

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

MARCH 17, 2015

SEA BRIGHT, NEW JERSEY

CALL MEETING TO ORDER: 7:00pm

PLEDGE OF ALLEGIANCE

COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)

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 Faxed to the Asbury Park Press and other local newspapers on November 24, 2014. In each instance, the Date, Time, And Location Of This Meeting Were Provided In The Notice. This Meeting Is Open To The Public."

ROLL CALL:

Councilmember (s) **BILLS**____ **KEELER**____ **KELLY**____ **LAMIA**____
 LECKSTEIN____ **ROONEY**____
Mayor **LONG** _____

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.

CONSENT AGENDA

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

Minutes

2/3/2015 Regular Council Meeting
2/17/2015 Regular Council Meeting

Resolutions:

No. 62-2015 Appropriation Reserve Transfer

No. 63-2015 Donation of 2015 Beach Badges

No. 64-2015 Authorize Submission Of Tax Reimbursement Certificate In Connection With The Recycling Tonnage Grant

- No. 65-2015** 2014 Recycling Tonnage Grant
- No. 66-2015** Authorizing Sale Of Borough Surplus Property Through Govdeals.Com
- No. 68-2015** Authorizes the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations Within

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ORDINANCE(s):

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

BOND ORDINANCE NO. 02-2015
AMENDING BOND ORDINANCE NUMBER 10-2012 FINALLY
ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH
OF SEA BRIGHT, NEW JERSEY ON AUGUST 7, 2012

Councilmember offered a motion to open the public hearing on Bond Ordinance No. 02-2015, seconded by Councilmember

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Public Hearing (Bond Ord. 02-2015)

Councilmember offered a motion to close the public hearing on Bond Ordinance No. 02-2015, seconded by Councilmember

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Councilmember offered a motion to adopt Bond Ordinance No. 02-2015 and advertise according to law, seconded by Councilmember

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

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

ORDINANCE NO. 03-2015
AN ORDINANCE REVISING CHAPTER 115, FLOOD DAMAGE
PREVENTION; and REVISING CHAPTER 130, LAND USE

Monmouth County Planning Board Acknowledgement Received 3/17/15
Borough of Sea Bright Planning Board Acknowledgement Received 3/13/15

Councilmember offered a motion to open the public hearing on Ordinance No. 03-2015, seconded by Councilmember

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Public Hearing (Ord. 03-2015)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 03-2015, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Councilmember _____ offered a motion to adopt Ordinance No. 03-2015 and advertise according to law, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

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

ORDINANCE NO. 04-2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

Councilmember _____ offered a motion to open the public hearing on Ordinance No. 04-2015, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Public Hearing (Ord. 04 -2015)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 04-2015, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Councilmember _____ offered a motion to adopt Ordinance No. 04-2015 and advertise according to law, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE #05-2015
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 130 "LAND USE", ARTICLE XIII ENTITLED FEES OF THE
CODE OF THE BOROUGH OF SEA BRIGHT, 1998

Councilmember _____ offered a motion to introduce Ordinance #05-2015 for a public hearing to be held on April 7, 2015 and advertise according to law; seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___Rooney___

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE #06-2015
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 144 ENTITLED "REGULATION OF NOISE NUISANCES,"
OF THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998

Councilmember _____ offered a motion to introduce Ordinance #06-2015 for a public hearing to be held on April 7, 2015 and advertise according to law; seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___Rooney___

INDIVIDUAL ACTION/New Business:

Vouchers: \$103,470.92

Councilmember _____ offered a motion to approve the Voucher List dated March 17, 2015 as submitted by the Finance Manager, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___Rooney___

Resolution:

No. 67-2015 Introduction of the 2015 Municipal Budget

Councilmember _____ motion to introduce 2015 Municipal Budget and to hold a public hearing on April 21, 2015, seconded by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___Rooney ___

COUNCIL COMMITTEE REPORTS:

A. BEACH / PUBLIC RELATIONS / GRANTS:

- **JOHN LAMIA, CHAIR**
- Charles Rooney
- Brian Kelly

B. FINANCE / INSURANCE:

- **WILLIAM KEELER, CHAIR**
- Peggy Bills
- John Lamia

C. PERSONNEL / LIBRARY / RECREATION:

- **PEGGY BILLS, CHAIR**
- Marc Leckstein
- Charles Rooney

D. PUBLIC SAFETY / EDUCATION:

- **CHARLES ROONEY, CHAIR**
- William Keeler
- Peggy Bills

E. PUBLIC WORKS / BUILDING DEPARTMENT / CODE ENFORCEMENT / SUSTAINABILITY / COURT / CULTURAL ARTS:

- **MARC LECKSTEIN, CHAIR**
- Brian Kelly
- William Keeler

F. SEA BRIGHT RECOVERY / MASTER PLAN / FLOOD CONTROL / BEAUTIFICATION:

- **BRIAN KELLY, CHAIR**
- John Lamia
- Marc Leckstein

MAYOR DINA LONG – Reports Communications and Updates**UPDATES**

Easter Egg Hunt - Saturday, April 4th at 11 am SHARP! On the public beach behind the Firehouse - Rain or Shine

Half price beach badges are only on sale for another two weeks. As of April 1 - the price will be \$100.

Tomorrow evening, March 18 at 6:30 pm - Special Workshop to discuss Municipal Facilities Plan.

Tuesday, March 31 at 7 pm - TOWN HALL MEETING to discuss Municipal Facilities Plan

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.

EXECUTIVE SESSION

Councilmember _____ offered a motion to enter into Closed Session;
seconded by Councilmember _____

Resolution Executive Session – Personnel

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ADJOURNMENT

Councilmember _____ offered a motion to adjourn the meeting; seconded
by Councilmember _____

Vote: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

**RESOLUTION NO. 62-2015
APPROPRIATION RESERVE TRANSFER**

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

WHEREAS, N.J.S.A. 40A:4-4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, 2/3 of the majority of the full membership concurring herein that the following transfers be authorized amongst 2014 Budget Appropriation Reserves as follows:

ACCOUNTING CODE	DESCRIPTION	AMOUNT	TOTALS
	CURRENT FUND-Transfer From (InsideCAPs):		
1-01-20-100- 200	Administration-Other Expenses	5,000.00	
1-01-20-120- 200	Clerk-Other Expenses	5,000.00	
1-01-26-290- 100	Streets & Roads – Salaries & Wages	9,000.00	
	TOTAL TRANSFERS-From CURRENT FUND- Transfer To (InsideCAPs):		<u>-19,000.00</u>
1-01-20-155- 200	Legal – Other Expenses	5,000.00	
1-01-20-165- 200	Engineering – Other Expenses	5,000.00	
1-01-22-195- 200	UCC-Other Expenses	2,000.00	
1-01-25-265- 200	Fire – Other Expenses	2,000.00	
1-01-25-266- 200	Fire Hydrant – Other Expense	2,500.00	
1-01-25-266- 200	Natural gas – Other Expense	2,500.00	
	TOTAL TRANSFERS-To		<u>19,000.00</u>

**SEWER UTILITY-Transfer
From:**

1-07-55-503-
240 Two Rivers Water Reclamation -3,000.00

TOTAL TRANSFERS-From -3,000.00
SEWER UTILITY-Transfer To:

1-07-55-501-
200 Sewer-Other Expenses 3,000.00

TOTAL TRANSFERS-To 3,000.00

Roll Call:

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 63-2015
DONATION 2015 BEACH BADGES
BOROUGH OF SEA BRIGHT

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

WHEREAS, the Borough of Sea Bright Governing Body wish to support the fundraising efforts for the schools listed below by donating 2015 beach badges as requested in their letters attached hereto:

- | | | |
|----|--|----------|
| 1. | Mater Dei Prep, Middletown, NJ
Save the Seraphs Gala Gift Auction on March 21, 2015 | 2 Badges |
| 2. | Mother Teresa Regional School, Atlantic Highlands, NJ
Spring Fling Gift Auction on April 17, 2015 | 2 Badges |
| 3. | Middletown Township Public Schools, Port Monmouth, NJ
Annual Gift Auction on April 24, 2015 | 2 Badges |

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2015 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth, authorize the donation of a total of six (6) 2015 Season Beach Badges for the aforementioned fund raising events .

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

1. Borough Administrator
2. Borough Auditor
3. Mater Dei Prep
4. Mother Teresa Regional School
5. Middletown Township Public Schools

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk



#SAVETHESERAPHS

Mater Dei Prep is an identifiably Catholic preparatory school that empowers students for lifelong success by integrating faith and service into a rigorous college preparatory curriculum and providing opportunities to LEARN, GROW, COMPETE and BELIEVE.

Dear Sir or Madam,

On February 3, 2015, the students, faculty, and staff of Mater Dei Prep, Middletown, New Jersey, were informed our beloved high school will close its doors June 30 due to a financial deficit. Two days later, we were granted 60 days to raise one million dollars.

In direct response to this challenge, Mater Dei Prep alumni and parents created SavetheSeraphs.org, an initiative of the Seraph Fund, a foundation formed to raise money and fund an endowment that will allow Mater Dei Prep to fulfill its mission: empowering students for lifelong success by integrating faith and service into a rigorous college preparatory curriculum and providing opportunities to learn, grow, compete and believe.

On Saturday, March 21, 2015, SavetheSeraphs.org will host a Gala and Gift Auction fundraiser. The event will be held at Shore Casino, Atlantic Highlands, NJ. We expect an overwhelming number of attendees, including community members, alumni, teachers, staff and parents, all anxious to support Mater Dei Prep.

We ask for your support as well for this fundraising event. Your tax deductible contribution in the form of a gift certificate, gift item, or monetary donation (checks payable to "The Seraph Fund") would be greatly appreciated. All donors will be recognized the night of the event. This is a wonderful opportunity to advertise and showcase your business, while ensuring the continued success of Mater Dei Prep.

Donations can be mailed directly to the school at the address below or we would be happy to make arrangements to pick up your gift.

Thank you for your support of Mater Dei Prep High School. #SavetheSeraphs

Maria Buzzanco
Event Chairperson
events@savetheseraphs.org

Send all donations to:

Mater Dei Prep
Attn: Save the Seraphs Gala
538 Church Street
Middletown, NJ 07748



Mother Teresa
Regional School

Reach Higher

Winter/Spring 2015

Dear Friends and Neighbors:

We are writing to you on behalf of the Mother Teresa Regional School Spring Fling Gift Auction Committee. Mother Teresa Regional School serves approximately 180 students from preschool through eighth grade in Atlantic Highlands, New Jersey. Students along the Bayshore area, from Keyport to Highlands attend our school. The school's mission includes providing excellent academics with qualified, dedicated teachers combined with cutting edge technology and innovative programs. The students are given opportunities for physical and social development through a broad offering of athletics, clubs, and in-school activities.

One of the primary ways in which we provide our students with educational and cultural programs is through fundraising. We will be hosting our annual Spring Fling Gift Auction on April 17, 2015 and are asking for your support. Your contribution in the form of gifts or monetary donations can help make a difference in our school and will help us achieve our fundraising goal.

Some suggestions are as follows:

- Gift Certificates
- Birthday Party Certificates
- Dinner for two
- Overnight stays at a resort
- Tickets to an event
- Gift items
- Cash donations (used to sponsor a basket)
- Samples for goody bags

We are a 501(c)(3) organization and our federal tax id number is 53-0196617. The proceeds from the event will be used to purchase computers, software, and supplies and equipment to enhance the music, math and science programs. We are expecting approximately 350 attendees and your contribution will be acknowledged in our event booklet which will be distributed to all who attend.

Your donations can be sent to:

Spring Fling Gift Auction Committee
Mother Teresa Regional School
55 South Avenue
Atlantic Highlands, NJ 07716
(732) 291-1050 ext. 117
mtrs.gift.auction@gmail.com

Thank you again for taking the time to consider our request. We hope we can count on your support!

Sincerely,
The PTA Board

Sherilyn Przelomski, Kris Pascucci, Liz Clayton, Angela Sweeney, & Claire Fernandez

55 South Ave., Atlantic Highlands, NJ 07716 • 732-291-1050 • www.mtreghional.com

EDUCATE AND SERVE WITH EXCELLENCE AND FAITH

MIDDLETOWN TOWNSHIP PUBLIC SCHOOLS

Thorne Middle School

70 Murphy Road, Port Monmouth, NJ 07758

(732) 787-1220 FAX: (732) 787-5306

www.middletonk12.org/ThorneMS

RECEIVED

MAR 11 2015

Borough of Sea Bright

Dr. William O. George III, Ph.D.
Superintendent

Thomas Olausen
Principal

March 2015

Sea Bright Boro Hall
1167 Ocean Avenue
Sea Bright, NJ 07760

Dear Friends in Sea Bright:

Thorne Middle School in Middletown will hold its Annual Gift Auction on Friday, April 24th 2015 at VFW Post 2179 in Port Monmouth, NJ. This year, Thorne has decided to not only raise the necessary funding for our school, but to also to give back to our community. Thorne MS has strong ties with the military, as we bear the namesake of Middletown's WW II hero, and Congressional Medal of Honor recipient, Corporal "Buddy" Thorne. This year, we have decided to donate a portion of our profits (up to \$10K) to the Lt. Dennis W. Zilinski II, Memorial Fund.

Lt. Dennis W. Zilinski was a 23 year-old soldier killed in Bayji in 2005. Lt. Zilinski was a lifelong Middletown, NJ Resident. His parents started this fund to honor his memory and spirit for life. One of their projects is called the K9 Sgt. Denny Project. The Sgt. Denny Project provides service dogs to returning soldiers (suffering Post Traumatic Stress Disorder and Traumatic Brain Injuries) so that he/she may return to society, become productive, and most of all, to move forward with their lives. A service dog costs approximately \$10K. Our goal is to provide one (1) dog in Lt. Zilinski's honor.

We are respectfully requesting a donation of two beach badges be raffled as a prize. Any donation you contribute will be greatly appreciated and will be acknowledged in writing in our journal, which will be distributed to our estimated 425 guests in attendance that evening. All contributions are tax deductible (Tax Exempt #NJ3-005-822/000).

This is our largest fund raiser for the year and our success depends on the generosity of local businesses and organizations like yours. If you wish to donate, kindly contact the number below and we will come and pick up the donation.

Thank you for your time and consideration.

Sincerely,

Denise Carmody

Denise Carmody, Thorne Gift Auction, Chair of Solicitations
269 Harmony Road
Middletown, NJ 07748
denise@thecarmodys.net
(732) 687-2352 (cell)

RESOLUTION NO. 64-2015
**AUTHORIZE SUBMISSION OF TAX REIMBURSEMENT CERTIFICATE
IN CONNECTION WITH THE RECYCLING TONNAGE GRANT**

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

WHEREAS, the Recycling Enhancement Act, P.L. 2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and,

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for its recycling program; and,

CERTIFICATION OF FUNDS: I, Michael Bascom, Chief Financial Officer, of the Borough of Sea Bright, do hereby certify a submission of expenditures for taxes paid in the amount of \$3,247.71 was received by this municipality.

Michael J. Bascom, CFO

THEREFORE, BE IT RESOLVED, by the Borough Council of Sea Bright, County of Monmouth, State of New Jersey, that the Borough of Sea Bright hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2009, chapter 311, in 2014 the amount of \$3,247.71. Documentation supporting this submission is available with the Chief Financial Officer at the Borough of Sea Bright Municipal Offices, 1167 Ocean Avenue, Sea Bright , NJ 07760 and shall be maintained for no less than five years from this date; and,

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

1. Chief Financial Officer
2. Director of Public Works/Recycling Coordinator

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 65-2015
2014 Recycling Tonnage Grant

Councilmember introduced and offered the following resolution for approval;
seconded by Councilmember :

WHEREAS, the Mandatory Source Separation and Recycling Act P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulation imposes on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for 2014 recycling tonnage grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Sea Bright to the efforts undertaken by the municipality and the requirements contained in the recycling act and recycling regulations; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, that the Borough of Sea Bright hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates David Bahrle, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

1. New Jersey Department of Environmental Protection
2. Department of Public Works

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 66-2015
AUTHORIZING SALE OF BOROUGH
SURPLUS PROPERTY THROUGH GOVDEALS.COM
Sale will be conducted pursuant to Local Finance Notice 2008-9

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

WHEREAS, the Borough of Sea Bright is the owner of surplus property which is no longer needed for public use; and

WHEREAS, the Borough Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties, as follows:

- | | | |
|-----------|--|---------------------------------|
| 1. | 2008 Elgin Parking Lot Sweeper
VIN#JALE5B16277902509 | Minimum Bid: \$40,000.00 |
| 2. | 2011 Kawasaki Utility Mule 4010 4X4
VIN#JK1AFCM15BB505976 | Minimum Bid: \$1,000.00 |
| 3. | 2005 Yamaha Inboard Boat
Hull ID #US-YAMA4412C505 | Minimum Bid: \$1,000.00 |

WHEREAS, the Borough Clerk of the Borough of Sea Bright will provide Specifications of equipment for the proposed sale; and

WHEREAS, the Borough of Sea Bright would like to sell aforesaid items on GovDeals.com, an online government service auction program, pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the Borough Clerk to sell the aforesaid items as per the guidelines set by Govdeals.com.

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

1. Finance Manager
2. Chief of Police
3. Department of Public Works
4. Govdeals.com

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 68-2015
**Authorizes the County of Monmouth Mosquito Control Division
to Conduct Aerial Mosquito Control Operations Within**

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

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the County; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Sea Bright is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright in the County of Monmouth, hereby authorizes the County of Monmouth Mosquito Control Division or it's agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:

- a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
- b. such operations will be performed in compliance with applicable Federal and State regulations, and
- c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

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

1. Monmouth County Mosquito Extermination Commission
2. Chief of Police
3. Director of Public Works

Roll Call: Bills, Keeler, Kelly, Lamia, Leckstein, Rooney

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council Meeting held March 17, 2015.

Christine Pfeiffer, Borough Clerk

BOND ORDINANCE No. 02-2015
AMENDING BOND ORDINANCE NUMBER 10-2012 FINALLY
ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH
OF SEA BRIGHT, NEW JERSEY ON AUGUST 7, 2012

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 \$1,850,000 For The Hazard Mitigation Project - Bulkheads And Pump Station For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$452,235 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation" finally adopted on August 7, 2012 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by (a) deleting the reference of "\$1,850,000" for the appropriation and estimated cost and "\$452,235" for the estimated maximum amount of bonds or notes and substituting in lieu therefore "\$2,150,000" and "\$737,235", respectively and by (b) deleting the reference to "\$23,801" for the down payment required by the Local Bond Law and substituting in lieu therefor "\$38,801".

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 \$737,235. 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.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 02-2015 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 3, 2015 and will be further considered after a Public Hearing held on March 17, 2015 at the Municipal Building at 7:00 pm.

INTRODUCED: March 3, 2015
Public Hearing:
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, Borough Clerk

DINA LONG, Mayor
Seal

ORDINANCE NO. 03 - 2015
AN ORDINANCE REVISING CHAPTER 115, FLOOD DAMAGE PREVENTION; and
REVISING CHAPTER 130, LAND USE

WHEREAS since the events of Superstorm Sandy, the Borough of Sea Bright has been working toward creating a more sustainable community in line with guidelines set by the Federal Emergency Management Agency (FEMA); and

WHEREAS in furtherance of the Borough's efforts, certain recommendations have now been made by the Borough's Floodplain Manager and the Borough's Office of Emergency Management as to changes which should be made to the Borough's Flood Damage Prevention and Land Use Ordinances; and

WHEREAS in furtherance of the aforesaid recommendations the Mayor and Council of the Borough of Sea Bright have determined it will be necessary to revisit certain definitions and requirements within its flood damage prevention and land use ordinances;

BE IT NOW ORDAINED, by the Mayor and Council of the Borough of Sea Bright that the following revisions to Chapter 115, Flood Damage Prevention and Chapter 130, Land Use be made:

(1) The following language included at Chapter 115, Section 115-17(A)(1)(b)[1], Chapter 115, Section 115-17(B)(1)(b)[1], Chapter 130, Section 130-47(E)(2)(a)[2][a], Chapter 130, Section 130-47(E)(2)(b)[2][a], Chapter 130, Section 130-50(A)(6)(c), Chapter 130, Attachment 1 "Schedule of Lot and Building Requirements", footnote 2 and Chapter 130, Section 130-59(A)(6)(a) shall be deleted: "reach two (2) feet above BFE" and said language shall be replaced with "reach three (3) feet above BFE".

(2) The following definitions shall be added to Chapter 115, Section 115-5 and to Chapter 130, Section 130-47(B):

(A) FLOOD INSURANCE RATE MAP (FIRM) - See definition of Digital Flood Insurance Rate Map (DFIRM).

(B) PRELIMINARY WORK MAPS (PWM) - The preliminary work maps created for certain New Jersey/New York communities by the Federal Emergency Management Agency (FEMA) in the development of Preliminary Flood Insurance Rate Maps. The preliminary work maps reflect the full results of an ongoing coastal flood hazard study for the New York/New Jersey coast by FEMA.

(C) PRELIMINARY FLOOD INSURANCE RATE MAP - A Flood Insurance Rate Map (FIRM) that is not yet effective and reflects the initial results of a flood map project performed by or for FEMA.

(3) The definitions of "Base Flood Elevation (BFE)", "Digital Flood Insurance Rate Map (DFIRM)", and "Prevailing NFIP Flood Map", as contained within Chapter 115, Section 115-5 and Chapter 130, Section 130-47(B), shall be deleted and replaced with the following definitions:

- (A) BASE FLOOD ELEVATION (BFE) – The elevation of surface water resulting from a flood that has a 1% chance of equally or exceeding that level in any given year. The BFE is promulgated by the Federal Emergency Management Agency (FEMA) and delineated on the Digital Flood Insurance Rate Map (DFIRM). However, if FEMA has released Advisory Base Flood Elevations (ABFEs) or Preliminary Work Maps (PWMs) post release of the official DFIRM, all elevations and zones included on the ABFE map or PWM, which ever was created later, shall be recognized by the Borough as the official BFEs. In the event any property within the Borough has not been delineated with an elevation on the DFIRM, ABFE or PWM, whichever is prevailing at the time, then the Borough shall recognize that property’s BFE as being the same as the elevation delineated within the nearest adjacent “AE” Zone.
- (B) DIGITAL FLOOD INSURANCE RATE MAP (DFIRM) - The official map on which the Federal Emergency Management Agency (FEMA) has delineated the areas of special flood hazards and the risk premium zones applicable to the community. However, if FEMA has released Advisory Base Flood Elevations (ABFEs) or Preliminary Work Maps (PWMs) post release of the official DFIRM, all elevations and zones included on the ABFE map or PWM, which ever was created later, shall be recognized by the Borough instead of those contained on the official DFIRM. The definition of DFIRM shall be interchangeable with the Flood Insurance Rate Map (FIRM) for the purposes of this ordinance.
- (C) PREVAILING NFIP FLOOD MAP – The Digital Flood Insurance Rate Map (DFIRM) as defined by this Ordinance with Advisory Base Flood Elevations (ABFEs) or Preliminary Work Maps (PWM), which ever was created later, prevailing if any have been released by the Federal Emergency Management Agency.

BE IT FURTHER ORDAINED all other sections of Chapter 115 and Chapter 130 shall remain in full force and effect. In the event there is any conflict or inconsistency between this particular ordinance and the rest of Chapter 115 and Chapter 130, the terms in this ordinance shall prevail.

This ordinance shall take effect upon passage and publication as required by law.

INTRODUCED: March 3, 2015
 PUBLIC HEARING: March 17, 2015
 ADOPTED:

I hereby approve the adoption of this Ordinance this day of , 2015.

 CHRISTINE PFEIFFER
 Borough Clerk

 DINA LONG
 Mayor

ORDINANCE NO. 04-2015
CALENDAR YEAR 2015
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Sea Bright in the County of Monmouth finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 68,609.36 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Borough of Sea Bright shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$120,066.38, and that the CY 2015 municipal budget for the Borough of Sea Bright be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

INTRODUCED: March 3, 2015
PUBLIC HEARING: March 17, 2015
ADOPTION:

I hereby approve the adoption of this Ord. No. 04-2015 this _____ day of _____
2015.

CHRISTINE PFEIFFER
Deputy Borough Clerk

DINA LONG
Mayor, Borough of Sea Bright

ORDINANCE #05-2015

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 130 "LAND USE", ARTICLE XIII ENTITLED FEES OF
THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998**

BE IT ORDAINED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey that Chapter 130 entitled "Land Use", Article XIII, Fees of the "Code of the Borough of Sea Bright, 1998", be and the same is hereby amended and supplemented in the following manner:

SECTION I

CHAPTER 130 "Land Use"

Article XIII, Fees is hereby amended to include the following to the schedule, with all other sections not listed to remain the same.

Sub-Section 130-81 – Fees.

E. Development applicant fee and escrow schedule.

Type of Application	Administrative Fee	Escrow
Driveway review	\$25.00	-----

SECTION II

All other ordinances or parts thereof enacted prior to the adoption of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION III

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjusted invalid such subparagraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

SECTION IV

This ordinance shall take effect as provided by law after its final passage.

INTRODUCED: March 17, 2015

PUBLIC HEARING: April 7, 2015

ADOPTION:

I hereby approve the adoption of this Ordinance this day of April, 2015.

CHRISTINE PFEIFFER
Borough Clerk

DINA LONG
Mayor

ORDINANCE #06-2015
CHAPTER 144 ENTITLED
"REGULATION OF NOISE NUISANCES",
CODE OF THE BOROUGH OF SEA BRIGHT, 1998

BE IT ORDAINED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey that Chapter 144 entitled "Noise", of an Ordinance entitled "Code of the Borough of Sea Bright, 1998", be and the same is hereby amended in its entirety in the following manner:

SECTION 1

Chapter 144. entitled "**REGULATION OF NOISE NUISANCES**" is hereby amended in its entirety to read as follows:

144-1. Prohibited Nuisances.

It shall be unlawful for any person to make, continue or cause to be made or permitted, any unnecessary and unreasonable loud disturbing noise which is plainly audible and either annoys, injures or endangers the comfort, repose, health or welfare of others within the limits of the borough.

144-2. Definition of Terms:

a. *Plainly audible* shall mean any sound that can be detected by a person using his or her unaided hearing faculties. As an example, if the sound source under investigation is a portable or personal vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The enforcement officer need not determine the title, specific words, or the artist performing the song. (see Section 144-4. Table 1 and Table II)

b. *Sound source* shall mean any person, animal, device, operation, process, activity or phenomenon which emits or causes noise.

c. *Noise* shall mean any sounds of such level and duration as to be or tend to be injurious to human health or welfare, or which would unreasonably interfere with the enjoyment of life or property.

d. *Emergency* shall mean any work or action necessary to deliver essential public services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions.

e. *Person* shall mean any corporation, company, association, society, firm, partnership and joint stock company as well as individuals.

144-3. Definition of Noise Nuisances.

The following acts are declared to be loud, disturbing and unnecessary noise nuisances in violation of this section but said enumeration shall not be deemed to be exclusive, namely:

a. *Radio, Phonograph, Instrument, Singing, Talking.* The playing of any radio, phonograph or musical instrument, or singing and talking in such a manner or in such volume as to annoy or disturb the quiet, comfort or repose of persons within or outside of any dwelling, hotel or other type of residence, particularly during the hours between 10:00 p.m. and 8:00 a.m.

b. *Animals and Birds.* The owning, harboring or keeping of any animal or bird which has been causing or causes frequent or long continued noise which disturbs the comfort and repose of any person within the vicinity. Frequent or long continued noise means continually for ten minutes or intermittently for 30 minutes unless provoked.

c. *Shouting.* The shouting of peddlers, hawkers, vendors, or others who disturb the peace and quiet of the neighborhood.

d. *Advertisement devices.* The operation of any form of a sound-creating device, vocal or instrumental, human or mechanical or otherwise on the sidewalks, streets and highways or other public places of the borough, for or without profit, for the purpose of attracting the attention of the public to and the advertisement of any business, sport, exhibition, entertainment, spectacle, undertaking, happening, occasion and any other event or the operation in any building or on any premises or on any public street of the borough, any radio device or mechanical musical instrument or device of any kind whereby the sound is cast directly or indirectly upon any public street or place and where such device is maintained and operated for advertising purposes or for the purpose of attracting the attention of the passing public or which is so placed and operated that the sounds coming there from can be heard to the annoyance or inconvenience of persons upon any street or public place or in neighboring premises, provided that the inhibition herein contained shall not be applicable to any parade or activity for which a permit consenting to the use of a sound-creating device has been issued.

e. *Horns and Signals.* The sounding of any horn or signal device on any automobile or other vehicle while not in motion for any unnecessary or unreasonable period of time, except as a danger signal.

f. *Muffler Exhaust.* The generation of loud sound as a result of the discharge into the open air of the exhaust of any steam engine, stationary jet or internal combustion engine or motor vehicle, except through a properly functioning muffler or other device which will effectively prevent loud or explosive noises therefrom.

g. *Construction.* The excavation, grading, paving, erection, demolition, alteration or repair of any premises, street, building or structure from 7:00 p.m. on Friday until 8:00 a.m. Saturday, from 7:00 p.m. Saturday until 7:00 a.m. on Monday and on Mondays through Fridays from 7:00 p.m. until 7:00 a.m. commercial construction shall not be allowed on Sundays at any time. Exceptions may be made if urgent necessity is in the interest of public health and safety and if

the nature of the emergency will admit of the prior procurement of a permit, then only in accordance with a permit first obtained from the chief of police or their respective designees. These regulations shall also apply to the delivery, removal or emptying of construction dumpsters and roll-off containers. (See subsection 144-4d. and h. residential exception)

h. *Loading and Unloading.* the creation of loud and excessive noise in connection with the loading or unloading of any vehicle or the opening or destruction of bales, boxes, crates and containers.

i. *Interfering with Work in Institutions.* The creation of excessive noise in or on the grounds of any school, church, synagogue, hospital, institution of learning, court, public building or place of public assembly, or on any street adjacent to such grounds, places or buildings, while the same are in use and which unreasonably interferes with the working of the institution or place or unduly annoys persons therein.

j. *Attracting Attention Devices.* The use of any drum or other instrument or device for the purpose of attracting attention to any performance show or sale, except in connection with any school or governmentally authorized civic activity or where a parade permit has been issued.

k. *Tools and Equipment.* The operation or use of any power lawn mower, chain saw, fence post driller, saw, grinder, drill, garden equipment, snow blowers, leaf blowers or the like, between the hours of 8:00 p.m. and 8:00 a.m.

l. *Buses, Trucks or Tractors.* The unnecessary warming up or idling of buses, trucks or tractors and the unnecessary and repeated idling, acceleration and deceleration or starting and stopping of automobiles and motorcycles.

m. *Outdoor Concerts.* Outdoor concerts except in accordance with permits first obtained therefor from the borough council or their authorized designee.

n. *Vehicle Noises.* The use of an automobile, motorcycle or vehicle so out of repair or so loaded that it creates loud and unnecessary grating, grinding, rattling or other noise.

o. *Powered Model Vehicles.* The operating or permitting the operation of powered model vehicles between the hours of 8:00 p.m. and 8:00 a.m.

p. *Vehicle Repair.* The repairing, rebuilding, modifying or testing any motor vehicle or off-road vehicle in or near a residential district in such a manner as to cause the disturbance and repose of others.

144-4. Maximum Permissible Sound Levels

(A) No person shall cause, suffer, allow, or permit the operation of any source of sound on any source property listed in 144-3 above in such a manner as to create a sound level that equals or exceeds the sound level limits set forth in Tables I or II when measured at or within the real property line of any of the receiving properties listed in Tables I or II.

(B) Impulsive Sound

Between 7:00 a.m. and 10:00 p.m., impulsive sound shall not equal or exceed 80 decibels. Between 10:00 p.m. and 7:00 a.m., impulsive sound which occurs less than four times in any hour shall not equal or exceed 80 decibels. Impulsive sound which repeats four or more times in any hour shall be measured as continuous sound and shall meet the requirements as shown in Tables I and II.

**TABLE I
MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS
WHEN MEASURED OUTDOORS**

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility
	7am - 10 pm	10pm - 7am	24 hours
Maximum A-Weighted sound level standard, dB	65	50	65

**TABLE II
MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS
WHEN MEASURED INDOORS**

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility
	7am - 10 pm	10pm - 7am	24 hours
Maximum A-Weighted sound level standard, dB	55	40	55

Note: Table II shall only apply when the source and the receptor are separated by a real property line and they also share a common or abutting wall, floor or ceiling, or are on the same parcel of property.

144-5. Penalty.

Any person found guilty of violating any provision of this section shall be subject to one or more of the following: imprisonment for any term not exceeding 90 days; or by a fine not exceeding one thousand two hundred fifty (\$1,250.00) dollars; or by a period of community service not exceeding 90 days. Each day of violation shall constitute an additional, separate and distinct offense.

144-6. Permits.

a. The borough official, officer or employee charged with the responsibility of issuing permits for the activities requiring permits in accordance with this section 144 hereof shall issue permits for such activities if such officer shall find that the activities will not unduly or unnecessarily annoy, disturb, injure or endanger the comfort, repose, health, peace or safety of others; that the activities will not violate any other ordinance or law or create a public nuisance; and that the public health and safety will not be endangered thereby.

b. Permits shall specify the dates and hours of the permitted activities.

c. The issuing agents are authorized to adopt and use such forms of application and permits as may be reasonably required in the performance of their duties. Each application for a permit shall be accompanied by the applicable fee or a fee of twenty (\$20.00) dollars if no other fee has been established, which shall be payable to the Borough of Sea Bright.

144-7. Appeal of Denial of Permit.

An applicant for a permit hereunder shall have the right to appeal to the township council from the denial of the permit by the applicable municipal official. Such appeal shall be taken by filing a written notice of appeal addressed to the borough council. Such notice shall be filed within three days after the issuing officer shall have notified the applicant of the denial of the permit. The borough council shall act upon the appeal at their next regularly scheduled meeting after receiving the notice thereof and shall give the applicant an opportunity to be heard before taking action. The borough council may affirm or reverse the issuing officer's denial of the permit or may grant the permit with modifications or conditions.

144-8. Enforcement.

a. It shall be the duty of the police department of the borough to enforce the provisions of this section. In addition to public law enforcement officers and others who by law are entitled to enforce or bring complaints under this section, the officers who are designated hereunder for the issuance of permits, as well as the borough license officer and health officer or their designees, shall have the power to enforce and bring complaints under this section.

b. A violation of this section shall be cause for summons and complaint to be issued forthwith, and failure to desist upon being warned by an enforcement officer shall constitute an additional separate offense, provided, however, that if the noise source is not a readily identifiable individual or a motor vehicle moving on a public right-of-way, in lieu of a summons and complaint, enforcement personnel may issue a twenty-four-hour notice, in writing, which may be served personally or by certified mail to the last known address of the person or persons in charge of or in control of the device, building or premises producing the noise, to abate said violation of this chapter. Failure to comply with this order so issued and served shall constitute an additional violation of this section.

144-9. Proof of Violation.

Proof of violation of any provision or provisions of this section which is alleged to constitute such violation shall be determined by plainly audible means.

SECTION II

All other ordinances or parts thereof enacted prior to the adoption of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION III

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjusted invalid such subparagraph, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

SECTION IV

This ordinance shall take effect as provided by law after its final passage.

INTRODUCED: March 17, 2015

PUBLIC HEARING: April 7, 2015

ADOPTION:

I hereby approve the adoption of this Ordinance this day of , 2015.

CHRISTINE PFEIFFER
Borough Clerk

DINA LONG
Mayor

Voucher List
March 12, 2015
Borough of Sea Bright

01668	ALTERNATE POWER, INC.		
14-00777	07/09/14 SEWER-QTRLY INSPEC/PREV MAINT	Open	2,850.00
14-01134	10/10/14 BLDGS/GRNDS-REPLACE WATER PUMP	Open	975.00
14-01168	10/17/14 BLDGS/GRNDS-SERV CALL:GEN	Open	253.75

			4,078.75
01830	ASSOCIATION OF STATE		
15-00201	02/25/15 ASFPM 2015 MEMBERSHIP DUES	Open	130.00
15-00202	02/25/15 ASFPM-EXAM:MARY TANGOLICS	Open	100.00

			230.00
00384	AT & T MOBILITY		
15-00213	03/03/15 DPW-FEB 2015 CELL BILL	Open	164.66
00167	AUTONOMY, INC.		
15-00076	01/29/15 A&E-VAULT:2015 SERVER BACKUPS	Open	130.51
01241	BAIN'S HARDWARE, INC.		
15-00138	02/11/15 JAN 2015 PURCHASES	Open	408.46
01957	BENEMAX BENEFIT MANAGEMENT CO.		
15-00252	03/10/15 03/15 DENTAL PLAN MANAGEMENT	Open	336.00
01925	BORO OF SEA BRIGHT/EE' HEALTH		
15-00225	03/04/15 REPLENISH HEALTH INS FUND	Open	5,000.00
00198	COMCAST		
15-00214	03/03/15 POLICE TRAILER-INTERNET:MAR'15	Open	368.64
15-00253	03/10/15 A&E-INTERNET:MAR 2015	Open	123.81

			492.45
02006	CONWAY, JOHN T.		
15-00009	01/21/15 LIBRARY-BUILD BOOKSHELVES	Open	9,375.00
01493	COOPERATIVE INDUSTRIES, L.L.C.		
14-01362	11/26/14 DEC 2014 NATURAL GAS	Open	2,686.76
00419	DRAEGER SAFETY DIAGNOSTICS, INC		
14-01342	11/25/14 POLICE DEPT-WET BATH SOLUTION	Open	240.00
00609	EAGLE POINT GUN		
15-00105	02/03/15 POLICE DEPT-AMMUNITION	Open	2,363.40
00952	FIRST PRIORITY EMERGENCY		
15-00078	01/29/15 FIRE DEPT-EMERG REPAIRS:#4377	Open	373.82
00288	FIRST UNITED METHODIST CHURCH		
15-00143	02/12/15 TEMP LIBRARY-1 YEAR LEASE	Open	1,000.00
02101	GANNETT NJ		
15-00259	03/11/15 FEB 2015 NOTICES	Open	81.75
01194	GLENCO SUPPLY, INC.		
15-00168	02/18/15 DPW-"NO PARKING" SIGNS	Open	216.00
01838	HOLMAN, FRENIA, ALLISON, P.C.		
15-00248	03/10/15 PREPARE SUPPL DEBT STATEMENT	Open	300.00

00147	REYNWOOD COMMUNICATIONS, LLC		
15-00233	03/10/15 PHONE BILL-FEB 2015	Open	856.34
00533	RUTGERS, THE STATE UNIVERSITY		
15-00130	02/06/15 SEWER-CUSTOMER SERVICE CLASS	Open	132.50
15-00132	02/11/15 SEWER-BACK TO THE BASICS CLASS	Open	135.00

			267.50
00031	SORRENTINO, JOHN		
15-00241	03/10/15 POLICE-REIMB:CLOTHING	Open	1,009.00
01931	SUBURBAN PROPANE		
15-00104	02/02/15 PROPANE-TEMP FIREHOUSE:NOV/DEC	Open	2,430.27
15-00260	03/11/15 PROPANE-TEMP FIREHOUSE:FEB2015	Open	1,662.82

			4,093.09
00083	T & M ASSOCIATES		
13-00382	04/01/13 REVISE MASTER PLAN POST:SANDY	Open	328.34
13-00566	05/08/13 ROADWAY/PARKING LOT REPAIRS	Open	1,366.67
14-00492	04/29/14 BEACH & CENTER-SEWER REHAB	Open	929.50
14-00531	05/08/14 MIDDLE P/S BIOXIDE SYSTEM	Open	2,783.76
15-00221	03/03/15 MEETINGS:1/15,1/20,2/3/15	Open	1,352.67

			6,760.94
01285	THE HOME DEPOT		
15-00059	01/22/15 BLDGS/GRNDS-BLANKET:MISC SUPP	Open	25.97
00316	TREASURER, COUNTY OF MONMOUTH		
15-00156	02/13/15 POLICE-2015 MOCERT ASSESSMENT	Open	1,000.00
00251	W.B. MASON COMPANY, INC.		
15-00141	02/11/15 BOROUGH HALL-OFFICE SUPPLIES	Open	445.65
00281	W.E. TIMMERMAN CO., INC.		
14-01291	11/13/14 DPW-STREET SWEEPER REPAIRS	Open	12,335.16
01150	W.W. GRAINGER, INC.		
15-00174	02/19/15 SEWER-HAND WINCHES/WINCH CABLE	Open	895.48
15-00196	02/25/15 DPW-CARGO STRAPS	Open	93.24

			988.72
00100	WEATHER WORKS CONSULTING		
15-00172	02/19/15 OEM-WEATHER MONITORING SERVICE	Open	1,600.00
00519	WILLIAM E. ANTONIDES & CO.		
15-00010	01/21/15 2015 FISCAL OFFICER SERVICES	Open	2,750.00
00058	WILLOW CLEANERS, INC.		
15-00158	02/13/15 POLICE-JUL-DEC 2014 DRY CLEAN	Open	443.80
BALANCE CARRIED FORWARD			\$101,371.42
GANNETT NJ (ESCROW)			\$ 54.50
T & M ASSOCIATES (ESCROW)			\$ 2,045.00

GRAND TOTAL			\$103,470.92

RESOLUTION No. 67-2015
Introduction of the 2015 Municipal Budget
MUNICIPAL BUDGET NOTICE

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

SECTION 1.

**Municipal Budget for the BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH
for the Fiscal Year 2015**

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015

Be it Further Resolved, that said Budget be published in the **ASBURY PARK PRESS** in the issue of **March 20, 2015**.

The Governing Body of the **BOROUGH OF SEA BRIGHT**, does hereby approve the following Budget for the year 2015:

RECORDED VOTE	Ayes	Nays	Abstained	Absent
COUNCILMEMBER PEGGY BILLS				
COUNCILMEMBER WILIAM J. KEELER				
COUNCILMEMBER BRIAN P. KELLY				
COUNCILMEMBER JOHN M. LAMIA Jr.				
COUNCILMEMBER MARC A. LECKSTEIN				
COUNCILMEMBER CHARLES H. ROONEY III				

Notice is Hereby Given, that the Budget and Tax resolution was approved by the Governing Body of the Borough of Sea Bright, County of Monmouth on March 17, 2015.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building on April 21, 2015 at 7:00 o'clock (p.m.) at which time and place objections to said Budget and Tax Resolution for the year 2015 may be presented by taxpayers and other interested persons.

March 17, 2015

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on March 17, 2015.

Christine Pfeiffer, Borough Clerk