

**MINUTES  
SPECIAL MEETING  
BOROUGH OF SEA BRIGHT**

**September 13, 2018 (Thursday)**

**SEA BRIGHT, NEW JERSEY**

**Mayor Long** called the meeting to order at 8:30 AM and requested those present to join in the Pledge of Allegiance.

**48 Hour Notice Requirement:**

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 the 48 hour notice requirement for this meeting has been met. A copy of the agenda was sent to the Asbury Park Press and other local newspapers on January 25, 2018 and posted on the bulletin board in the Borough office. This meeting is open to the public.

**PRESENT:** Mayor Dina Long  
Councilmember's Kevin Birdsall, William J. Keeler,  
Brian P. Kelly, Marc A. Leckstein, Charles H. Rooney, Jon Schwartz  
**OTHERS:** Attorney Roger McLaughlin, Engineers Fran Mullan and Claire Petruzzella,  
Administrator Joseph L. Verruni, Clerk Christine Pfeiffer

**REMARKS FROM THE AUDIENCE: (limited to 3 minutes)**

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

No one wished to be heard.

**EXECUTIVE SESSION**

Councilmember Leckstein offered a motion to enter into Closed Session; seconded by Councilmember Kelly:

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

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

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed are as follows:
  - A. Litigation
  - B. Contracts
  - C. Personnel
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.

Vote: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz  
Yes Yes Yes Yes Yes Yes

Councilman Rooney left the meeting at the conclusion of the closed session.

There being no further business to discuss a motion to go back into the special meeting was made by Councilman Leckstein and seconded by Councilman Kelly with unanimous voice vote approval.

**RESOLUTION(s):**

**Res No. 143-2018 Authorizing Requests for Proposals for Professional Services (Construction Manager - New Municipal Complex)**

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

**WHEREAS**, the Borough Council is desirous of receiving proposals for the following:

- a) Construction Manager to oversee construction of the new municipal complex

**WHEREAS**, specifications for the aforesaid items will be on file in the Borough Clerk’s Office and available for inspection.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that it does hereby authorize the Borough Clerk to advertise for requests for proposals for the aforesaid item as per the specifications on file to be received by the Borough Clerk, 1167 Ocean Avenue, Sea Bright, New Jersey on a date to be determined; and

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

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

Vote: Birdsall,	Keeler,	Kelly,	Leckstein,	Rooney,	Schwartz
Yes	Yes	Yes	Yes	Absent	Yes

**Res No. 144-2018 Appointing Municipal Prosecutor**

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

**WHEREAS**, pursuant to N.J.S.A. 2B:25-4, there exists a need to appoint a qualified attorney as Municipal Prosecutor for the Borough of Sea Bright; and

**WHEREAS**, Eric D. Brophy, Esq. who was appointed to serve as Municipal Prosecutor for the Borough at the January 6, 2018 Re-Organization meeting has submitted a letter of resignation effective September 1, 2018; and

**WHEREAS**, pursuant to §13-2 of the Code of the Borough of Sea Bright, the Mayor shall appoint a Borough Prosecutor to serve until December 31 of the year of said appointment (December 31, 2018); and

**WHEREAS**, Mayor Long would like to make the following appointment for the position of Municipal Prosecutor at a rate of \$350/per session:

**Gregory J. Cannon, Esquire**  
**Sobel Han, LLP**  
**120 Sylvan Avenue - Suite 304**  
**Englewood Cliffs, New Jersey 07632**

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Court No. 8-01-43-490-000 for the purpose stated herein.

  
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**MICHAEL J. BASCOM, CFO**

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey that Gregory J. Cannon, Esq. of Sobel Han, LLP is hereby appointed as the Municipal Prosecutor for the Borough of Sea Bright and authorize the Mayor and Borough Clerk to execute a contract as described herein for the remainder of the 2018 contract year; and

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

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

- 1. Gregory J. Cannon
- 2. Finance Manager
- 3. Court Clerk

Roll Call:	Birdsall,	Keeler,	Kelly,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Absent	Yes

**Res No. 145-2018 AMENDING RESOLUTION NO. 132-2018  
 Authorizing The Borough Of Sea Bright To Submit A Grant  
 Application To The Monmouth County Municipal Open Space  
 Grant Program To Provide Funding For "Swing Bridge Park"  
 Block 18, Lot 1 - 1008 Ocean Avenue**

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

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

**WHEREAS**, the Governing Body of the Borough of Sea Bright desires to obtain County Open Space Trust Funds in the amount of \$10,000.00 to fund the Swing Bridge Park renovations; and

**WHEREAS**, the total cost of the project including all matching funds is \$20,000.00; and

*\*WHEREAS, the Borough of Sea Bright is the owner of and controls the project site.*

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

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

Roll Call:	Birdsall,	Keeler,	Kelly,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Absent	Yes

**ADJOURNMENT:**

Councilmember Leckstein offered a motion to Adjourn the Special meeting; second by Councilmember Birdsall:

<b>Vote:</b>	Birdsall,	Keeler,	Kelly,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Absent	Yes