

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

MAY 16, 2017

SEA BRIGHT, NEW JERSEY

Council President Keeler called the meeting to order at 7:00 pm and requested those present to join him in the Pledge of Allegiance.

Councilman Keeler read the following Compliance Statement:

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."

PRESENT: Councilmember's Kevin Birdsall, William J. Keeler, Brian P. Kelly, John M. Lamia, Jr., Marc A. Leckstein, Charles H. Rooney

ABSENT: Mayor Dina Long

OTHERS: Attorney Roger J. McLaughlin, Engineers Fran Mullan and Jenna Stagliano, Administrator Joseph L. Verruni, Clerk Christine Pfeiffer

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.

Vince LePore, Long Branch, stated Resolution 103-2017, approving the Municipal Public Access Plan, should be approved by the NJDEP prior to the Borough's adoption. Mr. Lepore said he reviewed the recently submitted MPAP with the DEP and they have some serious concerns with it and will not be signing off on it. Councilman Keeler said that the resolution was being carried to a future meeting.

CONSENT AGENDA

Councilmember Leckstein offered a motion to remove Resolution No. 103-2017 and approve the remaining items that are considered routine in nature under the consent agenda; seconded by Councilmember Birdsall:

Minutes

04-13-2017	Workshop Meeting
04-13-2017	Executive Session
04-18-2017	Regular Meeting
04-18-2017	Executive Session
05-02-2017	Regular Meeting
05-02-2017	Executive Session

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

Resolutions:

No. 96-2017 Authorizing Refund For 2017 Beach Locker

RESOLUTION No. 96-2017
AUTHORIZING REFUND FOR 2017 BEACH LOCKER

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

WHEREAS, the Borough of Sea Bright offers a beach lockers for the 2017 beach season for a cost of \$250 per season; and

WHEREAS, on February 24, 2017, the Borough of Sea Bright received \$250.00 in cash from Gregory Cioffi for a beach locker for the 2017 season and a rental agreement was signed and issued for Locker No. 101; and

WHEREAS, on May 4, 2017, Mr. Cioffi contacted the Borough Administrative Assistant and Beach Manager to request a refund for the beach locker due to his relocation from Red Bank to Monmouth Beach where he will have access to the town beach club; and

WHEREAS, the Borough has a waitlist of names for beach lockers for the 2017 season and could re-sell the locker.

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 \$250.00 Beach Locker rental fee to:

Gregory Cioffi
14 Lake Avenue
Red Bank, NJ 07704

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Gregory Cioffi

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

No. 97-2017 Approving the Leasing of Property for Use by the Borough of Sea Bright with Jesse A. Howland & Sons, Inc. - Municipal Permit Parking Facility

RESOLUTION NO. 97-2017
APPROVING THE LEASING OF PROPERTY FOR USE BY
THE BOROUGH OF SEA BRIGHT WITH JESSE A. HOWLAND & SONS, INC.
MUNICIPAL PERMIT PARKING FACILITY

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

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

WHEREAS, the Borough wishes to enter into a lease agreement with Jesse A. Howland & Sons, Inc. for a portion of property known as Block 14, Lot 14 to be used by the Borough of Sea Bright for a Municipal Permit Parking facility; and

Municipal Permit Parking Facility: June 1, 2017 to August 31, 2017
Term: The total sum of \$2,250.00 payable in three equal monthly payments of \$750.00 to be paid starting on the first day of July.

WHEREAS, the Borough has determined that this would be a proper temporary use under the provisions of the Borough's zoning ordinance pursuant to Chapter 130, Section 49F; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Buildings & Grounds/OE and General Administration/OE for the purposes stated herein.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the Mayor and Borough Clerk be and are hereby authorized and directed to execute a lease agreement for a portion of the aforesaid property to be used by the Borough of Sea Bright for a Municipal Permit Parking facility as referenced above.

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

- 1. Jesse A. Howland & Sons, Inc.
- 2. Roger McLaughlin, Borough Attorney
- 3. Michael Bascom, Chief Financial Officer
- 4. Khristi Jacobs, Financial Manager

BE IT FURTHER RESOLVED that the form of the aforesaid lease agreement shall be approved by the Borough Administrator and Borough Attorney.

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

No. 98-2017 Approving the Leasing of Property for use by the Department of Public Works Sea Bright First Aid and Sea Bright Fire Department with Jesse A. Howland & Sons, Inc.

RESOLUTION NO. 98-2017
**APPROVING THE LEASING OF PROPERTY FOR USE BY
THE DEPARTMENT OF PUBLIC WORKS, SEA BRIGHT
FIRST AID AND SEA BRIGHT FIRE DEPARTMENT
WITH JESSE A. HOWLAND & SONS, INC.**

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

WHEREAS, the Borough has previously entered into a lease agreement with Jesse A. Howland & Sons, Inc. for portions of property known as Block 15, Lot 10 for use by the Sea Bright Fire Department and Sea Bright First Aid Squad; and

WHEREAS, the aforesaid lease expires June 30, 2017 and it has been determined that the Borough of Sea Bright wishes to continue the lease agreement for the temporary Fire House and First Aid at 15 South Street as set forth below; and

Sea Bright Fire House/First Aid: July 1, 2017 – June 30, 2018

Term: Not to exceed the total sum of \$46,140.00 payable in twelve equal monthly payments of \$3,845.00 to be paid starting on the first day of July.

WHEREAS, the Borough is desirous to enter into a new lease agreement with Jesse A. Howland & Sons, Inc. for a portion of property known as Block 14, Lot 14 for use by the Sea Bright Department of Public Works as set forth below, and

Department of Public Works: July 1, 2017 – June 30, 2018

Term: Not to exceed the total sum of \$20,460.00 payable in twelve equal monthly payments of \$1,705.00 to be paid starting on the first day of July.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available for the Fire House/First Aid in Bond Ordinance No. 16-2016; and for DPW: "garage rental" 6-01-25-252201 for the purposes stated herein.


MICHAEL J. BASCOM, CFO

WHEREAS, the original lease agreement provides for the Tenant (Borough of Sea Bright) to extend provided that written notice of the Tenant's desire to exercise such extensions; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an extension of lease agreement(s) for a portion of the aforesaid property to be used by the Sea Bright Fire House, Sea Bright First Aid Squad, the Department of Public Works as referenced above.

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

- 1. Jesse A. Howland & Sons, Inc.
- 2. Roger McLaughlin, Borough Attorney
- 3. Michael Bascom, Chief Financial Officer
- 4. Khristi Jacobs, Financial Manager

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

No. 99-2017 Consideration of Proposals Received for Professional Services to Prepare the 2017 Added Assessment Tax List

RESOLUTION No. 99-2017
**Consideration of Proposals Received for
Professional Services to Prepare the
2017 Added Assessment Tax List**

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

WHEREAS, the Borough Clerk did duly advertise on May 6, 2017 to receive proposals on May 12, 2017 for professional services for the preparation of the 2017 added assessment tax list; and

WHEREAS, in connection therewith, one proposal was received by the Tax Assessor from Realty Appraisal Co., Tinton Falls, New Jersey; and

WHEREAS, it was determined that Realty Appraisal Co. satisfies all the requisites contained in the request for proposals for professional services for the preparation of the 2017 added assessment tax list; and

WHEREAS, the Borough Tax Assessor recommends that a contract be awarded to Realty Appraisal Co., Tinton Falls, New Jersey, as per their proposal submitted for professional services for the preparation of the 2017 added assessment tax list according to the attached schedule of charges; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available for this contract in Tax Assessor O&E.


MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the proposal for professional services for the preparation of the 2017 added assessment tax list as set forth in the proposal submitted be awarded to Realty Appraisal Co., 129 Apple Street, Tinton Falls, New Jersey; and

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

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

- 1. Realty Appraisal Co.
- 2. Tax Assessor
- 3. Administrator

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

No. 100-2017 Consideration of Proposals Received for Professional Appraisal Services for 2016 and 2017 State Tax Court Appeals

RESOLUTION No. 100-2017
Consideration of Proposals Received for Professional Appraisal Services for 2016 and 2017 State Tax Court Appeals

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

WHEREAS, the Borough Clerk did duly advertise on May 6, 2017 to receive proposals on May 12, 2017 for professional appraisal services to defend the 2016 and 2017 **non-beach club** State Tax Court Appeals; and

WHEREAS, in connection therewith, two proposals were received by the Tax Assessor from Realty Appraisal Co., Tinton Falls, New Jersey in an amount not to exceed \$1,200.00 per appeal for residential properties and \$5000.00 per appeal for commercial properties (both at a rate of \$100 per hour) and Starmark Appraisals, Lakewood Township, New Jersey, at a rate of \$295.00 per hour, ranging from \$1,800.00 per appeal for residential properties and up for more complex and commercial properties; and

WHEREAS, it was determined that the lowest responsible bidder satisfying all the requisites contained in the request for proposals for professional appraisal services to defend the 2016 and 2017 State Tax Court Appeals is Realty Appraisal Co.; and

WHEREAS, the Borough Tax Assessor recommends that a contract be awarded to Realty Appraisal Co., Tinton Falls, New Jersey, as per their proposal for professional appraisal services to defend the 2016 and 2017 State Tax Appeals at the rates mentioned above; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available for this contract in Tax Assessor O&E.


MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the proposal for professional appraisal services to defend the 2016 and 2017 non-beach club State Tax Court Appeals as set forth in the proposal submitted at a rate not to exceed \$1,200 per residential property appeal and \$5,000 per commercial property appeal be awarded to Realty Appraisal Co., 129 Apple Street, Tinton Falls, New Jersey; and

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

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

1. Realty Appraisal Co.
2. Tax Assessor
3. Administrator

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

No. 101-2017 Change Order No. 4, Increase Contract Amount by \$73,165.25 and Extend Contract Completion Date to June 23, 2017 for the Ocean Avenue Streetscape Improvements Project

RESOLUTION No. 101-2017

**Change Order #4, Increase Contract Amount by \$73,165.25
 and Extend Contract Completion Date to June 23, 2017**

to Allow for LED Message Sign

Ocean Avenue Streetscape Improvements Project - LandTek Construction

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

WHEREAS, on October 4, 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 in the contract amount of \$1,108,996.00; and

WHEREAS, on March 7, 2017, Resolution No. 52-2017 authorized Change Order No. 1, 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 \$11,317.50 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; and

WHEREAS, the Borough Council approved Resolution #67-2017 for Change Order No. 2 dated March 21, 2017, to extend the contract completion date for the work between New Street and Church Street from April 13, 2017 to May 4, 2017; Reductions: Item 9 was reduced \$30,000.00 to reflect the upgrade from stamped concrete to pavers at the sidewalk border; Extra: Items 7 and 16 were increased \$12,300.00 to reflect work proposed between Church Street and New Street; Supplementary: Increase of \$81,808.75 as follows - Item S2 was introduced to reflect the upgrade to decorative pavers in the border area of the sidewalk and Items S3 through S11 were introduced to reflect the additional work required between Church Street and New Street for a net increase in the revised contract amount from \$1,120,313.50 to \$1,184,422.25; and

WHEREAS, the Borough Council approved Resolution #84-2017 for Change Order No. 3 dated April 12, 2017, which includes reductions for as-built quantities and additional items for work added to the contract due to field conditions and changes; Reductions of \$80,844.00 for Items 8, 10, 11,13,15,29, 40, 42,48-51, 59, A2-1 and A3-2 were reduced to reflect as-built quantities; Extra: increased the amount by \$4,214.00 for Items 38, 39 and A3-3 that were increased to reflect as-built quantities; and Supplementary: An increase amount of \$29,380.00 for Items S12 through S23 that were introduced to reflect additional various work items required due to field conditions and changes for a net decrease in the amount of \$47,250.00 changing the revised contract amount from \$1,184,422.25 to \$1,137,172.25.

WHEREAS, the Borough Engineer, Francis W. Mullan, submitted Change Order No. 4 dated May 11, 2017, to extend the contract to June 23, 2017 to allow for the installation of Item S70-LED Message Sign; Reductions: Items 4-8, 12, 15, 16, 18, 27-29, 41, 44, 47, 50, 56, 57, 58, 60, A2-2, A2-3, A2-6, A2-7, A2-8, A2-9, A2-10 and S5 were reduced by \$119,801.40 to reflect as-built quantities for the project; Extra: increased the amount by \$11,967.00 for Items 2, 13, 30, 38, 39, 40, A3-2 and S1 that were increased to reflect as-built quantities for the project; Supplementary: increased the amount of the project by \$180,999.65 for Items S24 through S72 introduced to reflect the additional various landscaping and work items required due to field conditions and changes for a net increase in the amount of \$73,165.25 changing the revised contract amount from \$1,137,172.25 to \$1,210,337.50.

CERTIFICATION OF FUNDS

I, Michael Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that the additional funds in the amount of \$73,165.25 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, State of New Jersey that it does hereby approve Change Order No. 4 that increases the amended contract amount from \$1,137,172.25 to a new revised contract amount of \$1,210,337.50 and extends the contract completion date to June 23, 2017 for the Ocean Avenue Streetscape Improvements Project 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
 Yes Yes Yes Yes Yes Yes

No. 102-2017 Hiring Seasonal Borough Employees
RESOLUTION NO. 102-2017
HIRING SEASONAL BOROUGH EMPLOYEES

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

WHEREAS, there exists a need for additional seasonal employees in the Borough of Sea Bright, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that the employees be hired and receive the hourly rate of pay as specified in Ordinance No. 15-2015.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Beach - Salaries & Wages for the purposes stated herein.



 MICHAEL J. BASCOM, CFO

BEACH - Salaries & Wages

<u>Employee</u>	<u>Position</u>
Susana Markson	Assistant to the Beach Mgr.
Jacob Burns	Lifeguard
Alexandra Cole	Lifeguard
Anthony Cooper	Lifeguard
Billy Cusa	Lifeguard
Elizabeth Doherty	Lifeguard
Harris Donnelly	Lifeguard
Ryan Dunigan	Lifeguard
Artem Ermak	Lifeguard
Jack Forsman	Lifeguard
Indro Ghosh	Lifeguard
Maya Ghosh	Lifeguard
Robert Hemphill	Lifeguard
Mike Hudson	Lifeguard
Jackie Izzo	Lifeguard
Margot Labrecque	Lifeguard
Curran Lane	Lifeguard
Mitchell Lauria	Lifeguard
Dan Maloney	Lifeguard
Mike McCahon	Lifeguard
Maxine Meurer	Lifeguard
Ray Reynolds	Lifeguard
Cole Richardson	Lifeguard
Andrew Rooney	Lifeguard
Matt Shaw	Lifeguard
Hannah Sherlin	Lifeguard
Emma Sullivan	Lifeguard
Mason Twinning	Lifeguard
Sydney Bartel	Beach Attendant
Carina Beim	Beach Attendant
Lindsay Boyle	Beach Attendant
Grace Buczny	Beach Attendant
Regina Burns	Beach Attendant
Kelly Carlino	Beach Attendant
Olivia Cole	Beach Attendant
Lilly Daneman	Beach Attendant
Ali Devito	Beach Attendant

Kelley Eagan	Beach Attendant
Rachel Eagan	Beach Attendant
Megan Edgerly	Beach Attendant
Jack Ferrone	Beach Attendant
Danielle Gemellano	Beach Attendant
Allison Hemphill	Beach Attendant
Breanna Jackson	Beach Attendant
Don Klein, Sr.	Beach Attendant
Isabelle Mazzucca	Beach Attendant
Sophie Mazzucca	Beach Attendant
Sean Murphy	Beach Attendant
Justine O'Sullivan	Beach Attendant
Alexandra Sweeney	Beach Attendant
Luke Wickham	Beach Attendant
Sean Blair	Beach Maintenance
Chris Blanc	Beach Maintenance
Pat Christopher	Beach Maintenance
Susan Jones	Beach Maintenance
A.J. Kelly	Beach Maintenance
Will Miller	Beach Maintenance
Jack Mueller	Beach Maintenance

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

1. Finance Manager
2. Beach Manager
3. Chief Sorrentino

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

No. 103-2017 Approving the Municipal Public Access Plan
Carried to meeting of June 5, 2017.

No. 104-2017 Authorizing the Acceptance of a Dedication of Property Known as Block 23, Lot 118 on the Tax Assessment Map in the Borough of Sea Bright

RESOLUTION NO. 104-2017
**AUTHORIZING THE ACCEPTANCE OF A DEDICATION OF PROPERTY
 KNOWN AS LOT 118 IN BLOCK 23 ON THE TAX ASSESSMENT MAP
 OF THE BOROUGH OF SEA BRIGHT**

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

WHEREAS, on May 24, 2016, the Sea Bright Planning Board/Zoning Board adopted a Resolution granting major subdivision approval pertaining to Lots 56, 59, 60, 61 and 62 in Block 30 on the Tax Assessment Map of the Borough; and

WHEREAS, although not part of the subdivision application, the applicant maintains an ownership interest in Lot 118 in Block 23 located east of Ocean Avenue between the right-of-way and the seawall; and

WHEREAS, the Planning Board/Zoning Board was concerned that Lot 118 could become a stand-alone lot under separate ownership and suggested a dedication of the lot to the Borough; and

WHEREAS, the Borough Council has reviewed the aforesaid Resolution and the materials submitted to the Borough by Qiang Wang, the owner of the property and the applicant for subdivision approval; and

WHEREAS, the property owner has offered to construct a stairway for access to the beach on Lot 118 as a condition of the Borough's acceptance of a dedication of the property;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the appropriate Borough officials be and are hereby authorized to accept a dedication of Lot 118 in Block 23 as shown on the Tax Assessment Map of the Borough of Sea Bright, subject to the condition that the property owner construct a stairway for public access to the beach.

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

1. Qiang Wang
2. Roger McLaughlin, Borough Attorney
3. Tim Anfuso, Borough Tax Assessor

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

ORDINANCE(s):**Public Hearing:** Mayor Long to read the ordinance by title:**ORDINANCE NO. 11-2017****AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 201 "VEHICLES AND TRAFFIC", ARTICLE VI, ENTITLED HANDICAPPED PARKING, OF THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 11-2017, seconded by Councilmember Birdsall:

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

Public Hearing (Ord. 11-2017)

No one wished to be heard

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 11-2017, seconded by Councilmember Birdsall:

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

Councilmember Leckstein offered a motion to adopt Ordinance No. 11-2017 and advertise according to law, seconded by Councilmember Birdsall:

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

Introduction: Mayor Long to read the ordinance by title:**ORDINANCE NO. 12-2017****AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 66 "BEACHES", ARTICLE V, ENTITLED BEACH REGULATIONS, OF THE CODE OF THE BOROUGH OF SEA BRIGHT, 1998**

Councilmember Birdsall offered a motion to introduce Ordinance #12-2017 for a public hearing to be held on June 5, 2017 and advertise according to law; seconded by Councilmember Leckstein:

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

BE IT ORDAINED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey that Chapter 66 entitled "Beaches", Article V, Beach Regulations, 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 66 "BEACHES"**

Article V, Beach Regulations, Section 66-22. Controlled activities on supervised and unsupervised beaches, G. Animals is hereby amended to include the following to the schedule, with all other sections not listed to remain the same.

G. Animals

(1) In conjunction with the Beach Management Plan (2015), the Borough will permit dogs, cats and other animals on the Municipal Public Beach from the day after Labor Day until **May 15th**.

(2) Delete (The Borough prohibits dogs, cats and any other animals (except service animals) on all beaches from the Saturday of Memorial Day weekend through Labor Day.)

(3) Additionally, in conjunction with the Beach Management Plan (2015) and due to the nesting areas of Piping Plovers and other endangered species, the Borough prohibits dogs, cats and any other animals (except service animals) from **March 15th** through Labor Day in the following areas: North Beach (north from Ship Ahoy Beach Club to the public access stairway at Via Ripa) and South Beach (from the Monmouth Beach/Sea Bright border to the Driftwood Beach Club). These additional areas shall be modified by signage or fencing when and if the endangered species expand or decrease their habitat.

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

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

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

INDIVIDUAL ACTION/New Business:

Vouchers: \$798,278.82

Councilmember Leckstein offered a motion to approve the Voucher List dated May 16, 2017 as submitted by the Finance Manager, seconded by Councilmember Birdsall:

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

**VOUCHER LIST
 May 12, 2017
 BOROUGH OF SEA BRIGHT**

01300	3M DETECTION SOLUTIONS		
17-00428	04/04/17 POLICE	Open	363.12
01489	A.M.G. MARINE CONTRACTING, INC		
17-00392	03/24/17 DPW	Open	2,340.00
02113	AMERICAN WATER		
17-00597	05/11/17 WATER	Open	315.43
02036	BAHRLE, DAVID		
17-00604	05/12/17 DPW	Open	52.60
01241	BAIN'S HARDWARE, INC.		
17-00571	05/05/17 HARDWARE	Open	454.20
01957	BENEMAX BENEFIT MANAGEMENT CO.		
17-00600	05/12/17 HEALTH INS.	Open	648.00
2402	BHMG CORPORATE CARE		
17-00496	04/20/17 POLICE	Open	365.00
01631	BOROUGH OF OCEANPORT		
17-00017	01/18/17 COURT	Open	6,247.50
01565	BOROUGH OF SEA BRIGHT		
17-00565	05/02/17 T/F ADMIN	Open	19,335.00
01974	BOROUGH OF SEA BRIGHT COURT		
17-00589	05/08/17 COURT	Open	143.67
01546	C.I.T. TECHNOLOGY FIN SERV, INC		
17-00021	01/18/17 COPIER	Open	157.00
01594	CHERNAVSKY, DANIEL		
17-00614	05/12/17 OEM	Open	96.95
00256	CLEARY, GIACOBBE, ALFIERI &		
17-00596	05/11/17 LEGAL SERVICES	Open	2,577.44
00198	COMCAST		
17-00606	05/12/17 INTERNET	Open	267.31
01493	COOPERATIVE INDUSTRIES, L.L.C.		
17-00573	05/05/17 NATURAL GAS	Open	1,426.64
02231	COUSINS LANDSCAPING		
17-00504	04/21/17 BUILDINGS & GROUNDS	Open	375.00
2386	CRANEY INTERPRETING SERVICE		
17-00611	05/12/17 COURT	Open	137.50
2400	DIEGNAN & BROPHY, LLC		
17-00588	05/08/17 COURT	Open	700.00

REGULAR MEETING MINUTES

MAY 16, 2017

2286	DIFRANCESCO, BATEMENT, KUNZMAN		
17-00586	05/08/17 LEGAL SERVICES	Open	2,373.03
01992	DOGS AND CATS, INC.		
17-00583	05/08/17 BEACH	Open	1,547.61
00126	EASTERN SURPLUS & EQUIPMENT CO		
17-00575	05/05/17 OEM	Open	1,700.00
2267	EMERGENCY REPORTING		
17-00495	04/20/17 FIRE DEPT	Open	1,536.00
2411	FSD ENTERPRISES, LLC		
17-00630	5/16/17 CELL TOWER SERVICE	Open	12,954.19
01720	FIREFIGHTER ONE, LLC		
16-01294	10/13/16 FIRE DEPT:UNIFORMS	Open	3,669.00
00288	FIRST UNITED METHODIST CHURCH		
17-00584	05/08/17 LIBRARY	Open	1,000.00
02101	GANNETT NJ		
17-00602	05/12/17 LEGAL ADS	Open	126.50
01549	GENERAL CODE, LLC		
17-00601	05/12/17 A&E	Open	2,583.36
01838	HOLMAN, FRENIA, ALLISON, P.C.		
17-00595	05/11/17 FINANCE	Open	161.00
17-00607	05/12/17 AUDIT	Open	23,500.00

			23,661.00
2297	INTEGRATED TECHNICAL SYSTEMS		
17-00612	05/12/17 A&E	Open	1,817.00
17-00613	05/12/17 A&E	Open	5,559.00

			7,376.00
2294	IRENE, JR. MICHAEL		
17-00590	05/08/17 LEGAL SERVICES	Open	100.00
01526	JCP & L		
17-00585	05/08/17 ELECTRIC	Open	8,378.58
00297	JESSE A. HOWLAND & SONS, INC.		
16-00971	07/27/16 DPW:GARAGE RENTAL	Open	1,665.00
16-00972	07/27/16 FIRE DEPT:GARAGE RENTAL	Open	3,750.00

			5,415.00
00167	KEEP IT SAFE		
17-00570	05/05/17 LIVE VAULT	Open	207.36
02110	KLEIN, DON		
17-00603	05/12/17 PETTY CASH	Open	6,000.00
2378	LANDTEK CONSTRUCTION		
17-00057	01/19/17 STREETSCAPE	Open	302,480.75
17-00598	05/11/17 STREETSCAPE	Open	36,088.43

			338,569.18
00015	LANIGAN ASSOCIATES, INC.		
17-00100	01/23/17 POLICE	Open	462.00
00275	M & S WASTE SERVICES, INC.		
17-00184	02/02/17 TRASH PICK UP	Open	10,070.25
17-00576	05/05/17 DUMPSTERS	Open	884.11
17-00577	05/05/17 LANDFILL TIPPING	Open	5,905.96

			16,860.32
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
17-00572	05/05/17 LEGAL SERVICES	Open	6,053.10
00176	MODULAR SPACE CORPORATION		
17-00599	05/12/17 FIRE DEPT	Open	385.00
2384	MONMOUTH HOSE & HYDRAULICS		
17-00503	04/21/17 BEACH	Open	144.00

REGULAR MEETING MINUTES**MAY 16, 2017**

02256	MONMOUTH TELECOM		
17-00574	05/05/17 PHONE	Open	1,235.91
01399	NEW JERSEY AMERICAN WATER		
17-00559	05/01/17 HYRDANTS	Open	2,390.30
01309	OCEANPORT BOARD OF EDUCATION		
17-00007	01/17/17 GRADE SCHOOL TAX	Open	70,788.00
00046	ONE CALL CONCEPTS, INC.		
17-00560	05/01/17 CALL BEFORE YOU DIG	Open	42.50
01554	SEA BRIGHT SERVICE CENTER		
17-00486	04/19/17 POLICE	Open	208.55
01011	SEMCOR EQUIPMENT CORPORATION		
17-00393	03/24/17 BEACH	Open	165.00
00053	SHORE REGIONAL HIGH SCHOOL		
17-00008	01/17/17 HIGH SCHOOL TAX	Open	177,028.76
01603	SIGNS BY TOMORROW		
17-00553	04/28/17 BEACH	Open	432.00
2247	STAPLES ADVANTAGE		
17-00561	05/02/17 OFFICE SUPPLIES	Open	406.97
01931	SUBURBAN PROPANE		
17-00480	04/17/17 PROPANE	Open	114.80
01960	VERIZON		
17-00610	05/12/17 PHONE	Open	53.16
2394	VERIZON BUSINESS		
17-00609	05/12/17 PHONE SERVICE	Open	104.07
02061	VERIZON WIRELESS		
17-00608	05/12/17 CELLS	Open	562.80
00519	WILLIAM E. ANTONIDES & CO.		
17-00582	05/08/17 FINANCE	Open	3,025.00

TOTAL: 733,661.41**MANUAL CHECKS**

5/5/2017	FP Mailing Solutions	\$1,200.00
17-00567	Postage for Meter	
5/5/2017	Hoder, David	\$385.00
17-00569	Engineer:Inspection/Escrow Acct.	
5/12/2017	NJ Dept. of Labor & Workforce	\$6,337.99
17-00605	1/Q 2017 Unemployment	
5/12/2017	NJS Health Benefits Program	\$52,879.64
17-00502	HEALTH INS.- MAY 2017	
5/2/2017	Schwaab Stamp Co.	\$80.25
17-00566	Planning Board:Stamp	
5/9/2017	Wex Bank	\$3,734.53
17-00593	Gasloine - May 2017	
	TOTAL:	\$64,617.41

GRAND TOTAL: \$798,278.82

COUNCIL COMMITTEE REPORTS:**BEACH / GRANTS:**

Committee Chair Lamia reported that representatives from the Borough are meeting tomorrow with the NJDEP to discuss the recently submitted public access plan to allow us to move forward with it. Councilman Lamia reported the beach is looking good and ready for the season to start. Reported progress on all other matters.

FINANCE / INSURANCE / COURT / VOLUNTEERS:

Committee Chair Keeler reported the CFO Michael Bascom and Tax Collector Patricia Spahr are attending a tax seminar this week and said Mr. Bascom has been working on the details of the funding for the new municipal buildings. Regarding the JIF, Councilman Keeler emphasized the deadline for the elected officials online course is May 31st and said there is also a webinar for special events planning and associated safety aspects and one on closed circuit lateral sewer lines which talks about how the public can prevent sewer blockages. Councilman Keeler reported the court is running smoothly and they are very pleased with the new prosecutor. Reported progress on all other matters.

PERSONNEL / PUBLIC RELATIONS / RECREATION:

Committee Chair Leckstein reported that the Sea Bright Fireman's Fair starts this Thursday and runs through Sunday, May 21st. Councilman Leckstein reported the Borough scheduled the ribbon cutting ceremony for the new streetscape on Thursday, May 18th at 4:30 pm in the parking lot across the street from Alice's. Reported progress on all other matters.

PUBLIC SAFETY / EDUCATION / LIBRARY:

Committee Chair Rooney reported public safety officials are getting ready for the summer and will start enforcing 30 minute parking in front of businesses on the Friday before Memorial Day which is the same day paid parking begins. Councilman Rooney reported he and Councilman Leckstein attended the Oceanport Board of Education meeting - they are trying to get prepared for their referendum to build a new school. Councilman Leckstein added the Board members have narrowed down their options to the following for a new school building: 1) build a new building behind Wolf Hill School; 2) move to one of the Comvault buildings; 3) purchase property and build a new school at Fort Monmouth). Councilman Rooney reported the library organ recital was last Saturday and despite the weather there were 60-70 people in attendance. Councilman Rooney said he is trying to get the word out to people about the beautiful plans for our new oceanfront library. Reported progress on all other matters.

PUBLIC WORKS / BUILDING DEPARTMENT / CODE ENFORCEMENT:

Committee Chair Birdsall reported the streetscape is complete and the contractors will be out of town as of Friday May 19th and the DPW put up the new street signs in the downtown. The bypass was put in the sewer line at the sinkhole in the south end of town and it will be there for at least another week. There was another sinkhole reported up by McLoones but it doesn't appear to be as serious. Councilman Birdsall reported the Public Works painted and installed 16 new beach lockers and the lifeguard stands have been geared up and moved to the beach. The work on the water line on River Street has been completed and the contractor should be removing all of the equipment by Friday. Councilman Birdsall reported the contractor for the new beach pavilion has started to install fencing around the area and begin driving the pilings in the next week.

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

Committee Chair Kelly reported we will go out to bid within the next 6-8 weeks for the new municipal building and said the seawall project has been pushed back to begin in the fall. There will be a beautification meeting at the end of this week and will focus on areas in north beach and south beach that were highlighted in the beautification master plan. Reported progress on all other matters.

Councilman Leckstein reported that Resolution 104-2017 authorized the acceptance of a dedication of property along the seawall which will add to the inventory of land owned by the Borough... and the current land owner has agreed to build public access stairs over the seawall.

Councilman Keeler reminded all on behalf of Mayor Long that the ribbon cutting for the streetscape is this Thursday at 4:30 in front of Alice's Kitchen and the Fireman's Fair opens at 5:00 on Thursday and it looks like the weather will be great. Councilman Rooney said that GiGi's ribbon cutting will be this Saturday at 3:30 pm.

EXECUTIVE SESSION

Councilmember Rooney offered a motion to enter into Closed Session; seconded by Councilmember Leckstein:

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

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, New Jersey, that they meet in closed session to discuss the issues as herein set forth and when the need for confidentiality no longer exists the decisions made therein will be made available to the public.

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed are as follows:
 - A. Legal matters
3. It is anticipated at this time that the subject matters will be made public, if and when confidentiality is no longer needed. Action may be taken.
4. This Resolution shall take effect immediately

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

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

There being no further business to discuss a motion to go back into the regular meeting was made by Councilman Rooney and seconded by Councilman Lamia with voice vote approval.

ADJOURNMENT

Councilmember Rooney offered a motion to adjourn the meeting; seconded by Councilmember Lamia:

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

7:55 PM

Respectfully submitted,

Christine Pfeiffer
Borough Clerk