

Boardmember Cunningham called the meeting to order and requested those present to join him in the salute to the Flag.

Boardmember Cunningham read the following statement:

The Borough of Sea Bright, in compliance with the "Open Public Meetings Act" has advertised the date; time and location of this meeting in The Asbury Park Press on January 12, 2010 filed it with the Clerk, and posted a notice on the bulletin board in the Borough Office.

OATH OF OFFICE:

Boardmember McBride was sworn in by Attorney Higgins as Class IV, Four Year Term, 1/1/11 to 12/31/14.

ROLL CALL:

PRESENT: Beer, Cashmore, Cunningham, DeSio, Fernandes, McBride, Murphy, Nott (arrived at 8:09 p.m.), Torcivia, Smith (Alt. #1), Leckstein (Alt. #2), Janey (Alt. #3).

ABSENT: Fernandes, Murphy

APPOINTMENTS:

A. CHAIRPERSON

Boardmember DeSio introduced a motion appointing C. Lance Cunningham as Chairperson of the Planning/Zoning Board. Second by Boardmember Cashmore and adopted upon the following roll call vote:

Ayes: Beer, Cashmore, Cunningham, DeSio, Janey, Leckstein, McBride, Murphy, Nott, Smith, Torcivia

Nays: None

Absent: Fernandes, Murphy

Abstain: None

B. VICE-CHAIRPERSON

Boardmember Torcivia introduced a motion appointing David DeSio as Vice-Chairperson of the Planning/Zoning Board. Second by Boardmember Smith and adopted upon the following roll call vote:

Ayes: Beer, Cashmore, Cunningham, DeSio, Janey, Leckstein, McBride, Murphy, Nott, Smith, Torcivia

Nays: None

Absent: Fernandes, Murphy

Abstain: None

C. BOARD SECRETARY :

Boardmember DeSio introduced a motion appointing Suzanne Branagan as Secretary of the Planning/Zoning Board. Second by

Boardmember Beer and adopted upon the following roll call vote:
Ayes: Beer, Cashmore, Cunningham, DeSio, Janey, Leckstein,
McBride, Murphy, Nott, Smith, Torcivia
Nays: None
Absent: Fernandes, Murphy
Abstain: None

D. RESOLUTION NO. PZB1-2011 - ATTORNEY:

Boardmember Leckstein introduced and offered the following Resolution for adoption:

**RESOLUTION NO. PBZ1-2010
AUTHORIZING THE AWARD OF A
NON-FAIR AND OPEN CONTRACT
FOR PLANNING/ZONING BOARD ATTORNEY**

WHEREAS, the Borough of Sea Bright has a need to acquire professional services of a Planning/Zoning Board Attorney as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5 as appropriate*; and,

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition is expected to exceed \$17,500; and,

WHEREAS, the term of this contract is for one year commencing January 1, 2010 through December 31, 2010; and

WHEREAS, KERRY HIGGINS, Esquire has submitted a proposal dated: January 1, 2010 which is on file in the Borough Clerk's Office.

WHEREAS, KERRY HIGGINS, Esquire has completed and submitted a Business Entity Disclosure Certification which certifies that **KERRY HIGGINS, Esquire** 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 the **KERRY HIGGINS, Esquire** from making any reportable contributions through the term of the contract; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available in other Professional Services/Planning Board and other expense appropriation for the purpose stated herein.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright authorizes the Mayor to enter into a contract with **KERRY HIGGINS, Esquire** as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper.

Second by Boardmember Smith and approved upon the following roll call vote:

Ayes: Beer, Cashmore, Cunningham, DeSio, Janey, Leckstein, McBride, Murphy, Nott, Smith, Torcivia

Nays: None

Absent: Fernandes, Murphy

Abstain: None

6. RESOLUTION NO. PZB2 -2011: PLANNING/ZONING 2011 MEETING

DATES

Boardmember Leckstein introduced a motion approving **Resolution PZB2- 2011 Meeting Dates**. Meetings are held monthly on the second and fourth Tuesday. Workshops (if necessary) start at 7:30 p.m. Public meetings start at 8 p.m. and end at 10:30 p.m.

January 11 Reorganization, 25

February 8, 22

March 8, 22

April 12, 26

May 10, 24

June 28

July 12

August 9

September 13, 27

October 11, 25

November 15

December 13

January 10, 2012

Reorganization

Second by Boardmember Smith and approved upon the following roll call vote:

Ayes: Beer, Cashmore, Cunningham, DeSio, Janey, Leckstein, McBride, Murphy, Nott, Smith, Torcivia

Nays: None

Absent: Fernandes, Murphy

Abstain: None

The Boardmembers discussed plans for the re-examination of the Master Plan and the hiring of a Board Engineer.

6. ADJOURNMENT: There being no further business before the Planning Board. Boardmember Leckstein made a motion to adjourn the meeting at 8:31 P.M. Second by Boardmember DeSio and approved upon unanimous voice vote.

Respectfully Submitted,

Suzanne Branagan
Unified Planning Board Secretary