

RESOLUTION NO. 120-2019

**AUTHORIZING AGREEMENT WITH JNM HOLDING, INC. FOR USE OF PARKING LOT
AT 1139 OCEAN AVENUE – BLOCK19, LOTS 2 & 2.01**

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

WHEREAS, the Borough of Sea Bright recognizes the need to increase parking within the Borough of Sea Bright during the summer season to better serve the needs and convenience of residents and the general public; and

WHEREAS, the Borough of Sea Bright and JNM Holding, Inc. have agreed to use the premises known as 1139 Ocean Avenue (Block 19, Lots 2 & 2.01) for additional parking pursuant to Chapter 130- 49F, " Temporary Uses," of the Code of the Borough of Sea Bright; and

WHEREAS, the Borough Administrator submitted a proposal to JNM Holding, Inc., attached hereto, outlining the terms and conditions of said agreement; and

WHEREAS, the Borough Administrator proposed that the fee to park in said lot should be \$20.00 per day and all vehicles must be removed from the lot by 8:00 am the following day or will be subject to towing; and

WHEREAS, the Borough Council of the Borough of Sea Bright wish to enter into such an agreement, effective immediately, for the operation of a temporary municipal parking lot at the rate of \$20.00/per day.

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 Administrator to execute an agreement, nunc pro tunc, with JNM Holding, Inc. for the use of the parking lot at 1139 Ocean Avenue according to the terms and conditions in the attached agreement letter.

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

1. Finance Manager
2. Beach Manager
3. Borough Attorney
4. JNM Holding, Inc.

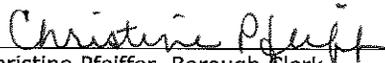
Roll Call: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz
Yes Yes Yes abstain* Yes Yes

*Abstained due to conflict of interest.

July 16, 2019

Certification

I, Christine Pfeiffer, Borough Clerk, do hereby certify the foregoing is a Resolution adopted by the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, at a Council Meeting held on July 16, 2019.


Christine Pfeiffer, Borough Clerk



BOROUGH OF SEA BRIGHT

MONMOUTH COUNTY, NEW JERSEY

www.seabrightnj.org

BOROUGH OFFICES:
1167 OCEAN AVENUE
SEA BRIGHT, N.J. 07760
TEL: (732) 842-0099
FAX: (732) 741-3116

July 3, 2019

Stephen Cutler
Sandy Mulheren

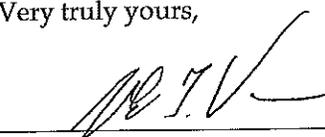
Dear Mr. Cutler and Mr. Mulheren,

As per our recent meeting I would like to memorialize our agreement concerning the use of 1139 Ocean Avenue (Block 19, Lots 2 & 2.01) for parking.

1. The Borough will staff and utilize the lots for paid parking.
2. The Borough will stripe and provide signage.
3. The Borough will provide additionally named insured language for insurance purposes.
4. The Borough will reserve 10 (ten) parking spots for Chapel Beach Club staff and/or patrons each day until 12:00 o'clock noon or until an agreed upon time of mutual consent.
5. The cost of agreed upon expenses will be shared by both parties.
6. The parties will split the net proceeds equally.
7. The Borough will also add to our final payment to JNM Holding, Inc., an amount equal to two months taxes of approximately \$2,644.00. As agreed, we will revisit this issue if more usage occurs.
8. Rumson Management will remove the existing chain link fence enclosure.
9. An enclosure to be installed on the northernmost property line can be erected to house a dumpster for non-household waste and miscellaneous storage.
10. The enclosure must be fully concealed from public view. If this letter agreement is terminated by JNM Holding, Inc. without Borough consent, the dumpster must be removed. Prior to installation, a sketch must be provided of the desired location.

Please sign a copy of this letter acknowledging the terms and conditions above and return to my attention. Thank you for your cooperation in this matter.

Very truly yours,



Joseph L. Verruni
Borough Administrator



Stephen Cutler
Dated: 7/3/19