

Council President Keeler called the meeting to order and requested those present to join her in the Pledge of Allegiance to the Flag.

2. MOMENT OF SILENCE: Administrator Smeltzer asked that all present remain standing for a Moment of Silence as she read the names of the following persons who passed away in 2010.

- Raymond Garvey
- Linda Lucille Bray
- Salvatore C Tringola
- Alma "Babe" Guth
- Donald James Sendell
- Richard J. McMillan, Jr.

3. STATEMENT OF DETERMINATION:

Administrator Smelter read the following statement:

"A statement of the determination of the Board of County Canvassers relative to an election held in the Borough of Sea Bright on the 2nd day of November, in the year Two Thousand and Ten for the election of Municipal Officers for said

BOROUGH OF SEA BRIGHT

The said board to determine that at the said election

PEGGY BILLS and **BRIAN P. KELLY** WERE DULY ELECTED MEMBERS OF THE BOROUGH COUNCIL, FULL TERM.

OATHS OF OFFICE

Peggy Bills and Brian P. Kelly was sworn in by Lieutenant Governor elect Kim Guadagno.

4. Administrator Smeltzer read the following statement:

"GOOD MORNING, LADIES AND GENTLEMEN. THIS MEETING IS 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 REORGANIZATION MEETING HAS BEEN PROVIDED ON JANUARY 8, 2010 TO THE ASBURY PARK PRESS 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."

5. ROLL CALL:

PRESENT: Bills, Keeler, Kelly, LoBiondo, Long, Murphy
ABSENT: Mayor Fernandes,

6. **INVOCATION:** Father Michael Manning delivered the invocation.

Councilman Murphy introduced and offered for adoption the following resolution:

**RESOLUTION NO. 1-2011
2011 Council President**

WHEREAS, it is necessary that a member of the Council be elected President of said Council to fulfill the duties of the Mayor during her absence for the year ending December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Bright that **WILLIAM J. KEELER** be and is hereby elected **President** of said Council.

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

Ayes: Bills, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: Keeler

Absent: None

7. **COUNCIL PRESIDENT WILLIAM J. KEELER - 2010 ADDRESS**

President Keeler said Sea Bright operates under the weak Mayor form of government with six Councilmembers. The Mayor only votes when there is a tie vote.

Sea Bright's Governing Body has six committees. Councilwoman Long chairs the Beach, Education, and Environment Committees. Councilman LoBiondo chairs the Public Works, Building Department, and Public Relations Committees. Councilman Keeler said that he chairs the Public Safety and Insurance Committees. Councilman Murphy heads the Finance, Grants, and Court Committees. Councilwoman Bills chairs the Personnel, Administration, Cultural Arts, and Recreation Committees. Councilman Kelly heads the Smart Growth, Flood Mitigation, and Beautification Committees.

Council President Keeler thanked Borough Administrator/Clerk Smeltzer and her staff for their professionalism. He said that he appreciated all the members of the Police, Public Works, Courts and the Library for their work. He thanked all the many people who served as volunteers on the Committees and his opportunity to serve Sea Bright's residents.

8. **MAYOR MARIA D. FERNANDES - 2011 NEW YEAR MESSAGE:**

On behalf of Mayor Maria D. Fernandes, Administrator/Clerk Smeltzer read into the record her 2011 New Year's Message.

Good Morning and welcome Lt. Gov. Kim Guadagno, Assemblywoman Angelini, Freeholder Curley, Sea Bright taxpayers, voters, Council Members, Father Manning of Holy Cross Church, and Sea Bright United Methodist Church Layman George Finegan. It is an honor to have you present at our Reorganization Meeting.

I would like to extend my congratulations to Councilwoman Peggy Bills and Councilman Brian Kelly on their successful re-election for 2011. I look forward to working with them as well as all members of the Sea Bright Council.

I would also like to extend my sincere appreciation and thanks to all members of Council, Planning Board, employees and volunteers, of the borough. They are hard working and I truly appreciate them. I am looking forward to continuing the excellent working relationship we have had.

I am sorry I can't be here in person today, but I want everyone to know that I have attended a number of council meetings this past year via telephone. I have also been busy attending to borough business from my hospital bed at Monmouth Medical Center where I am today. Please be assured that I am of sound mind and my work as Mayor of the Borough has not suffered as a result of my current health condition.

I wanted to make everyone aware of my current health condition. This week I had to have a leg amputation below my left knee but the doctors expect me to fully recover. I was advised that I will be transferred to a rehabilitation facility on Monday. Be advised that I am under excellent care and I am feeling well.

As for the State of the Council, first I do not want any Council Members to take what I have to say in any other fashion except that it is intended as constructive criticism and not a personal attack.

The points I want to raise are as follows:

- Last year Council President Keeler, in his Reorganization Address to the Borough stated that Sea Bright operates under a weak Mayor form of Government. This is factual, but I can assure everyone that I have consistently been a-hands on Mayor. As a result, throughout 2010 I have tried to communicate through the Council President via telephone about borough matters. Unfortunately, this did not play out too well.
- The Borough Code defines some of the Council President's duties are to include holding all powers and duties in accordance with the law; keeping the Mayor fully informed on all issues to ensure adequate communication with the entire governing body. However, as Mayor, I am the Chief Executive Officer and head of the Municipal Government. As such, this year it is my intention to take over the direction of the Borough Council. Also, since the Borough has an appointed Administrator, the executive responsibilities of the day-to-day operations of the Borough should be done by the Administrator.
- As per the Borough Code which was adopted by the Sea Bright Governing Body, "the Governing Body shall accomplish the work of the government through Standing Council Committees. As you will see from today's agenda, there are listed six Council Committees. These committees are established in order to ensure

effective government. I call upon each Council Member here today to adhere to this policy, have regular committee meetings and officially report at the second regular monthly meeting of the Council on recent committee activities. I also ask each and every one of you to keep me and the Borough Administrator fully informed on all issues being addressed by each committee.

- On January 5, 2011 I e-mailed the entire Council concerning the skyrocketing legal and engineering expenses. I asked each one of them to respond to me about their thoughts by January 7th. The only two who responded were Councilwoman Long and Councilman Kelly who I would like to thank for their responsiveness, concerns and ideas for future savings.

As the Chief Executive Officer, the Mayor has the power to issue executive orders. Executive Orders are something most people do not understand. They encompass a wide range of topics and can be anything from giving direction to a governing unit or addressing events. These orders are tools to help the Council manage the government departments under their jurisdiction i.e. Council Committees.

As a result of the lack of communication between the Borough Council and myself in keeping me fully informed on all issues as it relates to the entire governing body I am issuing the following Executive orders:

- Executive Order No. 1-2011 requiring the Council President to provide an e-mail address and cell phone number for adequate borough communication.
- Executive Order No. 2-2011 requiring all council members, except Councilwoman Long and Councilman Kelly who have already responded, to respond to my e-mail of January 5, 2011 concerning their input on the 2011 professional appointments and the financial questions raised previously by me which remain unanswered.
- Executive Order No. 3-2011 to postpone the following appointments for the reasons given: the Borough Attorney whose legal bills amounted to over \$150,000 in 2010 up from \$89,000 in 2009; the Borough Auditor because another Auditor's 2011 RFP proposal came in \$2,000 lower; the Labor Attorney who I have not had the courtesy of receiving an official call about. I have serious questions that have not been answered by our Council Members. There is no need to appoint all the professionals today until a complete review of the matters I have brought up are addressed. These professional appointments can be held over for 30 days.

On another note, I would like Lt. Governor Kim Guadagno to tell Governor Christie how pleased I am with the job he is trying to do. I have also always respected Lt. Governor Gaudagno and the frugal way in which she operated Monmouth Beach as a Commissioner.

I would also like to let everyone know that on Sunday, January 9th at noon the Ancient Order of Hibernians, Division 2 will be holding their annual polar plunge. Bishop O'Connell of the Arch

Diocese of Trenton will be here in Sea Bright taking the plunge. I hope everyone will be able to attend.

In closing, let me be very clear to you the taxpayers and voters of Sea Bright, I will get better and you will see me as soon as I recover. I will be back and I will run for Mayor in 2012.

A copy of this New Year's Message will be available in hard copy to all members of Council and the public. It will also be posted on the Official Sea Bright web site www.seabrightnj.org under the Mayor's page.

9. COMMITTEE APPOINTMENTS:

The following Committee Appointments are presented by the Council President for the year 2011:

A. BEACH, EDUCATION, ENVIRONMENT:

1. DINA LONG, CHAIR
2. JAMES LOBIONDO, III
3. C. READ MURPHY

Councilwoman Long reported that the pre-season beach badge sale will continue to March 31, 2011.

B. PUBLIC WORKS, BUILDING DEPARTMENT, PUBLIC RELATIONS:

1. JAMES LOBIONDO, III CHAIR
2. BRIAN KELLY
3. PEGGY BILLS

Councilman LoBiondo reported that the December 26, 2010 storm cost the town an estimated \$11,500 and that the Department of Public Works did a great job clearing the roads, even when faced with equipment failures.

C. PUBLIC SAFETY, INSURANCE

1. WILLIAM J. KEELER, CHAIR
2. DINA LONG
3. JAMES LOBIONDO, III

Councilman Keeler reported that the Police did a superb job with all the various facets of their department. The town is also investigating various avenues of shared services.

D. FINANCE, GRANTS, COURT:

1. C. READ MURPHY, CHAIR
2. PEGGY BILLS
3. BRIAN KELLY

Councilman Murphy reported that all departments are preparing their 2011 budgets.

E. PERSONNEL, ADMINISTRATION, CULTURAL ARTS, RECREATION:

1. PEGGY BILLS, CHAIR
2. C. READ MURPHY
3. WILLIAM J. KEELER

Councilwoman Bills said that the Administrative Code was updated in 2010 and this will continue in 2011.

F. SMART GROWTH, FLOOD MITIGATION, BEAUTIFICATION:

1. **BRIAN KELLY, CHAIR**
2. WILLIAM J. KEELER
3. DINA LONG

Councilman Kelly reported that the Smart Growth beachfront plans will be submitted to the state for approval.

10. APPOINTMENTS FOR 2011:

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

RESOLUTION NO. 2-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT
FOR BOROUGH ATTORNEY

WHEREAS, request for proposals for professional services for a Borough Attorney in a fair and open contract were advertised and received on December 14, 2010; 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, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **JOSEPH W. OXLEY, ESQ. of the law firm of SCARINCI HOLLENBECK** as described herein; and,

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

Second by Councilman LoBiondo and approved upon the following roll call vote:

Ayes: Bills, Keller, Kelly, LoBiondo, Murphy

Nays: Long

Abstain: None

Absent: None

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

RESOLUTION NO. 3-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT
FOR BOROUGH ENGINEER

WHEREAS, request for proposals for professional services for a Borough Engineer in a fair and open contract were advertised and received on December 14, 2010; 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, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **JACLYN J. FLOR of the firm of T & M ASSOCIATES** as described herein; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

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

RESOLUTION NO. 4-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT FOR
BOROUGH PROSECUTOR

WHEREAS, request for proposals for professional services for a Borough Prosecutor in a fair and open contract were advertised and received on December 14, 2011; 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, in the event the Prosecutor is unable to attend a court session, the assistant prosecutor shall substitute and shall be reimbursed by the prosecutor directly; and

WHEREAS, the term of this contract is for one year commencing January 1, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **John T. Lane, Esquire** as described herein; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Murphy

Nays: Long

Abstain: None

Absent: None

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

RESOLUTION NO. 5-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT FOR
ALTERNATE BOROUGH PROSECUTOR

WHEREAS, request for proposals for professional services for an Alternate Borough Prosecutor in a fair and open contract were advertised and received on December 14, 2010; and,

WHEREAS, the term of this contract is for one year commencing January 1, 2011 through December 31, 2011; and

WHEREAS, in the event the Prosecutor is unable to attend a court session, the assistant prosecutor herein named shall substitute and shall be reimbursed by the prosecutor directly.

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 **Christine Giordano Hanlon, Esquire** as described herein.

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper. Second by Councilwoman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo

Nays: None

Abstain: Long

Absent: None

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

**RESOLUTION NO. 6-2011
AUTHORIZING THE AWARD
OF A CONTRACT FOR
BOROUGH PUBLIC DEFENDER**

BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that **THOMAS J. SMITH, III** be appointed to the position of **MUNICIPAL PUBLIC DEFENDER** for the Borough of Sea Bright for the term of one year commencing January 1, 2011 through December 31, 2011.

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available for the purpose stated herein.

Second by Councilman Bills and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

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

**RESOLUTION NO.7-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT
FOR BOROUGH BOND COUNSEL**

WHEREAS, request for proposals for professional services for a Borough Bond Counsel in a fair and open contract were advertised and received on December 14, 2010; and,

WHEREAS, the term of this contract is for one year commencing January 1, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **JOHN DRAIKIEWICZ, ESQ.** of the law firm of GIBBONS. P.C., as described herein; and

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

Second by Bills and approved upon the following roll call vote:
Ayes: Bills, Keeler, Kelly, Long, LoBiondo, Murphy

Nays: None

Abstain: None

Absent: None

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

RESOLUTION NO. 8-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT
FOR BOROUGH LABOR ATTORNEY

WHEREAS, request for proposals for professional services for a Borough Labor Attorney in a fair and open contract were advertised and received on December 14, 2010; 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, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **Ramon E. Rivera, Esquire of the firm of SCARINCI HOLLENBECK** as described herein; and,

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

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Murphy

Nays: Long

Abstain: None

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

RESOLUTION NO. 9-2011
AUTHORIZING THE AWARD OF A
FAIR AND OPEN CONTRACT FOR
BOROUGH AUDITOR

WHEREAS, request for proposals for professional services for a Borough Auditor in a fair and open contract were advertised and received on December 14, 2010; 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, 2011 through December 31, 2011; and

WHEREAS, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright has certified that funds will be available 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 **ROBERT W. ALLISON, RMA** as described herein; and,

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper. Second by Councilman LoBiondo and approved upon the following roll call vote:

Ayes: Bills, Keller, Kelly, LoBiondo, Murphy

Nays: Long

Abstain: None

Absent: None

11. CONSENT AGENDA:

a). Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO.10-2011
AUTHORIZING THE APPOINTMENT OF
CODIFICATION SERVICES
BOROUGH OF SEA BRIGHT

WHEREAS there exists a need for codification services in the Borough of Sea Bright, County of Monmouth, State of New Jersey; and

WHEREAS, funds are or will be available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40a:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Bright, County of Monmouth, as follows:

1. The Mayor or Acting Mayor is hereby authorized and directed to execute an agreement with GENERAL CODE CODIFICATION COMPANY for a one year term from January 1, 2011 to December 31, 2011.
2. This contract is awarded without competitive bidding as a Professional Service" in accordance with N.J.S.A. 40A:11-5(x) of the Local Public Contracts Law for the codification of municipal ordinances.
3. A notice of this action shall be printed once in "Asbury Park Press".

Second by Councilman Murphy and approved upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

b). Councilwoman Long introduced and offered for adoption the

following resolution:

RESOLUTION NO. 11-2011
BOROUGH OF SEA BRIGHT

WHEREAS, there exists a need for the appointment of a **Community Development Block Grant Representative** for the Borough of Sea Bright, County of Monmouth, State of New Jersey; and, NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Sea Bright, County of Monmouth, that **William J. Keeler** is appointed **Community Development Block Grant Representative** and **Maryann M. Smeltzer** is appointed **Alternate Representative** for the year 2011.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

C. Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO.12-2011
BOROUGH OF SEA BRIGHT

BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that the time and place for the **Regular Council Meetings** in 2011 be and the same is hereby fixed as the first and third Tuesday of every month except as noted.

WHEREAS, it is the desire of the Governing Body to adjourn their meetings, both Public and Executive Sessions, no later than 9:30 p.m., and

WHEREAS, it is also established that the deadline for all agenda items shall be the Thursday prior to the meeting date no later than 4:30 p.m. The deadline for the January 7, 2012 Reorganization Agenda shall be December 19, 2011 no later than 4:30 P.M. for Distribution on December 20, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that the dates, as set forth below, comprise the **Annual Schedule Notice** of evening meetings which will be held at **7:30 P.M.** prevailing time, at the Cecile F. Norton Community Center, 1167 Ocean Avenue, Sea Bright, New Jersey:

MEETING DATES OF MAYOR AND COUNCIL
BOROUGH OF SEA BRIGHT
2011 ANNUAL SCHEDULE NOTICE

January	8 Reorg, 18	July	5
February	1, 15	August	2
March	1, 15	September	6, 20
April	5, 19	October	4, 18
May	3, 17	November	14 (Monday)
June	7, 21	December	6, 20

2012 Reorganization Meeting
will take place on
Saturday, January 7, 2012 at 10:00 a.m.

MEETING DATES OF MAYOR AND COUNCIL
BOROUGH OF SEA BRIGHT

2011 SMART GROWTH MEETINGS

Thursday at 7:30 p.m.

March 24

June 23

September 22

December 15

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

d. Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO. 13-2011
BOROUGH OF SEA BRIGHT

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies, a bank or trust company having its place of business in the State, and organized under the laws of the United States or this State:

NOW, THEREFORE, BE IT RESOLVED on the 8th day of January 2011, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, New Jersey, that:

1. Valley National Bank
2. Wachovia
3. New Jersey Cash Management Fund
4. TD Bank
5. Bank of New York
6. US Bank
7. JP Morgan Chase
8. Rumson-Fairhaven Bank

be, and hereby are, designated as depositories for the Borough of Sea Bright for the year 2011.

Prior to the deposit of any municipal funds in the above-mentioned depositories, the bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

BE IT FURTHER RESOLVED that the aforesaid banks are hereby authorized and directed to honor checks drawn upon the Borough funds signed by Michael J. Bascom, Chief Financial Officer; Maria D. Fernandes, Mayor and Maryann M. Smeltzer, Borough Clerk, with the exception of:

***Municipal Court Account, #07100651-6, Carol Smith, Court Administrator, Patti Aurilio, Deputy Court Administrator, or Municipal Judge Thomas F. X. Foley, as Authorized Signatory.**

***Bail Account #07100652-4 Carol Smith, Court Administrator, Patti Aurilio, Deputy Court Administrator or Municipal Judge, Thomas F. X. Foley, as authorized signatory.**

***Law Enforcement MAC Account, #071-00721-0, Chief John Sorrentino, Detective John Arias Signatories.**

***Health Insurance Fund #07100702-4** D. Couto, or D. Cowles or W. Garnett of Benemax as authorized signatories.
***Redemption Account, #054-178312,** Patricia Spahr, Tax Collector or Maryann M. Smeltzer, Municipal Clerk

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

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

RESOLUTION NO.14-2011
INTEREST RATE ON DELINQUENT TAXES,
SEWER AND OTHER MUNICIPAL CHARGES
BOROUGH OF SEA BRIGHT

WHEREAS, N.J.S.A. 54:5-67 permits the governing body of each municipality to fix the rate of interest to be charged for non payment of taxes, sewer and other municipal charges or assessments subject to any abatement or discount for the late payment of taxes, sewer and municipal charges as provided by law; and

WHEREAS, N.J.S.A. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, as follows:

1. The Tax/Sewer Collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes, sewer and other municipal charges becoming delinquent after the due date and 18% per annum on any amount of taxes, sewer and other municipal charges in excess of \$1,500.00 becoming delinquent after the due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of 6% shall be charged against the delinquency.
2. Effective January 1, 2011, there will be a ten (10) day grace period of quarterly tax/sewer/payments made by cash, check or money order.
3. Any payments not made in accordance with paragraph two of this Resolution shall be charged interest from the due date as set forth in paragraph one of this Resolution.
4. This Resolution shall be published in its entirety once in an official newspaper of the Borough of Sea Bright.
5. A certified copy of this Resolution shall be provided by the Borough Clerk to the Tax/Sewer Collector.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None
Abstain: None
Absent: None

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

RESOLUTION NO. 15-2011
BOROUGH OF SEA BRIGHT
CASH MANAGEMENT PLAN

WHEREAS, the Borough Council wishes to adopt a Cash Management Plan for the year 2011;

NOW, THEREFORE, BE IT RESOLVED, that the Cash Management Plan for the year 2011 be and is hereby approved. Second by Councilman Murphy and adopted upon the following roll call vote:

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

g. Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO.16-2011
PETTY CASH FUNDS AND CHANGE FUNDS
BOROUGH OF SEA BRIGHT

WHEREAS, the New Jersey Division of Local Government Services pursuant to N.J.S.A. 40A:5-21 has established rules governing the issuance of **Petty Cash Funds**.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright that application be made to the Director, Division of Local Government Services, for approval to maintain the following **Petty Cash Funds** for the year 2011 for the following department in the following amount:

Finance Department:

Petty Cash Checking Account	\$200.00
Petty Cash	<u>\$100.00</u>
Total	\$300.00

BE IT FURTHER RESOLVED that the following **change funds** be maintained in the Borough of Sea Bright:

Library/Cultural Arts: Change Fund	\$ 25.00
Office of the Municipal Clerk	\$ 50.00
Tax and Sewer Collector	\$ 250.00
Municipal Court Administrator	\$ 100.00
Recreation/Public Event Change Fund	\$ 200.00
Beach	\$4,000.00

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

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

h. Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO. 17-2011
OFFICIAL NEWSPAPERS
BOROUGH OF SEA BRIGHT

BE IT RESOLVED by the Council of the Borough of Sea Bright that the **ASBURY PARK PRESS, ATLANTICVILLE, HUB, THE LINK, TWO RIVER TIMES, AND STAR LEDGER** be designated as the official newspapers for the advertising of legal notices for the year ending December 31, 2011.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

i. Councilwoman Long requested that the job title for item 29 be changed to Water Safety Director. introduced and offer for adoption other appointments - Salaries set by Ordinance:

1. **BOROUGH ADMINISTRATOR: MARYANN M. SMELTZER**
2. **BOROUGH BOOKKEEPER/FISCAL OFFICER (part-time):**
NELDA DEL RE.
3. **SEWER UTILITY COLLECTOR: PATRICIA M. SPAHR.**
4. **FINANCE MANAGER: ANA DEBEVEC.**
5. **OFFICIAL TAX SEARCHER: PATRICIA M. SPAHR.**
6. **OFFICIAL ASSESSMENT SEARCHER: MARYANN M. SMELTZER.**
7. **BOROUGH ADMINISTRATIVE ASSISTANT, CONSTRUCTION DEPARTMENT SECRETARY, AND TECHNICAL ASSISTANT:**
KAREN DiBERARDINO.
8. **DEPUTY BOROUGH CLERK: SUZANNE BRANAGAN.**
9. **DEPUTY REGISTRAR: KAREN DiBERARDINO**
10. **ALTERNATE DEPUTY REGISTRAR: SUZANNE BRANAGAN.**
11. **PART-TIME EMPLOYEE/OFFICE - HOURLY: KATHY MORRIS.**
12. **CONSTRUCTION OFFICIAL/BUILDING SUBCODE OFFICIAL (part-time): EDWARD WHEELER**
13. **HOUSING INSPECTOR (part-time): THOMAS HAEGE**
14. **CODE ENFORCEMENT OFFICER (part-time): THOMAS HAEGE**
15. **ASSISTANT CODE ENFORCEMENT OFFICER (part-time):**
JOHN SORRENTINO
16. **FIRE INSPECTOR/FIRE SUB-CODE OFFICIAL (part-time):**
THOMAS HAEGE
17. **ZONING OFFICER (part-time): MARY TANGOLICS**
18. **ELECTRICAL SUBCODE OFFICIAL (part-time): AL**
HOPPING
19. **PLUMBING SUBCODE OFFICIAL (part-time): AL HOPPING**
20. **PLANNER (part-time): MARY TANGOLICS**
21. **DIRECTOR-DEPARTMENT OF PUBLIC WORKS/RECYCLING COORDINATOR. DAVID Bahrle**
22. **SUPERINTENDENT OF BOROUGH MAINTENANCE/DEPUTY RECYCLING COORDINATOR: DOUGLAS CLARK**
23. **PUBLIC WORKS MAINTENANCE PERSONS:**
 - a) CHARLES YINGLING
24. **PUBLIC WORKS MAINTENANCE PERSON-PART TIME Hourly:**
 - a) JOSEPH ESKRIDGE
25. **LIBRARY/CULTURAL ARTS DIRECTOR (part-time):**

JOAN WALSH

26. **LIBRARY/CULTURAL ARTS ASSISTANT** (part-time hourly):

- a) EMMA PRASKAC
- b) PATRICIA ANDRIOLA
- c) JANE FARMER

27. **BOARD OF HEALTH: SECRETARY** (part-time):

PATRICIA SPAHR

28. **RECREATION DIRECTOR** (part-time): KATHY MORRIS

29. **WATER SAFETY DIRECTOR**: WILLIAM MACK

30. **BOROUGH PHYSICIAN**:

MONMOUTH MEDICAL CENTER OCCUPATIONAL HEALTH

31. **APPOINTMENT OF EMERGENCY MANAGEMENT DEPUTY COORDINATORS.**

- a) JOHN SORRENTINO - No Salary
- b) CANDACE BRUNSWICK
- c) JOSEPH ESKRIDGE
- d) DAN DROGIN

32. **POLICE CLERK/DISPATCHER**:

KHRISTI JACOBS

33. **CLASS I SPECIAL OFFICER: No appointees.**

34. **CLASS II SPECIAL POLICE OFFICERS**: One year, no salary, unless called to duty, subject to Rules and Regulations of the Police Dept.

- a) RYAN CHIPPENDALE
- b) KENNETH ERRICKSON
- c) WILLIAM FABAIAN
- d) RALPH LATHAM
- e) KELLY LEIMBURG
- f) TRAVIS MORGAN
- g) JAMES NELLIGAN
- h) ADAM TUVEL

35. **DISPATCHERS**:

- a) WILLIAM FABIAN
- b) RYAN CHIPPENDALE
- c) JAMES NELLIGAN
- d) KENNETH ERRICKSON
- e) TRAVIS MORGAN
- f) RALPH LATHAM
- g) KELLY LEIMBURG
- h) ADAM TUVEL
- i) KHRISTI JACOBS

36. **POLICE MATRON**: KERRY GOWAN

37. **SCHOOL CROSSING GUARD**: TAMMY YINGLING

38. **POLICE JANITOR**: MICHAEL NORMILE

39. **ANIMAL CONTROL OFFICER**: KERRY GOWAN

40. **REPRESENTATIVE TO MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND**:

- a) WILLIAM J. KEELER
- b) MARYANN M. SMELTZER, Alternate

41. **SENIOR CITIZEN LIAISON**:

- a) MARIA D. FERNANDES, MAYOR

42. **NEWSLETTER EDITOR**:

- a) JOAN OSGOODBY, Newsletter Editor/Designer

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

12. 2011 FIRE DEPARTMENT APPOINTMENTS:

1. **FIRE DEPARTMENT LINE OFFICERS APPOINTMENTS:**
 - Fire Chief - CHARLES R. MURPHY, JR.
 - Assistant Fire Chief -
 - Captain - JOHN SANDERS, SR.
 - First Lieutenant - PATRICK S. MASON, JR.
 - Second Lieutenant -
 - Third Lieutenant - DAVID ESTELLE
2. **AUXILIARY FIRE DRIVERS:** Salary set by Ordinance.
 - a) JAMES FORSMAN
 - b) DAVID ESTELLE
 - c) CHARLES R. MURPHY, JR.
 - d) AARON ROCK
 - e) EDWARD SMACK
 - f) PATRICK S. MASON, JR.
 - g) JOHN SANDERS, SR.
 - h) PETER LANG, III
 - i) PETER LANG, IV
 - j) ANGELO CIAGLIA
 - k) STEVEN SPAHR
 - l) STEVEN J. LANG
3. **FIRE POLICE:** One year, no salary unless called to duty, subject to the Rules & Regulations of the Police Department.
 - a) PATRICK S. MASON, JR.
 - b) DAVID ESTELLE
 - c) PATRICK COVERT
 - d) DAN DROGIN
 - e) C. READ MURPHY
 - f) JOHN SANDERS, SR.
 - g) CHARLES YINGLING
4. **PROBATIONARY DRIVERS:**
 - a) SCOTT SERVILLA
 - b) JOSEPH ESKRIDGE
 - c) CLAY WILBANKS, SR.
 - d) ERICK HENNESSEY
 - e) JUSTIN HUGHES
 - f) TOM FORSMAN
 - g) WALTER OLENHAUS
 - h) ANTHONY NOLAN
 - i) JYLL JAKES
 - j) C. READ MURPHY
 - k) MICHAEL ESTELLE
 - l) DAN DROGIN
 - m) BRETT MURPHY
5. **PURCHASING AGENTS - FIRE DEPARTMENT.** No Salary.
 - a) Fire Chief - CHARLES R. MURPHY, JR.
 - b) Assistant Fire Chief -
6. **ENGINEERS - FIRE DEPARTMENT.**
 - a) Chief Engineer: JAMES FORSMAN
 - b) Assistant Chief Engineer: PETE LANG, III
 - c) Assistant Chief Engineer: CHARLES R. MURPHY, JR.

MOTION ON FIRE DEPARTMENT APPOINTMENTS was made by Councilwoman Long. Second by Councilman Kelly and adopted upon the following roll call vote:

Ayes: Bills, Keeler, Kelly, LoBiondo, Long
Nays: None

Abstain: Murphy
Absent: None

13. PLANNING/ZONING BOARD APPOINTMENTS:

(a) MAYOR'S ACKNOWLEDGEMENT

(b) OATHS OF OFFICE:

Class II - (1 year term) 1/1/11 to 12/31/11
JONATHAN BEER

Class IV - (4 year term) 1/1/11 to 12/31/14
WILLIAM MCBRIDE

Class IV - (4 year term) 1/1/11 to 12/31/14
DAVID DESIO

Class IV - Alternate I Member (2 year term) 1-1-11 to 12-31-12)
STEPHEN J. SMITH

(c) Councilwoman Long introduced and offered for adoption the following resolution:

RESOLUTION NO. 18-2011
COUNCIL LIASON TO THE PLANNING BOARD
BOROUGH OF SEA BRIGHT

WHEREAS, it is necessary that a member of the Council be appointed as liaison to the Sea Bright Planning/Zoning Board to represent the Governing Body as a Class III member for the year ending December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that **C. READ MURPHY** be and is hereby appointed to this position.

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

14. COMMUNITY ADVISORY COMMITTEES:

A. BEAUTIFICATION:

- **BRIAN KELLY, Chair**
- Anna Panayiotou
- Ralph Clauer
- Jean Orejuela
- Dolores Jany

B CAT COMMITTEE:

- **DINA LONG, Chair**
- Chris Doxey
- Natalie Nicol
- Patricia Paddie Miller
- Susan Dulczak
- Frieda Finegan
- Steve Garelli
- Kerry Gowan, Animal Control Officer
- Police Chief John Sorrentino

- Maryann M. Smeltzer, Administrator/Clerk

C. ENVIRONMENTAL PARTNERSHIP:

- **DINA LONG Chair**
- Thomas Scriven, Representative
- Diane Glaser, Alt. Representative

D. LIBRARY & CULTURAL ARTS:

- **PEGGY BILLS, Chair**
- THOMAS SCRIVEN
- SUSANA MARKSON
- MARY ANN CHEVALIER
- LIZ VON ZIEGESAR
- JOAN NEUHOFF
- MARGARET SAXTON
- DIANA BURICH
- RICHARD BURKE
- ELIZABETH DEGIULIO

E. LOCAL EMERGENCY PLANNING COMMITTEE:

- **WILLIAM J. KEELER, Chair**
- Maria D. Fernandes, Mayor
- Maryann M. Smeltzer, Adm/Clerk - Information Officer
- Fire Chief Charles R. Murphy, Jr. (Fire/Police)
- John Sorrentino, Police Chief, Deputy OEM
- Tom Haege, Fire Official
- Patrick S. Mason, Jr., OEM
- Dan Drogin, EMS
- John McDonald, Health Department
- Thomas Scriven, Environmental
- David Bahrle, Director Public Works
- Stephen Scott Kelly, Business
- John and Michael Chimento, Beach
- Alexander "Sandy" Mulheren, Beach
- Charles and Brett McQuillan, Marina

F. PUBLIC RELATIONS:

- **JAMES LOBIONDO, Chair**
- Norma Ryan
- Joan Osgoodby
- Murphy Anderson
- Laurie Calabrese
- Leigh Maris

G. RECREATION:

- **PEGGY BILLS, Chair**
- Rob Long
- Frieda Finegan
- Madeline Jackson
- Ada "Lily" Medina

H. SAFETY & LOSS COMMITTEE:

- **WILLIAM J. KEELER, Executive Member**
- Maryann M. Smeltzer, Executive Member
- Chief John Sorrentino
- William Mack

- David Bahrle
- Joan Osgoodby
- Peter Lang, III
- Patrick S. Mason, Jr.
- Kathy Morris
- John McDonald, MCRHS No. 1

I. SCHOOL FORMULA ADVISORY COMMITTEE:

- **DINA LONG, Chair**
- Serafina Banich
- William Friedel
- Cecelia Merces
- Maryann Chevalier
- Elizabeth DeGuilio
- Danielle Reid
- Lynn Shapiro
- Kristen Goetze
- Jonathan Beer

15. TEMPORARY BUDGET APPROPRIATIONS:

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

RESOLUTION NO. 19-2011
TEMPORARY BUDGET
BOROUGH OF SEA BRIGHT

WHEREAS, N.J.S. 40A:4-19 provides that where any contract commitment or payments are to be made prior to the final adoption of the 2011 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and,

WHEREAS, the date of this resolution is within the first thirty days of January 2011; and,

NOW, THEREFORE, BE IT RESOLVED that the following 2011 temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

TEMPORARY APPROPRIATIONS - 2011

Administrative & Executive:

Salaries & Wages	20-100-111	\$ 3,750.00
Other Expenses	20-100-299	\$ 14,000.00

Municipal Clerk:

Salaries & Wages	20-120-111	\$ 30,815.00
Other Expenses	20-120-299	\$ 3,000.00

Financial Administration:

Salaries & Wages	20-130-111	\$ 13,000.00
Other Expenses	20-130-299	\$ 1,475.00

Audit Services:

Other Expenses	20-135-220	\$ 4,000.00
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Computerized Data Processing:

Other Expenses	20-140-299	\$ 1,250.00
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Collection of Taxes:

Salaries & Wages	20-145-111	\$ 11,775.00
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Other Expenses	20-145-299	\$ 1,750.00
Assessment of Taxes:		
Salaries & Wages	20-150-111	\$ 5,650.00
Other Expenses	20-150-299	\$ 5,000.00
Legal Services and Costs:		
Other Expenses	20-155-299	\$ 27,500.00
Engineering Services and Costs:		
Other Expenses	20-165-299	\$ 8,750.00
Planning Board:		
Salaries & Wages	21-180-111	\$ 6,500.00
Other Expenses	21-180-299	\$ 2,000.00
State Uniform Const. Code		
Salaries & Wage	22-195-111	\$ 23,750.00
Other Expenses	22-195-299	\$ 500.00
Fire Marshall		
Salaries & Wage	22-200-111	\$ 2,450.00
Other Expenses	22-200-299	\$ 100.00
Insurance:		
Liability Insurance	23-210-290	\$ 25,000.00
Workers Compensation Ins.	23-215-290	\$ 25,000.00
Group Ins for Employees	23-220-292	\$ 95,000.00
Other Insurance Premiums	23-225-299	\$ 1,250.00
Police Department:		
Salaries & Wages	25-240-111	\$253,000.00
Other Expenses	25-240-299	\$ 30,000.00
Police Dispatch:		
Salaries and Wages	25-250-111	\$ 24,000.00
Other Expenses:	25-250-299	\$ 250.00
Emergency Management Services:		
Salaries and Wages	25-252-111	\$ 1,250.00
Other Expenses	25-252-299	\$ 3,000.00
First Aid Organizations:		
		\$ 0.00
Volunteer Fire Co:		
Other Expenses	25-265-299	\$ 10,000.00
Fire Hydrant Rental:		
Hydrants	25-266-273	\$ 6,000.00
Municipal Prosecutor:		
Salaries and Wages	25-275-111	\$ 3,750.00
Road Repairs and Maint:		
Salaries and Wages	26-290-111	\$ 58,000.00
Other Expenses	26-290-299	\$ 16,000.00
Maintenance of Bulkheads	26-291-298	\$ 500.00
Solid Waste Collection		
	26-305-245	\$ 28,000.00

Public Buildings and Grounds:

Salaries & Wages	26-310-111	\$ 2,500.00
Other Expenses	26-310-299	\$ 10,000.00
Beautification	26-311-295	\$ 1,000.00

Board of Health:

Salaries and Wages	27-330-111	\$ 250.00
Other Expenses	27-330-299	\$ 11,000.00

Animal Control:

Other Expenses	27-340-220	\$ 1,750.00
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Recreation Services and Programs:

Salaries and Wages	28-370-111	\$ 2,400.00
Other Expenses	28-370-299	\$ 2,400.00

Library:

Other Expenses	29-390-299	\$ 13,250.00
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Utility Expenses and Bulk Purchases:

Electricity	31-430-271	\$ 10,000.00
Street Lighting	31-435-275	\$ 12,500.00
Telephone	31-440-276	\$ 7,000.00
Water	31-445-272	\$ 2,500.00
Natural Gas and Propane	31-446-270	\$ 6,000.00
Gasoline	31-460-274	\$ 13,000.00

Landfill/Disposal Costs:	32-465-299	\$ 24,000.00
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Statutory Expenditures:

Contribution to:

Public Employees Retirement System (PERS)	36-471-100	\$ 85,000.00
Social Security System	36-472-100	\$ 22,000.00
Police & Firemen's Retirement System (PFRS)	36-475-100	\$225,000.00

Matching Funds for Grants:	41-714-301	\$ -0-
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Fire Marshall Vehicle:	42-200-235	\$ 225.00
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9-1-1 Emergency System:	42-250-299	\$ 2,250.00
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Municipal Court:

Interlocal Agreement	43-490-299	\$ 16,500.00
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Public Defender:

Salaries and Wages	43-495-111	\$ -0-
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Municipal Debt Service - Excluded from "CAPS"

Payment of Bond Principal	45-920-100	\$363,000.00
Interest on Bonds	45-930-100	\$186,577.50

NJ Economic Development Authority:

Principal	45-940-005	\$2,250.00
Interest	45-940-006	\$ 101.66

MCIA - Capital Lease Loan	45-940-007	\$125,669.00
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Sewer Utility:

Operating:

Salaries and Wages	07-55-501-111	\$ 29,000.00
Other Expenses	07-55-502-299	\$ 25,000.00
Two Rivers Water		
Water Reclamation	07-55-503-240	\$130,000.00

Debt Service:

Payment of Bond Principal	07-55-520-804	\$ 70,000.00
Interest on Bonds	07-55-520-805	\$ 14,690.00
Interest on Notes		\$ 0.00

Statutory Expenditures:

Social Security Systems	07-55-541-303	\$ 1,800.00
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Beach Utility:

Operating:

Salaries and Wages	09-55-501-111	\$ 10,000.00
Other Expenses	09-55-502-299	\$ 20,000.00
Statutory Expenditures:		
Social Security System	09-55-541-303	\$ 1,000.00

Debt Service:

Payment of Bond Principal	09-55-520-804	\$ 26,000.00
Interest on Bonds	09-55-520-805	\$ 4,857.50

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

Ayes: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

Nays: None

Abstain: None

Absent: None

16. OTHER BUSINESS:

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

RESOLUTION NO. 20-2011
FOR SPECIAL DUTY ASSIGNMENT
FOR POLICE OFFICERS

WHEREAS, various businesses working within the Borough of Sea Bright from time to time make requests for assistance from members of the municipal police department to perform special duty assignment services; and

WHEREAS, it is deemed to be in the interest of safety that personnel specially trained to undertake these activities be used in the performance of these duties; and

WHEREAS, work performed is to be considered a "special duty assignment from independent contractors" and as such is exempt from Fair Labor Standards Act; and

WHEREAS, the Chief of Police has recommended that the hourly rates (minimum of four (4) hours) be amended as follows:

<u>Assignment</u>	<u>Salary</u>	<u>Insurance/Admin</u>	<u>Total</u>
Construction Work	\$60.00	\$12.00	\$72.00
Security Work	\$60.00	\$12.00	\$72.00
Sporting Events	\$60.00	\$12.00	\$72.00

Enhanced Local			
Business Patrols	\$15.00	3.00	\$18.00

IN ADDITION to the hourly rates above to be charged, when the Chief of Police deems that it is in the best interest of police officers assigned to construction work, the interest of the Borough and the construction workers, that police officers assigned to special duty utilize a marked police car or police equipment, an additional charge to be paid for utilization of said police vehicle or equipment shall be at the rate of \$10.00 per hour (minimum of four (4) hours); and

WHEREAS, such assignments are to be approved through the Chief of Police.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright that the Chief of Police is hereby authorized to and on behalf of the Borough to enter into agreements providing for special duty assignments for which the municipality shall be compensated at the rates herein above mentioned; and

BE IT FURTHER RESOLVED, that the rate and authority given by virtue of this resolution may be amended or revoked at any time by the Governing Body.

MAY IT FURTHER BE RESOLVED, that any and all municipal officials required to take any and all action as a result of the adoption of this resolution are hereby empowered to do so. Second by Councilman Kelly and adopted upon the following roll call vote:

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

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

RESOLUTION NO. 21-2011
COMMUNITY CENTER RENTAL FEES
BOROUGH OF SEA BRIGHT

WHEREAS, the Mayor and Council of the Borough of Sea Bright hereby establish the following fees for the Cecile F. Norton Community Center for the year 2011 pursuant to Ordinance No. 3-2002, Article II, Section 214-2:

A. User Fees (per use):

- | | |
|---|-----------|
| 1. Non-Resident Private Parties | \$250.00 |
| 2. Any For Profit Activity | \$400.00 |
| 3. Sea Bright Resident Private Parties | \$ 50.00 |
| 4. Sea Bright Non Profits/Community Organizations | N/C |
| 5. Organizations or Meetings | \$ 50.00 |
| 6. Sea Bright not regularly scheduled recreation | N/C |
| 7. League style organized recreation per use | \$ 25.00 |
| 8. League style organized recreation ongoing | \$ 75.00* |
| *per month | |
| 9. Oceanport or Shore Regional School Organizations | \$ 25.00 |

B. In addition to the user fee, a \$200.00 refundable deposit fee will be required for all parties and a \$300.00 refundable deposit fee for any for profit activity. This deposit fee will

be returned to the applicant, by the Recreation Director, provided the facility is left in a condition deemed satisfactory within ten days after the event.

C. Any for profit person, business or organization may use the Community Center, schedule permitting, for up to three (3) consecutive days, but no more than twice per year. The consecutive use will be deemed as a one-time use. The daily fee of \$400.00 will apply for each day. Criteria for applications submitted will include the effects on the community, infrastructure or recreation center and what benefit to the community the activity will have.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright that the above fees for the year 2011 are hereby approved effective immediately.

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

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

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

**RESOLUTION NO. 22-2011
APPLIANCE FEES
BOROUGH OF SEA BRIGHT**

WHEREAS, the Mayor and Council of the Borough of Sea Bright have amended the code of Sea Bright to include in Section 178-6 Paragraph H a residential appliance and white goods collection; and

WHEREAS, any resident who wishes curbside collection of appliances and white goods shall complete a form and pay a permit fee; and

WHEREAS, the Mayor and Council wish to establish a fee for the year 2011 for each appliance and white goods collected at curbside as follows:

<u>COLLECTION FEE/HAULER</u>	<u>ADMINISTRATION FEE</u>	<u>TOTAL</u>
\$20.00	\$5.00	\$25.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Sea Bright that a fee of \$25.00 for each residential appliance and white goods collected at curbside is hereby established.

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

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

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

RESOLUTION NO. 23-2011

BEACH FEES

WHEREAS, the Borough Council of the Borough of Sea Bright have recommended the beach fees for the calendar year 2011.

NOW, THEREFORE, BE IT RESOLVED that the fees and charges of the Municipal Beach Authority for the year 2011 are as follows:

DAILY BADGE (including weekends) per person	\$ 8.00
SENIOR (65+)and DISABLED per person	\$ 35.00
SEASON BADGE (per person) purchased between January 1, 2011 to March 31, 2011.	\$ 50.00
SEASON BADGE (per person)	\$100.00
CHILDREN (under 12)	FREE
BEACH PARKING	FREE
ACTIVE MILITARY AND FAMILY MEMBERS PERSONNEL	FREE

Required ID: Senior/Disabled - Photo ID and Medicare Card.
Military personnel/Family must produce Active Duty Identification.

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

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSENT: None

ABSTAIN: None

E. Councilwoman Bills introduced and offered for adoption the following Resolution:

RESOLUTION NO. 24-2011

LIBRARY FEES

BOROUGH OF SEA BRIGHT

WHEREAS, the Borough Council of the Borough of Sea Bright have recommended the Library fees for the calendar year 2011.

NOW, THEREFORE, BE IT RESOLVED that the fees and charges for the Library for the year 2011 are as follows:

FINES FOR OVERDUE MATERIALS (PER DAY)

Books, Audio Tapes	\$0.20
AV/CD Records	\$0.20
Videotapes/DVDs	\$1.00

SERVICES

Fax(per call)	\$1.00
Fax(per sheet)	\$.15
Copies	\$.05

SCHEDULING, RESERVATION AND FEE FOR MEETING ROOM (PER USE)

- Use of Meeting Room by Non-Profit Organizations \$15.00
- Any Sea Bright Organization, Sea Bright
Condominium or Townhouse Associations \$35.00
- Any out of town Organization or
Condominium/Townhouse \$45.00
- Artists or photographers exhibits*or Ten (10%) Per Cent of
sales as a donation, whichever is greater. \$25.00*

FEE FOR USE OF LIBRARY BY NON RESIDENTS (ANNUALLY)

Library Use fee by Nonresident	\$35.00
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FEE FOR USE BY SUMMER SEA BRIGHT RENTERS	\$25.00*
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Sea Bright, New Jersey
Reorganization Meeting Minutes
January 8, 2010
Twenty-Seven

(*Fee will be returned when all material have been returned)

FEE FOR SEA BRIGHT RESIDENTS \$ 0.00

**FEE FOR ALL ACTIVE MILITARY PERSONNEL AND FAMILY
WITH PROOF OF I.D.** \$ 0.00

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

AYES: Bills, Keeler, Kelly, LoBiondo, Long, Murphy

NAYS: None

ABSTAIN: None

ABSENT: None

18. BENEDICTION: George Finegan, Layman of the Sea Bright
Methodist Church delivered the benediction.

19. ADJOURNMENT

There being no further business before the Governing Body.
Councilwoman Bills made a motion to adjourn the meeting at 11:23
A.M. Second by Councilman LoBiondo and approved upon unanimous
voice vote.

Respectfully Submitted,

Maryann M. Smeltzer
Municipal Clerk