

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

APRIL 16, 2024

SEA BRIGHT, NEW JERSEY

TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:

<https://meet.goto.com/809414965>

OR DIAL: (224) 501-3412

Access Code: 809-414-965

Mayor Kelly called the meeting to order at 7:00 p.m. and requested those present to join in the Pledge of Allegiance.

Mayor Kelly 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 Was Sent to the Asbury Park Press and other local newspapers on January 8, 2024. In each instance, the Date, Time, And Location of This Meeting Were Provided in The Notice. This Meeting Is Open To The Public."

PRESENT: Mayor Brian P. Kelly
Councilmembers, Erwin Bieber, Samuel A. Catalano, Heather Gorman,
William J. Keeler, Marc A. Leckstein

ABSENT: Councilmember John M. Lamia, Jr.

OTHERS: Attorney Roger McLaughlin, Administrator Joseph Verruni,
CFO Michael Bascom, Borough Clerk Christine Pfeiffer

**MOMENT OF SILENCE FOR THE FOLLOWING MEMBER OF THE SEA BRIGHT COMMUNITY
WHO PASSED AWAY: John T. Lane, Jr.**

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.

Kevin Birdsall, resident, expressed his concerns regarding the proposed e-bike ordinance and feels it would be impossible to enforce. He also feels the town is making itself liable by adopting an ordinance when there are already state regulations in place. Mayor Kelly stated that we have reached out to the state for guidance and are awaiting a response. Mr. Birdsall stated that it is less dangerous for e-bikes to be on the splash pad than on Ocean Avenue.

Brigid Trovato, resident, suggested painting two paths on the sea walkway for "walkers" and "bikers" - it needs to be obvious.

CONSENT AGENDA

Councilmember Leckstein offered a motion to approve the items that are considered routine in nature under the consent agenda; seconded by Councilmember Bieber:

Minutes

03-13-2024	Workshop Meeting
03-13-2024	Executive Session
03-19-2024	Regular Meeting
03-19-2024	Executive Session

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

Resolutions:

No. 75-2024 Amended Resolution Establishing Public Dune Crossovers

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

WHEREAS, when establishing a protective dune system there needs to be crossovers to provide access over the dunes to the water; and

WHEREAS, to maintain a coherent and protective dune system there needs to be limits to the number of crossovers, so the integrity of the dune system is maintained; and

WHEREAS, on March 4, 2014, the Borough Council adopted a Resolution establishing public dune crossovers which now needs to be amended to include that the locations can only be deleted with approval of the State of New Jersey, Department of Environmental Protection; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that it amends and restates the establishment and/or continuance of public crossovers at the following locations:

	BLOCK	LOT	LOCATION
1.	Block 4	Lot 1	1500 Ocean Avenue (Sunrise)
2.	Block 4	Lot 4	1490 Ocean Avenue (Island View)
3.	Block 4	Lot 7.11	9 ½ Tradewinds Lane (Tradewinds)
4.	Block 5	Lot 63.01	End of Sandpiper Lane (Sea Bright Village)
5.	Block 7	Lot 6	1187 Ocean Avenue, east side – across from Osborne Place
6.	Block 7.3	Lot 5.01	1201 Ocean Avenue (Runaway Beach)
7.	Block 23	Lot 11	east side – across from 934 Ocean Avenue (Anchorage Beach)
8.	Block 23	Lot 16	east side – across from 766 Ocean Avenue (Seabridge)
9.	Block 23	Lot 27	east side – across from 700 Ocean Avenue (Grand Point Way)
10.	Block 23	Lot 36	east side – across from 640 Ocean Avenue
11.	Block 23	Lot 61	east side – across from 568 Ocean Avenue & Shrewsbury Avenue
12.	Block 23	Lot 95	east side – across from 420 Ocean Avenue
13.	Block 23	Lot 103	east side – across from 370 Ocean Avenue
14.	Block 23	Lot 106	east side – across from 314 Ocean Avenue (Oceanfront Rest.)
15.	Block 23	Lot 113	east side – across from 280 Ocean Avenue
16.	Block 23	Lot 115	east side – across from 250 Ocean Avenue (Riveredge)
17.	Block 23	Lot 123	east side – across from 224 Ocean Avenue (Via Ripa)
18.	Block 23	Lot 129.01	east side – across from 174 Ocean Avenue (Lands End)
19.	Block 23	Lot 134	east side – across from 150 Ocean Avenue (North Pointe)

BE IT FURTHER RESOLVED that these locations will be reviewed annually and when appropriate make additions and deletions; and

BE IT FURTHER RESOLVED that the crossover locations can only be deleted with New Jersey Department of Environmental Protection approval; and

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

- 1. Borough Engineer
- 2. Police Chief

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 76-2024 Waiver of Nuisance Ordinance for the Fireman’s Fair

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

WHEREAS, the Sea Bright Fire Department will hold the annual Firemen’s Fair from Thursday, May 9 through Sunday May 12, 2024; and

WHEREAS, pursuant to Chapter 146 - Nuisances, Article II – Noise Nuisances, it shall be unlawful for any person(s) to make, continue or cause to be made any unnecessary and unreasonably loud, disturbing noise, as defined in Paragraphs A, C, L and P of §146-7 of this Article, which is plainly audible at more than 50 feet from the real property line from which the noise is emanating between the hours of 10:00 pm through 8:00 am of the following morning; and

WHEREAS, a request has been made for a waiver to extend the 10:00 pm deadline to 12:00 am (midnight) during the duration of the Firemen’s Fair.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize a waiver of Chapter 146 Nuisances, Article II, for the Fireman's Fair from May 9 through May 12, 2024; and

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

- 1. Chief of Police
- 2. Fireman's Fair Representative

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

**No. 77-2024 Authorizing the Purchase of Kubota 4WD Utility Vehicle
Department of Public Works**

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

WHEREAS, the Borough of Sea Bright is in need of a new four wheel drive utility vehicle for the Department of Public Works; and

WHEREAS, pursuant to N.J.A.C. 5:34-7.29, the Borough of Sea Bright may by resolution and without advertising for bids purchase any goods or services through the State of New Jersey's Cooperative Purchasing Program; and

WHEREAS, the Borough of Sea Bright wishes to purchase a Kubota four wheel drive utility vehicle from Cherry Valley Tractor Sales, 35 Route 70 West, Marlton, NJ, under Cooperative Purchasing Program – ESCNJ 22/23-12, for an amount not to exceed \$24,317.93.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$24,317.93 will be available in Beach Capital Outlay for the purpose stated herein.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the purchase of a Kubota four wheel drive utility vehicle from Cherry Valley Tractor Sales of Marlton, NJ for a total cost of \$24,317.93; and

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

- 1. Director of Public Works
- 2. Finance Manager
- 3. Cherry Valley Tractor Sales

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 78-2024 Donation of 2024 Beach Badges

Councilmember Leckstein offered the following resolution and moved for its adoption; seconded by Councilmember Bieber:

WHEREAS, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organizations listed below by donating six (6) 2024 beach badges as requested:

- 1. Middletown High School North **2 Badges**
Fundraising Event – June 13, 2024
- 2. All Saints Memorial Church **2 Badges**
Fundraising Event – May 18, 2024
- 3. The Ashley Lauren Foundation **2 Badges**
Fundraising Event – June 22, 2024

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2024 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey authorize the donation of six (6) 2024 Season Beach Badges to the aforementioned charitable organizations; and

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

- 1. Borough Administrator
- 2. Borough Auditor
- 3. Individual Requestors

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 79-2024 Donation of 2025 Beach Badges

Councilmember Leckstein offered the following resolution and moved for its adoption; seconded by Councilmember Bieber:

WHEREAS, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organization listed below by donating two (2) 2025 beach badges as requested:

- 1. Holiday Express **2 Badges**
 Fundraising Event – September 8, 2024

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2025 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey authorize the donation of two (2) 2025 Season Beach Badges to the aforementioned charitable organization; and

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

- 1. Borough Administrator
- 2. Borough Auditor
- 3. Individual Requestor

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 80-2024 Consideration of Bids Received for Construction of a Viewing Platform on Beach Street

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

WHEREAS, on April 18, 2023 the Borough Council of the Borough of Sea Bright authorized the receipt of bids for the construction of a viewing platform at the terminus of Beach Street; and

WHEREAS, the Borough Clerk did duly advertise on June 30, 2023, to receive bids for the construction of a viewing platform on Beach Street; and

WHEREAS, in connection therewith, the one (1) bid received was rejected as it exceeded budget estimates; and

WHEREAS, by way of Resolution No. 123-2023, the Borough Council authorized the Clerk to re-advertise for the receipt of bids for the construction of a viewing platform at the terminus of Beach Street; and

WHEREAS, the Borough Clerk did duly advertise on March 8, 2024, to receive bids on April 2, 2024; and

WHEREAS, in connection therewith, four (4) bids were received from the following: 1) Jayadit Builders LLC, Edison, NJ in the amount of \$23,250.00; 2) Vulcan Construction, Cookstown, NJ in the amount of \$46,500.00; 3) Seacoast Construction Inc., East Brunswick, NJ in the amount of \$56,000.00; 4) Cypreco Industries Inc., Neptune, NJ in the amount of \$89,823.00; and

WHEREAS, the Borough Administrator, Engineer and Attorney have reviewed the bid documents and determined the lowest responsible bidder meeting specifications for this bid is Jayadit Builders LLC of Edison, NJ and recommend that a contract be awarded at a cost not to exceed \$23,250.00.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$23,250.00 are available in Bond Ordinance No. 14-2021 for the purpose stated herein.



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, does hereby award a contract to Jayadit Builders LLC of Edison, New Jersey for the construction of a viewing platform at the terminus of Beach Street in the amount of \$23,250.00 as set forth in their bid proposal; and

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

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders; and

BE IT FURTHER RESOLVED that this award of contract is conditioned upon delivery and execution thereof within ten (10) days from the date of the within Resolution accompanied by such appropriate insurance certificate, affirmative action certificate and performance bonds as may be required by the specifications; and

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

- 1. Finance Manager
- 2. Public Works
- 3. Bill White, Collier’s Engineering & Design
- 4. Jayadit Builders LLC

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 81-2024 Consideration of Award of Contract for 2024 Grounds Maintenance in the Borough of Sea Bright

Councilmember Leckstein offered the following resolution and moved its adoption; seconded by Councilmember Bieber:

WHEREAS, on January 16, 2024 the Borough Council authorized the receipt of bids for 2024 Ground Maintenance services in the Borough of Sea Bright; and

WHEREAS, the Borough Clerk did duly advertise on April 2, 2024 to receive bids on April 12, 2024 for 2024 Ground Maintenance services; and

WHEREAS, in connection therewith one (1) bid was received from Cousins Landscaping, West Long Branch, New Jersey for an amount not to exceed \$33,500.00 for 2024 and \$36,500.00 for 2025; and

WHEREAS, the Borough Attorney reviewed the bid and it was determined that Cousins Landscaping, West Long Branch, New Jersey, met all the specifications for this bid; and

WHEREAS, the Borough Administrator and Director of Public Works, recommend that a contract be awarded to Cousins Landscaping, West Long Branch, New Jersey, as per their bid proposal for Grounds Maintenance within the Borough of Sea Bright for a two-year term (2024 & 2025) with the option for one additional year in 2026.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, has certified that funds will be available in Budget line-item No. 4-01-26-310-224 for the purpose stated herein.



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 a two-year contract is hereby awarded to Cousins Landscaping, West Long Branch, New Jersey for Grounds Maintenance services within the Borough of Sea Bright; and

BE IT FURTHER RESOLVED that this award of contract is conditioned upon delivery and execution thereof within sixty (60) days from the date of the within resolution; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in The Two River Times newspaper.

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

- 1. Cousins Landscaping
- 2. Finance Manager
- 3. Director – Public Works

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 82-2024 Hiring Volunteer Firefighters

Councilmember Leckstein offered the following resolution for approval; seconded by Councilmember Bieber:

WHEREAS, Chapter 20, Section 20.4 of the General Code, Fire Department membership requires any person desiring membership in a volunteer fire department, shall complete an application; may

be required to have a pre-appointment physical by a physician; and the Borough Council shall order a criminal background check to be conducted by the Chief of Police; and

WHEREAS, the Fire Department received applications from the following individuals, all pre-appointment requirements have been met and the Fire Chief recommends they be hired to serve as volunteer firefighters in the Sea Bright Fire/Rescue Department:

Seasonal Membership

- Grant Heller
- Zachary Levitzki
- Landen Morgan
- Luiz Oliveira
- Joseph Patti
- Panagiotis Theologis

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby accept and approve appointing the above-named individuals to serve as members in the Sea Bright Fire Department; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to send a certified copy of this resolution to the following:

- 1. Sea Bright Fire Chief
- 2. Individual Members

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 83-2024 Authorizing a Shared Services Agreement with the Borough of Highlands for Street Sweeping Services

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

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., allows a local unit to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to primary purposes of any of the participating local units; and

WHEREAS, the Borough of Sea Bright is in need of street sweeping services; and

WHEREAS, the Borough of Highlands has the necessary staffing, equipment and personnel to provide street sweeping services to the Borough of Sea Bright from April 1, 2024 through October 31, 2024 on Tuesdays and Thursdays for the total amount of \$18,000; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in budget line item 4-01-42-120-200 for the purpose stated herein for an amount not to exceed \$18,000.00.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute a Shared Service Agreement with the Borough of Highlands from April 1, 2024 through October 31, 2024 on Tuesdays and Thursdays for an amount not to exceed \$18,000.00 for street sweeping services.

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

- 1. Finance Manager
- 2. Department of Public Works
- 3. Borough of Highlands
- 4. Department of Community Affairs, DLGS

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 84-2024 Authorizing a Shared Services Agreement with the Borough of Highlands 2024 Ocean Rescue Lifeguard Services

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

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. seq. authorizes the approval of Shared Services Agreements between local units by Resolution; and

WHEREAS, the Borough of Sea Bright ("Sea Bright") and the Borough of Highlands ("Highlands") wish to enter into a Shared Services Agreement for the provision of lifeguard services by Sea Bright to Highlands for the 2024 summer season; and

WHEREAS, Sea Bright and Highlands agree that Sea Bright is to provide lifeguard services to Highlands for the period of June 15, 2024 through and including September 2, 2024 as per the terms of the attached Agreement for an amount of \$61,845.00; and

WHEREAS, Sea Bright and Highlands have also agreed that Highlands will perform street sweeping services for Sea Bright at a cost of \$18,000.00; and

WHEREAS, per the terms of the agreement, Sea Bright will apply a credit of \$18,000.00 towards the cost of lifeguard operations, wherein Highlands will pay Sea Bright the total amount of \$43,845.00 for lifeguard services; and

WHEREAS, the parties acknowledge and agree that they are associated for only the purposes set forth in the Agreement and any other duly ratified Shared Services Agreement between them, and that each is a public entity separate and distinct from the other.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute a Shared Services Agreement to provide lifeguard services to the Borough of Highlands for the 2024 summer season for a fee of \$61,845.00; and

BE IT FURTHER RESOLVED, the net amount paid by Highlands to Sea Bright will be \$43,845.00 as referenced above; and

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Borough Attorney
- 4. Borough of Highlands
- 5. Department of Community Affairs, DLGS
- 6. Monmouth County JIF

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 85-2024 Authorizing an Agreement with Edgewater Beach and Cabana Club for 2024 Ocean Rescue Lifeguard Services

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

WHEREAS, the Borough of Sea Bright ("Sea Bright") and Edgewater Beach and Cabana Club, Sea Bright, New Jersey (Edgewater) wish to enter into an Agreement for the provision of ocean rescue lifeguard services by the Borough of Sea Bright for the 2024 beach season; and

WHEREAS, Sea Bright and Edgewater agree that Sea Bright is to provide lifeguard services to Edgewater's beach according to the terms and conditions outlined in the attached agreement on weekends and holidays beginning Saturday, May 25, 2024 to Friday, June 7, 2024; full-time (seven days a week) from Saturday, June 8, 2024 through Monday, September 2, 2024; and, weekends in September following Monday, September 2, 2024 for a fee of \$58,575.00; and

WHEREAS, the parties acknowledge and agree that they are associated for only the purposes set forth in the Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an agreement for ocean rescue lifeguard services with Edgewater Beach and Cabana Club for the 2024 summer season for a fee of \$58,575.00; and

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Borough Attorney
- 4. Edgewater Beach and Cabana Club
- 5. Monmouth County JIF

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 86-2024 Authorizing an Agreement with Surfrider Beach Club for 2024 Ocean Rescue Lifeguard Services

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

WHEREAS, the Borough of Sea Bright ("Sea Bright") and Surfrider Beach Club, Sea Bright, New Jersey (Surfrider) wish to enter into an Agreement for the provision of ocean rescue lifeguard services by the Borough of Sea Bright for the 2024 beach season; and

WHEREAS, Sea Bright and Surfrider agree that Sea Bright is to provide lifeguard services to Surfrider's beach according to the terms and conditions outlined in the attached agreement on weekends and holidays beginning Saturday, May 25, 2024 to Friday, June 7, 2024; full-time (seven days a week) from Saturday, June 8, 2024 through Monday, September 2, 2024 for a fee of \$53,155.00; and

WHEREAS, the parties acknowledge and agree that they are associated for only the purposes set forth in the Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an agreement for ocean rescue lifeguard services with Surfrider Beach Club for the 2024 summer season for a fee of \$53,155.00; and

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Borough Attorney
- 4. Surfrider Beach Club
- 5. Monmouth County JIF

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

No. 91-2024 Approving the Leasing of Property for use by the Borough of Sea Bright with Jesse A. Howland & Sons, Inc. for a Municipal Permit Parking Facility – 2024 Season

Councilmember Leckstein offered the following Resolution and moved its adoption; seconded by Councilmember Bieber:

WHEREAS, it has been determined that the Borough of Sea Bright needs to provide a permit parking facility for the Borough and Business employees; and

WHEREAS, the Borough wishes to enter into a lease agreement with Jesse A. Howland & Sons, Inc. for a portion of property known as Block 13, Lot 14 (50 Church Street) to be used by the Borough of Sea Bright for a Municipal Permit Parking facility from May 15, 2024 to September 15, 2024; and

WHEREAS, the Borough has determined that this would be a proper temporary use under the provisions of the Borough's zoning ordinance pursuant to Chapter 130, Section 38F; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a lease agreement for a portion of the aforesaid property to be used by the Borough of Sea Bright for a Municipal Permit Parking facility from May 15, 2024 through September 15, 2024; and

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

- 1. Jesse A. Howland & Sons, Inc.
- 2. Khristi Jacobs, Financial Manager
- 3. Brett Friedman, Chief of Police

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

ORDINANCE(s):

Public Hearing: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 04-2024

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT, CHAPTER 130, "LAND USE", AND TO ESTABLISH "SALT STORAGE REGULATIONS"

Monmouth County Planning Board Acknowledgement Received 4/1/24

Borough of Sea Bright Planning Board Acknowledgement Received 3/28/24

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 04-2024; seconded by Councilmember Keeler:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Public Hearing (Ord. No. 04-2024)

No one wished to be heard.

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 04-2024; seconded by Councilmember Keeler:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Councilmember Bieber offered a motion to adopt Ordinance No. 04-2024 and advertise according to law; seconded by Councilmember Leckstein

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

SECTION ONE: Chapter 130 of the Code of the Borough of Sea Bright is amended and supplemented to add Article XX, SALT STORAGE REGULATIONS as follows:

§ 130-128. Purpose:

The purpose of this ordinance is to prevent stored salt and other solid de-icing materials from being exposed to stormwater.

This ordinance establishes requirements for the storage of salt and other solid de-icing materials on properties not owned or operated by the municipality (privately-owned), including residences, in Sea Bright Borough to protect the environment, public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 130-129. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- A. "De-icing materials" means any granular or solid material such as melting salt or any other granular solid that assists in the melting of snow.
- B. "Impervious surface" means a surface that has been covered with a layer of material so that it is highly resistant to infiltration by water.
- C. "Storm drain inlet" means the point of entry into the storm sewer system.
- D. "Permanent structure" means a permanent building or permanent structure that is anchored to a permanent foundation with an impermeable floor, and that is completely roofed and walled (new structures require a door or other means of sealing the access way from wind driven rainfall).

A fabric frame structure is a permanent structure if it meets the following specifications:

- 1. Concrete blocks, jersey barriers or other similar material shall be placed around the interior of the structure to protect the side walls during loading and unloading of de-icing materials;
- 2. The design shall prevent stormwater run-on and run through, and the fabric cannot leak;

3. The structure shall be erected on an impermeable slab;
 4. The structure cannot be open sided; and
 5. The structure shall have a roll up door or other means of sealing the access way from wind driven rainfall.
- E. "Person" means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- F. "Resident" means a person who resides on a residential property where de-icing material is stored.

§ 130-130. De-icing Material Storage Requirements:

- A. Temporary outdoor storage of de-icing materials in accordance with the requirements below is allowed between October 15th and April 15th:
1. Loose materials shall be placed on a flat, impervious surface in a manner that prevents stormwater run-through;
 2. Loose materials shall be placed at least 50 feet from surface water bodies, storm drain inlets, ditches and/or other stormwater conveyance channels;
 3. Loose materials shall be maintained in a cone-shaped storage pile. If loading or unloading activities alter the cone-shape during daily activities, tracked materials shall be swept back into the storage pile, and the storage pile shall be reshaped into a cone after use;
 4. Loose materials shall be covered as follows:
 - a. The cover shall be waterproof, impermeable, and flexible;
 - b. The cover shall extend to the base of the pile(s);
 - c. The cover shall be free from holes or tears;
 - d. The cover shall be secured and weighed down around the perimeter to prevent removal by wind; and
 - e. Weight shall be placed on the cover(s) in such a way that minimizes the potential of exposure as materials shift and runoff flows down to the base of the pile.
 - (1) Sandbags lashed together with rope or cable and placed uniformly over the flexible cover, or poly-cord nets provide a suitable method. Items that can potentially hold water (e.g., old tires) shall not be used;
 5. Containers must be sealed when not in use; and
 6. The site shall be free of all de-icing materials between April 16th and October 14th.
- B. De-icing materials should be stored in a permanent structure if a suitable storage structure is available. For storage of loose de-icing materials in a permanent structure, such storage may be permanent, and thus not restricted to October 15 -April 15.
- C. Blank.
- D. The property owner, or owner of the de-icing materials if different, shall designate a person(s) responsible for operations at the site where these materials are stored outdoors, and who shall document that weekly inspections are conducted to ensure that the conditions of this ordinance are met. Inspection records shall be kept on site and made available to the municipality upon request.
1. Residents who operate businesses from their homes that utilize de-icing materials are required to perform weekly inspections.

§ 130-131. Exemptions:

Residents may store de-icing materials outside in a solid-walled, closed container that prevents precipitation from entering and exiting the container, and which prevents the de-icing materials from leaking or spilling out. Under these circumstances, weekly inspections are not necessary, but repair or replacement of damaged or inadequate containers shall occur within 2 weeks.

If containerized (in bags or buckets) de-icing materials are stored within a permanent structure, they are not subject to the storage and inspection requirements in Section III above. Piles of de-icing materials are not exempt, even if stored in a permanent structure.

This ordinance does not apply to facilities where the stormwater discharges from de-icing material storage activities are regulated under another NJPDES permit.

§ 130-132. Enforcement:

This ordinance shall be enforced by the Police Department and/or other Municipal Officials of Sea Bright Borough during the course of ordinary enforcement duties.

§ 130-133. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall have 72 hours to complete corrective action. Repeat violations and/or failure to complete corrective action shall be subject to a penalty of not less than One Hundred (\$100.00) Dollars.

SECTION TWO: All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION THREE: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and publication according to law and upon filing with the Monmouth County Planning Board.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 19, 2024 and will be further considered after a Public Hearing held on April 16, 2024 in the Municipal Building at 1099 Ocean Avenue at 7:00 p.m.

Public Hearing: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 05-2024
AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT, CHAPTER 130, "LAND USE", AND TO ESTABLISH "TREE PRESERVATION AND REPLACEMENT REGULATIONS"

Monmouth County Planning Board Acknowledgement Received 4/1/24
Borough of Sea Bright Planning Board Acknowledgement Received 3/28/24

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 05-2024; seconded by Councilmember Keeler:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Public Hearing (Ord. No. 05 -2024)

No one wished to be heard.

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 05-2024; seconded by Councilmember Keeler:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Councilmember Leckstein offered a motion to adopt Ordinance No. 05-2024 and advertise according to law; seconded by Councilmember Bieber:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

SECTION ONE: Chapter 130 of the Code of the Borough of Sea Bright is amended and supplemented to add Article XIX "TREE PRESERVATION AND REPLACEMENT REGULATIONS" as follows:

§ 130-122. Purpose:

An ordinance to establish requirements for tree removal and replacement and penalties for noncompliance in Sea Bright Borough to protect the environment, public health, safety and welfare.

§ 130-123. Definitions:

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" mean the requirement is always mandatory and not merely directory.

- A. "Applicant" means any "person", as defined below, who applies for approval to remove trees regulated under this ordinance.
- B. "Diameter at Breast Height (DBH)" means the diameter of the trunk of a tree generally measured at a point four and a half feet above ground level from the downhill side of the tree.
- C. "Tree of Significance" means any tree that is recognized by the municipal governing body or local historical organization(s) as being of significance due to its size, unique value, age, rarity, or the aesthetic, botanical, ecological, and historical value.
- D. "Homeowner" means a person(s) who owns a residence.
- E. "Nuisance tree" means any tree, or limb thereof, that has an infectious disease or insect; is dead or dying; obstructs the view of traffic signs or the free passage of pedestrians or vehicles; is causing obvious damage to structures (such as building foundations, sidewalks, etc.); or threatens public health, safety, and welfare.
- F. "Person" means any individual, corporation, company, partnership, firm, association, political subdivision of this State and any state, interstate or Federal agency.
- G. "Planting strip" means the part of a street right-of-way between the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.
- H. "Street Tree" means a tree planted in the sidewalk or a planting strip in the public right-of-way.
- I. "Tree" means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.
- J. "Tree removal" means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, and improper grading and/or soil compaction around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of tree treatments intended to manage invasive species.

§ 130-124. Regulated Activities:**A. Tree Replacement Requirements**

1. Within a five-year period, any person who removes one or more street tree(s) with a DBH of 2.5" or more, unless exempt under Section 130-125, shall be subject to the requirements of the Tree Replacement Requirements Table below.
2. For non-Homeowners:
Within a five-year period, any person, other than a homeowner, who removes one or more tree(s) with a DBH of 6" or more per acre, unless exempt under Section 130-125, shall be subject to the requirements of the Tree Replacement Requirements Table below.
3. For Homeowners:
Within a five-year period, any person that removes more than three (3) trees per acre that fall into categories 1, 2, or 3, combined, or any one (1) tree in categories 4 or

5 in the Tree Replacement Requirements table below, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.

Replacement tree(s) shall meet the Required Actions in Table below and shall be planted within twelve (12) months of the date of removal of the original tree(s). Replacement tree(s) shall be monitored by the property owner for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months. Trees planted in temporary containers or pots do not count towards tree replacement requirements. The planting season will be March 15 – June 15 or September 15 – December 15. See Appendix A for replacement tree list.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Required Action
1	DBH of 2.5" (for street trees) or 6" (for other trees) to 12.99"	Replant 1 tree in accordance with Appendix A, with a minimum DBH of 1.5" for each tree removed
2	DBH of 13" to 22.99"	Replant 2 trees in accordance with Appendix A, with minimum DBHs of 1.5" for each tree removed
3	DBH of 23" to 32.99"	Replant 3 trees with minimum DBHs of 1.5" for each tree removed
4	DBH of 33" or greater	Replant 4 trees with minimum DBHs of 1.5" for each tree removed
5	Tree of Significance	Replant 5 trees with minimum DBHs of 1/5" for each tree removed

*Tree of Significance removals shall be approved by the Code Enforcement Officer.

4. If the municipality determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:
 - a. Plant replacement trees in a separate area(s) approved by the municipality.
 - b. Pay a fee of \$25 per tree removed. This fee shall be placed into a fund dedicated to tree planting.

§ 130-125. Exemptions:

All persons shall comply with the tree replacement standard outlined above, except in the following cases. Proper justification shall be provided in writing to the municipality by a licensed tree expert or arborist, from all persons claiming an exemption.

- A. Clearing, cutting, and/or removal of trees which is necessary to service, maintain, or ensure the continued safe use of a lawfully existing structure, right-of-way, field, park, and/or garden.
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan;
- D. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- E. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- F. Nuisance trees may be removed with no fee or replacement requirement.

§ 130-126. Enforcement:

This ordinance shall be enforced by the Code Enforcement Officer and/or other Municipal Officials of the Borough of Sea Bright during the course of ordinary enforcement duties.

§ 130-127. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to the following:

- A. First offense: Warning issued.
- B. Second offense: \$100 fine.

SECTION TWO: All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION THREE: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and publication according to law and upon filing with the Monmouth County Planning Board.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 19, 2024 and will be further considered after a Public Hearing held on April 16, 2024 in the Municipal Building at 1099 Ocean Avenue at 7:00 p.m.

APPENDIX A

**Approved list of Replacement Tree Species and Planting Standards
for the Borough of Sea Bright**

**Planting Season shall be March 15 thru June 15 or
September 15 thru December 15**

Redspire Pear

Aristocrat Pear

Red Maple

Sugar Maple

Pin Oak

Red Oak

Willow Oak

White Oak

Littleleaf Linden "Greenspire"

Zalcova Green Vase

River Birch (salt tolerant)

Public Hearing: Mayor Kelly to read the ordinance by title:

BOND ORDINANCE NO. 07-2024
**BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2021-13 FINALLY
ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW
JERSEY ON AUGUST 17, 2021**

Councilmember Leckstein offered a motion to open the public hearing on Bond Ordinance No. 07-2024; seconded by Councilmember Keeler:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Public Hearing (Bond Ord. No. 07-2024)

No one wished to be heard.

Councilmember Bieber offered a motion to close the public hearing on Bond Ordinance No. 07-2024; seconded by Councilmember Leckstein:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

Councilmember Leckstein offered a motion to adopt Bond Ordinance No. 07-2024 and advertise according to law; seconded by Councilmember Bieber:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough") entitled "Bond Ordinance Providing An Appropriation Of \$140,000 For Sewer Utility Improvements For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$133,000 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation" finally adopted on August 17, 2021 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by (a) deleting the reference of "\$140,000" for the appropriation and estimated cost and "\$133,000" for the estimated maximum amount of bonds or notes and substituting in lieu therefor "\$300,000" and "\$285,000", (b) deleting the reference to \$7,000 for the down payment and substituting in lieu therefor \$15,000 and by (c) deleting the reference to "\$40,000" for Section 20 costs and substituting in lieu therefor "\$60,000".

Section 3. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$285,000. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

Section 6. **I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 07-2024 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 19, 2024, and will be further considered after a Public Hearing held on April 16, 2024, in the Mayor Dina Long Community Room, 1097 Ocean Avenue, at 7:00 pm.

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 06-2024

AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 201 OF THE BOROUGH CODE REGARDING MOTORIZED VEHICLES

Mayor Kelly stated that this ordinance is a work in progress and recommended to Council to continue working on an acceptable form to be introduced at a special meeting - there are many details that need to be clarified.

Councilman Bieber explained why this ordinance was originally prepared – to give the police a tool to regulate e-bikes in the Borough. Allowing them on the splashpad has become a big issue. There is no perfect answer on this and either way there are potential consequences. The residents have been heard and are overwhelmingly against them on the splashpad.

Councilmember Leckstein offered a motion to table Ordinance No. 06-2024 for further discussion and introduction at a Special Council Meeting to be held on April 30, 2024; seconded by Councilmember Gorman:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
No No Yes Yes Absent Yes

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 09-2024

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 70, ENTITLED "BUILDING CONSTRUCTION," ARTICLE I, "UNIFORM CONSTRUCTION CODE," SECTION 70-3, "FEES." OF THE CODE OF THE BOROUGH OF SEA BRIGHT

Councilmember Bieber offered a motion to introduce Ordinance No. 09-2024 for a public hearing to be held on May 21, 2024 and advertise according to law; seconded by Councilmember Leckstein:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
Yes Yes Yes Yes Absent Yes

BE IT ORDAINED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, as follows:

SECTION ONE: Chapter 70, "Building Construction", Article I, Uniform Construction Code, Section 70-3, Fees., of the Code of the Borough of Sea Bright is hereby amended and supplemented to read in full as follows:

A. BUILDING SUBCODE FEES SHALL BE:

Minimum fee for Building permits: \$75

Plan review fee shall be 20% of the amount to be charged for a new construction permit. Plan review fees are not refundable. There will be an additional fee of \$75 per hour for review of any amendment or change to a plan that has already been released.

The basic construction fee shall be the sum of the parts computed on the basis of volume or the cost of construction plus \$10, the number of electric fixtures and devices plus \$10, the number of plumbing/mechanical fixtures and devices plus \$10, and the number of sprinklers, standpipes, heat and smoke detectors and all other fire fixtures and devices at the unit rates provided herein plus \$10 and any special fees.

New construction is based on the volume of the structure. The new construction fee for all use groups shall be \$.032 per cubic foot.

Additions - fees shall be computed on the same basis as new construction for the added portion.

Renovations, alterations, and repairs:

The fee for all use groups shall be:

Estimated Cost	Fee
First 50,000	\$30 per thousand
50,001 to and including \$100,000	\$24 per thousand
Above \$100,000	\$21 per each additional thousand

The applicant shall submit to the Construction Official such data as may be available to provide a bona fide estimated cost. The Construction Official shall make the final decision regarding the estimated cost.

The combination fee for additions and renovations shall be computed as the sum of the fees computed separately in accordance with the subsections above.

Commercial roof and siding fees for other than R-5: \$30 per \$1000 of cost of work.

B. ELECTRIC SUBCODE FEES SHALL BE:

Minimum fee for Electric permits \$75

Fixtures and devices including lighting outlets, wall switches, florescent fixtures, convenience receptacles, car chargers, fire, burglar or combination alarm systems, or similar motor devices up to 1hp or 1 kilowatt.

One to 50 \$75

Each additional 25 or part thereof \$25

Furnace and Air Conditioning Replacement \$75

Service panels, entrances, and subpanels (each)

Up to 200 amperes \$100

Up to 1,000 amperes \$200

Above 1,000 amperes \$400

Transformers and generators:

Up to 10 kilowatts \$75

Up to 45 kilowatts \$85

Up to 112.5 kilowatts \$145

Larger than above \$500

Motors and electrical devices (control equipment, heating, air handling, compressor, heat pump, strip heater, water heater, dryer, oven, range, furnaces, and dishwashers):

Up to 10 horsepower \$75

Up to 50 horsepower \$85

Up to 100 horsepower \$145

Larger than above \$500

Feeders:

First 100 amperes \$75

Each additional 100 amperes \$25

Solar power systems for All Use Groups \$225

Irrigation rain sensors \$75

Annual visual electrical inspection fee for bonding and grounding certificates for public swimming pools, spas, and hot tubs \$100

C. PLUMBING SUBCODE FEES SHALL BE:

Minimum fee for Plumbing permits \$75

Fixtures and appliances connected to or components of a plumbing system (lavatories, kitchen sinks, slop sinks, sinks, urinals, water closets, bathtubs, shower stalls, laundry tubs, floor drains, drinking fountains, dishwashers, garbage disposals, clothes washers, individual gas appliances, condensate drain, or other similar devices. \$25

Waste/vent stacks: \$25 per

Special devices including, but not limited to, grease traps, separators, interceptors, air conditioning units, refrigeration units, sewer connections, water service connections, backflow preventors, sewer pumps and fuel oil piping, refrigeration units, water filtration systems, and deduct meters \$75

Furnace and Air Conditioning Replacement \$75

Steam/hot water boilers and pool heaters \$75

Gas and oil piping service \$75

Appliances added to a gas piping system \$25

Hot water heaters \$75

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Septic abandonment	\$100
Pool drains/heater	\$75

D. MECHANICAL SUBCODE FEES SHALL BE:

Minimum fee for Mechanical permits	\$75
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The following items shall be for direct replacement or newly added in an existing dwelling

Water Heater	\$75
Fuel Oil Piping	\$75
Gas Piping	\$75
Hot Water/Steam Boiler	\$75
Hot Air Furnace	\$75
Air Conditioning Condenser	\$75
Fireplace	\$75
Pool Heater	\$75
LPG Tank	\$75
Generator	\$75

E. FIRE SUBCODE FEES SHALL BE:

Minimum fee for Fire permits	\$75
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Sprinkler heads (wet/dry), detectors, supervisory and signaling devices:

1-10	\$100
11-20	\$150
21-100	\$200
101-200	\$300
201-400	\$700
401-1000	\$900
OVER 1000	\$1200

Standpipes	\$175
Fire department connection	\$125
Fire Pump	\$250
Fire alarm panel	\$75
Smoke control system	\$175
Commercial kitchen exhaust hood	\$100
Commercial kitchen suppression system	\$100
Fireplace venting/metal chimney	\$75
Gas/oil-fired appliances	\$75
Incinerator	\$350
Crematorium	\$400
Underground fire service main (per 100 feet)	\$75
Fire service pit	\$150

Gasoline service stations:

Up to 3 gasoline tanks up to 20,000 gallons each and 6 gas pumps	\$350
Each additional gasoline tank of up to 10,000 gallons	\$250
Each additional gasoline pump	\$150

Solar installation for all R Use Groups \$75

Solar for all other Use Groups \$150

F. SWIMMING POOL INSTALLATION

Installation of an above ground pool more than 18" deep or
More than 750 gallons in capacity \$150

Installation of a private in-ground pool more than 18" deep or
more than 750 gallons of capacity \$250

Installation of public in-ground or above ground pool \$350

G. CONSTRUCTION OF ACCESSORY AND STORAGE STRUCTURES

Construction of an accessory storage shed, pool cabana or
similar accessory structures up to 100 square feet \$75

Construction of an accessory storage shed, pool cabana, or Similar accessory structures over 100 square feet	\$150
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H. DEMOLITION AND REMOVAL OF STRUCTURES

The permit fee for the demolition or removal of a residential accessory structure less than 500 square feet and in-ground/ above ground pool shall be	\$75
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All types of structures larger than 500 square feet	\$200
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Removal of interior demolition; see Alteration fees in Section A.

I. TANKS**Storage tank abandonment**

Up to 1,000 gallons	\$150
Over 1,000 gallons	\$300

Storage tank removal/installation

Up to 1,000 gallons	\$150
Over 1,000 gallons	\$300

J. SATELLITE DISH COMMUNICATION DEVICES

Residential	\$75
Commercial	\$200

K. FENCE

Permit is not required for fences 6' or less in height. This exception does not apply to pool fences.	\$75
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L. TENTS

Tents without appurtenances more than 900 square feet or 30 feet in any dimension excluding canopies	\$200
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M. SIGNS

The fee to construct a sign shall be in the amount of \$5 per square
foot of surface area of the sign, computed on one side only for
double-faced signs. No construction permit is required for signs
under 25 square feet.

N. TEMPORARY STRUCTURE

The permit fee for a temporary structure used during the course of construction or other activities whose life is limited to not more than one year shall be:	\$150
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O. ASBESTOS AND LEAD ABATEMENT

Fee determined as per the UCC Fee Schedule.

P. CERTIFICATE OF OCCUPANCY

New construction/additions/tenant fix up	\$150
Change in Use Group	\$150
Continuation under N.J.A.C. 5:23-2.23(c)	\$200

The fee for the first issuance and the renewal of a temporary certificate of
occupancy shall be \$50. Exception: There shall be no fee for the first issuance
of the temporary certificate of occupancy provided the certificate of occupancy
fee is paid at that time.

Q. VARIATION

The fee for an application for a variation in accordance with N.J.A.C. 5:23-2.10 shall be \$450 for Class I structures and \$125 for Class II and Class III structures. The fee for resubmission of an application for a variation shall be \$230 for Class I structures and \$45 for Class II and Class III structures.

R. WAIVER OF BUILDING PERMIT FEES

- (1) No person shall be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration, or improvement designed and undertaken solely to promote accessibility by disabled persons to an existing private structure or any of the facilities contained therein.
- (2) A disabled person or a parent, sibling, or child of a disabled person shall not be required to pay a municipal fee or charge in order to secure a construction permit for any construction, reconstruction, alteration or improvement designed and/or undertaken solely to promote accessibility to his or her living unit.
- (3) "Disabled person" shall mean any person who meets the requirements as set forth in the definition of N.J.S.A. 52:27D-126e and N.J.S.A. 40:55D-8 as the same may be amended from time to time.

S. ELEVATORS

- (1) These inspections are conducted by the State of New Jersey. Refer to State fee schedule.

SECTION TWO. All Ordinances or parts of Ordinances inconsistent herewith are repealed to the extent of such inconsistency. The Borough Clerk is authorized to renumber and/or re-codify any sections affected by such repeal to the extent consistent with this Ordinance.

SECTION THREE. If any word, phrase, clause, section or provision of this Ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional such word, phrase, clause, section or provision shall be severable from the balance of the Ordinance and the remainder of the Ordinance shall remain in full force and effect.

SECTION FOUR. This Ordinance shall take effect upon publication thereof after final passage according to law and approval by the State of New Jersey.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 16, 2024 and will be further considered after a Public Hearing held on May 21, 2024 in the Municipal Building at 1097 Ocean Avenue at 7:00 p.m.

INDIVIDUAL ACTION/New Business:

Vouchers: \$ 505,838.38

Councilmember Keeler offered a motion to approve the Voucher List dated April 16, 2024 as submitted by the Finance Manager; seconded by Councilmember Gorman:

Roll Call:	Bieber, Yes	Catalano, Yes	Gorman, Yes	Keeler, Yes	Lamia, Absent	Leckstein Yes
01936 ADPRO IMPRINTS 24-00409 04/09/24 LIBRARY					Open	240.08
02113 AMERICAN WATER 24-00401 04/08/24 SEWER					Open	326.99
02036 BHRLE, DAVID 24-00398 04/08/24 SEWER					Open	66.30
01241 BAIN'S HARDWARE, INC. 24-00444 04/11/24 HARDWARE					Open	1,317.03
2402 BHMG CORPORATE CARE 24-00240 02/23/24					Open	365.00
01631 BOROUGH OF OCEANPORT 24-00434 04/11/24 COURT					Open	6,500.00
01565 BOROUGH OF SEA BRIGHT 24-00436 04/11/24 ADMIN FEES					Open	1,440.00

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01974	BOROUGH OF SEA BRIGHT COURT		
24-00440	04/11/24 COURT	Open	24.90
2680	CINTAS		
24-00291	03/06/24 Buildings & Grounds	Open	299.30
24-00356	03/27/24 Buildings & Grounds	Open	286.10
24-00384	04/03/24 Buildings & Grounds	Open	299.30

			884.70
00256	CLEARY, GIACOBBE, ALFIERI &		
24-00397	04/08/24 LEGAL	Open	4,165.00
2843	COASTAL CAMERA NETWORK		
24-00406	04/09/24 BEACH	Open	1,521.57
01493	COOPERATIVE INDUSTRIES, L.L.C.		
24-00445	04/11/24 NATURAL GAS	Open	363.42
2795	CORREGANO, GLENN		
24-00407	04/09/24 BEAUTIFICATION	Open	700.00
2390	COSTA, VALERIA		
24-00361	03/27/24 Buildings & Grounds	Open	3,000.00
02253	DAVID HODER ASSOCIATES		
24-00422	04/10/24 PLAN.BRD ENGINEER	Open	4,307.50
2528	DCH FORD		
24-00245	02/23/24 Streets & Roads	Open	240.46
2655	DE SESA ENGINEERING CO.		
23-01122	10/10/23 Buildings & Grounds	Open	9,496.00
00609	EAGLE POINT GUN		
24-00246	02/23/24 POLICE: MATERIALS & SUPPLIES	Open	9,216.51
01754	EDMUNDS & ASSOCIATES, INC.		
24-00379	04/02/24 TAX COLLECTOR	Open	1,800.00
00362	FIRE HOOKS UNLIMITED		
24-00287	03/06/24 Replacement Hooks	Open	561.00
3117	FLAMINGO FIT LLC		
24-00392	04/03/24 LIBRARY	Open	300.00
02101	GANNETT NY/NJ LOCALI-Q		
24-00372	03/28/24 CLERK	Open	57.64
24-00421	04/10/24 CLERK	Open	121.24

			178.88
02252	GRAINGER, INC.		
24-00360	03/27/24 Sewer	Open	383.00
2562	HARD ROCK HOTEL & CASINO		
24-00347	03/14/24 TAX	Open	218.00
2588	HOAGLAND, LONGO, MORAN, DUNST		
24-00396	04/03/24 PROSECUTOR	Open	1,500.00
2478	HOLISTIC WELLNESS, LLC		
24-00394	04/03/24 LIBRARY	Open	400.00
01838	HOLMAN, FRENIA, ALLISON, P.C.		
24-00438	04/11/24 AUDIT	Open	30,400.00
2710	HOLMDEL TOWNSHIP		
24-00435	04/11/24 FISCAL OFFICER	Open	3,656.34
01285	HOME DEPOT CREDIT SERVICES		
24-00292	03/06/24 Beach	Open	251.20
24-00324	03/13/24 Beach	Open	849.30

			1,100.50
2791	HUDSON ENERGY SERVICES		
24-00443	04/11/24 ELECTRIC	Open	73.70
2541	IDEMIA IDENTITY & SECURITY USA		
24-00250	02/23/24 POLICE: CONTRACTUAL SERVICES	Open	3,930.57
2323	INTEGRATED SYSTEMS & SERVICES		
24-00363	03/27/24 Buildings & Grounds	Open	1,336.00
2561	INTRON TECHNOLOGY SOLUTIONS		
24-00411	04/09/24 COMPUTERS	Open	5,923.24
2573	JCP & L		
24-00428	04/11/24 ELECTRIC	Open	17,573.35
2748	JOHNSON CONTROLS		
24-00362	03/27/24 Buildings & Grounds	Open	5,957.00

REGULAR MEETING**APRIL 16, 2024**

01784	JUNGLE LASERS, LLC		
24-00375	04/02/24 BLDG DEPT	Open	2,200.00
24-00410	04/09/24 BLDG DEPT	Open	420.00

			2,620.00
2442	KINTECH, INC.		
24-00389	04/03/24 A&E	Open	840.79
00015	LANIGAN ASSOCIATES, INC.		
24-00365	03/27/24	Open	289.75
3152	LEFKORT, FAITH		
24-00437	04/11/24 PLAN.BRD	Open	50.50
2804	LEGAL SHRED		
24-00376	04/02/24 A&E	Open	101.18
00108	LEON S. AVAKIAN, INC.		
23-00848	08/01/23 ENGINEER-BULKHEAD	Open	610.00
24-00425	04/10/24 ENGINEER	Open	4,358.75

			4,968.75
01603	M AND N VENTURES		
24-00351	03/25/24 PLANNING BRD	Open	17.00
24-00369	03/27/24 Beach	Open	855.00

			872.00
2417	MARLIN BUSINESS BANK		
24-00446	04/11/24 LEASE	Open	180.15
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
24-00395	04/03/24 LEGAL	Open	8,999.62
3151	MELISSA CHILL MUSIC		
24-00399	04/08/24 LIBRARY	Open	150.00
00106	MGL PRINTING SOLUTIONS		
24-00346	03/14/24 SEWER	Open	934.00
02045	MONMOUTH COUNTY SPCA		
24-00432	04/11/24 ANIMAL CNTRL	Open	325.00
00162	MONMOUTH MUNICIPAL JUDGES ASSN		
24-00439	04/11/24 COURT	Open	200.00
2883	MONTENEGRO, THOMPSON, MONTENEGRO		
24-00381	04/02/24 PLAN.BRD	Open	4,884.00
24-00426	04/10/24 LEGAL-PLAN.BRD.	Open	792.00

			5,676.00
01694	NAVESINK MARINA		
24-00415	04/10/24 Boat Repairs	Open	555.99
24-00417	04/10/24 Boat Annual PM	Open	621.55

			1,177.54
01399	NEW JERSEY AMERICAN WATER		
24-00378	04/02/24 WATER	Open	4,921.43
01810	NJ DEPT OF HEALTH		
24-00373	04/02/24 ANIMAL	Open	4.80
00113	NJ NATURAL GAS COMPANY		
24-00371	03/28/24 NAT.GAS	Open	2,410.43
00502	NJ STATE LEAGUE/MUNICIPALITIES		
24-00350	03/25/24 POLICE	Open	115.00
00885	OCEAN TWP FIRE DISTRICT NO. 2		
24-00433	04/11/24 FIRE OFFICIAL	Open	400.00
01309	OCEANPORT BOARD OF EDUCATION		
23-00773	07/13/23 SCHOOL TAX	Open	74,140.00
00046	ONE CALL CONCEPTS, INC.		
24-00377	04/02/24 SEWER	Open	22.88
01662	OTC BRANDS, INC		
24-00179	02/07/24 RECREATION	Open	495.47
01207	PFEIFFER, CHRISTINE		
24-00404	04/09/24 A&E	Open	154.98
2659	PIENCIAK, DANIEL		
24-00393	04/03/24 LIBRARY	Open	200.00
2525	POOR JOHNS PORTABLE TOILETS		
24-00408	04/09/24 BEACH	Open	366.00
3148	QUALITY AUTO GLASS, INC.		
24-00359	03/27/24 Streets & Roads	Open	372.56

REGULAR MEETING**APRIL 16, 2024**

00164	RAIN, WILLIAM		
24-00370	03/28/24 HEALTH INS.	Open	161.10
2728	READY REFRESH BY NESTLE		
24-00442	04/11/24 SPRING WATER	Open	351.49
01554	SEA BRIGHT SERVICE CENTER		
24-00327	03/13/24 POLICE: VEHICLE MAINTENANCE	Open	175.00
24-00382	04/03/24	Open	99.95
24-00383	04/03/24	Open	1,099.35

			1,374.30
00027	SEABOARD WELDING SUPPLY, INC.		
24-00447	04/11/24 DPW	Open	18.50
2473	SHORE AUTO SUPPLY, INC.		
24-00288	03/06/24 Coolant / Oil	Open	95.28
01027	SHORE BUSINESS SOLUTIONS		
24-00441	04/11/24 A&E	Open	556.00
00053	SHORE REGIONAL HIGH SCHOOL		
23-00778	07/13/23 HIGH SCHOOL TAX	Open	184,110.84
01933	SKYLANDS AREA FIRE EQUIPMENT		
24-00226	02/21/24 FIRE DEPT.	Open	49,827.16
00260	SODON'S ELECTRIC, INC.		
24-00385	04/03/24 Buildings & Grounds	Open	1,236.74
00125	SPAHR, PATRICIA		
23-01354	12/14/23 Reimb. Renewal CTC - 1189	Open	50.00
24-00390	04/03/24 RECREATION	Open	40.22

			90.22
02225	STAPLES ADVANTAGE		
24-00357	03/27/24 Office Supplies	Open	303.96
2535	SUBURBAN DISPOSAL, INC.		
24-00429	04/11/24 DUMPSTERS	Open	861.15
24-00430	04/11/24 TRASH	Open	22,472.36
24-00431	04/11/24 LANDFILL	Open	7,729.06

			31,062.57
01750	THE MEERS GROUP, LTD.		
24-00380	04/02/24 TAX ASSESSOR	Open	4,500.00
00973	THE TWO RIVER TIMES		
24-00374	04/02/24 CLERK	Open	69.13
2658	VERIZON		
24-00448	04/11/24 SEWER	Open	466.10
24-00449	04/12/24 PHONE	Open	293.35
24-00450	04/12/24 PHONE	Open	76.98

			836.43
2291	VERIZON		
24-00451	04/12/24 FIOS	Open	188.99
24-00452	04/12/24 FIOS	Open	93.99

			282.98
02061	VERIZON WIRELESS		
24-00423	04/10/24 FIRE DEPT	Open	318.14
24-00424	04/10/24 DPW	Open	187.67

			505.81

GRAND TOTAL: \$ 505,838.38**2024 MUNICIPAL BUDGET****BUDGET COMMENTS – MAYOR/COUNCIL**

No comments were made by the Mayor and Council.

Res. No. 89-2024**Authorizing the Budget to be read by Title**

Councilmember Bieber offered the following resolution for approval; seconded by Councilmember Gorman:

WHEREAS, N.J.S.A. 40A:4-8, as amended, provides that the Budget shall be read in full at the public hearing, or that it may be read by title only, if:

1. At least one week prior to the date of the hearing a complete copy of the approved Municipal Budget:

Excluded From "CAPS"

Operations	\$ 395,414.67
Capital Improvements	\$ 150,000.00
Municipal Debt Service	\$ 1,071,652.50
Reserve for Uncollected Taxes	\$ 420,000.00

Total Appropriations \$ 7,897,798.17

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

1. Chief Financial Officer
2. Borough Fiscal Officer
3. Borough Auditor

Vote: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

Councilman Bieber thanked CFO Mike Bascom for an outstanding job.

MAYOR AND COUNCIL COMMENTS

Councilman Bieber announced the retirement of Borough Administrator Joseph Verruni, Tax/Sewer Collector Patricia Spahr, and Finance Manager Khristi Jacobs – he wishes them well and thanked them for their service. This presents an opportunity to work on our succession plans and is excited to shape and mold the future of Sea Bright. On another note, there is a meeting tomorrow with the County for the bulkhead initiative and is encouraged by the momentum.

Councilwoman Gorman reported the Fireman’s Fair will be May 9th – 12th and they are looking for volunteers for the game booths. This past weekend, the Sea Com event was a success. She reminded everyone that every Wednesday the farmers market is held in the Community Center. The announcement for Jr. Guards has gone out and we have some reserved spots for Sea Bright kids.

Councilman Keeler stated that he is speaking with Sandy Hook to utilize their empty buildings for storage of our equipment. He also has reached out to the Army Corp. to see if they would be able to replenish sand onto our beaches when they continue their river dredging project in the fall.

Councilman Bieber asked what is the method to get the attention of the Army Corp to come back and see the deterioration of our beaches and the undermining of the sea wall and hopefully move us up on their list.

EXECUTIVE SESSION

Councilmember Leckstein offered a motion to enter in to Closed Session; seconded by Councilmember Bieber:

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

WHEREAS, it is recommended by the Borough Attorney and Administrator that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that they meet in closed session to discuss the issues as herein set forth:

1. Personnel

BE IT FURTHER RESOLVED, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public; and

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

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

Councilmember Bieber offered a motion to re-open the meeting; seconded by Councilmember Leckstein:

Roll Call: Bieber, Catalano, Gorman, Keeler, Lamia, Leckstein
 Yes Yes Yes Yes Absent Yes

Resolution(s):

No. 87-2024 A Resolution Disqualifying ACB Services for Bids on Janitorial Services For 1 Year

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

WHEREAS, by way of Resolution No. 44-2024 adopted on January 16, 2024, the Borough of Sea Bright Authorized the receipt of bids for seasonal janitorial services for municipal facilities within the Borough of Sea Bright; and

WHEREAS, the Borough Clerk did advertise on January 26, 2024 to receive bids no later than 10:00 A.M. on February 23, 2024; and

WHEREAS, three bids were received including one from ACB Services, Inc. ("ACB Services") of Cream Ridge, NJ in the amount of \$26.00 per hour per person; and

WHEREAS, the Borough declared ACB Services to be in default of a contract for seasonal janitorial services on or about August 21, 2023, requiring the Borough to utilize services of another; and

WHEREAS, all mitigating factors have been considered and the decision to disqualify is being made within the discretion of the governing body in the best interest of the Borough; and

WHEREAS, the bidder was given written notice stating that the disqualification was being considered, setting forth the reason for the disqualification, and indicating the bidder would be afforded an opportunity for a hearing to show good cause why the bidder should not be disqualified; and

WHEREAS, ACB Services did request a hearing which was held on April 10, 2024 at which point the bidder was afforded an opportunity to show good cause; and

WHEREAS, the governing body has determined that good cause has not been shown by ACB Services.

NOW THEREFORE BE IT RESOLVED, ACB Services is disqualified from providing services to the Borough for one year from the date of this resolution.

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

- 1. Director of Public Works
- 2. ACB Services

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

No. 88-2024 Consideration of Bids Received for Seasonal Janitorial Services in the Borough of Sea Bright

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

WHEREAS, by way of Resolution No. 44-2024 duly adopted on January 16, 2024, the Borough of Sea Bright authorized the receipt of bids for seasonal janitorial services for municipal facilities within the Borough of Sea Bright; and

WHEREAS, the Borough Clerk did duly advertise on January 26, 2024 to receive bids no later than 10:00 am on February 23, 2024; and

WHEREAS, in connection therewith, three (3) bids were received from the following: 1) ACB Services, Inc. of Cream Ridge, NJ in the amount of \$26.00/hour per person; 2) Shore Cleaning Crew of Neptune City, NJ in the amount of \$30.00/hour per person; and 3) S.J. Services of Danvers, MA in the amount of \$39.40/hour per person; and

WHEREAS, the bid received from ACB Services, Inc. has been disqualified due to past performance and prior negative experience and the bid from Shore Cleaning Crew has been disqualified due to failure to submit required documentation; and

WHEREAS, the Borough Administrator and Director of Public Works have reviewed the bid documents from S.J. Services and recommend that a contract be awarded according to the specifications in their bid submission for the 2024 season; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$97,712.00.00 are available in the 2024 Buildings and Grounds Budget Line Item #4-01-26-290 and Beach Budget Line Item #4-09-55-502-220.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that a one year contract be awarded for seasonal janitorial services for municipal facilities in the Borough of Sea Bright to S.J. Services of Danvers, Massachusetts, commencing May 15, 2024 through September 15, 2024 (with the option of two one-year renewals) for a cost not to exceed \$97,712.00; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute such contract as well as any and all documents necessary to effectuate the award of this contract as contained herein; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby directed to publish a notice of this action one-time in the "Asbury Park Press" newspaper and shall maintain a copy of the contract on file for public inspection.

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

- 1. Finance Manager
- 2. Public Works
- 3. Beach Manager
- 4. S.J. Services

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

ADJOURNMENT

Councilmember Leckstein offered a motion to adjourn the meeting; seconded by Councilmember Gorman:

Roll Call:	Bieber,	Catalano,	Gorman,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Absent	Yes

Respectfully Submitted,

Christine Pfeiffer
Borough Clerk