

Mayor Fernandes called the meeting to order and requested those present to join her in the Pledge of Allegiance to the Flag.

Mayor Fernandes read the following statement:

**"GOOD EVENING LADIES AND GENTLEMEN. THIS MEETING IS NOW CALLED TO ORDER. IN LINE WITH THE BOROUGH OF SEA BRIGHT'S LONGSTANDING POLICY OF OPEN GOVERNMENT, AND IN COMPLIANCE WITH THE "OPEN PUBLIC MEETINGS ACT", I WISH TO ADVISE YOU THAT ADEQUATE NOTICE OF THIS REGULARLY SCHEDULED MEETING HAS BEEN ADVERTISED IN THE ASBURY PARK PRESS ON JANUARY 8, 2010 AND POSTED ON THE BULLETIN BOARD IN THE BOROUGH OFFICE. IN EACH INSTANCE, THE DATE, TIME AND LOCATION OF THIS MEETING WERE PROVIDED IN THE NOTICE. THIS MEETING IS OPEN TO THE PUBLIC."**

**3. ROLL CALL:**

**PRESENT:** Bills, Keeler, Kelly, LoBiondo, Long (arrived at 7:47 p.m.) Murphy, Mayor Fernandes, Attorney Oxley, Chief Financial Officer Bascom, Police Chief Sorrentino, Administrator Smeltzer  
**ABSENT:** LoBiondo

**4. REMARKS FROM THE AUDIENCE (limited to 3 minutes per person)No one wished to be heard.**

Councilman Keeler introduced a motion to closed the public portion of this meeting. Second by Councilman Murphy and approved upon unanimous voice vote.

**5. OATHS OF OFFICE - Sea Bright Police Department - Mayor Fernandes swore in the following individuals as Patrolmen 1<sup>st</sup> year:**

- Daniel Joseph Chernavsky
- Richard Allen Heugal

**6. PROCLAMATION NO 4-2010 - DONATE LIFE MONTH**

WHEREAS, Every human life has matchless value; we must reaffirm our commitment to raising awareness about the importance of organ and tissue donation. We also wish to express our appreciation to those who have donated organs, tissue, and bone marrow.

WHEREAS, Over 106,000 Americans are currently on the waiting list for an organ transplant and thousands more need life enhancing tissue transplants. I urge all New Jersey residents to register with the state's donor registry; say yes to organ and tissue donation on their driver's license; and share their decision with family and friends. By taking these steps, New Jerseyans can help save lives. My Administration is committed to strengthening organ and tissue donation programs and to increase the number of organs available for transplantation in order to save lives. The kindness and generosity of donors reflect the compassionate spirit of our state.

WHEREAS, We celebrate the life-saving work of medical professionals and researchers and the many others whose actions

reflect our commitment to a brighter tomorrow. Individuals can visit [www.DonateLifeNJ.org](http://www.DonateLifeNJ.org) to register to become a donor, to learn the facts, and to understand how their decision to give the gift of life can make a difference in the world of so many who are in need.

NOW, THEREFORE, I, Maria D. Fernandes Mayor of the Borough of Sea Bright, by virtue of the authority vested in me by the citizens of Sea Bright do hereby resolve our community's support of organ and tissue donation. I call upon health care professionals, volunteers, educators, government agencies, faith-based and community groups, and private organizations to help raise awareness of the urgent need for organ and tissue donors throughout our state.

Now, therefore, be it resolved, that I, Maria D. Fernandes, Mayor of the Borough of Sea Bright, do hereby proclaim that April 2010 as donate life month"

**7. A. Attorney Oxley read by title only Ordinance 6-2010 and Councilman Keeler introduced the following Ordinance:**

**Ordinance No. 6-2010**  
**ORDINANCE AMENDING CHAPTER 155**  
**OF THE REVISED GENERAL ORDINANCES OF THE**  
**BOROUGH OF SEA BRIGHT TO AMEND THE**  
**REQUIREMENTS OF PEDDLING AND SOLICITING**

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on April 20, 2010. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo

**B. Attorney Oxley read by title only Ordinance 7-2010 and Councilman Murphy introduced the following Ordinance:**

**ORDINANCE NO. 7-2010**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT**  
**ESTABLISHING A BUSINESS PARKING PERMIT PROGRAM**

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on April 20, 2010. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo

**C. Councilman Murphy introduced and offered for adoption the following resolution:**

**RESOLUTION NO. 84-2010  
TEMPORARY CAPITAL BUDGET  
BOROUGH OF SEA BRIGHT**

Whereas, it is desired to adopt a temporary capital budget,

Project	Project Number	Estimated Total Cost	Amounts Reserved in Prior Years	Planned Funding Services for Current Year 2010					To Be Funded in Future Years
				2010 Budget Appropriations	Capital Improvement Fund	Capital Surplus	Grants in Aid and Other Funds	Debt Authorized	
Improvement To Municipal Facilities		\$100,000							
					5,000			95,000	
<b>Total</b>		<b>100,000</b>			<b>5,000</b>			<b>95,000</b>	

**3 YEAR CAPITAL PROGRAM 2010- 2012  
ANTICIPATED PROJECT SCHEDULE AND FUNDING REQUIREMENT**

Project	Project Number	Estimated Total Cost	Estimated Completion Time	Funding Amounts Per Year				
				Budget Year 2010	20__	20__	20__	20__
Improvement to Municipal Facilities		\$100,000	2010					
				100,000				
<b>Total</b>		<b>340,000</b>		<b>1000,000</b>				

Project	Estimated Total Cost		Budget Appropriations		Capital Improvement Fund	Capital Surplus	Grants in Aid and Other Funds		Bonds and Notes		
	Current Year 2010	Future Years	Current Year 2010	Future Years			General	Self-Liquidating	Assessment	School	
Municipal Facilities	100,000				5,000		95,000				
<b>Totals All Projects</b>	<b>100,000</b>				<b>6,</b>		<b>95,000</b>				

Now, Therefore Be It Resolved, by the Governing Body of the Borough of Sea Bright County of Monmouth that the following temporary capital budget be adopted.

Be It Further Resolved, that two certified copies of this resolution in the Office of the Director of Local Government Services.

Second by Councilwoman Bills and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo,

**D.** Attorney Oxley read by title only Ordinance 8-2010 and Councilman Murphy introduced the following Ordinance:

**ORDINANCE NO. 8-2010**  
**BOND ORDINANCE PROVIDING AN APPROPRIATION OF  
\$100,000 FOR THE IMPROVEMENTS TO MUNICIPAL  
FACILITIES AND AUTHORIZING THE ISSUANCE OF  
\$95,000 BONDS OR NOTES OF THE BOROUGH FOR  
FINANCING PART OF THE APPROPRIATION.**

and moved the same be approved upon first Reading, held over for Second Reading and Public Hearing to be held on April 20, 2010. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy  
Nays: None  
Abstain: None  
Absent: LoBiondo

**\*Supplemental Debt Statement has been provided.**

Item A was removed from the Consent Agenda.

**8. CONSENT AGENDA:** A Certification of Funds supports any items requiring expenditure; any items requiring discussion will be removed from the Consent Agenda.

**B.** Councilwoman Bills introduced a motion approving the March 16, 2010 Council Meeting Minutes. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy  
Nays: None  
Abstain: None  
Absent: LoBiondo

**C.** Councilwoman Bills introduced a motion approving the March 16, 2010 Council Executive Session Minutes. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy  
Nays: None  
Abstain: None  
Absent: LoBiondo

**D.** Councilwoman Bills introduced a motion approving the March 18, 2010 Smart Growth Meeting Minutes. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy  
Nays: None  
Abstain: None  
Absent: LoBiondo

**E.** Councilwoman Bills introduced a motion approving the NJ State Firemen's Association membership application for Gilles L. Morceau. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy  
Nays: None  
Abstain: None  
Absent: LoBiondo

**F.** Councilwoman Bills introduced a motion approving the request from Garden State Crewzers for Saturday, September 18<sup>th</sup>, "Shore Thing". Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo

**G.** Councilwoman Bills introduced a motion approving the request from Census Bureau to conduct field operation training classes in the Council Room, Saturday, May 1, 9am to 5pm. Second by Councilwoman Long and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo

**H.** Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO. 82-2010  
BOROUGH OF SEA BRIGHT**

**WHEREAS**, the Mandatory Source Separation and Recycling Act P.L. 1967, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, The recycling regulation imposes on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Sea Bright to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Sea Bright, that the Borough of Sea Bright hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None  
ABSTAIN: None  
ABSENT: LoBiondo

I. Councilwoman Bills introduced and offered for adoption the following resolution:

**RESOLUTION NO.83-2010  
BOROUGH OF SEA BRIGHT**

WHEREAS, the Sea Bright Governing Body wish to support the fundraising event for the American Cancer Society's Annual Relay for Life initiative to be held on June 18 and 19, 2010 by donating two 2010 beach badges; and

WHEREAS, the borough auditor has been informed and advised that a resolution should be passed to donate the two badges.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council authorize the donation of two 2010 beach badge certificates for the fundraising event mentioned herein.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Beach Director for his notification and files.

Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy  
NAYS: None  
ABSTAIN: None  
ABSENT : LoBiondo

A. Councilwoman Long introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 77-2010  
PAYMENT OF BILLS 4-6-2010**

WHEREAS, the following listed vouchers have been audited and found to be correct.

NOW, THEREFORE, BE IT RESOLVED that these vouchers totaling \$ 842,399.44 are to be paid; and

BE IT FURTHER RESOLVED, that proper Officers are hereby authorized to execute and issue warrants for payments of said vouchers, but only if and when conditions of the Borough Treasury shall permit, and the said vouchers be approved by the proper Committees.

01492	ALAN'S RUMSON FLORIST		
10-00292	03/05/10 A&E-FLOWERS:KELLY FAMILY	Open	60.95
00282	AMERICAN LAUNDRY EQUIPMENT		
10-00297	03/08/10 LIBRARY-LAUNDRY CART	Open	103.40
00319	AMSTERDAM PRINTING		
10-00222	02/19/10 A&E-ATTEND CALENDARS/EE'FOLDER	Open	129.42
00003	ASBURY PARK PRESS		
10-00016	01/14/10 MUNI CLERK-BLANKET:NOTICES	Open	113.40
00384	AT & T MOBILITY		
10-00363	03/23/10 DPW-MAR 2010 CELL BILL	Open	169.20

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00171	AURILIO, PATTI		
10-00335	03/16/10 COURT-REIMB:2/24/10 OFFICE SUP	Open	36.36
02036	BAHRLE, DAVID		
10-00333	03/16/10 DPW-TRAVEL REIMB:03/14/10	Open	46.70
00843	BIRDSALL ENGINEERING, INC.		
10-00111	01/22/10 A&E-GRANT CONSULTANT	Open	520.00
01631	BOROUGH OF OCEANPORT		
10-00323	03/11/10 COURT SHARED SERVICES:MAR 2010	Open	6,503.34
01974	BOROUGH OF SEA BRIGHT COURT		
10-00334	03/16/10 COURT-02/10 CREDIT CARD REIMB	Open	69.72
01249	BRANAGAN, SUZANNE		
10-00389	03/30/10 MUNI CLERK-3/26/10 TRAVEL	Open	38.00
01546	C.I.T. TECHNOLOGY FIN SERV, INC		
10-00012	01/14/10 POLICE DEPT-2010 FAX LEASE	Open	62.15
10-00013	01/14/10 POLICE DEPT-2010 COPIER LEASE	Open	147.72
			-----
			209.87
00230	CERTIFIED SPEEDOMETER		
10-00257	02/25/10 POLICE DEPT-CALIBRATE VEHICLES	Open	144.00
00982	CITY OF LONG BRANCH		
10-00071	01/19/10 DPW-BLANKET:ROCK SALT	Open	131.61
00198	COMCAST		
10-00331	03/16/10 POLICE DEPT-INTERNET:MAR 2010	Open	95.18
10-00361	03/23/10 LIBRARY-INTERNET:MAR 2010	Open	100.14
			-----
			195.32
01745	CONTE'S CAR WASH		
10-00057	01/15/10 2010 UNLIMITED CAR WASHES	Open	555.00
00091	DIGIROLAMO, LOUIS		
10-00313	03/10/10 2010 PYMT 04/12 HEALTH REIMB	Open	1,890.29
00673	DROGIN, DANIEL		
10-00330	03/16/10 OEM-2/18,3/13/10:7.5 HOURS	Open	75.00
00333	GARAVENTA, DEBORAH		
10-00354	03/23/10 A&E-3/12/10 IT SERVICES	Open	210.00
01194	GLENCO SUPPLY, INC.		
10-00295	03/08/10 DPW-"PERMIT PARKING" SIGNS	Open	464.00
01657	GOWAN, KERRY		
10-00371	03/26/10 POLICE DEPT-3/9/10 MATRON	Open	8.00
01887	HEIM ELECTRONICS, INC.		
10-00340	03/18/10 BLDGS/GRNDS-DISCONNECT ALARM	Open	320.00
01286	INDUSTRIAL MARINE		
10-00355	03/23/10 REIMB:FEB'10 WATER & ELECTRIC	Open	318.37
01526	JCP & L		
10-00386	03/29/10 FEB 2010 ELECTRIC SERVICE	Open	10,700.23
00297	JESSE A. HOWLAND & SONS, INC.		
10-00248	02/23/10 GARAGE RENT - APR 2010	Open	1,737.00
10-00255	02/25/10 DPW-ADDT'L GARAGE RENT-APR'10	Open	875.00
			-----
			2,612.00
00270	JOHNSON, KENNETH		
10-00315	03/10/10 2010 PYMT 04/12 HEALTH REIMB	Open	992.69
01091	KAPPE ASSOCIATES, INC.		
10-00224	02/19/10 DIIP-INSTALL PUMP CABLE	Open	2,715.00
01926	KETTLE CREEK CORPORATION		
10-00345	03/19/10 CLEAN COMM-PLASTIC LINERS	Open	396.00
00779	LINE SYSTEMS, INC.		
10-00384	03/29/10 LOCAL/LONG DISTANCE:FEB 2010	Open	761.70
00104	LORAY, ROBERT		
10-00332	03/16/10 DPW-03/13/10 TRAVEL REIMB	Open	23.00
00813	MAZZA, NICHOLAS		
10-00256	02/25/10 LIBRARY-SECURITY SYSTEM	Open	2,169.00
01019	MID JERSEY FENCING CO., INC.		
10-00244	02/23/10 SEWER-FENCE FOR PUMP STATIONS	Open	2,450.00
01985	MOBILE MINI, INC.		
10-00385	03/29/10 POLICE-TRAILER 2010 PYMT 04/13	Open	278.00
00317	MONMOUTH BUILDING CENTER		
10-00344	03/19/10 BLDGS/GRNDS-BUILDING MATERIALS	Open	283.36

00140	MOORE, WILLIAM		
10-00314	03/10/10 2010 PYMT 04/12 HEALTH REIMB	Open	1,890.29
00340	MORRIS, KATHLEEN		
10-00303	03/08/10 REC-2010 F/FAIR CHANGE FUND	Open	2,000.00
00137	MUNICIPAL CAPITAL CORPORATION		
10-00011	01/14/10 A&E-2010 COPIER LEASE	Open	225.20
00141	MUNICIPAL RECORD SERVICE		
10-00218	02/19/10 COURT-ATS MAILERS	Open	227.00
10-00237	02/22/10 COURT-VARIOUS FORMS	Open	674.50
			-----
			901.50
00339	NAPA AUTO PARTS		
10-00072	01/19/10 DPW-BLANKET:VEHICLE MAINT	Open	275.75
00433	NATIONAL ENTERTAINMENT		
10-00272	03/01/10 REC-TOY/CANDY EGGS FOR HUNT	Open	360.00
01303	NEW JERSEY PLANNING OFFICIALS		
10-00223	02/19/10 P/L BOARD-TRAINING/PUBLICATION	Open	220.00
10-00324	03/12/10 P/L BOARD-TRAINING/PUBLICATION	Open	110.00
			-----
			330.00
00019	NJ AMERICAN WATER		
10-00357	03/23/10 FEB 2010 WATER UTILITY	Open	452.86
01645	NJ WATER ENVIRONMENT ASSOC.		
10-00213	02/19/10 SEWER-(4) SEMINARS:D.CLARK	Open	307.00
01629	NJRHS COMMERCIAL SERVICES		
10-00260	02/25/10 BLDGS/GRNDS-FIREHOUSE:BOILER	Open	468.00
01309	OCEANPORT BOARD OF EDUCATION		
10-00318	03/10/10 GRADE SCHOOL TAX - APR 2010	Open	74,912.67
01662	ORIENTAL TRADING COMPANY		
00081	PERRY'S TROPHY CO., INC.		
10-00311	03/10/10 BEAUTIFICATION-BENCH PLAQUES	Open	71.00
00158	PITNEY BOWES CREDIT CORP.		
10-00077	01/20/10 A&E-2010 METER RENTAL + MAINT	Open	384.00
00164	RAIN, WILLIAM		
10-00310	03/10/10 2010 PYMT 04/12 HEALTH REIMB	Open	762.20
02030	RIVERFRONT CAFE		
10-00253	02/25/10 REC-FOOD:ST. PATRICK'S PARTY	Open	250.00
00788	SCARINCI & HOLLENBECK, LLC		
10-00242	02/23/10 LEGAL-2010 RETAINER	Open	1,666.67
10-00326	03/15/10 LEGAL SERVICES:FEB 2010	Open	6,983.81
			-----
			8,650.48
01554	SEA BRIGHT SERVICE CENTER		
09-01940	02/12/09 POLICE-BLANKET:VEHICLE MAINT	Open	38.95
10-00073	01/20/10 DPW-BLANKET:VEHICLE MAINT	Open	204.50
10-00325	03/12/10 OEM-TRUCK:ALTERNATOR & BATTERY	Open	724.00
10-00346	03/19/10 DPW-BRAKES:FORD F350	Open	824.50
			-----
			1,791.95
00027	SEABOARD WELDING SUPPLY, INC.		
10-00075	01/20/10 DPW - 2010 CYLINDER RENTAL	Open	12.70
00053	SHORE REGIONAL HIGH SCHOOL		
10-00319	03/10/10 HIGH SCHOOL TAX - APR 2010	Open	151,680.00
01603	SIGNS BY TOMORROW		
10-00262	02/25/10 BLDGS/GRNDS-MODIFY COURT SIGNS	Open	392.00
00975	SMACK, EDWARD		
10-00312	03/10/10 2010 PYMT 04/12 HEALTH REIMB	Open	762.20
00285	STAPLE'S, INC.		
10-00259	02/25/10 POLICE DEPT-OFFICE SUPPLIES	Open	322.27
00214	STAVOLA COMPANIES		
10-00134	01/28/10 DPW-BLANKET:ASPHALT MATERIALS	Open	400.80
02114	TWO RIVERS WATER RECLAMATION		
10-00317	03/10/10 2010 PYMT 2/4 SEWER CHARGE	Open	127,688.50
01960	VERIZON		
10-00398	03/31/10 LOCAL/LONG DISTANCE:FEB 2010	Open	1,937.61
01020	VERIZON COMMUNICATIONS		
10-00397	03/31/10 DPW-DSL INTERNET:FEB 2010	Open	42.99



02061	VERIZON WIRELESS		
10-00351	03/23/10 POLICE-MAR 2010 CELL & MDT	Open	768.08
02177	WALSH, JOAN		
10-00366	03/24/10 LIBRARY-REIMB:3/23 DVD	Open	19.99
10-00388	03/30/10 LIBRARY-REIMB:3/26 DVDS	Open	58.28
			-----
			78.27
01164	WATCHUNG SPRING WATER CO, INC.		
10-00352	03/23/10 MAR 2010 SPRING WATER	Open	147.11
01557	ZIMMERER, MARK A.		
10-00304	03/09/10 BLDGS/GRNDS-REPAIR (2) LIGHTS	Open	212.00
10-00305	03/09/10 BLDGS/GRNDS-DISCONNECT TRAILER	Open	120.00
10-00341	03/18/10 BLDGS/GRNDS-REPAIRS:LIBRARY	Open	99.50
			-----
			431.50
AOL			18.99
Boro Of Sea Bright Payroll A/C (3/15/10 P/R)			78,840.36
Boro Of Sea Bright Payroll A/C (3/30/10 P/R)			74,459.81
Fleet Services (March 2010 Vehicle Fuel)			3,877.52
State Of Nj Div Of Pensions (Pers Contrib)			72,412.00
State Of Nj Div Of Pensions (Pfrs Contrib)			197,815.00
U.S. Postal Service (Sewer Billing)			204.40
U.S. Postal Service (Directory Mailing)			199.33
TOTAL			842,399.44

Second by Councilman Keeler and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long

NAYS: None

ABSTAIN: Murphy

ABSENT: LoBiondo

#### 9. OLD BUSINESS:

**A.** Councilwoman Long introduced a motion approving the request from Jersey Shore Skim Camp for permission to use the Municipal Beach from July 1 through August 5 to provide skim boarding lessons to Seashore Day Campers. Second by Councilman Murphy and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: LoBiondo

**B.** Councilwoman Long introduced a motion to table the request from Extreme Camp, Inc. for permission to operate a daily surf camp Monday through Friday from 9am to 4pm on the Municipal Beach. Second by Councilman Murphy and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: LoBiondo

#### 10. NEW BUSINESS:

**A.** Councilman Murphy introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 78-2010**  
**BOROUGH OF SEA BRIGHT**  
**AUTHORIZE THE DEFERMENT OF 2010 SCHOOL TAXES AS**  
**PROMULGATED BY THE DIVISION OF LOCAL GOVERNMENT SERVICES**

WHEREAS, the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey desires to increase the 2010 deferred school taxes as promulgated by the Division of Local Government Services,

THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey to increase the 2010 deferred school taxes as follows:

	<u>From</u>	<u>To</u>	<u>Increase</u>
Regional District School Tax	\$ 795,000.00	\$910,008.31	\$115,008.31

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Borough of Sea Bright be directed to file three certified copies of this resolution with the Division of Local Government Services.

Second by Councilwoman Bills and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Murphy

NAYS: Long

ABSTAIN: None

ABSENT : LoBiondo

Mayor Fernandes said that if the budget was trimmed down by \$90,000 there would be a 0 tax increase and requested that all the department heads revisit their budgets and make additional cuts or make wage freezes. Councilman Keeler said that the budget that they are introducing is below the levy CAP and \$330,000 below the appropriations CAP but no means is this budget inflated and there were significant reductions already made.

**B.** Councilman Murphy introduced and offered for adoption the following resolution:

**Resolution No. 79-2010  
 Borough Of Sea Bright**

BE IT RESOLVED that the following Statements of Revenue and Appropriations shall constitute the Municipal Budget for the Year 2010.

BE IT FURTHER RESOLVED that said Budget would be published in the Asbury Park Press in the issue of April 23, 2010.

General Appropriations for Municipal Purposes within CAPS	\$ 3,821,626.94
General Appropriations for Municipal Purposes excluded from CAPS	\$ 963,576.86
Reserve for Uncollected Taxes based on 95.77 Percent of Tax Collection	\$ 375,000.00
Total General Appropriation	\$ 5,160,203.83
Less: Anticipated Revenues other than current property tax	\$ 1,481,442.87
Difference: Local Tax for Municipal Purpose including Reserve for Uncollected Taxes	\$ 3,678,760.93

A Public Hearing on the Budget and Tax Resolution will be held at the Cecile F. Norton Council Meeting Room on May 18, 2010 at 7:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2010 may be presented by the taxpayers or other interested parties.

Second by Councilman Keeler and adopted upon the following roll call vote:

AYES: Keeler, Kelly, Murphy

NAYS: Long

ABSTAIN: Bills

ABSENT : LoBiondo

C. Councilman Kelly introduced and approved for adoption the following:

**RESOLUTION NO. 80-2010**

**WHEREAS**, the Governing Body of the Borough of Sea Bright desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$3,000 to fund the following project:

**Community Forestry Management Plan  
2010 Green Communities Grant**

**THEREFORE**, the Governing Body of the Borough of Sea Bright resolves that Mayor Maria D. Fernandes or the successor to the office of mayor is authorized execute a grant agreement (grant identifier PF10-247) with the State of New Jersey for a grant in an amount not less than \$3,000 and not more than \$3,000. The Borough of Sea Bright authorizes and hereby agrees to match 33.3% of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 33.3% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in the Beautification for the purpose stated herein.

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**MICHAEL J. BASCOM, CFO**

**FURTHERMORE**, the Governing Body of the Borough of Sea Bright agrees to comply with all applicable federal, State and municipal laws, rules and regulations in its performance pursuant to the agreement.

Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

D. Councilwoman Long introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 81-2010**  
**BOROUGH OF SEA BRIGHT**  
**RESOLUTION ADVOCATING OPERATING ASSISTANCE**  
**TO N.J. TRANSIT TO AVOID FARE INCREASES**  
**AND SERVICE REDUCTIONS**

WHEREAS, New Jersey's extensive public transportation system operated by New Jersey Transit is among the state's most important economic assets, and investing in must be a high priority; and

WHEREAS, NJ Transit has proposed a 25 percent fare increase on all public transportation across the state, together with service cuts, in order to fill the agency's budget gap for 2010-11; and

WHEREAS, under NJ Transit's proposal, a one-way rail fare from Middletown to New York Penn Station would rise from \$11.50 to \$14.25, an off-peak round-trip from \$19.75 to \$28.50, and a monthly pass from \$326 to \$408; and approximately 1,000 commuters would be adversely affected by the elimination of certain train runs, including four trains on the North Jersey Coast Line; and

WHEREAS, NJ Transit proposes to discontinue service on Bus Route 833 serving the Red Bank rail station, Brookdale College, Colts Neck at State Highway 34 and County Route 537, Freehold Centre, the Monmouth County Court House, and the Freehold Raceway Mall; and NJ Transit also proposes discontinuation of service on Bus Route 835 serving the Red Bank rail station, Fair Haven, Rumson and Sea Bright; and

WHEREAS, fare increases and service cuts are counter-productive, resulting in loss of ridership and revenue and diversion of riders to single-occupant vehicles that will cause increased traffic congestion on already crowded Monmouth County roadways; and

WHEREAS, the proposed fare increases and service cuts will be devastating to individuals with low income, job seekers, senior citizens, the disabled and students—many of whom do not have automobiles or cannot drive and will therefore be denied access to employment, medical treatment, jury service, court proceedings, school, and food shopping; and

WHEREAS, the diversion of rail and bus passengers to automobiles will aggravate critical county, state and national problems, including air pollution and overreliance on imported oil; and

WHEREAS, affordable public transportation is critical for economic development and competitiveness, generating an enormous return on investment in terms of growth in employment, income, tax revenues as well as reduction in such costs as time lost in vehicular traffic congestion and vehicle maintenance;

NOW, THEREFORE, be it resolved that the Monmouth County Board of Chosen Freeholders urges the New Jersey Legislature and Governor to provide sufficient operating assistance to NJ Transit to avoid the proposed public transportation fare increases and service reductions; and

BE IT FURTHER RESOLVED, that to the extent needed, the New Jersey Legislature and Governor should provide sufficient operating assistance to NJ Transit to mitigate the proposed public transportation fare increases and service reductions; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be sent to Governor Christopher J. Christie, the

President of the New Jersey State Senate, the Speaker of the New Jersey Assembly, all State Legislators representing legislative districts in Monmouth County, the New Jersey Association of Counties, and the Boards of Chosen Freeholders of all of the counties in New Jersey.

Second by Councilwoman Bills and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

**E. DISCUSSION:** Local Redevelopment and Housing Law - Councilman Murphy removed this item from the agenda.

**11. CORRESPONDENCE AND COMMUNICATIONS:**

**A.** January 20, 2010 Monmouth County Regional Health Commission No. 1 minutes.

**B.** Jaclyn Flor, P.E., March 16, 2010 engineering status report.

**C.** Court Monthly Report - February 2010

**12. MAYOR FERNANDES - REPORT AND COMMUNICATIONS.** Mayor

Fernandes said that they needed to discuss Engineer Flor's report.

The Mayor and Council decided that the stairs at the southern end of the Tradewinds site be revised to an ADA public access and for T&M to respond to French and Parello, the engineering firm that is performing construction observation services for that site.

Councilwoman Long introduced a motion authorizing T&M to contact NJDOT requesting that vibration monitoring be provided in various locations in Sea Bright. Second by Councilman Murphy and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

Councilman Murphy introduced a motion authorizing Engineer Flor to work with NJDOT and Attorney Oxley for obtaining easements for NJDOT ADA ramp construction relative to the replacement of crosswalks on Ocean Avenue. Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

Mayor Fernandes reminded everyone to complete and submit their census questionnaire. FEMA will be giving disaster assistance to people who suffered losses from the March 13<sup>th</sup> storm. Call 1-800-621-FEMA. She said that Congressman Pallone told her that Sea Bright will not receive sand replenishment for 2010 but maybe in 2011.

Mayor Fernandes thanked everyone involved for making this year's Easter egg hunt a huge success this year.

Councilman Kelly introduced a motion-authorizing request for quotes for architectural services for Borough projects. Second by Councilman Murphy and approved upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

**13. REMARKS FROM THE AUDIENCE** (limited to 3 minutes per person)

No one wished to be heard. Councilman Kelly introduced a motion closing the public portion of the meeting. Second by Councilman Long and approved upon unanimous voice vote.

**14.** Councilman Murphy introduced and offered for adoption the following resolution at 8:25 p.m.:

**RESOLUTION NO. 85-2010**  
**Executive Session**  
**BOROUGH OF SEA BRIGHT**

WHEREAS, N.J.S.A. 20:40.12 et seq. provides for closed session of the Council as appropriate; and,

WHEREAS, the Public Meetings Act provides for closed session of the Council; and,

WHEREAS, the matters to be discussed involve contract negotiations.

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.

BE IT FURTHER RESOLVED that the Mayor and Council may come back into Regular Session to conduct additional business. Second by Councilwoman Long and adopted upon unanimous voice vote.

Ayes: Bills, Keeler, Kelly, Long, Murphy

Nays: None

Abstain: None

Absent: LoBiondo

The Council returned back to the regular order of business at 8:55 p.m.

Councilman Keeler introduced and offered for adoption the following Resolution:

**RESOLUTION NO. 86-2010  
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright are in need of a Fire Apparatus Inspection for the fire truck currently on order; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright hereby authorize East West Fire Apparatus Consultants to provide the services as outlined in the proposal/letter dated April 1, 2010 in an amount not to exceed the following:

Consultation Services Pricing (Billing Rate \$110.00 per hour) Not to Exceed	\$6,160.00
Travel Services and Accommodations Total for 3 Trips - Not To Exceed	\$1,503.00
Round Trip Airfare to South Carolina Not to exceed	\$ 475.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that East West Fire Apparatus Consultants are hereby authorized to perform the above services as stated herein.

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute the proposal.

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available in Fire O/E and A & E O/E (\$2000.00) budget line item for the purpose stated in the above resolution.

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MICHAEL J. BASCOM, C.F.O.

Second by Councilwoman Long and adopted upon the following roll call vote:

AYES: Bills, Keeler, Kelly, Long

NAYS: None

ABSTAIN: None

ABSENT : LoBiondo

**15. ADJOURNMENT:** There being no further business before the Governing Body. Councilman Murphy made a motion to adjourn the meeting at 8:56 P.M. Second by Councilwoman Long and approved upon unanimous voice vote.

Respectfully Submitted,

Maryann M. Smeltzer, RMC  
Municipal Clerk