

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

AUGUST 2, 2016

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 23, 2015. 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** _____

EXECUTIVE SESSION

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

Resolution Executive Session – Litigation

Roll Call: **Bills**____ **Keeler**____ **Kelly**____ **Lamia**____ **Leckstein** ____ **Rooney**____

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

- 05-12-2016 Special Meeting Executive Session
- 05-17-2016 Workshop Meeting (carried from 5-12-2016)
- 05-17-2016 Regular Meeting
- 05-17-2016 Executive Session
- 06-01-2016 Regular Meeting
- 06-01-2016 Executive Session
- 06-06-2016 Special Meeting
- 06-16-2016 Special Meeting
- 06-16-2016 Workshop Meeting
- 06-21-2016 Regular Meeting
- 07-05-2016 Regular Meeting
- 07-14-2016 Special Meeting

Resolutions:

- No. 123-2016** Donation of Two 2017 Beach Badges
- No. 124-2016** Authorizing Refund For Junior Lifeguard Program Fee
- No. 125-2016** 2016/17 Annual Renewal Liquor License
Something Fishy aka Smith, Lillian & George
- No. 126-2016** Authorizing Receipt Of Bids - Solid Waste And Recyclable Materials
Collection Service
- No. 127-2016** Compliance with Promulgation of Local Finance Board of the State
of New Jersey accepting the Borough of Sea Bright 2015 Annual Audit
- No. 128-2016** Authorizing Refund for Police Special Duty Detail - Driftwood Beach Club

Roll Call: Bills____ Keeler____ Kelly____ Lamia____ Leckstein ____ Rooney____

INDIVIDUAL ACTION

RESOLUTIONS:

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

- No. 129-2016** **Authorizing a Referendum to the Voters of the
Borough of Sea Bright at a Special Election to be held on
September 27, 2016 on the Question of Whether Bond Ordinances
No. 15-2016, 16-2016 and 17-2016 Should be Ratified**

Roll Call: Bills____ Keeler____ Kelly____ Lamia____ Leckstein ____ Rooney____

ORDINANCE(s):

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

ORDINANCE #21-2016
AN ORDINANCE AMENDING
CHAPTER 130, LAND USE, ARTICLE VII, AREA, BULK and USE REQUIREMENTS
OF THE CODE OF THE BOROUGH OF SEA BRIGHT
SO AS TO ALLOW FOR PRIVATE PARKING ON VACANT LOTS DURING DAYLIGHT
HOURS ONLY AS A CONDITIONAL USE IN THE B-1 and BR ZONING DISTRICTS

Monmouth County Planning Board Acknowledgement Received 7/8/16

Councilmember _____ offered a motion to open the public hearing on Ordinance No. 21-2016, seconded by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Public Hearing (Ord. 21 -2016)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 21-2016, seconded by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

Councilmember _____ offered a motion to adopt Ordinance No. 21-2016 and advertise according to law, seconded by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

INDIVIDUAL ACTION/New Business:

Vouchers: \$990,174.63

Councilmember _____ offered a motion to approve the Voucher List dated August 2, 2016 as submitted by the Finance Manager, seconded by Councilmember _____

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

FOR DISCUSSION:

a) **Employee Parking on Church Street**

COUNCIL COMMITTEE REPORTS:

A. BEACH / PUBLIC RELATIONS / GRANTS:

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

B. FINANCE / INSURANCE / COURT / VOLUNTEERS:

- **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 / SEA BRIGHT 365 & CULTURAL ARTS:

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

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

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

MAYOR DINA LONG – Reports and Communications

REGULAR MEETING

AUGUST 2, 2016

EXECUTIVE SESSION

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

Resolution Executive Session – Personnel

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ADJOURNMENT

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

Roll Call: Bills___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

RESOLUTION NO. 123-2016
DONATION 2017 BEACH BADGES
BOROUGH OF SEA BRIGHT

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

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) 2017 beach badges as requested in the email attached hereto:

- | | |
|---------------------------------------------------------------------------------------------------|-----------------|
| 1. Crohn's & Colitis Foundation of America
BANDeD Together Event
Event Date: August 4, 2016 | 2 Badges |
|---------------------------------------------------------------------------------------------------|-----------------|

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2017 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, authorize the donation of a total of two (2) 2017 Season Beach Badges for the aforementioned fund raising event.

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 124-2016
AUTHORIZING REFUND FOR JUNIOR LIFEGUARD PROGRAM FEE

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

WHEREAS, the Borough of Sea Bright offers a Junior Lifeguard Program during the 2016 beach season for a cost of \$150 per session; and

WHEREAS, on May 26, 2016, the Borough of Sea Bright received \$150.00 from Amy Kozak and a registration form for her daughter to participate in the Junior Lifeguard Program Session #1 from July 11-22, 2016; and

WHEREAS, on July 8, 2016, Ms. Kozak contacted the Beach Manager and requested a refund due to her daughter being injured and unable to participate in the Junior Lifeguard Program; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize refunding the \$150.00 Junior Lifeguard Registration fee to:

Amy Kozak
25 Belleview Avenue
Leonardo, NJ 07737

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

1. Finance Manager
2. Amy Kozak
3. Beach Manager

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 125-2016
2016/17 Annual Renewal Liquor License
Something Fishy aka Smith, Lillian & George

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

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by Something Fishy aka Smith, George & Lillian, for a one-year special ruling to permit the renewal of inactive license No.1343-33-002-010:

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their 2016-2017 Plenary Retail Consumption License;

WHEREAS, on July 13, 2016, the Borough of Sea Bright received a copy of a letter from the Division of Alcoholic Beverage Control signed by Chris Margounakis, Executive Assistant of the Regulatory Bureau, enclosing a Special Ruling permitting the filing and consideration of a annual renewal application for the above reference inactive license for the 2016-2017 license terms pursuant to N.J.S.A. 33:1-12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal.

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Sea Bright in the County of Monmouth that the following Class C Plenary Retail Consumption License be renewed for a one-year license term, 2016-20176 effective retroactive to July 1, 2016 as follows:

License No. 1343-33-002-010
Licensee: Something Fishy (Smith, Lillian & George)
Borough of Sea Bright, Monmouth County, New Jersey

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

1. Division of Alcoholic Beverage Control
2. Department of Police
3. George & Lillian Smith

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

August 2, 2016

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 126-2016
AUTHORIZING RECEIPT OF BIDS
SOLID WASTE AND RECYCLABLE MATERIALS
COLLECTION SERVICE

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

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

- a) Solid Waste and Recyclable Materials Collection Services, and

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

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 advertise for bids for the aforesaid item as per the specifications on file and will be received by the Borough Administrator in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, New Jersey on a date to be determined.

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

1. Finance Manager
2. Department of Public Works
3. CFO
4. Borough Engineer

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 127-2016
**Compliance with Promulgation of Local Finance Board
of the State of New Jersey accepting the
Borough of Sea Bright 2015 Annual Audit**

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

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Borough of Sea Bright pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "**COMMENTS and RECOMMENDATIONS**"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "**COMMENTS and RECOMMENDATIONS**" as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright in the County of Monmouth, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 128-2016
AUTHORIZING REFUND FOR POLICE SPECIAL DUTY DETAIL
SEA HORSE LLC, t/a DRIFTWOOD BEACH CLUB

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

WHEREAS, the Borough of Sea Bright Police Department offers Special Duty Police Detail at a rate of \$70 per hour fee per officer and a \$15 per hour administrative fee; and

WHEREAS, on July 1, 2016, the Borough of Sea Bright received \$1,020.00 from Sea Horse LLC (t/a Driftwood Beach Club) as payment for two officers to provide additional security at an event to be held on July 29, 2016; and

WHEREAS, due to inclement weather on July 29, 2016, said event was cancelled and will not be rescheduled.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize refunding \$1,020.00 Police Special Duty fee to:

Sea Horse LLC
t/a Driftwood Beach Club
1485 Ocean Avenue
Sea Bright, NJ 07760

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

1. Finance Manager
2. Sea Horse LLC
3. Police Department

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 129-2016
AUTHORIZING A REFERENDUM TO THE VOTERS OF THE
BOROUGH OF SEA BRIGHT AT A SPECIAL ELECTION TO BE HELD ON
SEPTEMBER 27, 2016 ON THE QUESTION OF WHETHER BOND
ORDINANCES NO. 15-2016, 16-2016 AND 17-2016 SHOULD BE RATIFIED

Councilmember offered the following Resolution and moved its adoption with the amendments noted below; seconded by Councilmember :

WHEREAS, on June 1, 2016, the Borough Council of the Borough of Sea Bright finally adopted Bond Ordinances No. 15-2016, 16-2016 and 17-2016 entitled:

Bond Ordinance No. 15-2016

Bond Ordinance Providing An Appropriation Of \$1,400,000 For Construction Of The Community Center For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$332,500 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

Bond Ordinance No. 16-2016

Bond Ordinance Providing An Appropriation Of \$7,900,000 For Construction Of Municipal Complex For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$3,942,500 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

Bond Ordinance No. 17-2016

Bond Ordinance Providing An Appropriation Of \$3,600,000 For Construction Of Building For The Beach Utility For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$1,486,750 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

WHEREAS, the Ordinances would establish funding for the construction of a Community Center and Municipal Complex in the Borough of Sea Bright; and

WHEREAS, on June 24, 2016, the Borough received petitions requesting that the aforementioned ordinances be put to referendum; and

WHEREAS, in accordance with N.J.S.A. 40:49-27, the petitions were reviewed by the Borough Clerk, certified and presented to the Mayor and Borough Council; and

WHEREAS, N.J.S.A. 40:49-10 provides that a referendum shall be held at the next general election occurring at least thirty days after the filing of the petitions, or, at the option of the governing body, at a special election called for that purpose; and

WHEREAS, the Borough wishes to call a special election for referendum on the aforementioned Ordinances so that the will of the voters may be ascertained as soon as possible.

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

Section One: The recitals hereto are hereby incorporated herein as if set forth at length.

Section Two: A special election of the legal voters of the Borough of Sea Bright shall be held on Tuesday, September 27, 2014 from 6:00 am to 8:00 pm at the established polling location.

Section Three: Said election is to be held for a referendum on the Ordinances. In accordance with N.J.S.A. 40:49-10, the question shall be put to the voters as follows:

Public Questions

"To vote upon the public questions printed below, if in favor thereof, mark a cross (X) or plus (+) in the square at the left of the word YES; if opposed thereto, mark a cross (X) or plus (+) in the square at the left of the word NO.

Question No. 1

YES Shall the ordinance of the Borough Council of the Borough of Sea Bright finally adopted on June 1, 2016, entitled:

NO

Bond Ordinance No. 15-2016

Bond Ordinance Providing An Appropriation Of \$1,400,000 For Construction Of The Community Center For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$332,500 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

be ratified?"

Question No. 2

YES Shall the ordinance of the Borough Council of the Borough of Sea Bright finally adopted on June 1, 2016, entitled:

NO

Bond Ordinance No. 17-2016

Bond Ordinance Providing An Appropriation Of \$3,600,000 For Construction Of Building For The Beach Utility For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$1,486,750 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

be ratified?"

Question No. 3

YES Shall the ordinance of the Borough Council of the Borough of Sea Bright finally adopted on June 1, 2016, entitled:

NO

Bond Ordinance No. 16-2016

Bond Ordinance Providing An Appropriation Of \$7,900,000 For Construction Of Municipal Complex For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$3,942,500 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation.

be ratified?"

Interpretive Statement

The three (3) questions address three (3) separate bond ordinances that provide funding for the construction of two (2) new Borough Buildings.

Question No. 1 and Question No. 2

Ordinance 15-2016 (construction of "Community Center") and Ordinance 17-2016 (construction of "building for the Beach Utility") relate to the construction of a single 8,609 square foot structure (1) to replace the library and beach buildings destroyed as a result of Superstorm Sandy, and (2) to construct new, additional space (a) for storage of Police, Fire and Public Works equipment, and (b) a second level to provide space for Borough Council, Planning Board and other meetings, which shall also be available for event rental by the public and include an ocean front deck. The borrowing for Ordinance 15-2016 is to be repaid from taxes and the borrowing for Ordinance 17-2016 is anticipated to be fully repaid by revenues of the Beach Utility from beach user fees.

It is necessary for both Ordinances 15-2016 and 17-2016 to be approved in order to build this Community Center/Beach Utility structure.

Question No. 3

Ordinance 16-2016 (construction of "Municipal Complex") relates to the construction of a single 14,187 square foot structure (1) to replace the fire house and the police/first aid buildings destroyed as a result of Superstorm Sandy, and (2) to construct new, additional space (a) for an extra bay for equipment storage, and (b) for the relocation of all Borough administration functions and records storage. The borrowing for Ordinance 16-2016 is to be repaid from taxes.

The following table shows the projected costs related to the two buildings and the funding sources and bonds (borrowed) amounts for each Bond Ordinance:

<u>Project</u>	<u>Total Projected Cost</u>	<u>Insurance Payments</u>	<u>Beach Settlement</u>	<u>FEMA Share</u>	<u>Down Payment</u>	<u>Maximum Amount to be Bonded (Borrowed)</u>
Library	\$4,875,248.00	\$150,000.00		\$900,000.00	\$17,500.00	\$332,500.00
Beach		\$185,000.00	\$400,000.00	\$1,450,000.00	\$78,250.00	\$1,486,750.00
Municipal Building	\$7,851,721.00	\$1,000,000.00		\$2,750,000.00	\$207,500.00	\$3,942,500.00

Section Four: The Clerk is hereby authorized and directed to cause notice of said election to be published in accordance with N.J.S.A. 40:49-27c in the Asbury Park Press at least ten (10) days prior to the date of the election.

Section Five: The Clerk is hereby authorized to coordinate the necessary efforts for holding a special election with the Monmouth County Clerk, the Monmouth County Commissioner of Registration and the Monmouth County Board of Elections.

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

August 2, 2016

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 August 2, 2016.

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 21-2016
AN ORDINANCE AMENDING
CHAPTER 130, LAND USE, ARTICLE VII, AREA, BULK and USE REQUIREMENTS
OF THE CODE OF THE BOROUGH OF SEA BRIGHT
SO AS TO ALLOW FOR PRIVATE PARKING ON VACANT LOTS DURING DAYLIGHT HOURS ONLY
AS A CONDITIONAL USE IN THE B-1 and BR ZONING DISTRICTS

WHEREAS, the Mayor and Borough Council of the Borough of Sea Bright recognize that there is a serious shortage of available parking in the Borough; and

WHEREAS, Section 49 of Chapter 130, Land Use, Article VII, Area, Bulk and Use Requirements, of the Code of the Borough of Sea Bright establishes certain Conditional Uses within the several zoning districts of the Borough; and

WHEREAS, the Mayor and Borough Council of the Borough of Sea Bright believe that in order to alleviate some of the parking issues within the Borough, it would be appropriate to permit private parking during daylight hours only as a conditional use in the B-1 and BR Zoning Districts;

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Sea Bright that the Chapter 130 Land Use of the Code of the Borough of Sea Bright shall be amended as follows:

SECTION ONE: Section 49(C)(3)(b) (Conditional Uses in the B-1 Zone) and Section 49(C)(5.1)(b) Conditional Uses in the BR Zone of Chapter 130, Land Use, Article VII, Area, Bulk and Use Requirements, are hereby amended to provide for the following additional conditional use:

Private Parking On Vacant Lots During Daylight Hours Only

The conditions for this use are as follows:

- (i) The parking lot must be located on a vacant lot which, in order to ensure proper ingress and egress in the event of an emergency, must have direct access to two different streets, one of which must be Ocean Avenue (State Route 36).**
- (ii) The parking lot may operate during daylight hours only.**
- (iii) The Mayor and Council specifically find that due to safety and public nuisance considerations, it would be inappropriate to permit a standalone parking lot on any property in the Borough which does not meet conditions (i) and (ii) above. Any application seeking to permit a parking lot which does not have direct access to at least two different streets, one of which must be Ocean Avenue (State Route 36), or seeks to operate prior to or after daylight hours, must obtain full site plan approval, with all setback regulations and other bulk standards being applied, from the Planning Board accompanied by the grant of a use variance pursuant to the provisions of N.J.S.A. 40:55D-70(d)(1).**

- (iv) The parking lot must be located on a vacant lot which may not contain any temporary or permanent structures. In order to ensure proper vehicular movement, and avoid any line of sight considerations, any request to construct a temporary or permanent structure on such a parking lot will not be permitted absent a granting of site plan approval by the Planning Board.

SECTION TWO: Section 49(C)(3)(b) (Conditional Uses in the B-1 Zone) and Section 49(C)(5.1)(b) (Conditional Uses in the BR Zone) of Chapter 130, Land Use, Article VII, Area, Bulk and Use Requirements, are hereby further amended to recognize the following:

1. Any property meeting the specific conditions for "Private Parking On Vacant Lots During Daylight Hours Only" shall be exempt from all setback and other bulk requirements that would otherwise be required of a property seeking approval within the zoning district. Variances from the applicable setback and other bulk requirements will only be required if the applicant requires site plan approval pursuant to the ordinance.
2. Any owner of property meeting the specific conditions for "Private Parking On Vacant Lots During Daylight Hours Only" shall be entitled to charge for parking on said lot if the owner of said lot wishes to do so.

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

SECTION FOUR: 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 FIVE: This Ordinance shall take effect immediately upon its passage and publication as required by law.

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 July 5, 2016 and will be further considered after a Public Hearing held on August 2, 2016 at the Municipal Building at 7:00 pm.

INTRODUCED: July 5, 2016
PUBLIC HEARING: August 2, 2016
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

DINA LONG, MAYOR

BILL LIST AUGUST 2, 2016

6/23/2016 16-00791	Advanced Marketing Specialists Seabreeze Publication & Bulk Mailing	\$2,895.00
7/29/2016 16-00995	ADT Security Library:Alarm System Fees	580.11
7/8/2016 16-00866	Alice's Kitchen Catering for Memorial Day Services	\$105.00
7/7/2016 16-00858	American Water Sewer:Water Usage Data-June 2016	\$314.58
7/19/2016 16-00908	Amorski, Judith Court:Conflict Public Defender	\$600.00
6/28/2016 16-00813	Apollo Sewer & Plumbing Sewer:Installation at Middle Pump Station	\$800.00
7/8/2016 16-00862	Apollo Sewer & Plumbing Beautification:Irrigation System-960 Ocean Ave.	\$1,200.00
7/8/2016 16-00871	Apollo Sewer & Plumbing Sewer:2/Q Inspection & Testing of Pump Stations	\$740.00
7/13/2016 16-00887	Athlete's Alley Beach:Staff Uniforms	\$1,534.00
7/28/2016 16-00986	Atlantic Tomorrows Office 2/Q Copy/Click Charges-Savin Copier	\$708.10
7/29/2016 16-00992	Avaya Financial Police:Phone System	\$290.58
7/27/2016 16-00966	Bain's Hardware Multi Dept-June 2016	\$1,130.87
7/20/2016 16-00911	Barbieri, Lawrence Beach:Refund of Season Beach Badges	\$85.00
7/19/2016 16-00909	Barg's Lawn & Garden Shop DPW:Weed Wacker Parts	\$71.42
6/29/2016 16-00815	Barnabas Health Corp. Care Police:Physical for Police Academy Attendance	\$365.00
6/27/2016 16-00798	Bayshore Sand & Beach Cleaners Beach:Sand Sifting Service	\$900.00
7/12/2016 16-00879	Benemax Health Insurance/Dental:May-July, 2016	\$1,008.00
7/12/2016 16-00881	Borough of Oceanport Court:Shared Services-August 2016	\$6,125.00

7/11/2016 16-00875	Borough of Sea Bright Municipal Court Reimb. Credit Card Fees-June 2016	\$153.68
7/12/2016 16-00880	C & L Sweeper Service DPW:Sweeper Service:June 2016	\$2,660.00
7/26/2016 16-00963	C & L Sweeper Service DPW:Sweeper Service:July 2016	\$1,140.00
7/28/2016 16-00979	Chesapeake Exterminating Co. Bldg. & Grds:Police Trailer-July 2016	\$30.00
7/28/2016 16-00050-7	C.I.T. Technology Police:Copier Lease-Aug. 2016	\$157.00
7/20/2016 16-00919	Cleary,Giacobbe, Alfieri & Jacobs Legal Service:Labor Counsel-June 2016	\$54.00
7/21/2016 16-00934	Cleary,Giacobbe, Alfieri & Jacobs Legal Service:Tax Assessor Matters-June 2016	\$981.94
7/12/2016 16-00878	Comcast Multi Building:Internet Service	\$563.27
7/29/2016 16-00994	Comcast Police:July 2016	\$125.95
7/27/2016 16-00976	Cooperative Industries Natural Gas Service-June 2016	\$370.74
7/1/2016 16-00843	Cousin's Landscaping DPW:Weed Killer Applications/Imbrie Pl.	\$480.00
6/3/2016 16-00720	Dafin Surfing Products Beach:Rescue Equipment	\$413.10
7/20/2016 16-00917	DiFrancesco, Bateman, Kunzman, etal. Legal Service:Tax Appeals	\$5,132.80
7/13/2016 16-00886	Dogs & Cats Beach:Building Lease-August 2016	\$1,500.00
7/29/2016 16-00991	Driftwood Beach Club/Seahorse LLC Refund:Police Special Duty Fee	\$1,020.00
7/20/2016 16-00913	Ecklyn,Denise Beach:Refund of Season Beach Badges	\$200.00
7/28/2016 16-00981	Edward J. Albert & Son, Inc. Sewer:Electrical Repair-River St. Pump Station	\$1,975.88
6/28/2016 16-00808	Evoqua Water Technologies Sewer:Bioxide Treatment	\$2,322.00

7/18/2016 16-00910	Farmer, Jane Library: Reimb. Cost for Children's Program	\$22.15
7/22/2016 16-00938	Firefighter One Fire Dept: Uniforms	\$619.88
7/28/2016 16-00975	First United Methodist Church Library: Temp Bldg. Lease	\$2,000.00
7/13/2016 16-00882	Foster & Company DPW: Hardware for Signage	\$519.50
7/12/2016 16-00876	Gannett NJ Clerk & Planning Board: Legal Ads	\$72.75
7/21/2016 16-00931	Gannett NJ Clerk: Legal Ads	\$384.75
7/21/2016 16-00932	Garaventa-Worth, Deborah/D.G. Solutions New Computer/System Repairs & Updates: Jan-July 2016	\$2,683.99
7/20/2016 16-00914	General Code A&E: eCode360 Annual Maintenance	\$1,195.00
7/13/2016 16-00891	Genserve, Inc. Police: Generator Service	\$275.00
7/20/2016 16-00916	Gowan, Kerry Animal Control Services: Jan-July 2016	\$420.00
3/29/2016 16-00407	Groff Tractor & Equipment DPW: Vehicle Maintenance	\$76.75
7/21/2016 16-00933	Heim Electronics Sewer & Boro Hall: Alarm System Monitoring	\$219.25
7/2/116 16-00936	Holman, Frenia & Allison Final Billing - 2015 Audit	\$4,000.00
7/7/2016 13-01214-14	Hubbard Associates Architect Services-New Municipal Buildings	\$2,480.00
7/7/2016 13-01214-11	Hubbard Associates Architect Services-New Municipal Buildings	\$104.40
7/7/2016 13-01214-12	Hubbard Associates Architect Services-New Municipal Buildings	\$346.68
7/7/2016 13-01214-13	Hubbard Associates Architect Services-New Municipal Buildings	\$1,860.00
7/7/2016 13-01214-10	Hubbard Associates Architect Services-New Municipal Buildings	\$1,500.00

7/20/2016 15-00460-2	Hubbard Associates Architect Services-New Municipal Buildings	\$5,400.00
7/20/2016 13-01214-18	Hubbard Associates Architect Services-New Municipal Buildings	\$2,563.52
7/7/2016 16-00860	Integrated Technical Systems Parking Kiosk Receipt Paper	\$318.00
7/21/2016 16-00935	Integrated Technical Systems Monthly Digital Service Fee-Parking Kiosks	\$660.00
7/27/2016 16-00970	Irene, Michael Planning Board:Legal Services	\$925.62
7/11/2016 16-00873	JCP & L Electric Service:July 2016	\$6,057.10
7/27/2016 16-00971	Jesse A. Howland & Sons DPW:Garage Rental-July & Aug. 2016	\$3,330.00
7/27/2016 16-00972	Jesse A. Howland & Sons Fire Dept:Garage Rental-Aug. 2016	\$1,665.00
7/27/2016 16-00973	Jesse A. Howland & Sons Parking/Church St:July & Aug. 2016	\$1,400.00
7/28/2016 16-00987	Jungle Lasers Building Dept:Permit Data Fees	\$550.00
7/11/2016 16-00872	Kozak,Amy Beach:Refund Jr. Guard Program Fee	\$150.00
7/14/2016 16-00893	Lang, Steven A&E: I.T. Services for Boro Hall	\$275.00
7/19/2016 16-00901	Lang, Steven Fire Dept:Reimb. Truck MVC Reg. Fee	\$60.00
7/8/2016 16-00868	M & S Waste Services Brush Collection:June 2016	\$375.00
7/8/2016 16-00180-6	M & S Waste Services Trash & Recycling Pkup:June 2016	\$9,916.66
7/8/2016 16-00869	M & S Waste Services Dumpsters & Disposal Fee:June 2016	\$2,112.64
7/8/2016 16-00870	M & S Waste Services Landfill Tipping & Recycling Tax:June 2016	\$7,642.38
7/13/2016 16-00888	Marine Rescue Products Beach:Rescue Equipment	\$169.10

7/8/2016 16-00867	McLaughlin,Stauffer & Shaklee Legal Services:June 2016	\$7,067.55
6/23/2016 16-00782	MGL Forms Clerk:Dog Licenses	\$135.00
6/17/2016 16-00750	Mpay 2 Park Parking Meter Decals	\$60.00
7/22/2016 16-00951	Modular Space Corp. Police & Beach:Trailer Rentals	\$3,850.00
7/21/2016 16-00115-2	Monmouth County Regional Health 3/Q 2016 Public Services Health Fees	\$14,369.00
6/29/2016 16-00816	Monmouth County SPCA Trap/Neuter/Release Program	\$75.00
7/28/2016 16-00051-7	Municipal Capital Corp. Copier Lease/Boro Hall-Aug. 2016	\$224.73
7/19/2016 16-00906	Napa Auot Parts DPW:Vehicle Maintenance/Parts	\$12.97
7/20/2016 16-00918	NJ American Water Water Service-July 2016	\$403.69
7/29/2016 16-00993	NJ American Water Hydrant Service;July 2016	\$2,300.10
7/29/2016 16-00996	Nj Assoc. Of Planning & Zoning Membership Dues	\$85.00
7/28/2016 16-00978	NJ Dept. of Community Affairs Code Enforcement:2/Q State Permit Fees	\$1,768.00
7/20/2016 16-00915	NJ Dept. of Labor & Workforce Development Unemployment Disability Assessment	\$160.50
7/12/2016 16-00830-2	Oceanport Board of Education Grade School Tax:August 2016	\$70,788.00
7/20/2016 16-00926	One Call Concepts "Call Before You Dig"	\$101.25
5/17/2016 16-00623	Orginal Watermen Beach:Lifeguard Board Shorts	\$1,169.97
2/29/2016 16-00271	Red The Uniform Tailor Police:Clothing Allowance/Det. Huegel	\$988.44
1/28/2016 16-00119	Red The Uniform Tailor Police:Clothing Allowance/Capt. Friedman	\$987.30

5/20/2016 16-00637	Red The Uniform Tailor Police:Clothing Allowance/Ptl. Hendricks	\$726.90
2/5/2016 16-00132	Red The Uniform Tailor Police:Clothing Allowance/Cpl. McCue	\$930.85
6/23/2016 16-00780	R.N. Demaio Beach:Restroom Supplies	\$345.70
6/28/2016 16-00811	R.N. Demaio Beach:Restroom Supplies	\$1,444.62
6/28/2016 16-00807	R.N. Demaio Bldgs & Grds:Janitorial Supplies	\$299.60
7/28/2016 16-00977	Rooney III,Charles Library:Reimb. Costs for Organist Performances	\$360.00
7/29/2016 16-00997	Rutgers State University Planning & Zoning Conference	\$235.00
6/29/2016 16-00818	Ryser's Landscape & Supply Yard DPW:Stone for Parking Lot	\$192.00
7/13/2016 16-00883	Ryser's Landscape & Supply Yard DPW:Stone for Parking Lot	\$ 48.00
7/19/2016 16-00905	Scarinci Hollenbeck Legal Services:June 2016	\$1,425.80
7/11/2016 16-00874	Seaboard Welding Supply DPW:Cylinder Rentals	\$58.00
7/29/2016 16-00990	Sea Bright First Aid, Inc. 2016 Contribution	\$12,500.00
6/28/2016 16-00810	Sea Bright Service Center DPW:Vehicle Repairs	\$1,556.25
6/13/2016 16-00739-1	Sea Bright Service Center Police:Vehicle Maintenance	\$122.65
6/29/2016 16-00823	Sea Bright Service Center Police:Vehicle Repairs	\$880.15
6/13/2016 16-00739-2	Sea Bright Service Center Police:Vehicle Maintenance	\$559.90
7/26/2016 16-00964	Semcor Equipment Corp. DPW:Machine Rental	\$255.50
7/12/2016 16-00831-2	Shore Regional High School High School Tax:August 2016	\$177,028.76

6/23/2016 16-00783	Sickles Market Beautification:Flowers	\$59.90
6/23/2016 16-00788	Skylands Area Fire Equipment Fire Dept:Materials	\$66.00
7/13/2016 16-00885	Staples Advantage Mutli Dept. Office Supplies	\$148.07
6/29/2016 16-00817	Staples Advantage Pólice:Office Supplies	\$265.80
7/22/2016 16-00954	Staples Advantage Mutli Dept. Office Supplies	\$57.43
5/6/2016 16-00585	Staples Advantage Mutli Dept. Office Supplies	\$126.37
6/15/2016 16-00746	Staples Advantage Mutli Dept. Office Supplies	\$503.95
6/1/2016 16-00703	Staples Print Solutions Court:Summons Books	\$289.00
7/29/2016 16-00988	State of NJ Division of Pensions Quarterly Report Charge PFRS	\$758.58
7/29/2016 16-00989	State of NJ Division of Pensions Quarterly Report Charge PERS	\$252.20
7/20/2016 16-00912	Sullivan,Gabriella Beach:Refund of Season Beach Badges	\$100.00
7/22/2016 16-00950	T & M Associates NJ DEP Seawall Phase I	\$20,794.06
7/22/2016 16-00952	T & M Associates Engineer:General Services 5/3 - 6/30/2016	\$2,863.74
7/7/2016 16-00841	The Home Depot DPW:Materials & Supplies	\$183.92
7/7/2016 16-00859	The Home Depot Beach:Building Materials for Office	\$402.09
7/20/2016 16-00923	The Home Depot DPW:Materials & Supplies	\$64.27
7/20/2016 16-00924	The Home Depot Beach:Building Materials	\$149.81
7/14/2016 16-00894	The Standard 2/Q Premium - Disability Insurance	\$1,728.74

7/7/2016 16-00853	Treasurer, County of Monmouth 3/Q 2016 Open Space Tax	\$23,877.92
7/7/2016 16-00852	Treasurer, County of Monmouth 3/Q 2016 Library Tax	\$28,521.91
7/7/2016 16-00851	Treasurer, County of Monmouth 3/Q 2016 County Tax	\$398,219.73
7/22/2016 16-00945	Treasurer, State of New Jersey 2/Q Marriage/Civil Union Fees	\$100.00
7/21/2016 16-00927	Verizon Wireless Fire Dept:Fios & Cell Service-June 2016	\$227.02
7/28/2016 16-00985	Verizon Wireless Fire Dept:Cell Service-July 2016	\$40.01
7/21/2016 16-00928	Verizon Wireless Building Dept:Cell Service-June 2016	\$32.30
7/21/2016 16-00929	Verizon Beach:Landline & FIOS - June 2016	\$114.98
7/22/2016 16-00953	Verizon Police:Landline-June 2016	\$45.35
7/28/2016 16-00983	Verizon Wireless Police:Cell & MDT Service-July 2016	\$1,085.92
7/26/2016 16-00962	Watchung Spring Water Beach & DPW:July 2016	\$267.75
7/28/2016 16-00974	William E. Antonides & Co. Fiscal Officer Services-Aug. 2016	\$3,025.00
7/28/2016 16-00984	Wright National Flood Insurance Renewal:Public Buildings & Sewer	\$16,488.00
	<u>TOTAL:</u>	\$905,459.14

MANUAL CHECKS

7/7/2016 16-00857	Gannett NJ Legal Ads:Planning Board/Escrow Accts	\$82.25
7/13/2016 16-00892	Gannett NJ Legal Ads:Planning Board/Escrow Accts	\$55.25
7/8/2016 16-00865	Hoder,David Engineer Review:Escrow Accts.	\$585.00

7/21/2016 16-00930	Hoder,David Engineer Review:Escrow Accts.	\$910.00
7/14/2016 16-00896	NJ Dept. of Health Monthly Dog Report-June 2016	\$21.60
7/14/2016 16-00895	NJSHBP Active & Retired Members/Health/RX-July 2016	\$65,949.46
7/19/2016 16-00898	Pitney Bowes A&E:Postage Meter Refill/Boro Hall	\$1,500.00
7/20/2016 16-00921	Public Storage Police:Rental Unit-August 2016	\$312.00
7/27/2016 16-00965	Shrewsbury River, Inc. Release of Performance Guarantee-Escrow Acct.	\$10,550.00
7/28/2016	Staples Building Dept:Photo Copy Plans/OPRA Rqst.	\$520.55
7/12/2016 16-00877	United States Postal Service 2/Q Sewer Billing	\$223.72
7/19/2016 16-00897	Wex Bank Gasoline:July 2016 Billing	\$3,998.66
7/20/2016 16-00920	Wounded Warriors Family Support Combat Wounded Parking Sign	\$7.00
	<u>TOTAL:</u>	\$84,715.49
	<u>GRAND TOTAL:</u>	\$990,174.63