

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

MARCH 7, 2017

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 Was Sent to the Asbury Park Press and other local newspapers on November 15, 2016. 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) BIRDSALL____ 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 _____.

Resolutions:

- No. 51-2017** Authorizing Hiring Of Police Officers Designation Of SLEO Class I, Special Officers
- No. 52-2017** Change Order #1, Increase Contract amount by \$11,250.00 and Extend Contract Completion Date to April 13, 2017 Ocean Avenue Streetscape Improvements Project LandTek Construction
- No. 53-2017** Approving Proposal from T&M Associates for the Removal of an Underground Storage Tank in The Borough Of Sea Bright
- No. 54-2017** Authorizing The Mayor's Signature To A Proof Of Loss Regarding FEMA National Flood Insurance Claim

- No. 55-2017** Authorizing a Shared Services Agreement with the Borough of Highlands for Life Guard Services
- No. 56-2017** Authorizing a Shared Services Agreement with the Borough of Highlands for Street Sweeping Services
- No. 57-2017** Authorizing a Temporary Access Agreement Between the Borough of Sea Bright, Chapel Beach Club and New Jersey American Water Company for Temporary Access into the Chapel Beach Club Parking Lot from the Municipal Parking Lot
- No. 58-2017** Amending Resolution No. 193-2016 Providing for the use of Project Labor Agreements Pertaining to the Beach Pavilion

Roll Call: Birdsall___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ORDINANCE(s):

Introduction: Mayor Long to read the ordinance by title:

ORDINANCE NO. 04-2017
CALENDAR YEAR 2017
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 introduce Ordinance #04-2017 for a public hearing to be held on March 21, 2017 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

INDIVIDUAL ACTION/New Business:

Vouchers: \$413,611.79

Councilmember _____ offered a motion to approve the Voucher List dated March 7, 2017 as submitted by the Finance Manager, seconded by Councilmember _____

Roll Call: Birdsall___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

EXECUTIVE SESSION

Councilmember
seconded by Councilmember

offered a motion to enter into Closed Session;

Resolution to discuss: TBD

Roll Call: Birdsall___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

ADJOURNMENT

Councilmember
by Councilmember

offered a motion to adjourn the meeting; seconded

Roll Call: Birdsall___ Keeler___ Kelly___ Lamia___ Leckstein ___ Rooney___

RESOLUTION No. 52-2017
Change Order #1, Increase Contract amount by \$11,250.00
and Extend Contract Completion Date to April 13, 2017
Ocean Avenue Streetscape Improvements Project
LandTek Construction

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

WHEREAS, on March 21, 2016, the Borough Council of the Borough of Sea Bright awarded a contract to LandTek Construction d/b/a/ United Terrain Group of Piscataway, New Jersey for the Ocean Avenue Streetscape Improvements Project, and

WHEREAS, the Borough Engineer submitted Change Order No. 1 dated February 13, 2017, to extend the contract completion date from March 29, 2017 to April 13, 2017, Extra: Item 17 – increased to reflect as-built quantities for the project and Supplementary Item S1 - Police Traffic Directors increase in rate in the amount of \$11,317.00 due to current rate change used for Police Traffic Directors in the Borough of Sea Bright increasing the original contracted amount from \$1,108,996.00 to \$1,120,313.50.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that the additional funds in the amount of \$11,317.00 are available in the New Jersey Economic Development Authority Streetscape Grant Budget for the purposes stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright in the County of Monmouth, that it does hereby approve Change Order No. 1 increasing the original contracted amount from \$1,108,996.00 to \$1,120,313.50 for the Ocean Avenue Streetscape Improvements Project that was awarded to Landtek Construction.

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

1. Finance Manager
2. T & M Associates, Borough Engineer
3. Landtek Construction

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

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk

CHANGE ORDER NO. 1

DATE: February 28, 2017
PROJECT: Ocean Avenue Streetscape Improvements
OWNER: Borough of Sea Bright
CONTRACTOR: LandTek Construction DBA United Terrain Group

DESCRIPTION OF CHANGE:

THIS CHANGE ORDER NUMBER ONE (1) WILL EXTEND THE CONTRACT COMPLETION DATE TO APRIL 13, 2017.

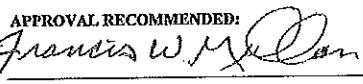
REDUCTIONS:

EXTRA:

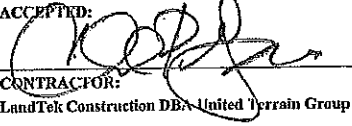
Item 17 was increased to reflect as-built quantities for the project.

SUPPLEMENTARY:

Item S1 was introduced to reflect the difference in cost between the contract unit cost for Police Traffic Directors as bid, and the current rate used for Police Traffic Directors in Sea Bright

APPROVAL RECOMMENDED:


FRANCIS W. MULLAN, P.E.
SEA BRIGHT BOROUGH ENGINEER

ACCEPTED:

CONTRACTOR:
LandTek Construction DBA United Terrain Group

OWNER'S APPROVALS:

NOTE: All work to be done according to Contract Specifications.

SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
A. TOTAL REDUCTIONS THIS C.O.	XXXXXXXXXX	\$0.00
B. TOTAL EXTRAS THIS C.O.	\$67.50	XXXXXXXXXX
C. TOTAL SUPPLEMENTARY THIS C.O.	\$11,250.00	XXXXXXXXXX
TOTALS THIS C.O.	\$11,317.50	\$0.00
NET CHANGE THIS CHANGE ORDER	\$11,317.50	
PREVIOUS CHANGE ORDERS	\$0.00	\$0.00
TOTAL CHANGE ORDERS TO DATE	\$11,317.50	\$0.00
NET CHANGE IN CONTRACT	\$11,317.50	

ORIGINAL CONTRACT BID PRICE	\$1,108,996.00
CHANGE ORDERS TO DATE	\$11,317.50
REVISED CONTRACT PRICE	\$1,120,313.50

PROJECT: Ocean Avenue Streetscape Improvements
 OWNER: Borough of Sea Bright
 CONTRACTOR: LandTek Construction DBA United Terrain Group

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
REDUCTIONS					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
A. TOTAL REDUCTIONS					\$0.00
EXTRA	17	15" HDPE Pipe	3.00 LF	\$22.50	\$67.50
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
B. TOTAL EXTRA					\$67.50
SUPPLEMENTARY	S1	POLICE TRAFFIC DIRECTORS DIFFERENCE IN UNIT COST	500.00 HR	\$22.50	\$11,250.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
C. TOTAL SUPPLEMENTARY					\$11,250.00

RESOLUTION NO. 53-201
**APPROVING PROPOSAL FROM T & M ASSOCIATES FOR
THE REMOVAL OF AN UNDERGROUND STORAGE TANK
IN THE BOROUGH OF SEA BRIGHT**

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

WHEREAS, the Governing Body of the Borough of Sea Bright approved Resolution 113-2016 on October 4, 2016, awarding a contract for the Ocean Avenue Streetscape Improvements Project to LandTek Construction and a Notice to Proceed with issued by the Borough Engineer on November 10, 2016; and

WHEREAS, during the course of the project, LandTek Construction encountered an Underground Storage Tank (UST) located under the sidewalk adjacent to Rooney Plaza on Ocean Avenue near the corner of Surf Street; and

WHEREAS, the Borough Council is desirous of removing the UST as soon as possible to avoid project delays with the ongoing streetscape project; and

WHEREAS, T & M Associates, Borough Engineer Francis Mullen, submitted a Work Task Order Proposal, dated February 6, 2017, consisting of a Scope and Fee Estimate related to the removal of said UST, as follows:

1. Estimated cost of removal of tank by a qualified Certified UST Contractor - approximately \$5,000.00 to \$8,000.00
2. T&M Associate's Fee - not to exceed \$3,450.00 to be billed in accordance with the 2017 General Engineering Contract and Rate Schedule.
3. Estimated Fee for soil sampling (if required) - \$700.00

WHEREAS, the Borough will be reimbursed for expenses not to exceed \$10,000.00 from the Joint Insurance Fund for the cost of removing the UST.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, does hereby certify that funds are available in General Engineering for the purposes stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth that T&M Associates is hereby authorized to facilitate the removal of the aforementioned underground storage tank pursuant to the contents of the attached proposal dated February 6, 2017; and

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

1. Finance Manager
2. T & M Associates

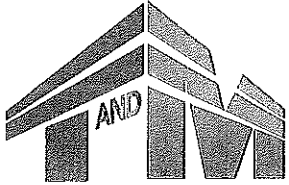
Roll Call: Birdsall, Keeler, Kelly, Lamia, Leckstein, Rooney

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk



YOUR GOALS. OUR MISSION.

SBRT-01601

February 6, 2017

Joseph Verruni, Administrator
Borough of Sea Bright
1167 Ocean Avenue
Sea Bright, NJ 07760

**Re: Work Task Order Proposal
Ocean Avenue Streetscape
Underground Storage Tank removal**

Dear Mr. Verruni:

T&M Associates (T&M) has prepared this Work Task Order Proposal for your consideration associated with the underground storage tank (UST) uncovered during the ongoing streetscape project located on Ocean Ave. This proposal encompasses activities to be performed by T&M in accordance the Linear Construction technical guidance if the Borough of Sea Bright elects to remove the UST.

PROJECT UNDERSTANDING

As you know, during excavation for the light pole foundations on Ocean Avenue near Surf Street, a UST was encountered, approximately 12" below grade. Based on field observations by environmental staff during the on-site the tank appears to be 550-gallons in capacity. It is unknown at this time if the tank is full of product or if there has been any leakage. In addition, the contents of tank is also unknown, however, based on the size of the tank and location, it is suspected that the tank contents heating oil. Since the tank capacity is less than 2,000-gallons and is suspected to content heating oil, this tank is not regulated by the New Jersey Department of Environmental Project (NJDEP). Therefore, the Borough has following options:

- **Option #1 (Leave UST In-Place):** Since the UST is not regulated by the NJDEP, the Borough could leave the UST in-place. T&M recommends that the Borough check their local ordinance to confirm there is no rule requiring the Borough to remove the uncovered UST. In addition, T&M recommends that the Borough notify all potential responsible parties (e.g., DOT, adjacent property [Rooney's Plaza], etc.) that a UST was uncovered.
- **Option #2 (Remove UST):** The Borough could remove the UST in accordance with the Construction technical guidance to avoid any delays with the ongoing streetscape project. The Borough would remove UST in accordance with the closure requirements of Underground Storage Tank regulations (N.J.A.C. 7:14B-9). Since the Borough is not the responsible party, no remediation of soil or groundwater would be performed. As recommended in Option #1, the Borough should notify all potential responsible parties (e.g., DOT, adjacent property [Rooney's Plaza], etc.) that a UST was uncovered.

Based on the suspected age of the UST and potential for the UST to be leaking or will leak in the future, T&M recommends that the Borough proceed with Option #2 and remove the UST in accordance with the Linear Construction technical guidance.



**Le: Joseph Verruni, Administrator
Borough of Sea Bright**

**Re: Task Order Proposal
Ocean Avenue Streetscape
Underground Storage Tank
Borough of Sea Bright, Monmouth County, NJ**

SCOPE OF SERVICES

In order to remove this UST as recommended in Option #2 above, the Borough will need to retain a Certified UST contractor. Since the not regulated by the NJDEP, removal of the UST will require inspection by the Borough's inspector as well as our environmental staff. The proposed work tasks are as follows:

- T&M will prepare a scope of work for the project including all performance requirements;
- Issue Requests for Proposals to 3-6 qualified Certified UST contractors for the removal of the UST (Assuming the UST has not leaked, the estimated cost for the removal is approximately \$5,000 to \$8,000.);
- Review of proposals submitted by qualified Certified UST contractors, references and preparation of a Recommendation of Award;
- Coordination of a brief preconstruction meeting for the project;
- Coordination of the work with LandTek, the contractor for the Streetscape project; and,
- Inspection of the removal of the tank.

Since this is not a regulated UST, soil sampling would not be required if no evidence of a discharge is observed. To protect the Borough in the future, the Borough may desire to collect post-closure soil samples to confirm the presence or absence of any impacts. We should discuss benefits of doing so.

Notification Requirements: Please be advised that in the course of performing the UST removal, if evidence of a discharge of hazardous substances or hazardous waste is found (stained soils, holes in the UST shell, sheen on the groundwater, etc.) or if free-flowing product is discovered, THE DISCHARGE MUST BE REPORTED TO THE NJDEP HOTLINE IMMEDIATELY.

SCHEDULE AND FEES

The Borough shall proceed with the proposed work as outlined above immediately to avoid any delays with the ongoing streetscape project. It is anticipated that proposed work could be completed in the next 7 to 10 days once the Borough has retained a Certified UST contractor.

Our fees for the proposed work services outlined above, including reproduction costs and miscellaneous reimbursables, shall not exceed an estimated total amount of approximately **\$3,450** and will be billed in accordance with our 2017 General Engineering contract and rate schedule.

If the Borough elects to collect post-closure soil samples, the cost for would be in addition to our above Cost. The estimated total amount for soil sampling is \$700.



SBRT-01601
February 6, 2017
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**Le: Joseph Verruni, Administrator
Borough of Sea Bright**

**Re: Task Order Proposal
Ocean Avenue Streetscape
Underground Storage Tank
Borough of Sea Bright, Monmouth County, NJ**

If you have any questions or require additional information, please call.

Very truly yours,

T&M ASSOCIATES

FRANCIS W. MULLAN, P.E., C.M.E.
SEA BRIGHT BOROUGH ENGINEER

RESOLUTION NO. 54-2017
**AUTHORIZING THE MAYOR'S SIGNATURE TO A PROOF OF LOSS
REGARDING FEMA NATIONAL FLOOD INSURANCE CLAIM**

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

WHEREAS, the Borough submitted to the Federal Emergency Management Agency (FEMA) a flood insurance claim pursuant to the National Flood Insurance Program (NFIP) regarding damages to a municipal firehouse caused by flood on or about October 29, 2012; and

WHEREAS, FEMA determined that a payment of \$37,502.68 was owed to the Borough pursuant to the NFIP; and

WHEREAS, the Borough has exhausted all avenues in terms of the claim and it is necessary to have an executed signature on Proof of Loss to obtain the monies owed.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Mayor is hereby authorized to sign a Proof of Loss for the National Flood Insurance Program attached and the Clerk is authorized to attest it.
2. That a certified copy of this resolution be delivered to the Federal Emergency Management Agency;
3. The Borough's authorized insurance representative is responsible for forwarding the Proof of Loss.

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

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 55-2017
**AUTHORIZING A SHARED SERVICES AGREEMENT WITH
THE BOROUGH OF HIGHLANDS FOR LIFE GUARD SERVICES**

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

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

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

WHEREAS, Sea Bright and Highlands agree that Sea Bright is to provide life guard services to Highlands per the terms of the Agreement attached; and

WHEREAS, with the above in mind, the parties wish to enter into the attached Shared Services Agreement; and

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

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

1. That the Mayor is hereby authorized to execute and the Municipal Clerk to attest the attached Shared Services Agreement for life guard services.

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

1. Finance Manager
2. Beach Manager
3. Borough Attorney
4. Borough of Highlands
5. Department of Community Affairs, DLGS

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

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 56-2017
AUTHORIZING A SHARED SERVICES AGREEMENT WITH
THE BOROUGH OF HIGHLANDS FOR STREET SWEEPING SERVICES

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

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

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

WHEREAS, Sea Bright and Highlands agree that Highlands is to provide street sweeping services to Sea Bright per the terms of the Agreement attached; and

WHEREAS, with the above in mind, the parties wish to enter into the attached Shared Services Agreement; and

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

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

1. That the Mayor is hereby authorized to execute and the Municipal Clerk to attest the attached Shared Services Agreement for street sweeping services.

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

1. Finance Manager
2. Beach Manager
3. Borough Attorney
4. Borough of Highlands
5. Department of Community Affairs, DLGS

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

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 57-2017
AUTHORIZING A TEMPORARY ACCESS AGREEMENT BETWEEN THE
BOROUGH OF SEA BRIGHT, CHAPEL BEACH CLUB AND NEW JERSEY AMERICAN WATER
COMPANY FOR TEMPORARY ACCESS INTO THE CHAPEL BEACH CLUB PARKING LOT FROM
THE MUNICIPAL PARKING LOT

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

WHEREAS, New Jersey American Water (NJAW) is scheduled to replace the existing water main piping which connects Rumson to Sea Bright and runs under the Shrewsbury River; and

WHEREAS, the Governing Body of the Borough of Sea Bright received a request from NJAW to provide temporary access into the Chapel Beach Club parking lot from the municipal lot for a period of approximately six (6) weeks to allow for the water main connection which will block the Ocean Avenue beach club access; and

WHEREAS, the proposed temporary sites of the access point at the north end of the Peninsula Avenue along Ocean Avenue known as Block 23, Lot 3 (Borough) and Block 23, Lot 4 (Chapel Beach Club); and

WHEREAS, NJAW will assume the responsibility of temporarily removing fencing for ingress and egress of vehicles to Chapel's existing parking lot and promptly restoring the property at the completion of the project without cost or burden to the Borough of Sea Bright; and

WHEREAS, the Borough Attorney has prepared a Temporary Access Agreement between the Borough, Chapel Beach Club and New Jersey American Water which is attached hereto; and

WHEREAS, the Borough of Sea Bright has determined that it is in the best interest of the Borough to allow the temporary access point described above.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the Mayor and Borough Clerk to execute a Temporary Access Agreement between the Borough, Chapel Beach Club and New Jersey American Water Company that provides temporary access on Borough property in to the Chapel Beach Club parking lot as referenced in the agreement.

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

1. NJ American Water
2. Sea Bright Department of Public Works
3. Sea Bright Chief of Police

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

March 7, 2017

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 7, 2017.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 58-2017
AMENDING RESOLUTION NO. 193-2016 PROVIDING FOR THE USE OF PROJECT
LABOR AGREEMENTS PERTAINING TO THE BEACH PAVILION.

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

WHEREAS, on December 13, 2016 the Borough Council adopted Resolution No. 193-2016 pertaining to the use of Project Labor Agreements in connection with the public works project to replace municipal facilities damaged and destroyed by Superstorm Sandy; and

WHEREAS, a notice to bidders and specifications for the construction of the New Beach Pavilion have been issued by the project architect; and

WHEREAS, the Borough has received objections to the inclusion of a Project Labor Agreement requirement in the contract for the Beach Pavilion; and

WHEREAS, the Borough Council finds that the delays involving the construction of the New Beach Pavilion which would be caused by a dispute pertaining to the use of a project labor agreement would be detrimental to the Borough and its residents and that the benefits that can be derived from the use of a project labor agreement will still be available to the Borough in connection with the construction of the new municipal complex;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the project architect be and is hereby authorized and directed to issue an addendum to the specifications for the New Beach Pavilion in order to eliminate the requirement that a project labor agreement be utilized in connection with the construction of the project.

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

1. Settembrino Architects
2. F. Lawrence

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

March 7, 2017

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 7, 2017

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 04-2017
CALENDAR YEAR 2017
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 0.5% 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 2017 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 \$ 141,471.90 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 2017 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 \$165,050.55, and that the CY 2017 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 7, 2017
PUBLIC HEARING: March 21, 2017
ADOPTION:

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 7, 2017 and will be further considered after a Public Hearing held on March 21, 2017 at the Municipal Building at 7 pm.

Christine Pfeiffer
Clerk, Borough of Sea Bright

Dina Long
Mayor, Borough of Sea Bright

VOUCHER LIST
BOROUGH OF SEA BRIGHT
MARCH 7, 2017

01781	ACCURATE WASTE SYSTEMS, INC. 17-00228 02/16/17 SEWER	Open	2,990.00
01957	BENEMAX BENEFIT MANAGEMENT CO. 17-00308 03/02/17 HEALTH INS.	Open	360.00
02138	CARDINAL CONTRACTING CO., LLC 17-00218 02/14/17 DPW	Open	1,950.00
01594	CHERNAVSKY, DANIEL 17-00095 01/23/17 CLOTHING ALLOWANCE	Open	476.00
00256	CLEARY, GIACOBBE, ALFIERI & 17-00279 02/27/17 LEGAL	Open	502.70
01493	COOPERATIVE INDUSTRIES, L.L.C. 17-00312 03/03/17 NATURAL GAS	Open	1,903.17
2286	DIFRANCESCO, BATEMENT, KUNZMAN 17-00285 02/27/17 LEGAL SERVICES	Open	6,290.85
00673	DROGIN, DANIEL 16-01459 11/29/16 FIRE DEPT	Open	110.00
00609	EAGLE POINT GUN 17-00178 02/02/17 POLICE:AMMO	Open	5,492.29
00422	FORSMAN, JAMES 16-01454 11/29/16 FIRE DEPT.	Open	110.00
00211	FULL SERVICE WEB SITES, LLC 17-00291 03/01/17	Open	1,642.20
02101	GANNETT NJ 17-00283 02/27/17 LEGAL AD	Open	75.70
02002	GENSERVE, INC. 17-00209 02/14/17 POLICE	Open	800.00
00979	GIBBONS, P.C. 17-00281 02/27/17 LEGAL	Open	2,627.47
01526	JCP & L 17-00289 02/28/17 ELECTRIC	Open	7,338.96
01043	JERSEY PROFESSIONAL 17-00290 03/01/17 ADMIN	Open	5,332.50
00895	JOHNNY ON THE SPOT, INC. 17-00304 03/02/17 BEACH	Open	296.80
01784	JUNGLE LASERS, LLC 17-00271 02/24/17 BUILDING DEPT	Open	1,850.00
2378	LANDTEK CONSTRUCTION 17-00057 01/19/17 STREETScape	Open	200,571.70

00971	LANG, STEVEN		
	16-01458 11/29/16 FIRE DEPT	Open	110.00
00015	LANIGAN ASSOCIATES, INC.		
	17-00201 02/06/17 POLICE	Open	145.00
00275	M & S WASTE SERVICES, INC.		
	17-00184 02/02/17 TRASH PICK UP	Open	10,070.25
	17-00305 03/02/17 DUMPSTERS	Open	471.40
	17-00306 03/02/17 LANDFILL TIPPING	Open	4,700.88

			15,242.53
00176	MODULAR SPACE CORPORATION		
	17-00302 03/02/17 TRAILER RENTALS	Open	3,030.00
00688	MONMOUTH COUNTY POLICE ACADEMY		
	17-00157 02/01/17 POLICE DUES	Open	150.00
00339	NAPA AUTO PARTS		
	17-00214 02/14/17 FIRE DEPT	Open	39.96
01399	NEW JERSEY AMERICAN WATER		
	17-00311 03/03/17 HYDRANTS	Open	2,390.30
02019	OMEGA GRAPHICS		
	17-00301 03/02/17 RECREATION	Open	150.00
00046	ONE CALL CONCEPTS, INC.		
	17-00297 03/01/17 CALL BEFORE YOU DIG	Open	28.75
00163	OSWALD ENTERPRISES, INC.		
	17-00229 02/16/17 SEWER	Open	1,496.25
2389	POLICASTRO, JAKE		
	17-00219 02/14/17 OEM	Open	150.00
2290	PORZIO, BROMBERG & NEWMAN		
	17-00272 02/24/17 LEGAL	Open	289.00
2392	RED VALVE CO.		
	16-01135 09/06/16 DRAINAGE VALVE	Open	2,540.00
00788	SCARINCI & HOLLENBECK, LLC		
	17-00273 02/24/17 LEGAL	Open	841.50
01554	SEA BRIGHT SERVICE CENTER		
	17-00127 01/30/17 POLICE VEHICLES	Open	82.95
	17-00203 02/06/17 POLICE	Open	102.95

			185.90
02217	Settembrino Architects		
	17-00023 01/18/17 ARCHITECT	Open	90,185.70
	17-00024 01/18/17 ARCHITECT	Open	20,559.50

			110,745.20
2377	SHI		
	16-01564 12/20/16 FIRE DEPT:EQUIPMENT	Open	2,923.74

2247	STAPLES ADVANTAGE		
16-01421	11/14/16 OFFICE EQUIPMENT	Open	294.99
17-00179	02/02/17 POLICE: SUPPLIES	Open	123.02
17-00189	02/02/17 OFFICE SUPPLIES	Open	254.86

			672.87
00083	T & M ASSOCIATES		
17-00044	01/18/17 ENGINEER	Open	13,424.25
17-00276	02/27/17 ENGINEER	Open	824.13
17-00277	02/27/17 ENGINEER	Open	2,689.08
17-00278	02/27/17 ENGINEER	Open	966.86

			17,904.32
01779	TIMOTHY HILL ELECTRIC CO., INC		
17-00217	02/14/17 SEWER	Open	785.00
02061	VERIZON WIRELESS		
17-00280	02/27/17 CELL SERVICE	Open	1,017.04
00100	WEATHER WORKS CONSULTING		
17-00215	02/14/17 DPW	Open	1,650.00
00731	XTREME MACHINES, LLC		
16-01443	11/21/16 POLICE: VEHICLE MAINTENANCE	Open	606.17
		TOTAL:	\$403,813.87

MANUAL CHECKS 3/7/17 BILL LIST

17-00309	3/3/2017	Boro EE Health Ins. Fund Replenish Fund/Benemax	\$4,719.74
17-00299	3/1/2017	Gannett NJ Legal Ad: Escrow Acct.	\$48.20
17-00298	3/1/2017	Hoder, David Engineer: Review/Escrow Acct.	\$130.00
17-00300	3/1/2017	McKenna, Dupont, Higgins & Stone Legal: Review/Escrow Accts.	\$2,020.00
17-00307	3/2/2017	Public Storage Police: Storage Unit Rental	\$360.00
17-00264	2/21/2017	U.S. Bank Bond Interest Payment	\$2,519.98
		TOTAL MANUAL:	\$9,797.92

GRAND TOTAL: \$413,611.79