

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

SEPTEMBER 3, 2013

SEA BRIGHT, NEW JERSEY

Mayor Long called the meeting to order AT 7:34 PM and requested those present to join her in the Pledge of Allegiance to the Flag.

Mayor Long read the following Compliance Statement:

Good Evening Ladies and Gentlemen,

This meeting is now called to order. In line with the Borough Of Sea Bright's longstanding policy of open government, and in compliance with the "Open Public Meetings Act", I wish to advise you that adequate notice of this regularly scheduled meeting has been advertised in the Asbury Park Press on January 11, 2013 and posted on the bulletin board in the Borough office. This meeting is open to the public.

PRESENT: Mayor Dina Long, Councilmembers Peggy Bills, William J. Keeler, Brian P. Keeler, Marc A. Leckstein, James A. LoBiondo, C. Read Murphy

ALSO PRESENT: Borough Attorneys Sheri Siegelbaum, Patrick J. McNamara, Chief Financial Officer Michael Bascom, Borough Engineer Jacklyn J. Flor, Chief of Police John Sorrentino, Acting Borough Administrator/Clerk Joseph L. Verruni

PROCLAMATION: Declaring September 2013 Childhood Cancer Awareness Month

Mayor Long read the following proclamation:

**DECLARING
SEPTEMBER 2013
CHILDHOOD CANCER AWARENESS MONTH**

Whereas, 36 children in the United States will be diagnosed with cancer each day and at an average age of six-years-old; and,

Whereas, one out of five children diagnosed with cancer will not survive the disease; and,

Whereas, the types of cancers that affect children are most often very different from those that affect adults; and,

Whereas, childhood cancer is not just one disease but is made up of a dozen types and countless subtypes of cancer; and,

Whereas, childhood cancer spares no socioeconomic, ethnic, racial or geographic class; and,

Whereas, pediatric cancer is the leading cause of death by disease in US children under 15 years of age; and,

Whereas, the causes of most pediatric cancers are largely unknown and not strongly linked to lifestyle, unlike adult cancers; and,

Whereas, two-thirds of childhood cancer patients will develop long-lasting chronic conditions resulting from treatment; and,

Whereas, the childhood cancer rates have been rising for the past few decades, and approximately 11,630 children in the US under the age of 15 will be diagnosed with cancer in 2013; and,

Whereas, cancer kills more kids than AIDS, asthma, cystic fibrosis, diabetes, and muscular dystrophy combined; and,

Whereas, in the last 25 years, only 2 drugs have been specifically developed for children's cancer; and,

Whereas, less than 5% of the federal government's total funding for cancer research is dedicated to childhood cancers, and only about 3% of funds raised for the National Cancer Institute go directly to pediatric cancer research; and,

Whereas, the funding for pediatric cancer research has gone down steadily since 2003; and,

Whereas, despite the facts, childhood cancer research is vastly and consistently underfunded; and,

Whereas, despite major advances in treatment, it is still critically important to conduct research and increase awareness regarding pediatric cancer,

Therefore, I, Dina Long, Mayor of the Borough of Sea Bright, do hereby proclaim September 2013 CHILDHOOD CANCER AWARENESS MONTH in Sea Bright in order to help raise awareness of pediatric cancer and its victims.

PRESENTATION:

Mayor Long welcomed Monmouth County Freeholder Director Thomas A. Arnone, who gave a presentation on an economic growth and development program for Monmouth County called 'Grow Monmouth'. Freeholder Arnone explained that the program provides a way to connect the county and the municipalities, creating a partnership with regard to available resources available to businesses. Freeholder Arnone introduced Executive Director of Economic Development John Ciufo and the department's Director, Amy Fitzgerald, who are directly in charge of the 'Grow Monmouth' program. Mr. Ciufo and Ms. Fitzgerald detailed some of the tools available to municipalities, such as GIS mapping, a business analyst tool, website optimization, and coordination of incentive programs from the state. Business owners were encouraged to reach out and contact the program. There was a question and answer period provided to the public.

REMARKS FROM THE AUDIENCE: (limited to 3 minutes)

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

1. Vince Lapore, Long Branch, asked about the relationship between Resolution No. 164-2013 Appointing Citizen Advisory Committee to Study Municipal Consolidation and county shared services. Mayor Long responded.
2. Lee Marconi, Executive Director for Monmouth Council of Boy Scouts of America, presented the William H. Spurgeon III Award to the Sea Bright and Monmouth Beach Police Departments. Mr. Marconi explained that William Spurgeon was the founder of Police Explorers, a program offered to individuals age 14 through 20 who are interested in law enforcement career development. Mr. Marconi thanked the Sea Bright and Monmouth Beach Police Departments for their long-standing support of the program and presented awards to Chief John Sorrentino, Sea Bright Police Department, and, to Patrolman Erin Brach, who accepted on behalf of the Monmouth Beach Police Department. Mayor Long thanked Mr. Marconi and congratulated the recipients.
3. Murphy Anderson, 8 Center Street, encouraged Council to shop for alternate engineering services to T & M Associates.
4. Heather Bedenko, 400 Ocean Avenue, offered questions about the proposed height of the bulk heads going in. She also commented that she is in support of seeking information regarding consolidation. Next, she read a letter from Bob Varrone, who has a second residence in Sea Bright, in which Mr. Varrone expressed his objection to a possible cell tower project.
5. Lori Calabrese, 8 Center Street, commented on the problems with 'lowest bidding' and urged Council to look further when choosing bidders. She expressed her opinion that problems encountered on the elevation project at 8 Center Street were because the lowest bidder was chosen and further stated that T & M Associates was not qualified to provide engineering services on house lifting.

CONSENT AGENDA:

Resolution No. 160-2013 Authorizing the Hiring of an Employee - Public Works Department

RESOLUTION NO. 160-2013
AUTHORIZING THE HIRING OF AN EMPLOYEE –
PUBLIC WORKS DEPARTMENT

Councilmember Kelley introduced and offered for adoption the following Resolution, seconded by Councilmember Murphy.

WHEREAS, there exists a need for an additional employee in the Public Works Department, and;

WHEREAS, the hourly rate of pay for a general laborer is in accordance with the salary range adopted by Ordinance 06 -2013.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that the following person be hired and receive the rate of pay as specified below on the attached personnel action form effective August 23, 2013:

| GENERAL LABORER | SALARY |
|------------------------|------------------|
| John J. Keselowsky | \$12.00 per hour |

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify that funds are available in Public Works S/W.

MICHAEL J. BASCOM, CFO

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

1. Finance Manager
2. Public Works Director
3. Public Works Supervisor

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

Resolution No. 161 -2013 Amend the Biggert-Waters Flood Insurance Reform Act of 2012

RESOLUTION 161-2013
AMEND THE BIGGERT-WATERS FLOOD INSURANCE REFORM ACT OF 2012

Councilmember Kelly introduced and offered for adoption the following resolution; seconded by Councilmember Murphy.

WHEREAS, on July 6, 2012 the President signed into law the Surface Transportation Bill (H.R. 4348), which included the Biggert-Waters Flood Insurance Reform Act (BW-12); and

WHEREAS, the "Act" (BW-12) re-authorizes the National Flood Insurance Program (NFIP) through 2017, but also puts into place many significant reforms as a result of the high losses incurred by the program in 2005 from Hurricane Katrina and in 2012 from Super Storm Sandy for the program to be financially solvent; and

WHEREAS, these reforms outlined below include **dramatic** and in many cases **immediate** changes for structures built **Pre-Firm** (Section 205 of the "Act"), and structures that were built **Post-Firm** (Section 207 of the "Act"), as well as lowering the threshold for what is deemed to be substantial improvement; and

WHEREAS, the "Act" will implement actuary insurance rates for homeowners, business owners, and prospective buyers upon the sale or purchase of real property or a lapse in insurance coverage after July 1, 2012; and

WHEREAS, Section 205 of the "Act" removes historical subsidized insurance rates for all non-primary residences and business properties that have been lawfully constructed prior to the first Flood Insurance Rate Maps (Pre-firm) and are now subject to receive "Full Risk Rates" at a rate of 25% a year until the "Full Risk Rate" is achieved; and

WHEREAS, Section 207 of the "Act" removes historical subsidies for any structure (grandfathered or non-subsidized) that is affected by a FIRM designation to a Special Flood Hazard Area and will be subject to receive "Full Risk Rates" at a rate of 20% per year until the "Full Risk Rate" is achieved; and

WHEREAS, the "Act" redefines the term "substantial improvement" discouraging the remodeling, and renovation of existing structures by lowering the threshold for "substantial improvement" from 50% of the value of the structure to 30%; and

WHEREAS, nationwide NOAA data shows that 52% of the U.S. population lives in a coastal water shed county; and over 50% of the U.S. population lives near a river, creek, bay, sound, lake, stream, or ocean; and

WHEREAS, the Borough of Sea Bright is extremely concerned that the "Act" will financially impact home and business owners; devalue properties; discourage construction; hinder real estate sale transactions; and may result in foreclosures to owners who have lawfully constructed their homes and businesses as allowed by the NFIP within flood plains and the State's building code; and

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Sea Bright urges Congress to amend the Biggert-Waters Reform Act to:

- Provide for a slower rate of increase to flood insurance rates over a greater time period to meet Full Risk Rates.
- Extend the grandfathering provisions for all existing policy holders who have lawfully constructed their homes per the State Building Code and upon transfer.
- Reinstate the substantial improvement threshold at the historical limit of 50% of the value of the structure.
- Address the cost savings that could be incurred through the rate making processes by participating NFIP communities that engage in Federal Storm Damage Reduction projects, or have specific State building codes, or enhanced construction standards that would further limit flood loss and decreases the amount of amount community-wide.

BE IT FURTHER RESOLVED, that the Governing body of the Borough of Sea Bright urges Congress to direct an independent examination to review the National Flood Insurance Program's (NFIP) proposed actuarial rates; NFIP solvency; and assess the burden that the Biggert-Waters Act of 2012 will impose on policy holders

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

1. U.S. Senator Robert Menendez
2. U.S. Senator Jeffrey Chiesa
3. U.S. Representative Frank Pallone
4. NJ Governor Chris Christie
5. NJ State Senator Joseph M. Kyrillos, Jr.
6. NJ Assemblyman Declan J. O'Scanlon, Jr.
7. NJ Assemblywoman Amy H. Handlin
8. Monmouth County Board of Chosen Freeholders

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
 Yes Yes Yes Yes Yes Yes

Resolution No. 162-2013 Annual Renewal of a 2013-2014 Liquor License With a Special Ruling Provision Pursuant to 12.39 - Superstar Enterprises (The Cove)

RESOLUTION No. 162-2013

ANNUAL RENEWAL OF A 2013-2014 LIQUOR LICENSE WITH A SPECIAL RULING PROVISION PURSUANT TO 12.39 - SUPERSTAR ENTERPRISES

Councilmember Kelly introduced and offered for adoption the following resolution; seconded by Councilmember Murphy.

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by Superstar Enterprises, for a three-year special ruling to permit the renewal of inactive license No.1343-33-008-003:

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their 2013-2014 Plenary Retail Consumption License;

WHEREAS, on August 26, 2013, the Borough of Sea Bright received a copy of a letter from the Division of Alcoholic Beverage Control signed by Chris Margounakis, Executive Assistant of the Regulatory Bureau, enclosing a Special Ruling permitting the filing and consideration of a annual renewal application for the above reference inactive license for the 2013-2014, 2014-2015 and 2015-2016 license terms pursuant to N.J.S.A. 33:1-12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal.

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright in the County of Monmouth that the following Class C Plenary Retail Consumption License be renewed for a one-year license term, 2013-2014 effective retroactive to July 1, 2013 as follows:

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

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

1. Division of Alcoholic Beverage Control w/2013-2014 Renewal Application
2. Department of Police
3. Robert C. Williams, Attorney for the Licensee

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

Resolution No. 163-2013 Annual Renewal of a 2013-2014 Liquor License With a Special Ruling Provision Pursuant to 12.39 - TWBC III Incorporated (No trade name on file/formerly Tradewinds)

RESOLUTION No. 163-2013

ANNUAL RENEWAL OF A 2013-2014 LIQUOR LICENSE WITH A SPECIAL RULING PROVISION PURSUANT TO 12.39 - TWBC III INCORPORATED

Councilmember Kelly introduced and offered for adoption the following resolution; seconded by Councilmember Murphy.

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by TWBC III Incorporated, for a three-year special ruling to permit the renewal of inactive license No. 1343-33-017-005:

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their 2013-2014 Plenary Retail Consumption License;

WHEREAS, on August 26, 2013, the Borough of Sea Bright received a copy of a letter from the Division of Alcoholic Beverage Control signed by Chris Marqounakis, Executive Assistant of the Regulatory Bureau, enclosing a Special Ruling permitting the filing and consideration of a annual renewal application for the above reference inactive license for the 2013-2014, 2014-2015, and 2015-2016 license terms pursuant to N.J.S.A. 33:1-

12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal, and.

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright in the County of Monmouth that the following Class C Plenary Retail Consumption License be renewed for a one-year license term, 2013-2014 effective retroactive to July 1, 2013 as follows:

License No. 1343-33-017-005
Licensee: TWBC III Incorporated
Borough of Sea Bright, Monmouth County
New Jersey

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

1. Division of Alcoholic Beverage Control w/2013-2014 Renewal Application
2. Department of Police
3. Frank J. Mandia, Jr., Attorney for the Licensee

| | | | | | | |
|------------|--------|---------|--------|------------|-----------|--------|
| Roll Call: | Bills, | Keeler, | Kelly, | Leckstein, | LoBiondo, | Murphy |
| | Yes | Yes | Yes | Yes | Yes | Yes |

Resolution No. 164-2013 Appointing Citizen Advisory Committee to Study Municipal Consolidation (revised 9/3/13)

RESOLUTION No. 164-2013
**RESOLUTION APPOINTING CITIZEN ADVISORY COMMITTEE
 TO STUDY MUNICIPAL CONSOLIDATION**

Councilmember Kelly introduced and offered for adoption the following Resolution; seconded by Councilmember Murphy.

WHEREAS, the Mayor and Council of the Borough of Sea Bright desire to extend to the residents of Sea Bright the opportunity to meaningfully participate in the development of ideas and principles that guide the local governance; and

WHEREAS, the Mayor and Council of the Borough of Sea Bright recognize that there are residents who possess the expertise, interest, willingness and energy to participate in, and support these efforts; and

WHEREAS, a number of these residents have requested the opportunity to evaluate the feasibility of municipal consolidation;

WHEREAS, the Mayor and Council of the Borough of Sea Bright, in an effort to maximize citizen participation, desire to support the formation of a Citizen Advisory Committee to Study Municipal Consolidation ;

WHEREAS, the Sea Bright Administrative Code, Section 3-7 stipulates that such committees shall: consist of not more than nine members and one Council liaison; consist of Borough of Sea Bright employees, as well as Sea Bright residents, property owners, or business owners and/or business managers in Sea Bright; elect a Chairperson who will provide official reports of committee activity to Council as specific agenda items and on an as-needed basis; and will oversee committee compliance with the legal and financial aspects of the municipal government; and

WHEREAS, said Committee shall take direction from and report to the Mayor and Council of the Borough of Sea Bright to assist in developing recommendations, objectives, and timelines, and

WHEREAS, said Committee shall carefully evaluate municipal consolidation options within the local geographic area, specifically identify other municipal entities which are willing to consolidate with the Borough of sea Bright, and examine potential benefits and costs, both financial and cultural, to the Borough of Sea bright, and will do so by written report received by the Borough by December 31, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Sea Bright do hereby establish a Citizen Advisory Committee to Study Municipal Consolidation, whose goals, out-puts and recommendations shall be directed by the Borough Council for presentation to the community of Sea Bright as and when directed; and

BE IT FURTHER RESOLVED, that the Mayor and Council of the Borough of Sea Bright respectfully request that the Borough Administrator as well as Councilman Marc Leckstein be administrative liaison resources to assist the Committee, and hereby appoint the following members to serve on this Committee:

- Marianne McKenzie Morse
- Heather Bedenko
- Martin Arasin
- Jennifer Walsh

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
 Yes Yes Yes Yes Yes Yes

Resolution No. 165-2013 Approving Proposal for Construction Management for Anchorage Parking Lot Bulkhead and Parking Lot

RESOLUTION NO. 165-2013
APPROVING PROPOSAL FOR CONSTRUCTION MANAGEMENT FOR THE ANCHORAGE PARKING LOT BULKHEAD AND PARKING LOT RECONSTRUCTION

Councilmember Kelly introduced and offered for adoption the following Resolution; seconded by Councilmember Murphy.

WHEREAS, T & M Associates has submitted a proposal dated August 30, 2013, consisting a Scope and Fee Estimate for Professional Services associated with the Construction Administration of the enclosure at the previous timber sea wall which was damaged during Superstorm Sandy; and

WHEREAS, it is the recommendation of the Borough Administrator/Clerk that this proposal be accepted from T & M Associates; and

WHEREAS, the Chief Financial Officer has certified there are or will be funds available for this specific purpose under Emergency For Engineering Services and Costs, which account will be charged and funds will be available; and

WHEREAS, the Local Public Contracts Law requires a resolution authorizing the award of contract for professional services without competitive bids be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an agreement with T & M Associates pursuant to the contents of the proposal set forth in their letter proposal of August 30, 2013, for the sum of \$11,000.00; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional service in accordance with the Local Public Contracts Law because engineering services are professional in nature and performed by persons authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a notice of this action shall be published as required by law and that a copy of the foregoing resolution be provided to T & M Associates.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

Resolution No. 166-2013 Approving Proposal for Design and Construction Management for the Municipal Lot Bulkhead and Boardwalk

RESOLUTION NO. 166-2013
APPROVING PROPOSAL FOR DESIGN AND CONSTRUCTION MANAGEMENT FOR THE MUNICIPAL LOT BULKHEAD

Councilmember Kelly introduced and offered for adoption the following Resolution; seconded by Councilmember Murphy.

WHEREAS, T & M Associates has submitted a proposal dated August 30, 2013, consisting of a Scope and Fee Estimate for Professional Services associated with the design, bid, and construction for the replacement of the bulkhead at the municipal lot that was destroyed by Superstorm Sandy; and

WHEREAS, it is the recommendation of the Borough Administrator/Clerk that this proposal be accepted from T & M Associates; and

WHEREAS, the Chief Financial Officer has certified there are or will be funds available for this specific purpose under Emergency For Engineering Services and Costs, which account will be charged and funds will be available; and

WHEREAS, the Local Public Contracts Law requires a resolution authorizing the award of contract for professional services without competitive bids be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an agreement with T & M Associates pursuant to the contents of the proposal set forth in their letter proposal of August 30, 2013, for the sum of \$46,100.00; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional service in accordance with the Local Public Contracts Law because engineering services are professional in nature and performed by persons authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a notice of this action shall be published as required by law and that a copy of the foregoing resolution be provided to T & M Associates.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

Resolution No. 167-2013 Approving Proposal for Design and Construction Management for Center St. and Beach St. Sanitary Sewer Pipe Repairs

RESOLUTION NO. 167-2013
APPROVING PROPOSAL FOR DESIGN AND CONSTRUCTION MANAGEMENT FOR CENTER STREET AND BEACH STREET SANITARY SEWER PIPE REPAIRS

Councilmember Kelly introduced and offered for adoption the following Resolution; seconded by Councilmember Murphy.

WHEREAS, T & M Associates has submitted a proposal dated August 30, 2013, consisting of a Scope and Fee Estimate for Professional Services associated with the

rehabilitation of sanitary sewers in a portion of the Borough’s sanitary sewer system in the Beach and Center Street area; and

WHEREAS, it is the recommendation of the Borough Administrator/Clerk that this proposal be accepted from T & M Associates; and

WHEREAS, the Chief Financial Officer has certified there are or will be funds available for this specific purpose under Emergency For Engineering Services and Costs, which account will be charged and funds will be available; and

WHEREAS, the Local Public Contracts Law requires a resolution authorizing the award of contract for professional services without competitive bids be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an agreement with T & M Associates pursuant to the contents of the proposal set forth in their letter proposal of August 30, 2013, for the sum of \$25,000.00; and

BE IT FURTHER RESOLVED that the contract is awarded without competitive bidding as a professional service in accordance with the Local Public Contracts Law because engineering services are professional in nature and performed by persons authorized by law to practice a recognized profession; and

BE IT FURTHER RESOLVED that a notice of this action shall be published as required by law and that a copy of the foregoing resolution be provided to T & M Associates.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

Resolution No. 168-2013 Authorizing Appointment of Special Consultant on Insurance Claims (Business Interruption Coverage)

RESOLUTION NO. 168-2013
AUTHORIZING THE APPOINTMENT OF SPECIAL CONSULTANT ON INSURANCE CLAIMS (BUSINESS INTERRUPTION COVERAGE)

Councilmember Kelly introduced and offered for adoption the following Resolution; seconded by Councilmember Murphy.

WHEREAS, the Borough has incurred severe damages to its facilities, primarily at the Borough Harbor/Marina, including substantial property damage and business interruption damages, and the Borough officials have been accruing documentation and preparing proofs for purposes of submission to the insurance carriers pursuant to various policies that provide coverage for various aspects of the Borough’s costs and losses, and

WHEREAS, as the preparation and submission of certain claims, in particular the business interruption claim, involve substantial and difficult issues as to insurance policy interpretation and coverage, and the Borough officials have determined that expert assistance in preparing and pursuing these insurance claims is appropriate and beneficial due to the specialized and difficult issues and proofs involved, and

WHEREAS, the law firm of Bathgate, Wegener & Wolf, a New Jersey law firm of extensive experience in such insurance claims, has combined with the Merlin Law Group, a firm with extensive experience in insurance claims in various such storms on a national basis, in order to provide a joint enterprise to consult with and assist municipalities in properly pursuing their insurance claims and losses, and it is recommended by the Borough Administrator and Attorney that this joint firm be engaged to assist the Borough officials in the discovering, aggregating, and quantifying the Borough losses from Superstorm Sandy with regard to its business interruption losses/claims, reviewing the various Borough insurance policies, and documenting and pursuing the various claims and categories of losses that the Borough sustained from Superstorm Sandy with the Borough’s insurance carriers that can be reimbursed under the Borough’s business interruption coverage, and

WHEREAS, the services authorized by this Resolution are not subject to public bidding under the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(1), such services being both professional and extraordinary/unspecifiable, and the Borough has determined to award this Contract pursuant to a non-open and fair process due to the exigencies and special expertise of the joint firm.

NOW THEREFORE BE IT RESOLVED by the Borough of Sea Bright as follows:

1. The appointment of the joint firm Bathgate, Wegener & Wolf and the Merlin Law Group to provide consulting and representation services with regard to the discovering, aggregating and quantifying the Borough losses from Superstorm Sandy with regard to business interruption coverage/losses and detailing and assisting in the presentation of those claims to the Borough insurance carriers is hereby approved. This agreement is limited to services assisting as to business interruption coverage/losses at this time; if these services are to be expanded to include additional and other insurance coverages or claims this Resolution shall be amended by a further Resolution. The Mayor is hereby authorized to execute and the Borough Clerk to attest to the Contract provided for these services, in the form attached hereto.

Nature of Services – Assisting the Borough officials in the review of the applicable insurance policies, and the preparation of the claims for coverages and damages to the insurance carriers, and in particular limited at this time to assistance for claims under the Borough policy with Zurich Insurance Company for business interruption insurance/coverage.

Duration – July 11, 2013 through completion of the services, estimated as approximately December 31, 2014.

Estimated Amount of Contract – The joint firm will be compensated by a contingent fee of 10% on the gross amount to be paid to the Borough by its insurance carriers under the Borough’s business interruption insurance coverage as a result of Superstorm Sandy, together with reimbursement of such out of pocket expenses as detailed in the agreement that are not reimbursed by insurance or FEMA.

Reason for Awarding the Contract - The joint firm of Bathgate, Wegener & Wolf and Merlin Law Group have extensive experience in the preparation and presentation of insurance claims for storm/flood losses and similar natural disasters. The Borough requires retaining the joint firm’s specialized professional expertise and services to assist the Borough in assessing the relevant insurance policies, categorizing losses so as to be within the scope of coverage of such policies, and preparing and submitting the Borough’s claims for such losses to the insurers, limited at this time to the Borough’s business interruption claim/coverage.

2. This Contract is awarded without competitive bidding as both a professional and an extraordinary and unspecifiable service in accordance with N.J.S.A. 40A:11-5(1) of the Local Public Contracts Law for services.

3. Attached hereto as Exhibit A is a copy of the Mandatory Affirmative Action Language Applicable to Goods, Services and Professional Services Contracts required by N.J.A.C. 17:27 which is expressly incorporated herein and made a part hereof.

4. Attached hereto as Exhibit B is the contract authorized by the within resolution. The said contract is expressly incorporated herein and made a part hereof.

5. Pursuant to N.J.S.A. 40A:11-5, this Resolution and the Contract are available for public inspection at the Office of the Borough Clerk during regular business hours.

6. That a certificate of availability of funds executed by the Municipal Finance Officer is annexed hereto. The following are the line item appropriations or ordinances which constitute the availability of funds for this contract: Special Emergency–Professional Services.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
Yes Yes Yes Yes Yes Yes

ORDINANCE(s):

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE #14-2013

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 201 OF THE REVISED GENERAL CODE OF THE BOROUGH OF SEA BRIGHT ENTITLED "VEHICLES AND TRAFFIC" ARTICLE VIII RESIDENTIAL PERMIT PARKING

Councilmember Leckstein offered a motion to introduce Ordinance # 14-2013 for a public hearing to be held on September 17, 2013 and advertise according to law; seconded by Councilmember Murphy.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
 Yes Yes Yes Yes Yes Yes

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE #15-2013

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 70 OF THE REVISED GENERAL CODE OF THE BOROUGH OF SEA BRIGHT ENTITLED "BUILDING CONSTRUCTION" ARTICLE I UNIFORM CONSTRUCTION CODE

Councilmember Leckstein offered a motion to introduce Ordinance # 15-2013 for a public hearing to be held on September 17, 2013 and advertise according to law; seconded by Councilmember Keeler.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
 Yes Yes Yes Yes Yes Yes

INDIVIDUAL ACTION/New Business:

Vouchers: \$922,967.39

Councilmember Keeler offered a motion to approve the Voucher List dated August 28, 2013 as submitted by the Finance Manager, seconded by Councilmember Murphy

**VOUCHER LIST
 SEPTEMBER 3, 2013 MEETING
 Sea Bright Borough**

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|-----------------------|----------|----------|--------------------------------|--------|-------------------|
| 00062 | ACADEMY EXPRESS, LLC | 13-00987 | 07/31/13 | REC-8/28/13 SPIDERMAN IN NY | Open | 1,044.00 |
| 00003 | ASBURY PARK PRESS | 13-00001 | 01/10/13 | MUNI CLERK-BLANKET:NOTICES | Open | 349.50 |
| 00384 | AT & T MOBILITY | 13-01137 | 08/26/13 | DPW-AUG 2013 CELL BILL | Open | 102.90 |
| 01173 | ATLANTIC CONSULTING | 13-00787 | 06/26/13 | STRUCTURAL ENGINEERING SERV | Open | 2,300.00 |
| 02036 | BAHRLE, DAVID | 13-01029 | 08/12/13 | DPW-TRAVEL REIMB:7/7/13 | Open | 50.00 |
| | | 13-01138 | 08/26/13 | DPW-REIMB:C-4 LICENSE RNWL FEE | Open | 50.00 |
| | | | | | | ----- 100.00 |
| 01241 | BAIN'S HARDWARE, INC. | 13-00963 | 07/29/13 | JUN 2013 PURCHASES | Open | 1,233.61 |
| | | 13-01003 | 08/05/13 | JUL 2013 PURCHASES | Open | 1,250.47 |
| | | | | | | ----- 2,484.08 |

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|---------------------------------|----------|----------|--------------------------------|--------|-----------|
| 00709 | BAJA EAST, INC. | | | | | |
| | | 13-00780 | 06/26/13 | BEACH-36 BATHING SUITS | Open | 1,116.00 |
| | | 13-01027 | 08/12/13 | BEACH-12 SHORTS | Open | 372.00 |
| | | | | | | ----- |
| | | | | | | 1,488.00 |
| 01957 | BENEMAX BENEFIT MANAGEMENT CO. | | | | | |
| | | 13-01005 | 08/05/13 | 08/13 DENTAL PLAN MANAGEMENT | Open | 312.00 |
| 01540 | BLANC, CHRISTOPHER | | | | | |
| | | 13-01060 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00159 | BODIE BUILDERS CORPORATION | | | | | |
| | | 13-00931 | 07/22/13 | BEACH-PUBLIC ACCESS:N.BEACH | Open | 9,850.00 |
| 01255 | BORO OF SEA BRIGHT TRUST A/C | | | | | |
| | | 13-01010 | 08/06/13 | T/F FROM CURRENT TO TRUST | Open | 13,499.00 |
| 01631 | BOROUGH OF OCEANPORT | | | | | |
| | | 13-01120 | 08/22/13 | COURT SHARED SERVICES:SEP 2013 | Open | 6,503.34 |
| 01565 | BOROUGH OF SEA BRIGHT | | | | | |
| | | 13-01077 | 08/14/13 | T/F ADMIN FEE:08/15/13 P/R | Open | 1,710.00 |
| | | 13-01080 | 08/16/13 | T/F ADMIN FEE:08/15/13 PAYROLL | Open | 9.50 |
| | | | | | | ----- |
| | | | | | | 1,719.50 |
| 01974 | BOROUGH OF SEA BRIGHT COURT | | | | | |
| | | 13-01032 | 08/12/13 | COURT-07/13 CREDIT CARD REIMB | Open | 136.01 |
| 01402 | BRODERICK, BRYAN | | | | | |
| | | 13-01055 | 08/13/13 | BEACH-REIMB: BACKGROUND CHECK | Open | 41.00 |
| 02089 | BUILDERS' GENERAL SUPPLY CO. | | | | | |
| | | 13-00977 | 07/30/13 | REPAIR BOARDWALK RAMP & STAIRS | Open | 1,890.54 |
| | | 13-01020 | 08/12/13 | REPAIR BOARDWALK RAMP & STAIRS | Open | 1,054.15 |
| | | 13-01021 | 08/12/13 | BEACH-BOARDWALK MATERIALS | Open | 237.26 |
| | | 13-01034 | 08/12/13 | DPW-TOP COAT BLACKTOP | Open | 44.75 |
| | | | | | | ----- |
| | | | | | | 3,226.70 |
| 01546 | C.I.T. TECHNOLOGY FIN SERV, INC | | | | | |
| | | 13-00007 | 01/10/13 | POLICE DEPT-2013 COPIER LEASE | Open | 147.72 |
| 00842 | CARLUCCI, BRIAN | | | | | |
| | | 13-01056 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00063 | CHESAPEAKE EXTERMINATING CO. | | | | | |
| | | 13-01012 | 08/06/13 | BLDGS/GRNDS-EXTERM:JUN/JUL2013 | Open | 60.00 |
| 01585 | COLE, ALEXANDRA | | | | | |
| | | 13-01059 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00198 | COMCAST | | | | | |
| | | 13-01050 | 08/13/13 | A&E-INTERNET:AUG 2013 | Open | 119.90 |
| | | 13-01076 | 08/14/13 | POLICE DEPT-INTERNET:AUG 2013 | Open | 104.95 |
| | | 13-01146 | 08/27/13 | FIRE DEPT-INTERNET:SEP 2013 | Open | 114.90 |
| | | | | | | ----- |
| | | | | | | 339.75 |
| 01988 | COMPTON, BARBARA | | | | | |
| | | 13-01041 | 08/13/13 | MUNI CLERK-RETURN ELECTION BKS | Open | 30.00 |
| 01493 | COOPERATIVE INDUSTRIES, L.L.C. | | | | | |
| | | 13-01090 | 08/19/13 | MAY 2013 NATURAL GAS | Open | 686.02 |
| 00279 | DECELLE, JONATHAN | | | | | |
| | | 13-01063 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 01320 | DEMAIO, R.N. | | | | | |

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|--|----------|----------|--------------------------------|--------|-----------|
| 02137 | JACOBS, JEFFREY | 13-01064 | 08/13/13 | BEACH-REFUND:BACKGROUND CHECK | Open | 41.00 |
| 00700 | JACOBS, KHRISTI | 13-01004 | 08/05/13 | POLICE DEPT-REIMB:CLOTHING | Open | 298.46 |
| 01526 | JCP & L | 13-01042 | 08/13/13 | PUMP STATIONS-BEACH/CENTER:JUL | Open | 14.21 |
| 01043 | JERSEY PROFESSIONAL | 13-01017 | 08/08/13 | ACTING DEPUTY CLERK SERVICES | Open | 6,948.75 |
| | | 13-01136 | 08/26/13 | ACTING DEPUTY CLERK SERVICES | Open | 5,482.50 |
| 01043 | JERSEY PROFESSIONAL (Continued) | 13-01145 | 08/27/13 | ACTING ADMINISTRATOR SERVICES | Open | 6,630.00 |
| | | | | | | ----- |
| | | | | | | 19,061.25 |
| 00895 | JOHNNY ON THE SPOT, INC. | 13-01018 | 08/12/13 | PORTO-POTS - 7/23/13-7/31/13 | Open | 455.40 |
| | | 13-01019 | 08/12/13 | PUMP TRAILER:6/19-7/31/13 | Open | 4,940.00 |
| | | | | | | ----- |
| | | | | | | 5,395.40 |
| 00572 | KALDOR EMERGENCY LIGHTS, LLC | 13-01033 | 08/12/13 | POLICE DEPT-INSTALL LIGHTS | Open | 575.00 |
| 00018 | KERRIGAN ELECTRIC, INC. | 13-00652 | 05/28/13 | POLICE DEPT-DISCONNECT/REWIRE | Open | 2,900.00 |
| 02088 | KIELY, STUART | 13-01062 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 01682 | LIFEGUARD MASTER | 13-00794 | 06/27/13 | BEACH-(12) UMBRELLAS | Open | 1,254.80 |
| 00161 | LOU'S UNIFORMS, INC. | 13-00832 | 07/10/13 | DPW-SHORTS/T-SHIRTS | Open | 180.00 |
| 02161 | LOWE'S HOME CENTERS, INC. | 13-00599 | 05/15/13 | MATERIALS TO REBUILD BOARDWALK | Open | 723.04 |
| | | 13-01096 | 08/19/13 | MATERIALS TO REBUILD BOARDWALK | Open | 418.60 |
| | | | | | | ----- |
| | | | | | | 1,141.64 |
| 02072 | LUCIANO, MARLENA | 13-01061 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00275 | M & S WASTE SERVICES, INC. | 13-00137 | 02/04/13 | 2013 TRASH/RECYCLING PICKUP | Open | 8,347.16 |
| 00275 | M & S WASTE SERVICES, INC. (Continued) | 13-01047 | 08/13/13 | JUL 2013 LANDFILL TIPPING FEES | Open | 8,833.94 |
| | | 13-01048 | 08/13/13 | JUL 2013 BRUSH COLLECTION | Open | 333.00 |
| | | 13-01097 | 08/19/13 | HURR SANDY CLEAN-UP:JUN/JUL'13 | Open | 2,029.80 |
| | | | | | | ----- |
| | | | | | | 19,543.90 |
| 00337 | MARINE RESCUE PRODUCTS, INC. | 13-00972 | 07/29/13 | BEACH-VARIOUS ITEMS | Open | 4,771.25 |
| 01900 | MCKENNA, DUPONT, HIGGINS & | 13-01147 | 08/27/13 | P/L BOARD-4/9-7/23/13 SERV | Open | 1,720.00 |
| 01818 | MCNULTY, NANCY | 13-01058 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00454 | MCQUADE, ERIN | 13-01069 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 00263 | MITCHELL, CANDACE | 13-01142 | 08/27/13 | MUNI CLERK-REIMB:BACKGROUND CK | Open | 41.00 |

SEPTEMBER 3, 2013**REGULAR MEETING**

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|--------------------------------|----------|----------|--------------------------------|--------|-----------|
| 01985 | MOBILE MINI, INC. | 13-01101 | 08/20/13 | POLICE-TRAILER 2013 PYMT 09/13 | Open | 204.75 |
| 00110 | MONM CNTY REGIONAL HEALTH | 13-00748 | 06/19/13 | 3/Q/2013 PUBLIC SERVICE HEALTH | Open | 13,186.75 |
| 00688 | MONMOUTH COUNTY POLICE ACADEMY | 13-00853 | 07/11/13 | POLICE DEPT-TRAINING | Open | 15.00 |
| 01499 | MONMOUTH SPRINKLER CO., INC. | 13-01049 | 08/13/13 | BLDGS/GRNDS-REPAIR SPRINKLERS | Open | 88.00 |
| 01233 | MONSTER MINI GOLF | 13-01071 | 08/13/13 | RECREATION-8/26/13 TRIP | Open | 399.00 |
| 01315 | MOTOROLA SOLUTIONS, INC. | 13-00883 | 07/15/13 | FIRE DEPT-PROGRAMMING SOFTWARE | Open | 530.00 |
| 01553 | MULLANE, SUMMER | 13-01035 | 08/12/13 | REFUND:JUNIOR LIFEGUARD PROGRM | Open | 175.00 |
| 00137 | MUNICIPAL CAPITAL CORPORATION | 13-00008 | 01/10/13 | A&E-2013 COPIER LEASE | Open | 225.20 |
| 00080 | MURPHY FIRE & SAFETY, INC. | 13-01028 | 08/12/13 | FIRE DEPT-REPAIRS TO SCBA | Open | 640.83 |
| 01559 | MURPHY, C. READ | 13-01000 | 08/05/13 | OEM-REIMB:7/25/13 GAS | Open | 60.00 |
| 01694 | NAVESINK MARINA | 13-00973 | 07/29/13 | FIRE DEPT-BOAT FUEL:6/30/13 | Open | 25.60 |
| 01505 | NETIXCHANGE, INC. | 13-00513 | 04/29/13 | BEAUTIFICATION-(18) PLANTERS | Open | 3,202.92 |
| 00226 | NEW JERSEY EMERGENCY | 13-00957 | 07/24/13 | OEM-8/13/13 DINNER MEETING | Open | 30.00 |
| 00019 | NJ AMERICAN WATER | 13-00993 | 08/05/13 | JUL 2013 USAGE DATA:BILLING | Open | 309.65 |
| | | 13-01002 | 08/05/13 | JUL 2013 HYDRANTS | Open | 2,223.60 |
| | | 13-01141 | 08/26/13 | JUL 2013 WATER UTILITY | Open | 367.42 |
| | | | | | | ----- |
| | | | | | | 2,900.67 |
| 00113 | NJ NATURAL GAS COMPANY | 13-01112 | 08/22/13 | BEACH OFFICE-GAS 6/18-7/16/13 | Open | 25.00 |
| | | 13-01113 | 08/22/13 | BEACH OFFICE-GAS 7/16-8/13/13 | Open | 25.00 |
| | | | | | | ----- |
| | | | | | | 50.00 |
| 00713 | NORTHERN TOOL & EQUIP CO. | 13-00954 | 07/24/13 | BLDGS/GRNDS-PUMP FOR FEED TANK | Open | 102.65 |
| 00885 | OCEAN TWP FIRE DISTRICT NO. 2 | 13-01116 | 08/22/13 | INSPEC/FIRE-VEHICLE-3/Q/2013 | Open | 225.00 |
| 01309 | OCEANPORT BOARD OF EDUCATION | 13-01122 | 08/22/13 | GRADE SCHOOL TAX - SEP 2013 | Open | 59,278.33 |
| 00306 | OFFICE BUSINESS SYSTEMS INC. | 13-00223 | 02/19/13 | POLICE DEPT-RECONNECT RECORDER | Open | 299.00 |
| 00743 | OFFICE MAX, INC. | 13-00760 | 06/21/13 | A&E-DATE STAMPER | Open | 103.58 |
| 00423 | OLIVIA'S TRATTORIA & PIZZA | 13-01025 | 08/12/13 | BEACH-(6) FOOT SUB FOR PARTY | Open | 90.00 |

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|---------------------------------|----------|----------|--------------------------------|--------|------------|
| 01840 | OLVING, JANE | 13-01066 | 08/13/13 | BEACH-REIMB:BACKGROUND CHECK | Open | 41.00 |
| 01648 | PETRA OVERHEAD DOOR CO., INC. | 13-00955 | 07/24/13 | BLDGS/GRNDS-REPAIR FIRE DOOR | Open | 727.60 |
| 00295 | RED THE UNIFORM TAYLOR | 13-01008 | 08/05/13 | POLICE DEPT-UNIFORMS:MCCUE | Open | 216.33 |
| 01179 | RUMSON MANAGEMENT CO. NJ, INC. | 13-00647 | 05/24/13 | RENTAL:TEMPORARY BEACH OFFICE | Open | 3,000.00 |
| 00463 | RUTGERS, THE STATE UNIVERSITY | 13-00810 | 07/01/13 | MUNI CLERK-INTRO TO THE DUTIES | Open | 809.00 |
| | | 13-00835 | 07/10/13 | DPW-CPWM COURSE:M.PHILPOT | Open | 1,660.00 |
| | | | | | | ----- |
| | | | | | | 2,469.00 |
| 01088 | RYSER'S LANDSCAPE SUP YARD, INC | 13-00583 | 05/13/13 | CLEAN STONE FOR P-LOT PARKING | Open | 5,362.56 |
| | | 13-00616 | 05/16/13 | CLEAN STONE FOR P-LOT PARKING | Open | 10,799.25 |
| | | | | | | ----- |
| | | | | | | 16,161.81 |
| 00788 | SCARINCI & HOLLENBECK, LLC | 13-01046 | 08/13/13 | LEGAL SERVICES:JUL 2013 | Open | 8,704.72 |
| 00408 | SCHWAAB, INC. | 13-00392 | 04/02/13 | BLDG DEPT-"FOR INSPEC" STAMP | Open | 45.50 |
| 01870 | SEA BRIGHT BEACH CAPITAL FUND | 13-00996 | 08/05/13 | T/F FROM OPERATING TO CAPITAL | Open | 5,000.00 |
| 01873 | SEA BRIGHT GENERAL CAPITAL A/C | 13-01009 | 08/06/13 | T/F FROM CURRENT TO GCF | Open | 200,000.00 |
| 01554 | SEA BRIGHT SERVICE CENTER | 13-00065 | 01/23/13 | POLICE-1/8/13 & 1/24/13 MAINT | Open | 499.95 |
| | | 13-00950 | 07/24/13 | DPW-SERVICE:F250 & F350 | Open | 770.87 |
| | | | | | | ----- |
| | | | | | | 1,270.82 |
| 01872 | SEA BRIGHT SEWER CAPITAL FUND | 13-00994 | 08/05/13 | T/F FROM OPERATING TO CAPITAL | Open | 10,000.00 |
| 00027 | SEABOARD WELDING SUPPLY, INC. | 13-00183 | 02/13/13 | DPW - 2013 CYLINDER RENTAL | Open | 27.00 |
| 01048 | SEMAN-TOV, INC. | 13-01086 | 08/19/13 | RECREATION-CAMP BUS TRIPS | Open | 400.00 |
| 00053 | SHORE REGIONAL HIGH SCHOOL | 13-01118 | 08/22/13 | HIGH SCHOOL TAX - SEP 2013 | Open | 165,530.75 |
| 01899 | SICILIANO, ANTHONY | 13-01065 | 08/13/13 | BEACH-REFUND:BACKGROUND CHECK | Open | 41.00 |
| 00260 | SODON'S ELECTRIC, INC. | 13-01089 | 08/19/13 | CONNECT TEMP GEN:POLICE H/Q | Open | 923.96 |
| 00031 | SORRENTINO, JOHN | 13-01100 | 08/20/13 | POLICE-REIMB:SHIPPING CHARGE | Open | 23.04 |
| 00285 | STAPLE'S ADVANTAGE | 13-00920 | 07/18/13 | MUNI CLERK-OFFICE SUPPLIES | Open | 64.61 |
| | | 13-00992 | 08/01/13 | BORO HALL-OFFICE SUPPLIES | Open | 449.62 |
| | | | | | | ----- |
| | | | | | | 514.23 |
| 00083 | T & M ASSOCIATES | 13-00566 | 05/08/13 | ROADWAY/PARKING LOT REPAIRS | Open | 26,495.00 |
| | | 13-01105 | 08/22/13 | ENGINEERING RE:SANDY 2/26-4/4 | Open | 4,792.15 |

| Vendor # | Name | PO # | PO Date | Description | Status | Amount |
|----------|---------------------------------|----------|---------|--------------------------------|--------|-----------|
| 13-01106 | | 08/22/13 | | ENGINEERING RE:SANDY12/10-2/20 | Open | 3,934.97 |
| 13-01107 | | 08/22/13 | | PRELIM DESIGN:DRAINAGE PIPES | Open | 135.00 |
| 13-01108 | | 08/22/13 | | PRELIM DESIGN:BOARDWALK | Open | 500.00 |
| 13-01109 | | 08/22/13 | | PRELIM DESIGN:PUBLIC ACCESS | Open | 67.50 |
| 13-01110 | | 08/22/13 | | PRELIM DESIGN:PUBLIC ACCESS | Open | 400.00 |
| | | | | | | ----- |
| | | | | | | 36,324.62 |
| 01285 | THE HOME DEPOT | | | | | |
| 13-00944 | | 07/24/13 | | BEACH-WINDOW A/C UNIT:OFFICE | Open | 159.00 |
| 13-01052 | | 08/13/13 | | BEACH-SUPPLIES:HANDICAP RAMPS | Open | 210.94 |
| 13-01053 | | 08/13/13 | | BEACH-GAS CAPS, BOTTLED WATER | Open | 115.90 |
| 13-01054 | | 08/13/13 | | BEACH-SUPPLIES:TICKET BOOTHS | Open | 423.08 |
| | | | | | | ----- |
| | | | | | | 908.92 |
| 00178 | UNITED STATES POSTAL SERVICE | | | | | |
| 13-01130 | | 08/23/13 | | POLICE DEPT-POSTAGE FOR METER | Open | 500.00 |
| 00675 | USLA-NJ CERTIFICATION OFFICE | | | | | |
| 13-00850 | | 07/11/13 | | BEACH-JR.GUARD TEAM MEMBERSHIP | Open | 140.00 |
| 01960 | VERIZON | | | | | |
| 13-01092 | | 08/19/13 | | LOCAL/LONG DISTANCE:JUL 2013 | Open | 2,363.29 |
| 01020 | VERIZON COMMUNICATIONS | | | | | |
| 13-01102 | | 08/20/13 | | DPW-DSL INTERNET:JUL 2013 | Open | 49.99 |
| 13-01140 | | 08/26/13 | | POLICE-FIOS STATIC IP:AUG 2013 | Open | 111.64 |
| | | | | | | ----- |
| | | | | | | 161.63 |
| 02061 | VERIZON WIRELESS | | | | | |
| 13-01043 | | 08/13/13 | | FIRE DEPT-MDT:AUG 2013 | Open | 40.01 |
| 13-01044 | | 08/13/13 | | BLDG INSPECTOR-CELL:AUG 2013 | Open | 43.21 |
| 13-01133 | | 08/23/13 | | POLICE-AUG 2013 CELL & MDT | Open | 769.08 |
| 13-01134 | | 08/23/13 | | AIR CARDS/JET PACKS:AUG 2013 | Open | 160.04 |
| | | | | | | ----- |
| | | | | | | 1,012.34 |
| 00177 | VIRGINIA, KARENA | | | | | |
| 13-01036 | | 08/12/13 | | REFUND:JUNIOR LIFEGUARD PROGRM | Open | 100.00 |
| 00281 | W.E. TIMMERMAN CO., INC. | | | | | |
| 13-00905 | | 07/16/13 | | DPW-STREET SWEEPER REPAIRS | Open | 829.24 |
| 01150 | W.W. GRAINGER, INC. | | | | | |
| 13-00909 | | 07/17/13 | | BEACH-STANDUP A/C UNIT:OFFICE | Open | 421.18 |
| 13-00932 | | 07/23/13 | | DPW-GATORADE | Open | 194.01 |
| 13-00933 | | 07/23/13 | | BEACH-GATORADE | Open | 194.01 |
| 01150 | W.W. GRAINGER, INC. (Continued) | | | | | |
| 13-00956 | | 07/24/13 | | DPW-CORE CUTTING MACHINE | Open | 1,676.40 |
| 13-01024 | | 08/12/13 | | BLDGS/GRNDS-LOCKOUT KIT | Open | 208.00 |
| | | | | | | ----- |
| | | | | | | 2,693.60 |
| 00824 | WAGNER, COREY | | | | | |
| 13-00866 | | 07/12/13 | | REC-SUMMER VOLLEYBALL | Open | 1,350.00 |
| 01409 | WARSHAUER ELECTRIC SUPPLY | | | | | |
| 12-01078 | | 09/13/12 | | BLDGS/GRND-WALL MOUNTED LIGHTS | Open | 509.24 |
| 01164 | WATCHUNG SPRING WATER CO, INC. | | | | | |
| 13-01013 | | 08/06/13 | | JUN/JUL 2013 SPRING WATER | Open | 220.08 |
| 13-01144 | | 08/27/13 | | JUL/AUG 2013 SPRING WATER | Open | 396.87 |
| | | | | | | ----- |
| | | | | | | 616.95 |
| 01829 | WPCS INTERNATIONAL, INC. | | | | | |
| 13-01011 | | 08/06/13 | | POLICE-INSTALL MOTOROLA RADIOS | Open | 5,249.94 |

Total Purchase Orders: 162
Total P.O. Line Items: 194
Total List Amount: 739,296.60

| | |
|--|-------------------|
| BALANCE CARRIED FORWARD | 739,296.60 |
| BORO OF SEA BRIGHT ESCROW A/C | 500.00 |
| BORO OF SEA BRIGHT PAYROLL A/C (8/15/13 P/R) | 131,396.28 |
| GOWAN, KERRY (10/8/12-7/24/13 CALLS) | 270.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 180.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 190.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 150.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 210.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 180.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 70.00 |
| MCKENNA, DUPONT, HIGGINS & STONE (ESCROW) | 200.00 |
| NJ DEPT OF LABOR (ANNUAL CIF ASSESSMENT) | 163.50 |
| NJ DEPT OF TRANSPORTATION (APPLIC FEE) | 300.00 |
| NJSHBP (JULY 2013) | 29,925.49 |
| NJSHBP (JULY 2013) | 11,600.88 |
| TREASURER, STATE OF NJ (MARRIAGE LICENSE FEES) | 50.00 |
| U.S. POSTAL SERVICE (POSTAGE:TAX BILLS) | 1,000.00 |
| WEX BANK (AUGUST 2013) | 7,284.64 |
| GRAND TOTAL | 922,967.39 |

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy
 Yes Yes Yes Yes Yes Yes

FOR DISCUSSION:

- 1. SUBJECT:** Engineer’s recommendation for the FY2014 NJDOT Municipal Aid Grant
ACTION: T & M Associates recommended reconstruction of Atlantic Way, Willow Way, and Bellevue Place.

- 2. SUBJECT:** 28th Annual International Coastal Cleanup Day – September 21, 2013
ACTION: Mayor Long discussed the event and is looking for volunteer support for this year’s clean-up event.

- 3. SUBJECT:** Zoning- additional hours/accessibility; Planning Board- variance issues/sample ordinances
ACTION: It was requested that the CFO find funds for increasing Zoning Office hours; the suggestion was to make the Planning Board application process more resident-friendly.

- 4. SUBJECT:** Garbage and Recycling Problem Due to Sandy
ACTION: River Street and South Street garbage problems will be addressed. A long-term plan for garbage needs to be created.

- 5. Updates, Reports, and Communications**
 - a) September 6, 2013 - Childhood Cancer Awareness Ceremony, 6 to 7 p.m.; refreshments 7 to 9 p.m. at the Fire House
 - b) September 10, 2013 - H2O9 Water Conference “Shirt Sleeve Session”, 9:45 a.m. to 4:00 p.m., Sea Bright Community Center

REMARKS FROM THE AUDIENCE (limited to 3 minutes)

The Public Comment portions of this meeting allow members of the audience to bring their concerns or comments to the Mayor and Council’s attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator’s office during regular business hours.

1. Janet Hentschel, 7 East Church Street, requested signage for East Church Street; commented negatively on the cell tower; commented on an article in the Asbury Park Press article of August 31, 2013, regarding abandoned properties in Howell Township, and asking how Sea Bright is addressing the problem of abandoned properties.

2. Vince Lapore, Long Branch, requested clarification on committee meetings for economic development regarding consolidation; also asked who will be the developer. Mayor Long responded that the committee meetings will not be taking formal action. They are working through ideas and making recommendations.

3. Heather Bedenko, 400 Ocean Avenue, mentioned a project called 'Stronger Than the Storm', which is happening in Sea Bright tomorrow. She announced that Tom Burry, from the television show 'Restaurant Impossible' will serve as a celebrity carpenter, and, along with his crew, and Boy Scouts and other volunteers, will build a fence around the playground on the beach and build some benches. Ms. Bedenko announced that Sea Brighters Embracing Action is doing 'Sand Days' again on September 21, 22, 28, 29 and October 12, 13, 14, 19, and 20. Ms. Bedenko again asked for clarification on sea wall and bulk head height in the parking lot and commented that she would like the wall to be really high so as to be protective. Jacki Flor responded and explained how the height was determined.

EXECUTIVE SESSION:

Resolution No. 169 -2013 Executive Session

RESOLUTION NO. 169-2013
EXECUTIVE SESSION

At 8:41 p.m. Councilmember Kelly introduced and offered for adoption a motion to enter into Closed Session to discuss Personnel and Litigation Matters; seconded by Councilmember Leckstein.

WHEREAS, Section 8 of the Open Public Meeting Act, NJSA 10:4-12 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, New Jersey, that they meet in closed session to discuss the issues as herein set forth and when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed are as follows:
Personnel and litigation
3. It is anticipated at this time that the subject matters will be made public, if and when, confidentiality is no longer needed. Action may be taken.
4. This Resolution shall take effect immediately

BE IT FURTHER RESOLVED that the Mayor and Council may come back into Regular Session to conduct additional business.

Roll Call: Bills, Keeler, Kelly, Leckstein, LoBiondo, Murphy,
Yes Yes Yes Yes Yes Yes

ADJOURNMENT:

Councilmember Kelly offered a motion to adjourn the public meeting; seconded by Councilmember Leckstein.

Roll call: Bills, Keeler, Kelly, Leckstein, Lobiondo, Murphy
Yes Yes Yes Yes Yes Yes

Time: 9:10 pm

Respectfully Submitted,

Joseph L. Verruni

JLV:cbm