Building Lease-Sept. 2016	\$1,000.00
8/12/2016 16-01035	Fisler,Chris Police:Reimb. Clothing Allowance	\$137.99
8/9/2016 16-01028	Gannett NJ Clerk:Legal Advertising/Special Election Ballots	\$1,704.00
9/1/2016 16-01121	Gannett NJ Clerk:Legal Advertising/Open Space Grant	\$19.50
8/5/2016 16-01011	Garvey,Michael Beach:Refund Jr. Lifeguard Program Fee	\$150.00
7/26/2016 16-00958	Genserve, Inc. Bldgs. & Grounds:Generator Service/Boro Hall	\$600.00
7/26/2016 16-00960	Genserve, Inc. Sewer:Repair to Pump Station	\$479.00
7/22/2016 16-00940	Glenco Supply DPW:Yellow Paint for Curbing	\$312.25
8/3/2016 16-01004	Global Med Industries Police:Defibrillator Supplies	\$224.00
8/3/2016 16-01006	Goodyear Auto Service Center Police:Vehicle Maintenance	\$1,363.56
7/19/2016 16-00907	Grainger Gov. Call Center Beach:Biohazard Containers	\$75.51
7/19/2016 16-00904	GTBM Inc. Fire Dept:Radio Installation	\$410.00
8/8/2016 16-01024	Harter Equipment DPW:Equipment Rental	\$550.00
5/27/2016 16-00695	Integrated Technical Systems Additional Parking Kiosk	\$10,904.75
8/8/2016 16-01026	Integrated Technical Systems Thermal Receipt Paper & Monthly Digital Data Fee	\$964.00
8/8/2016 16-01022	Irene, Michael Legal Services:Planning Board	\$590.00
8/15/2016 16-01039	J. Swanton Fuel Oil Co. Gasoline Deliveries	\$361.94
8/15/2016 16-01044	JCP & L Multi Location:Electric-July	\$6,711.34
8/31/2016 16-01127	JCP & L Multi Location:Electric-August	\$5,719.37
8/19/2016 16-01075	JCP & L Beach:Install Underground Electrical Service	\$2,560.75
9/2/2016 16-01128	Jersey Professionals Acting Deputy Clerk Services	\$12,262.50
8/5/2016 16-00971-2	Jesse A. Howland & Sons DPW:Garage Lease-Sept. 2016	\$1,665.00
8/5/2016 16-00972-2	Jesse A. Howland & Sons Fire Dept:Garage Lease-Sept. 2016	\$3,750.00

8/5/2016 16-00973-2	Jesse A. Howland & Sons Parking Lot Rental-Sept. 2016	\$700.00
7/20/2016 16-00925	Johhny On The Spot Beach:Rental Unit	\$70.60
8/17/2016 16-01061	Johhny On The Spot Beach:Rental Units	\$593.60
8/18/2016 16-01065	Johhny On The Spot Beach:Rental Units	\$1,187.20
8/31/2016 16-01119	Jungle Lasers Building Dept:Data & Permit Fees-July 2016	\$570.00
8/8/2016 16-01021	Jungle Lasers Building Dept:Data & Permit Fees-June 2016	\$340.00
8/31/2016 16-01118	Kelly,Brian Beautification:Reimb. Flower Purchase	\$133.97
7/26/2016 16-00959	Kerrigan Electric Beach:Install New Underground Service/Restrooms	\$4,250.00
8/8/2016 16-01018	Ketcham, Michelle Reimb. Travel Mileage/Copy Plans at Staples	\$20.95
8/5/2016 16-01009	Kozic,Jeffrey Beach:Refund Jr. Lifeguard Program Fee	\$150.00
9/1/2016 16-01125	Lang,Steven I.T. Services	\$50.00
6/13/2016 16-00738	Lanigan Associates Police:Body Armor/Grant	\$904.65
8/15/2016 16-01038	Lanigan Associates Police:Badge	\$129.00
5/24/2016 16-00647	Malvese Equipment DPW:Tractor Parts	\$1,607.17
8/5/2016 16-01010	McCabe,Brian Beach:Refund Jr. Lifeguard Program Fee	\$150.00
8/26/2016 16-01105	McKenna,Dupont, Higgins & Stone Planning Board Services: 2016	\$5,402.00
8/5/2016 16-01014	McLaughlin,Stauffer & Shaklee Legal Services:July 2016	\$7,578.65
8/26/2016 16-01106	Mod Space Police & Beach:Trailer Rentals/Aug-Sept. 2016	\$2,390.00
8/26/2016 16-01108	Mod Space Police:Trailer Rentals/June 2016 & Dec. 2015	\$2,550.00
9/1/2016 16-01123	Mod Space Police:Step Rentals/Sept. 2016	\$240.00
7/19/2016 16-00900	Monmouth County SPCA Animal Control:Surrendered Animals	\$100.00
8/18/2016 16-01067	Monmouth Telecom Phone Service :June & July 2016	\$1,495.20
8/5/2016 16-00051-8	Municipal Capital Corp. A&E:Copier Lease-Sept. 2016	\$224.73
8/9/2016 16-01027	Municipal Court Borough of Sea Bright Court:Reimb.Mnthly Credit Card Fees:July 2016	\$222.13
8/3/2016 16-01002	Murphy, Charles Police:Reimb. Office Supplies	\$42.79
8/18/2016 16-01092	Murphy, Charles Beach:Reimb. Cost of CPR Cert Cards	\$112.00

8/19/2016 16-01081	NJ American Water Multi Location:August 2016 Billing	\$282.92
8/26/2016 16-01102	NJ American Water Hydrants:August 2016	\$2,300.10
8/18/2016 16-01064	NJ Dept. of Environmental Protection Sewer:License Renewal-Mark Philpot	\$50.00
7/19/2016 16-00899	NJ Office of Weights & Measures Police:Radar Recertification	\$80.00
8/5/2016 16-00830-3	Oceanport Board of Education Grade School Tax:September 2016	\$70,788.00
8/26/2016 16-01100	One Call Concepts "Call Before You Dig:-August 2016	\$42.50
9/2/2016 16-01133	Pitney Bowes Postage Machine Lease	\$360.00
8/8/2016 16-01023	Porzio, Bromberg & Newman Legal Services:Special Counsel May-June 2016	\$383.53
7/8/2016 16-00864	Raw Power Generator Service Sewer:Repairs to North Pump Station	\$557.50
7/19/2016 16-00902	Raw Power Generator Service Bldgs & Grounds:Service Boro Hall Generator	\$500.00
7/28/2016 16-00982	Red Bank Veterinary Hospital Animal Control:Injured Animal Treatment	\$385.45
7/26/2016 16-00961	Reliance Graphics Clerk:Election Costs/Ballot Printing	\$692.00
7/22/2016 16-00946	R.N. Demaio Beach:Supplies for Restrooms	\$750.40
8/16/2016 16-01053	Scarinci Hollenbeck Legal Services:July 2016	\$312.50
8/16/2016 16-01054	Scarinci Hollenbeck Legal Services:July 2016	\$3,912.80
8/16/2016 16-01051	Seaboard Fire & Safety Buildings & Grounds:Fire Extinguisher Service	\$104.95
8/4/2016 16-01007	Sea Bright Pizza Beach:Jr. Lifeguard Program/End of Season Party	\$150.00
7/22/2016 16-00941	Sea Bright Service Center OEM:Vehicle Repair	\$1,331.74
8/3/2016 16-01005-01	Sea Bright Service Center Police:Vehicle Maintenance	\$543.60
8/5/2016 16-00831-3	Shore Regional High School High School Tax:September 2016	\$177,028.76
8/3/2016 16-01001	Signs By Tomorrow DPW:Signage/No Parking	\$380.00
8/4/2016 16-01008	Signs By Tomorrow Clerk:Printing of Postcards/Townhall Meeting	\$361.00
8/8/2016 16-01020	Sonny's Beach:Jr. Lifeguard Program-Catering	\$321.00
8/15/2016 16-01042	Sorrentino,John Police:Reimb. Shipping Cost	\$23.85
7/22/2016 16-00947	Spring Lake Jr. Lifeguards Beach:Jr. Lifeguard Tournament	\$60.00
8/16/2016 16-01059	Staples Advantage Boro Hall:Office Supplies	\$222.16

8/18/2016 16-01062	Staples Advantage Boro Hall:Office Supplies	\$42.88
6/2/2016 16-00710	Staples Advantage Boro Hall:Office Supplies	\$150.00
6/3/2016 16-00752	Staples Advantage Bldgs & Grds:Supplies	\$371.15
8/19/2016 16-01072	Staples Advantage Police:Computer & Software	\$759.97
8/15/2016 16-01041	Staples Advantage Police:Computer & Software	\$759.97
8/26/2016 16-01103	Suburban Propane Deliveries to Tmp. Fire House:June & July 2016	\$452.22
8/10/2016 16-01032	Swank Motion Pictures RecreationRental for Movies on the Beach	\$353.00
8/8/2016 16-01019	T & M Associates Engineer:Meeting Attendance-June 2016	\$816.26
8/22/2016 16-01083	T & M Associates Engineer:Meeting Attendance-July 2016	\$1,628.19
8/18/2016 16-01066	T & M Associates Engineer:Seawall Project Phase I	\$4,529.39
8/22/2016 15-01150-3	T & M Associates Engineer:Road Preservation Project	\$3,564.86
8/22/2016 16-01084	T & M Associates Engineer:General Services-June & July 2016	\$5,189.31
7/22/2016 16-00939	The Home Depot Beach:Minor Hardward	\$49.00
8/16/2016 16-01060	The Home Depot Buildings & Grounds:Weed Control Materials	\$81.25
7/22/2016 16-00955	The Two River Times Library:Subscription	\$30.00
7/28/2016 16-00980	Timothy Hill Electric DPW:Grounding Rods for Parking Kiosks	\$312.00
7/22/2016 16-00942	Toshiba Business Solutions Police:Maintenance Contract	\$1,325.00
8/22/2016 16-01085	Veritex Planning Board:Stenographer & Transcript	\$761.60
8/25/2016 16-01093	Verizon Beach:Phone Service-July & August 2016	\$231.63
8/25/2016 16-01094	Verizon DPW&Bldg. Dept:Cell Phones-July & August 2016	\$127.53
8/25/2016 16-01095	Verizon Fire Dept:Cell Phones-August 2016	\$156.08
9/2/2016 16-01129	Verizon Beach:Landline-August 2016	\$116.65
8/26/116 16-01096	Verizon Police:Cell & MDT Service:August 2016	\$1,133.46
8/26/2016 16-01097	Verizon Fire Dept:MDT Service-August 2016	\$40.01
8/26/2016 16-01098	Watchung Spring Water Multi Dept:July & August	\$329.16
7/28/2016 16-00974	William E. Antonides Fiscal Officer Services:September 2016	\$3,025.00
8/15/2016	Willow Cleaners	\$996.55

16-01043	Police:Dry Cleaning of Uniforms	
7/22/2016 16-00944	Wireless Communications & Electronics OEM:Radio Installation	\$204.08
7/13/2016 16-00890	Woyce,Conrad Library:Magician for Children's Program	\$75.00
	<u>TOTAL:</u>	\$402,892.90

MANUAL CHECKS

8/15/2016 16-01045	Eddie's Dept. Planning Board:Copying Cost/OPRA Request(to be reimb by Rqstr)	\$71.00
8/31/2016 16-01117	Gannett Press Legal Ads:Escrow Accts.	\$177.00
8/5/2016 16-01013	Hoder, David Engineer:Review/Escrow Accts.	\$780.00
8/5/2016 16-01050	M & S Waste Services Landfill Tipping Fees & Recycling Tax	\$8,322.97
8/5/2016 16-01049	M & S Waste Services Dumpsters & Disposal Fee	\$2,568.47
8/5/2016 16-00180-07	M & S Waste Services Trash & Recycling Pickup	\$9,916.66
8/5/2016 16-01048	M & S Waste Services Brush Collection	\$375.00
9/2/2016 16-00180-8	M & S Waste Services Trash & Recycling Pickup	\$9,916.66
9/2/2016 16-01130	M & S Waste Services Brush Collection	\$375.00
9/2/2016 16-01131	M & S Waste Services Dumpsters & Disposal Fee	\$2,036.00
9/2/2016 16-01132	M & S Waste Services Landfill Tipping Fees & Recycling Tax	\$8,551.92
9/2/2016 16-01134	McKenna,Dupont, Higgins & Stone Planning Board Services:Escrow Accounts	\$3,110.00
8/18/2016 16-01069	NJ Dept of Health Monthly Dog License Report	\$6.00
8/9/2016 16-01029	Staples Advantage Bldg. Dept:Copying Cost/OPRA Request(To be reimb. By requestor)	\$50.26
8/1/2016 16-00999	T & M Associates Engineer:Review-Escrow Acct.	\$1,159.61
9/1/2016 16-01122	U.S. Bank Principal & Interest/MCIA 2007 Pooled Lease Revenue Bond	\$101,485.00
8/1/2016 16-00998	United Parcel Service A&E:Shipping/OPRA Request (To be reimb. by requestor)	\$120.40
8/10/2016 16-01030	United Parcel Service A&E:Shipping/OPRA Request (To be reimb. by requestor)	\$14.41
8/12/2016 16-01037	United Postal Service A&E:Bulk Mailing/Town Hall Meeting Postcards	\$151.00
8/15/2016 16-01046	Wex Bank Gasoline:August 2016 Billing	\$3,897.27
8/15/2016 16-01047	Public Storage Police:Rental Unit-August 2016	\$312.00
	<u>TOTAL:</u>	\$153,396.63
	<u>GRAND TOTAL:</u>	\$556,289.53

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

2016 MUNICIPAL BUDGET AMENDMENT

Mayor Long asked CFO Bascom to explain this amendment. Mr. Bascom explained that when we introduced the budget we were uncomfortable with the amount of surplus that we were utilizing to make the budget balance. As a result, the Borough applied for a 4th round Essential Services Grant for the maximum allowed to us of \$360,000 even though we were able to document \$420,000 in need. The Essential Services Grant turned out not to be a funded program this year but the State identified a different funding source that was able to provide the Borough with a grant of \$416,239.32. This revenue will reduce the amount of surplus utilized in the budget which allows the Borough to continue forward with recovery efforts by maintaining some stability financially. Mayor Long asked if this will help our Moody's rating - Mr. Bascom said it allows us to maintain our stable outlook.

Mr. Bascom said there will be a separate grant request for our 10% matching share which will cover reimbursements for projects where we only received 90% FEMA reimbursement and the Borough paid the 10% balance. This money will go back into our fund balance. Mr. Bascom said the reason this amendment did not require a public hearing is because it didn't change any appropriation in the budget or the amount to be raised by taxation.

Res. No. 145-2016 Amending the 2016 Municipal Budget

**RESOLUTION No. 145-2016
AUTHORIZING AN AMENDMENT TO THE
APPROVED 2016 MUNICIPAL BUDGET
BOROUGH OF SEA BRIGHT**

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

WHEREAS, the local municipal budget for the year 2016 was approved on the 21st day of March, 2016; and,

WHEREAS, the public hearing on said budget has been held as advertised on April 19, 2016, and,

WHEREAS, it is desired to amend said approved budget as described below.

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, of the County of Monmouth, that the following amendments to the approved budget of 2016 be made:

	<u>Approved Budget</u>	<u>Amended Budget</u>
GENERAL REVENUES		
1.Surplus Anticipated	\$1,015,000.00	\$ 598,760.68
3. Miscellaneous Revenues – Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Other Special Items:		
NJDCA Non-Federal Cost Share ("Match") Program	\$ 0.00	\$ 416,239.32
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services–Other Special Items	\$ 200,000.00	\$ 616,239.32
SUMMARY OF REVENUES		
1.Surplus Anticipated	\$1,015,000.00	\$ 598,760.68
3. Miscellaneous Revenues:		
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services–Other Special Items	\$ 200,000.00	\$ 616,239.32

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended and that a copy be forwarded to the Chief Financial Officer and the Borough Auditor.

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

2016 MUNICIPAL BUDGET ADOPTION

ADOPTION - Resolution No. 146-2016 Adopt the 2016 Municipal Budget with Amendment

Councilmember Keeler offered a motion to approve **Resolution No. 146-2016**, seconded by Councilmember Leckstein:

Borough Of Sea Bright [Code 1343], Monmouth County - 2016 Budget

SECTION 2 - UPON ADOPTION FOR YEAR 2016
(Only to be included in the Budget as Finally Adopted)

RESOLUTION

Be it Resolved by the Borough Council of the Borough of Sea Bright, County of Monmouth that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$ 4,072,171.00 (Item 2 below) for municipal purposes, and
 (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
 (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
 (d) \$ 0.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 (e) \$ 0.00 (Item 5 below) Minimum Library Levy

RECORDED VOTE (Insert last name) Ayes { Keeler, Lamia, Rooney, Leckstein, Kelly } Nays { } Abstained { } Absent { Bills }

1. General Revenues		SUMMARY OF REVENUES	
Surplus Anticipated	08-100	\$	598,760.68
Miscellaneous Revenues Anticipated	13-099	\$	1,238,602.32
Receipts from Delinquent Taxes	15-499	\$	202,283.00
	07-190	\$	4,072,171.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)			
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	0.00
Item 6(b), sheet 11 (N.J.S. 40A:4-14)	07-191	\$	0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			0.00
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY			
	07-192		0.00
Total Revenues	13-299	\$	6,111,817.00

Sheet 41 Borough Of Sea Bright [Code 1343], Monmouth County - 2016 Budget

Borough Of Sea Bright [Code 1343], Monmouth County - 2016 Budget

SUMMARY OF APPROPRIATIONS

2016

	XXXXXXX	XXXXXXXXXX
5. GENERAL APPROPRIATIONS	XXXXXXX	XXXXXXXXXX
Within "CAPS"	XXXXXXX	XXXXXXXXXX
(a&b) Operations Including Contingent	34-201	\$ 4,238,900.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$ 476,830.00
(g) Cash Deficit	46-885	\$ 0.00
Excluded from "CAPS"	XXXXXXX	XXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 268,165.00
(c) Capital Improvements	44-899	\$ 50,000.00
(d) Municipal Debt Service	45-899	\$ 655,922.00
(e) Deferred Charges - Municipal	46-099	\$ 50,000.00
(f) Judgements	37-480	\$ 0.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	\$ 0.00
(g) Cash Deficit	46-885	\$ 0.00
(k) For Local District School Purposes	29-410	\$ 0.00
(m) Reserve for Uncollected Taxes (Include Other Reserves if Any)	50-899	\$ 372,000.00
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	\$ 0.00
Total Appropriations	34-499	\$ 6,111,817.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 6th day of September, 2016. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2016 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 7th day of September, 2016.

Christine Puff Clerk.

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

ANNOUNCEMENTS

Councilman Rooney commented on how lucky we are that we survived Hermine and thanked our Chief of Police, Police Department, Fire Department, DPW, JCP&L, Sea Bright Ocean Rescue, and OEM Director Mayor Long. We live in an amazing town and everybody cares so much. Councilman Rooney reported there will be an organ recital this Saturday at the Library and will celebrate the life of Sea Bright resident and organist, Jeff Kopp. Don Carolina will play from Holy Cross will play the organ and Abby Kline will sing with her amazing voice. Regarding the new buildings, Councilman Rooney asked CFO Bascom if the FEMA reimbursement money will have to be paid back; Mr. Bascom said the money we receive from FEMA for these buildings does not have to be refunded back.

Councilman Keeler announced that the County is having a 9/11 memorial at Mount Mitchell at 8am on Sunday, September 11.

Mayor Long reminded everyone the drop-in session for anyone who wants more information on the municipal facilities plans is tomorrow September 7th between 4-7 pm at Borough Hall. Mayor Long announced there is an event called "Make some Noise for Childhood Cancer" at Tommy's on September 8th at 6pm. They decorate in gold and make some noise for children effected by childhood cancer - Mayor Long encouraged all to go out and support them.

EXECUTIVE SESSION

RESOLUTION
EXECUTIVE SESSION

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

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,	Rooney
	absent	Yes	Yes	Yes	Yes	Yes

There being no further business to discuss, a motion to go back into the regular meeting was made by Councilmember Kelly; seconded by Councilmember Keeler with unanimous voice vote approval.

ADJOURNMENT

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

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

Respectfully submitted,

Christine Pfeiffer
Borough Clerk