





Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 12-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**Public Hearing (Ord. No. 12-2019)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 12-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 12-2019 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

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

**BOND ORDINANCE NO. 13-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$75,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$71,250 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 13-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**Public Hearing (Ord. No. 13-2019)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 13-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 13-2019 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

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

**BOND ORDINANCE NO. 14-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$100,000 FOR THE BEACH WAY STORM WATER PIPE EXTENSION PROJECT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$95,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 14-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**Public Hearing (Ord. No. 14-2019)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 14-2019; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 14-2019 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**Introduction:** Mayor Long to read the ordinance by title:

**ORDINANCE NO. 15-2019**  
**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT, CHAPTER 172, "SIDEWALK CAFES AND RESTAURANTS" IN ITS ENTIRETY.**

Councilmember \_\_\_\_\_ offered a motion to introduce Ordinance No. 15-2019 for a public hearing to be held on June 18, 2019 and advertise according to law; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**2019 MUNICIPAL BUDGET**

**AMENDMENT - PUBLIC HEARING:**

Councilmember \_\_\_\_\_ offered a motion to **open the public hearing** on the 2019 Municipal Budget Amendment, seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**Public Hearing 2019 Municipal Budget Amendment**

Councilmember \_\_\_\_\_ offered a motion to **close the public hearing** on 2019 Municipal Budget Amendment, seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_ Keeler\_\_\_ Kelly\_\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

**2019 MUNICIPAL BUDGET ADOPTION - TENTATIVE**

**Res. No. -2019 Adopt the 2019 Municipal Budget as amended.**

Councilmember \_\_\_\_\_ offered a motion to approve **Resolution No. -2019**, seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_\_ Keeler\_\_\_\_ Kelly\_\_\_\_ Leckstein \_\_\_\_ Rooney\_\_\_\_ Schwartz\_\_\_\_

**INDIVIDUAL ACTION/New Business:**

**Vouchers: \$482,557.38**

Councilmember \_\_\_\_\_ offered a motion to approve the Voucher List dated May 21, 2019 as submitted by the Finance Manager; seconded by Councilmember \_\_\_\_\_

**Roll Call:** Birdsall\_\_\_\_ Keeler\_\_\_\_ Kelly\_\_\_\_ Leckstein \_\_\_\_ Rooney\_\_\_\_ Schwartz\_\_\_\_

**COUNCIL COMMITTEE REPORTS:**

**A. BEACH/GRANTS:**

- Jon Schwartz, Chair
- Kevin Birdsall
- Charles Rooney

**B. FINANCE/INSURANCE/COURT:**

- William Keeler, Chair
- Brian Kelly
- Jon Schwartz

**C. ADMINISTRATION/SHARED SERVICES/PUBLIC RELATIONS:**

- Marc Leckstein, Chair
- Charles Rooney
- William Keeler

**D. PUBLIC SAFETY/EDUCATION/RECREATION/LIBRARY:**

- Charles Rooney, Chair
- William Keeler
- Brian Kelly

**E. PUBLIC WORKS/BUILDING DEPARTMENT:**

- Kevin Birdsall, Chair
- Jon Schwartz
- Marc Leckstein

**F. CAPITAL PLAN/FLOOD CONTROL/BEAUTIFICATION:**

- **Brian Kelly, Chair**
- **Marc Leckstein**
- **Kevin Birdsall**

**MAYOR DINA LONG – Reports and Communications**

**EXECUTIVE SESSION**

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

**Resolution to discuss:     TBD**

**Roll Call:**   Birdsall\_\_\_\_ Keeler\_\_\_\_ Kelly\_\_\_\_ Leckstein \_\_\_\_ Rooney\_\_\_\_ Schwartz\_\_\_\_

**ADJOURNMENT**

Councilmember \_\_\_\_\_ offered a motion to adjourn the meeting; seconded  
by Councilmember \_\_\_\_\_

**Roll Call:**   Birdsall\_\_\_\_ Keeler\_\_\_\_ Kelly\_\_\_\_ Leckstein \_\_\_\_ Rooney\_\_\_\_ Schwartz\_\_\_\_



**RESOLUTION NO. 97-2019**  
**AUTHORIZING HIRING OF POLICE OFFICER**  
**DESIGNATION OF SPECIAL LAW ENFORCEMENT OFFICER - CLASS I**

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

**WHEREAS**, there exists a need for an additional part-time officer in the Police Department in the Borough of Sea Bright; and

**WHEREAS**, Joseph Koempel was appointed as a Special Law Enforcement Officer – Class II at the Re-organization meeting on January 5, 2019 and attended the Monmouth County Police Academy; and

**WHEREAS**, due to a medical issue, Mr. Koempel was forced to leave the Academy mid-term; and

**WHEREAS**, Mr. Koempel has been medically cleared and the Sea Bright Police Department submitted a request dated May1, 2019, that he be appointed as a Class I Special Police Officer for the 2019 season.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Police S/W for the purpose stated herein:

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**Michael J. Bascom**

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that Joseph Koempel be appointed as a Class I Special Law Enforcement Officer to be paid at an hourly rate as specified in Ordinance No. 11-2018; and

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

1. K. Jacobs, Finance Manager
2. B. Friedman, Police Chief
3. James A. McCue, Jr., Police Lieutenant
4. Joseph Koempel

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

May 21, 2019

**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 May 21, 2019.

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Christine Pfeiffer, Borough Clerk



**RESOLUTION NO. 98-2019**  
**AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS**  
**JULY 4, 2019 IN THE BOROUGH OF SEA BRIGHT**

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

**WHEREAS**, N.J.S.A. 21:3-3 permits the governing body of a municipality, by resolution, to "grant a permit" for the public display of fireworks when such display is to be handled by a competent operator, to be approved by the chiefs of the police and fire departments of the municipality; and

**WHEREAS**, such display shall be of such a character, and so located, discharged, or fired, as in the opinion of the chiefs of the police and fire departments, after proper inspection, shall not be hazardous to property or endanger any person or persons.

**WHEREAS**, such displays in the Borough of Sea Bright must be approved by the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife so as not to endanger any form of wildlife nesting of the beaches; and

**WHEREAS**, the Borough of Sea Bright is desirous of presenting a fireworks display on July 4, 2019 (with a rain date of July 5, 2019) on the municipal beach in front of the Sea Bright Beach Pavilion; and

**WHEREAS**, the Police Chief will coordinate the effort on behalf of the Borough in all aspects of public safety and work closely with the Borough's Fire Marshall and the Beach manager to insure compliance with all fire safety regulations; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the display of fireworks is hereby authorized to be held on July 4, 2019 with rain date of July 5, 2019 on the Municipal Beach pending the approval of the above mentioned officials, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

**BE IT FURTHER RESOLVED** that the Police Chief, Fire Official and Borough Clerk shall insure that all applicable regulations are enforced, all required permits are obtained and all necessary insurance documents are filed; and

**BE IT FURTHER RESOLVED** that the fireworks display will be paid for by Chapel Beach Club; and

**BE IT FURTHER RESOLVED** that the Borough's Type 3 Fireworks Display Permit Fee in the sum of \$427.00 shall be waived; and

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

1. Chapel Beach Club
2. B. Friedman, Police Chief
3. Tom Haege, Fire Marshall
4. U.S. Fish and Wildlife Services

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

May 21, 2019

**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 May 21, 2019.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 99-2019**  
**APPOINTING WILLIAM E. ANTONIDES & COMPANY**  
**AS FISCAL OFFICER AND OTHER RELATED ACCOUNTING SERVICES**

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

**WHEREAS**, the Borough of Sea Bright is in need of professional services of an accountant for a variety of matters such as a fiscal officer and other accounting services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.5 as appropriate*; and

**WHEREAS**, on April 22, 2014, Resolution 71-2014 appointed "William E. Antonides & Company" ("Antonides") as the Fiscal Officer and to provide services of an accountant for a variety of matters; and

**WHEREAS**, the Governing Body approved Resolution 117-2017 on June 20, 2017 which re-appointed "Antonides" for an additional two-year contract which expired April 30, 2019; and

**WHEREAS**, there is a need to continue with William E. Antonides and Company for accounting services and the Borough wishes to extend the contract dated June 20, 2017 for an additional one year from May 1, 2019 to April 30, 2020 for an amount of \$39,750.00; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief of Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$39,750.00 are available for the purpose of this contract in Finance/Beach/Sewer - O/E.

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**Michael J. Bascom**

**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 extension of the agreement with William E. Antonides and Company for an additional one year to perform accounting services at the rate of \$39,750.00 commencing May 1, 2019 to April 30, 2020; and

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

1. Finance Manager
2. Borough Chief Financial Officer
3. William E. Antonides and Company

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

May 21, 2019

**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 May 21, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 100-2019**  
**2019 BOROUGH FEE SCHEDULE**  
**SIDEWALK CAFES**

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

**WHEREAS**, the Borough Council had established the "Code of the Borough of Sea Bright, 1998" to annually renew all fee schedules by resolution as referenced in each Chapter; and

**WHEREAS**, the Borough Council wish to approve the following fee schedule for the year 2019 as referenced below:

**SECTION V**

**CHAPTER 172 – "Sidewalk Cafes and Restaurants"**

Section 172-3. The annual fee for the operation of a sidewalk café shall be set by resolution by the Borough Council.

<u>Number of Seats</u>	<u>Fee</u>
1-8	\$100.00
9-16	\$200.00
17+	\$500.00

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the above fees for the year 2019 are hereby approved effective immediately.

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

1. Finance Manager
2. Permit Applicants

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

May 21, 2019

**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 May 21, 2019.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 101-2019**  
**APPROVING PROPOSAL FROM T&M ASSOCIATES FOR**  
**BEACH WAY OUTFALL EXTENSION ENGINEERING AND**  
**PREPARATION OF NJDEP CAFRA PERMIT**

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

**WHEREAS**, the Borough of Sea Bright recognizes the existing outfall on Beach Way does not function properly and an extension of approximately 24 feet is required to have the outfall function properly; and

**WHEREAS**, the project requires the Borough of Sea Bright to obtain a New Jersey Department of Environmental Protection (NJDEP) CAFRA ***In-Water Waterfront Development Permit*** and a ***Nationwide Permit*** from the Army Corps of Engineers (ACOE); and

**WHEREAS**, T & M Associates has submitted a proposal dated January 31, 2019 (attached hereto), consisting of a Scope and Fee Estimate for Professional Engineering Services to prepare permit applications for both of the aforementioned permits for a fee not to exceed \$9,750.00 to be billed in accordance with T&M's current contract with the Borough; and

**WHEREAS**, T & M Associates has submitted a proposal dated May 10, 2019 (attached hereto), consisting of a Scope and Fee Estimate for Professional Engineering Services for the construction of approximately 24 feet of reinforced concrete pipe with a necessary support system to create a property functioning outfall that will extend beyond the sand beach for a fee not to exceed \$19,990.00 to be billed in accordance with T&M's current contract with the Borough; and

**WHEREAS**, it is the recommendation of the Borough Administrator that both proposals be accepted from T & M Associates; and

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, has certified that funds in the amount of \$29,740.00 are available in Bond Ordinance No. 14-2019 for the purpose stated herein.

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**Michael J. Bascom**

**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 proposals submitted by T&M Associates for engineering design, construction administration and inspection for construction of an outfall extension on Beach Way for a sum not to exceed \$19,990.00 and the preparation and submittal of the NJDEP CAFRA and ACOE Permits for a sum of \$9,750.00 are hereby approved; and

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

1. Finance Manager
2. T&M Associates
3. Public Works

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

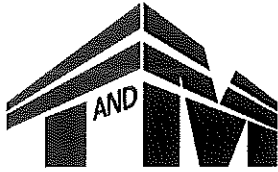
May 21, 2019

**Certification**

I, Christine Pfeiffer, Borough Clerk, do hereby certify the foregoing is a Resolution adopted by the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, at a Council Meeting held on May 21, 2019.

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Christine Pfeiffer, Borough Clerk



YOUR GOALS. OUR MISSION.

SBRT-G1901

January 31, 2019

*Via Email (jverruni@seabrightnj.org)*

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

**Re: Proposal for Professional Services  
Preparation of NJDEP CAFRA Permit  
Beachway Outfall Extension  
Borough of Sea Bright**

Dear Mr. Verruni:

We are writing to provide you and the Governing Body with a proposal for engineering services associated with the Beachway Outfall Extension. The existing outfall does not function properly, and previous discussions have determined that an extension of approximately 20 feet is required to have the outfall function properly.

#### **SCOPE OF WORK**

In order to complete the permit plans and prepare the aforementioned permit submittal, we propose the following scope of services:

1. **NJDEP CAFRA / In-Water Waterfront Development Permit(s)** –We propose to prepare and submit an NJDEP CAFRA / In-Water Waterfront Development Permit Application for the proposed outfall extension project. We will prepare the Permit application in accordance with the Rules on Coastal Zone Management (N.J.A.C. 7:7E-1.1 et seq.). Specifically, the application will include a fully executed LURP Form, Compliance Statement, site location maps and color photographs, public notice documentation to all property owners within 200 feet and ten (10) sets of signed and sealed design plans. T&M will address all relevant policies of the Coastal Zone Management Rules to ensure that all sections applicable for comment are addressed.
2. **Army Corps of Engineers (ACOE) – Nationwide Permit** - We propose to prepare and submit an ACOE Nationwide Permit application as the proposed project includes an outfall extension. This task is inclusive of the preparation of the required applications, compliance narrative, mapping and correspondence with the ACOE.

#### **Exclusions:**

- This proposal is not inclusive of permitting or sampling for dredging for the proposed project.
- We anticipate that the Applicant will provide the NJDEP Applications fees.
- Any fees associated with the newspaper notifications are above and beyond the scope of this proposal.
- We assume that a tidelands interim license has been maintained by the Borough of Sea Bright and will not require modification or renewal.
- This task does not include a Threatened or Endangered Species Investigation.



Re: **Proposal for Professional Services  
Preparation of NJDEP CAFRA Permit  
Beachway Outfall Extension  
Borough of Sea Bright**

- This task does not include a Cultural Resource Investigation.
- This proposal does not include intertidal / subtidal shallows mitigation.

#### **SCHEDULE AND FEE**

Once Governing Body Authorization is obtained, the project may commence. We anticipate the permit will be prepared and submitted to the NJDEP this winter. The average timeline to receive a permit is 4-6 months from submittal. In order to complete the services outlined above, and in accordance with the schedule set forth herein, we are proposing a not-to-exceed fee of **\$9,750.00** for the preparation and submittal of a NJDEP CAFRA Permit to be billed monthly in accordance with our current contract with the Borough.

We are respectfully requesting that this proposal be considered at the next available meeting of the Governing Body on February 5, 2019.

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

T&M ASSOCIATES

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

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CLAIRE K. PETRUZZELLA, P.E., P.P., C.M.E.  
PRINCIPAL ENGINEER

FWM:KK:CKP

c: Christine Pfeiffer, Borough Clerk (cpfeiffer@seabrightnj.org)  
Roger McLaughlin, Esq., Borough Attorney (rmclaughlin@wall-lawyers.com)  
Michael Bascom, CFO (mbascom@neptunetownship.org)  
Dave Bahrle, Director of Public Works (dbahrle@seabrightnj.org)



YOUR GOALS. OUR MISSION.

SBRT-G1901

May 10, 2019

Via Email ([jverruni@seabrightnj.org](mailto:jverruni@seabrightnj.org))

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

**Re: Proposal for Professional Services  
Preparation of Engineering Design & Construction Administration and Inspection Services  
Beach Way Outfall Extension  
Borough of Sea Bright**

Dear Mr. Verruni:

We are writing to provide you and the Governing Body with a proposal for engineering services associated with the Beachway Outfall Extension. The existing outfall does not function properly, and previous discussions have determined that an extension of approximately 24 feet is required to have the outfall function properly.

The project will include the construction of approximately 24 feet of reinforced concrete pipe with a necessary support system to create a properly functioning outfall that will extend beyond the sand beach.

Based on the scope of work outlined above and bid results received in recent months, we anticipate construction costs to be approximately \$70,000.00.

*Our office previously submitted a proposal for Professional Services for the preparation of a NJDEP CAFRA Permit (attached for reference).*

#### **SCOPE OF WORK**

In order to complete the plans and specification and prepare the aforementioned project for advertisement, we propose the following scope of services:

##### **Survey, Design & Solicitation of Bids:**

1. On the ground survey will be performed as necessary to facilitate the construction of the pipe extension.
2. We will prepare the appropriate construction plans and construction details to provide guidance to the contractor in term of completing the various work tasks required for the project.
3. The work will be coordinated with the Sea Bright Department of Public Works.
4. When the plans and specifications are approximately 75% complete, we will produce an engineer's cost estimate and report to advise you and the Governing Body of the project's conformance with the funds available.
5. Upon completion of the plans and specifications, we will present the program to the Governing Body and request authorization to advertise the project and receive bids.
6. We will attend the receipt of bids, analyze the bid documents, check the apparent low bidder's references and make recommendation of award to the Mayor and Council.
7. The plans and specifications described above will be completed in accordance with the latest version of the standard specifications generated by the NJDOT.



Re: Proposal for Professional Services  
Preparation of Engineering Design & Construction Administration and Inspection Services  
Beach Way Outfall Extension  
Borough of Sea Bright

**Construction Phase – Contract Administration and Construction Observation:**

T&M will provide a part-time Project Manager (PM) and a part-time Inspector with additional support services from our office staff, as required by the PM, for the inspection of this project. In addition to supporting the PM, the inspector will be responsible to observe and document the construction effort to determine that the materials were manufactured, and the work installed in general conformance with the contract documents and approved submittals. The assigned personnel will have experience in municipal drainage construction. The following is a description of the services T&M will provide, the anticipated performance period for these services and the budget for the cost of same.

*The PM will perform the following tasks:*

1. Prepare and distribute construction contract packages for execution, provide engineering review of contract, insurance certification, performance and payment bond and subcontractor registration certificate and distribute executed package to the Borough Attorney for final review and execution by the Mayor and receive and distribute executed copies.
2. Conduct a pre-construction conference among project's participants, inviting the contractor, Borough officials, utility representatives, police and our construction team, and produce minutes of this meeting. Coordinate and review initial project submittals including baseline project schedule, insurance certificates, emergency call lists, etc. Pre-construction phase assumed to last less than one month.
3. Conduct periodic job meetings, as determined by the PM, with representatives of the contractor, subcontractor, and utility companies to review progress, performance and to address any questions or problems that may arise. Borough representatives or other officials, as determined by the PM, will be invited to attend these meetings. Minutes of these meetings will be generated and distributed.
4. Review and coordinate submittals received from the contractor including contractor's schedules, shop drawings, product data and samples and material certifications of conformance for general compliance with Contract Documents.
5. Perform quality assurance audits of the project file, determining that contemporaneous documentation, such as inspection reports, quantity log books, material submittals and certifications, material testing records, labor interview forms, manpower status reports, is being generated and complete.
6. After review and input from the Inspector, prepare estimates of payment to the Contractor.
7. Review and issue written recommendation to the Borough following receipt of a written claim or dispute from Contractor.
8. Receive draft punch list from Inspector and administer the monitoring of its completion.
9. Prepare final closeout documents, including Final Payment Certificate and Change Order, and other closeout documents.





Re: Proposal for Professional Services  
Preparation of Engineering Design & Construction Administration and Inspection Services  
Beach Way Outfall Extension  
Borough of Sea Bright

*The following tasks will be accomplished by our inspector during the construction phase of the project:*

1. Provide part time construction observation services for the duration of the base construction contract. We do not anticipate, or have budgeted for, a stop and go, less than full time effort by the contractor. We anticipate a total of 1 week of fully engaged on-site construction effort. In addition, we anticipate a part-time effort after substantial completion for project closeout.
2. Perform on-site observation of work to determine general conformance to the contract plans and specifications.
3. Determine that certificates of conformance are submitted for those materials used on site that require such.
4. Prepare job reports indicating weather, equipment, personnel, work accomplished on the project and other relevant matters such as issues discussed, and direction given. Reports will be furnished to the Borough upon request.
5. Respond to Contract Document interpretation requests and other requests for information from the Contractor and assist in resolution of questions and/or disputes.
6. Review Contractor's monthly estimates of work performed, and invoices submitted for payment. Measure pay items of work for the Contractor's monthly estimates. Provide payment input to the Project Manager.
7. Support Project Manager with review and input following receipt of a written claim or dispute from Contractor.
8. Prepare initial punch list and monitor corrective action work cited.
9. Finalize with the contractor as-built quantities.

#### **SCHEDULE AND FEE**

Once Governing Body Authorization is obtained, the project may commence. Our office will prepare and submit the CAFRA permit first. We anticipate the permit will be prepared and submitted to the NJDEP within 30 days from authorization. The average timeline to receive a permit is 4-6 months from submittal. Upon receipt of the CAFRA permit, the engineering may be finalized. We anticipate that the project will be designed over the summer months and advertised in the early winter (contingent upon receipt of CAFRA permit). Construction would likely start in early 2020. In order to complete the services outlined above, and in accordance with the schedule set forth herein, we are proposing a not-to-exceed fee of **\$19,990.00** for the engineering design and construction administration and inspection to be billed monthly in accordance with our current contract with the Borough.

We are respectfully requesting that this proposal be considered at the next available meeting of the Governing Body on May 21, 2019.

If you have any questions or need additional information, please do not hesitate to contact me.



Re: **Proposal for Professional Services  
Preparation of Engineering Design & Construction Administration and Inspection Services  
Beach Way Outfall Extension  
Borough of Sea Bright**

Very truly yours,

T&M ASSOCIATES

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

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CLAIRE K. PETRUZZELLA, P.E., P.P., C.M.E.  
PRINCIPAL ENGINEER

FWM:KK:CKP

c: Christine Pfeiffer, Borough Clerk (cpfeiffer@seabrightnj.org)  
Roger McLaughlin, Esq., Borough Attorney (rmclaughlin@wall-lawyers.com)  
Michael Bascom, CFO (mbascom@neptunetownship.org)  
Dave Bahrle, Director of Public Works (dbahrle@seabrightnj.org)

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**RESOLUTION NO. 102-2019**

**Resolution of the Borough Council of the Borough of Sea Bright  
Adopting the "Shrewsbury River Properties" Condemnation  
Redevelopment Study - Of Block 13, Lot(s) 13, 14, 15, 18, 20, 21, 22;  
Block 14, Lot(s) 12, 14; Block 15, Lot(s) 5, 8, 10, 11, 12**

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

**WHEREAS**, the Borough Council of the Borough of Sea Bright adopted Resolution 80-2016 authorizing the study of certain properties known and designated as Block 13, Lot(s) 13, 14, 15, 18, 20, 21, 22; Block 14, Lot(s) 12, 14; Block 15, Lot(s) 5, 8, 10, 11, 12 as shown on the tax map of the Borough of Sea Bright to determine if they qualified as areas in need of redevelopment with the power of eminent domain as provided for under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

**WHEREAS**, the Planning Board proceeded to prepare such a redevelopment study and retained the services of Christine Cofone of Cofone Consulting Group, LLC to assist with the investigation and preparation of a report; and

**WHEREAS**, Cofone Consulting Group prepared a report entitled "Condemnation Redevelopment Investigation for Shrewsbury River Properties"; and

**WHEREAS**, the Planning Board, upon giving due notice to the owners of the aforesaid properties, conducted a public hearing on this study on April 25, 2017, at which time Ms. Cofone provided detailed testimony and all persons having an interest in said application were given an opportunity to be heard; and

**WHEREAS**, following the conclusion of that portion of the hearing, the Planning Board voted to find that the properties in question as set forth in the aforesaid study met one or more of the statutory criteria in order to be designated as a condemnation area in need of redevelopment; and

**WHEREAS**, the Borough Council has had the opportunity to review the aforesaid Report, a transcript of the Planning Board hearing of April 25, 2017, and the subsequent Resolution adopted by the Planning Board memorializing its findings;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright that it hereby adopts the findings of the Borough Planning Board and the contents of the aforesaid Condemnation Redevelopment Investigation Report prepared by Cofone Consulting Group dated April, 2017; and

**BE IT FURTHER RESOLVED**, that the Borough Council of the Borough of Sea Bright, upon notice of this Resolution to the affected property owners, hereby memorializes its vote conducted at a regularly scheduled public meeting held on May 21, 2019; and

**BE IT FURTHER RESOLVED**, that the Borough Council of the Borough of Sea Bright hereby directs that the Municipal Clerk mail a copy of this Resolution to each of the

aforesaid property owners, as well as to send notice of adoption of this Resolution to said owners notifying them as required by State law that this Redevelopment Study has been adopted, and in accordance with the provisions of N.J.S.A. 40A:12A-6(h) that said property owner has forty-five (45) days from receipt of such notice to file a challenge in the Superior Court of New Jersey to contest the action taken by the Borough Council; and

**BE IT FURTHER RESOLVED**, that the Borough Council hereby directs the Municipal Clerk to post a copy of the Resolution on the bulletin board at Borough Hall, and to transmit a copy of this Resolution to the Asbury Park Press for publication; and

**BE IT FURTHER RESOLVED**, that the Municipal Clerk is also directed to transmit a copy of the Study and Resolutions of the Planning Board and Borough Council to the Director of the Department of Community Affairs for consideration as required by the Local Redevelopment and Housing Law.

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

May 21, 2019

**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 May 21, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION No.     - 2019**  
**Person-to-Person Transfer of Liquor License #1343-33-016**  
**MV Entertainment, LLC (Dive) to**  
**376 Ocean Ave, LLC (Ocean House Tap & Grill)**  
**1072 Ocean Avenue, Sea Bright, New Jersey**

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

**WHEREAS**, an application has been filed for a person-to-person transfer of Plenary Retail Consumption Liquor License, Number 1343-33-016, heretofore issued to MV Entertainment, LLC t/a Dive , 1072 Ocean Avenue, Bright, New Jersey to 376 Ocean Ave, LLC t/a Ocean House Tap & Grill; and

**WHEREAS**, the submitted application form is complete in all respects as outlined in N.J.S.A. 33:1-1 et seq., all appropriate State and Municipal fees have been paid, and the license has been renewed for the current license term; and

**WHEREAS**, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statues, regulations promulgated there under, as well as pertinent local ordinances and conditions set by the Sea Bright Police Department and the New Jersey Division of Alcohol and Beverage Control; and

**WHEREAS**, the applicant has disclosed, and the issuing authority has reviewed, the source of all funds used in the purchase of said liquor license and the licensed business and all additional financing obtained in connection with the licensed business;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby approve, effective May 21, 2019, the transfer of the aforesaid Plenary Retail Consumption License to 376 Ocean Ave, LLC t/a Ocean House Tap & Grill; and does hereby direct the Borough Clerk to endorse the license certificate to the new ownership as follows:

***"This license, subject to all its terms and conditions, is hereby transferred to 376 OCEAN AVE, LLC t/a Ocean House Tap & Grill, 1072 Ocean Avenue, Sea Bright, New Jersey, effective May 21, 2019."***

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

1. Chief of Police
2. State of New Jersey, Division of ABC
3. 376 Ocean Ave, LLC

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

May 21, 2019

**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 May 21, 2019.

\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

**BOND ORDINANCE NO. 11-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$150,000 FOR ACQUISITION OF VEHICLES AND EQUIPMENT FOR THE POLICE DEPARTMENT, DEPARTMENT OF PUBLIC WORKS AND FIRE DEPARTMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

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

**SECTION 1:**

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$150,000, such sum includes the sum of \$7,500 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

**SECTION 2:**

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$142,500 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$142,500 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

**SECTION 3:**

(a) The Improvements authorized and the purposes for which obligations are to be issued are as follows:

<u>Improvements</u>	<u>Appropriation and Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds or Notes</u>	<u>Period of Useful Life</u>
Acquisition of vehicles and equipment for the Police Department, Department of Public Works and Fire Department, including but not limited to pick-up trucks with plows, portable light trailer, portable radios, equipment trailer, personal protective gear for fire fighters, personal protective equipment gear dryer and firefighting equipment.	\$150,000	\$142,500	6.08 Years
<b>TOTAL:</b>	<b>\$150,000</b>	<b>\$142,500</b>	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$142,500.

(c) The estimated cost of the Improvements is \$150,000 which amount represents the initial appropriation made by the Borough.

#### SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 6.08 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and

Notes provided in this bond ordinance by \$142,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

#### SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

#### SECTION 9:

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

#### SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$142,500.



SECTION 11:     )

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 11-2019 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 7, 2019 and will be further considered after a Public Hearing held on May 21, 2019 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

**INTRODUCED:**     May 7, 2019  
**Public Hearing:**     May 21, 2019  
**ADOPTED:**

**Witness**

**BOROUGH OF SEA BRIGHT,**

\_\_\_\_\_  
CHRISTINE PFEIFFER, Borough Clerk

\_\_\_\_\_  
DINA LONG, Mayor

**BOND ORDINANCE NO. 12-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$170,000 FOR IMPROVEMENTS TO RIVERSIDE PARK FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$66,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

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

**SECTION 1:**

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$170,000, such sum includes the sum of (a) \$100,000 expected to be received as a Monmouth County Open Space Grant and (b) \$3,500 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

**SECTION 2:**

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$66,500 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$66,500 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

**SECTION 3:**

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for improvements to Riverside Park, including construction of a basketball court, construction of street end decks and ladders on public property along the riverfront, and applying sealant to newly constructed sea wall walkways, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$66,500.

(c) The estimated cost of the Improvements is \$170,000 which amount represents the initial appropriation made by the Borough.

**SECTION 4:**

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be

renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$66,500 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

**SECTION 8:**

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9:**

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 10:**

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$66,500.

**SECTION 11:**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 12-2019 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 7, 2019 and will be further considered after a Public Hearing held on May 21, 2019 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

**INTRODUCED:** May 7, 2019  
**Public Hearing:** May 21, 2019  
**ADOPTED:**

**Witness**

**BOROUGH OF SEA BRIGHT,**

\_\_\_\_\_  
CHRISTINE PFEIFFER, Borough Clerk

\_\_\_\_\_  
DINA LONG, Mayor

**BOND ORDINANCE NO. 13-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$75,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$71,250 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

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

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$75,000, such sum includes the sum of \$3,750 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$71,250 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$71,250 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for beach utility improvements, including but not limited to the acquisition of a lifeguard vehicle and construction of beach cabanas, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$71,250.

(c) The estimated cost of the Improvements is \$75,000 which amount represents the initial appropriation made by the Borough

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be

renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 10.55 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$71,250 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance (funding is expected to be received from the Federal Emergency Management Agency) shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$71,250.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 13-2019 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 7, 2019 and will be further considered after a Public Hearing held on May 21, 2019 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

**INTRODUCED:** May 7, 2019

Public Hearing: May 21, 2019

**ADOPTED:**

**Witness**

**BOROUGH OF SEA BRIGHT,**

\_\_\_\_\_  
CHRISTINE PFEIFFER, Borough Clerk

\_\_\_\_\_  
DINA LONG, Mayor

**BOND ORDINANCE NO. 14-2019**

**BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$100,000 FOR THE BEACH WAY STORM WATER PIPE EXTENSION PROJECT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$95,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.**

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

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$100,000, such sum includes the sum of \$5,000 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$95,000 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$95,000 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for the Beach Way storm water pipe extension project, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$95,000.

(c) The estimated cost of the Improvements is \$100,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall



be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

#### SECTION 5:

The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

#### SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$95,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$30,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

#### SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and

applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

**SECTION 8:**

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

**SECTION 9:**

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 10:**

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$95,000.

**SECTION 11:**

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 14-2019 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 7, 2019 and will be further considered after a Public Hearing held on May 21, 2019 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

**INTRODUCED:** May 7, 2019  
**Public Hearing:** May 21, 2019  
**ADOPTED:**

**Witness**

**BOROUGH OF SEA BRIGHT,**

\_\_\_\_\_  
CHRISTINE PFEIFFER, Borough Clerk

\_\_\_\_\_  
DINA LONG, Mayor

**ORDINANCE NO. 15-2019**

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE  
BOROUGH OF SEA BRIGHT, CHAPTER 172, "SIDEWALK CAFES AND  
RESTAURANTS" IN ITS ENTIRETY.**

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

SECTION ONE: The Code of the Borough of Sea Bright, Chapter 172, "Sidewalk Cafes and Restaurants" be and the same is hereby amended and revised to read in full as follows:

**"Chapter 172: Sidewalk Cafés and Restaurants.**

**§ 172-1 License Required.** Sidewalk cafes and restaurants may be established as an ancillary use to a permitted restaurant in the B-1 zoning district. No person, however, shall establish, maintain, own or operate a sidewalk café or restaurant nor serve food, liquor or other beverages on any public street, sidewalk or alleyway without first having obtained a license from the Borough Clerk.

**§ 172-2 Application for License.**

A. All applications for a sidewalk café license shall be made to the Borough Clerk upon forms provided by the Clerk.

B. An applicant proposing to establish a sidewalk cafe area shall submit to the Borough Clerk a sketch of the proposed seating areas, which shall include but not be limited to a depiction of all aisles, clearances between tables and between the seating area at the curb. No less than four (4') feet of unobstructed sidewalk shall be open and maintained for pedestrians. Any umbrella or other cover shall maintain a clearance of not less than seven (7') feet for the fabric and not less than eight (8') feet for any frame or rigid material.

C. Once a completed application is received by the Clerk with the appropriate fee, it shall be forwarded to the Chief of Police and Zoning Officer who shall review the application and provide a recommendation to approve or deny, taking into consideration the location, potential interference with pedestrian or vehicular traffic, appropriateness of design, the Americans with Disability Act and other accessibility considerations, the business record of the applicant and any other applicable public safety, health and welfare considerations. The Borough Clerk shall issue said license upon receiving all approvals.

D. Applicant shall indemnify and save harmless the Borough of Sea Bright, its employees, agents or officers from all claims, losses, liens, expenses, suits and attorney fees (liabilities) arising from the placement, operation and maintenance of the applicant's sidewalk cafe. Applicant agrees to name the Borough of Sea Bright as an additional insured under the applicant's general liability insurance (minimum required limit of one million (\$1,000,000.00) dollars), bodily injury, property damage and personal injury, and maintains such insurance for such time as the sidewalk cafe exists. Applicants must adhere to all local noise, zoning and construction laws.

§ 172-3 **Application Fees and Licensing Fees.** The annual fee for the operation of a sidewalk cafe shall be set by resolution by the Mayor and Borough Council. No fees shall be prorated nor any part thereof refunded for any reason.

§ 172-4 **Season.** Any and all licenses issued pursuant to the terms of this section shall permit sidewalk café operations to begin no earlier than April 1<sup>st</sup> and shall terminate no later than November 1<sup>st</sup> of the year in which the permit is issued.

§ 172-5 **Annual Renewal.** Any license for a sidewalk café issued pursuant to the terms of this section shall be renewed annually.

§ 172-6 **Violations and Penalties.** Sidewalk café permits may be revoked for violating any of the provisions of this section and the applicant may be ineligible to obtain a permit hereunder for the year following such violation. Violators shall be subject to the penalties as provided in Chapter 1, General Provisions, Article 1.

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

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

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

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on May 21, 2019 and will be further considered after a Public Hearing held on June 18, 2019 at Sea Bright Beach Pavilion at 7:00 pm.

INTRODUCED: May 21, 2019  
PUBLIC HEARING: June 18, 2019  
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

\_\_\_\_\_  
CHRISTINE PFEIFFER, CLERK

\_\_\_\_\_  
DINA LONG, MAYOR

# APPLICATION FOR SIDEWALK CAFES & RESTAURANTS BOROUGH OF SEA BRIGHT

Chapter 172- Borough Code

## 1. APPLICANT INFORMATION:

Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Phone: \_\_\_\_\_ Email: \_\_\_\_\_

## 2. BUSINESS INFORMATION:

Business Name: \_\_\_\_\_  
Business Address: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Email: \_\_\_\_\_

3. Compliant with the Americans with Disabilities Act of 1990: Yes \_\_\_\_\_ No \_\_\_\_\_

## 4. APPLICATION MUST INCLUDE THE FOLLOWING:

- Survey of property and sketch of tables and chairs
- Certificate of Insurance
- Hold Harmless Agreement

## 5. FEE SCHEDULE:

NUMBER OF SEATS	FEE
1-8	\$100
9-16	\$200
17+	\$500

PLEASE SIGN ACKNOWLEDGING YOU HAVE READ TERMS AND CONDITIONS IN ORDINANCE NO. -2019.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

### \*FOR BOROUGH USE ONLY\*

Application Fee Received: \$ \_\_\_\_\_ Date: \_\_\_\_\_

### APPROVALS REQUIRED:

Zoning Officer: \_\_\_\_\_ Date: \_\_\_\_\_

Chief of Police: \_\_\_\_\_ Date: \_\_\_\_\_

ISSUE DATE: \_\_\_\_\_

PERMIT NO. \_\_\_\_\_

# For: Public Hearing

**RESOLUTION NO. 95-2019**  
**AUTHORIZING AMENDMENT TO APPROVED 2019 MUNICIPAL BUDGET**  
**BOROUGH OF SEA BRIGHT**

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

**WHEREAS**, the local municipal budget for the year 2019 was approved on the 2nd day of April, 2019; and

**WHEREAS**, the public hearing on said budget has been held as advertised on May 7, 2019; and

**WHEREAS**, it is desired to amend said approved budget as described below; and

**WHEREAS**, this amendment shall be published in accordance with NJSA 40A:4-9 and a public hearing on this amendment will be held on May 21, 2019 after which the governing body may move to adopted said budget.

**NOW, THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Bright, of the County of Monmouth, that the following amendments to the approved budget of 2019 be made:

	<u>Approved Budget</u>	<u>Amended Budget</u>
<b>GENERAL REVENUES</b>		
1. Surplus Anticipated	\$621,693.97	\$ 661,693.97
Total Surplus Anticipated	\$621,693.97	\$ 661,693.97
<b>SUMMARY OF REVENUES</b>		
1. Surplus Anticipated	\$621,693.97	\$ 661,693.97
5. Subtotal General Revenues	\$1,584,945.70	\$1,624,945.70
6. Amount to be Raised by Taxes for Support of Municipal Budget:		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	\$4,475,000.00	\$4,495,000.00
7. Total General Revenues	\$6,059,945.70	\$6,119,945.70
<b>8. GENERAL APPROPRIATIONS</b>		
(A) Appropriations within "CAPS"		
General Administration Other Expenses	\$ 108,000.00	\$ 103,000.00
Municipal Clerk Other Expenses	\$ 35,000.00	\$ 33,000.00
Financial Administration Other Expenses	\$ 36,000.00	\$ 34,000.00
Revenue Administration Other Expenses	\$ 11,000.00	\$ 9,000.00

Legal Services		
Other Expenses	\$ 175,000.00	\$ 170,000.00
Engineering Services		
Other Expenses	\$ 70,000.00	\$ 66,000.00
Police Department		
Other Expenses	\$ 138,000.00	\$ 135,000.00
Streets and Roads		
Other Expenses	\$ 115,000.00	\$ 110,000.00
Solid Waste Disposal		
Other Expenses	\$ 135,000.00	\$ 200,000.00
Landfill Disposal Costs	\$ 95,000.00	\$ 118,000.00
Total Operations (Item 89A) within "CAPS"	\$4,206,950.00	\$4,266,950.00
Total Operations Including Contingent with "CAPS"	\$4,206,950.00	\$4,266,950.00
Detail:		
Other Expenses	\$2,158,350.00	\$2,218,350.00
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	\$4,715,612.00	\$4,775,612.00
(L) Subtotal General Appropriations	\$5,669,945.70	\$5,729,945.70
9. Total General Appropriations	\$6,059,945.70	\$6,119,945.70
Summary of General Appropriations		
(H-1) Total General Appropriations for Municipal Purposes Within "CAPS"	\$4,715,612.00	\$4,775,612.00
Total General Appropriations	\$6,059,945.70	\$6,119,945.70

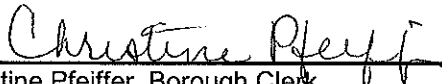
**BE IT FURTHER RESOLVED**, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services and that a copy be forwarded to the Chief Financial Officer and the Borough Auditor.

**Roll Call:**      Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz  
                    Yes      Yes      Yes      Yes      Yes      Absent

May 7, 2019

**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 May 7, 2019.

  
\_\_\_\_\_  
Christine Pfeiffer, Borough Clerk

# Tentative

Borough Of Sea Bright [Code 1343], Monmouth County - 2019 Budget

## SECTION 2 - UPON ADOPTION FOR YEAR 2019

(Only to be included in the Budget as Finally Adopted)

### RESOLUTION NO.

Be it Resolved by the Sea Bright of the Borough of Sea Bright, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 4,495,000.00 (Item 2 below) for municipal purposes, and
- (b) \$ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$ 0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ 0.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ 0.00 (Item 5 below) Minimum Library Levy

<p>RECORDED VOTE (Insert last name)      Ayes</p> <p style="font-size: 2em; text-align: center;">{</p>	<p style="text-align: center;">Nays</p> <p style="font-size: 2em; text-align: center;">}</p> <p style="text-align: center;">Absent</p> <p style="font-size: 2em; text-align: center;">{</p>
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SUMMARY OF REVENUES			
1. General Revenues		08-100	\$ 661,693.97
Surplus Anticipated			
Miscellaneous Revenues Anticipated		13-099	\$ 786,623.20
Receipts from Delinquent Taxes		15-499	\$ 176,628.53
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 1f)		07-190	\$ 4,495,000.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	0.00
Item 6(b), sheet 11 (N.J.S. 40A:4-14)	07-191	\$	0.00
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY	07-192	\$	0.00
Total Revenues	13-299	\$	6,119,945.70



**VOUCHER LIST  
MAY 21, 2019  
BOROUGH OF SEA BRIGHT**

00205 ALMETEK INDUSTRIES, INC. 19-00495 04/22/19 DPW	Open	270.56
02113 AMERICAN WATER 19-00615 05/17/19 WATER USAGE	Open	320.87
01241 BAIN'S HARDWARE, INC. 19-00608 05/17/19 HARDWARE	Open	1,150.21
01102 BALLY'S PARK PLACE CASINO 19-00279 03/11/19 DPW	Open	90.28
00631 BARG'S LAWN & GARDEN SHOP, INC 19-00555 05/07/19 BLDGS & GRDS	Open	355.48
01631 BOROUGH OF OCEANPORT 19-00576 05/10/19 COURT	Open	6,500.00
01974 BOROUGH OF SEA BRIGHT COURT 19-00589 05/16/19 COURT	Open	59.25
01546 C.I.T. TECHNOLOGY FIN SERV, INC 19-00609 05/17/19 COPIER	Open	157.00
2555 CJM ASSOC. OF SEA BRIGHT 19-00577 05/10/19 STORAGE	Open	500.00
00198 COMCAST 19-00613 05/17/19 INTERNET	Open	320.99
01493 COOPERATIVE INDUSTRIES, L.L.C. 19-00602 05/16/19 NATURAL GAS	Open	1,613.60
2591 DATA STRUCTION 19-00593 05/16/19 CLEAN COMMUNITIES	Open	525.00
2528 DCH FORD 19-00534 05/01/19 DPW	Open	58.01
00575 GALLS, INC. 19-00527 04/30/19 POLICE	Open	119.93
02101 GANNETT NJ 19-00586 05/16/19 CLERK	Open	205.44
00649 GILHOOL, MEGAN 19-00277 03/07/19 LIBRARY	Open	150.00
01194 GLENCO SUPPLY, INC. 19-00598 05/16/19 BEACH	Open	1,124.48
01838 HOLMAN, FRENIA, ALLISON, P.C. 19-00604 05/16/19 AUDIT	Open	18,500.00
2592 INSTITUTE FORENSIC PSYCHOLOGY 19-00605 05/16/19 OTHER PROFESSIONAL SERVICE	Open	1,750.00
2517 INTERGLOBE COMMUNICATIONS 19-00592 05/16/19 PHONE	Open	551.81
01419 J. SWANTON FUEL OIL CO., INC. 19-00588 05/16/19 GASOLINE	Open	419.21
01526 JCP & L 19-00597 05/16/19 ELECTRIC	Open	2,260.48
19-00614 05/17/19 ELECTRIC	Open	707.02
		-----
		2,967.50

2455	JERSEY AUTO SPA CAR WASH		
19-00587	05/16/19 CAR WASH	Open	2,405.00
2488	JERSEY SHORE POWERSPORTS		
19-00505	04/25/19 BEACH	Open	11,413.05
19-00506	04/25/19 POLICE	Open	12,256.02
			-----
			23,669.07
00297	JESSE A. HOWLAND & SONS, INC.		
19-00578	05/10/19 GARAGE LEASES	Open	5,550.00
2264	KETCHAM, MICHELLE		
19-00562	05/07/19 CLERK	Open	110.92
02110	KLEIN, DON		
19-00565	05/09/19 BEACH	Open	6,000.00
00015	LANIGAN ASSOCIATES, INC.		
19-00531	04/30/19 POLICE	Open	38.95
2571	LORI'S FACEPAINTING		
19-00334	03/15/19 LIBRARY	Open	150.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
19-00568	05/09/19 LEGAL	Open	11,293.54
00263	MITCHELL, CANDACE		
19-00590	05/16/19 PLANNING BOARD	Open	50.10
00137	MUNICIPAL CAPITAL CORPORATION		
19-00610	05/17/19 COPIER	Open	224.73
00502	NJ STATE LEAGUE/MUNICIPALITIES		
19-00612	05/17/19 A&E	Open	225.00
00885	OCEAN TWP FIRE DISTRICT NO. 2		
19-00611	05/17/19 FIRE OFFICIAL	Open	300.00
01309	OCEANPORT BOARD OF EDUCATION		
18-00756	06/13/18 GRADE SCHOOL TAX	Open	43,033.75
01207	PFEIFFER, CHRISTINE		
19-00561	05/07/19 CLERK	Open	92.80
2525	POOR JOHNS PORTABLE TOILETS		
19-00574	05/10/19 BEACH	Open	296.00
00372	POSITIVE PROMOTIONS, INC.		
19-00349	03/20/19 POLICE	Open	170.95
02026	PUBLIC STORAGE		
19-00572	05/10/19 POLICE	Open	390.00
2330	RAW POWER GENERATOR SERVICE		
19-00391	03/26/19 BLDGS. & GRDS.	Open	529.55
19-00392	03/26/19 SEWER	Open	1,011.00
			-----
			1,540.55
01554	SEA BRIGHT SERVICE CENTER		
19-00486	04/22/19 POLICE	Open	644.74
01027	SHORE BUSINESS SOLUTIONS		
19-00575	05/10/19 POLICE	Open	240.00
00053	SHORE REGIONAL HIGH SCHOOL		
18-00754	06/13/18 HIGH SCHOOL TAX	Open	253,690.00
00246	SICKLES MARKET, LLC		
19-00558	05/07/19 BEAUTIFICATION	Open	553.97
01603	SIGNS BY TOMORROW		
19-00286	03/13/19 BEACH	Open	2,141.00

2589 SNAPOLOGY OF MONMOUTH COUNTY 19-00560 05/07/19 LIBRARY	Open	150.00
2535 SUBURBAN DISPOSAL, INC. 19-00594 05/16/19 DUMPSTERS	Open	596.22
19-00595 05/16/19 TRASH	Open	15,066.60
19-00596 05/16/19 LANDFILL	Open	6,941.81
		-----
		22,604.63
00083 T & M ASSOCIATES 19-00580 05/16/19 ENGINEER	Open	1,275.71
19-00581 05/16/19 ENGINEER	Open	5,045.15
19-00582 05/16/19 ENGINEER	Open	493.09
19-00583 05/16/19 ENGINEER	Open	4,055.00
19-00584 05/16/19 ENGINEER	Open	48,820.32
		-----
		59,689.27
01285 THE HOME DEPOT 19-00559 05/07/19 SEWER	Open	51.94
00973 THE TWO RIVER TIMES 19-00585 05/16/19 CLERK	Open	16.12
2438 THOMAS,SHAWN 19-00579 05/10/19 DPW	Open	90.28
01692 TROPICANA CASINO & RESORT 19-00369 03/22/19 TAX COLLECTOR	Open	154.00
2291 VERIZON 19-00570 05/10/19 VERIZON	Open	100.61
02061 VERIZON WIRELESS 19-00591 05/16/19 CELL SERVICE	Open	467.95
01164 WATCHUNG SPRING WATER CO, INC. 19-00603 05/16/19 SPRING WATER	Open	277.82
00077 WEX BANK 19-00573 05/10/19 GASOLINE	Open	4,818.17
2558 WILLIAMS SCOTSMAN, INC. 19-00601 05/16/19 TRAILER RENTAL	Open	870.50

**Total Amount: 479,811.98**

MANUAL CHECKS:

19-00607 5/17/19	GANNETT NJ Legal Ads: Clerk & Escrow Accts.	\$647.50
19-00600 5/16/19	McKenna, Dupont, Higgins & Stone PB: Legal Review/Escrow Acct.	\$140.00
19-00606 5/16/19	Procopio, Joseph & Kathleen PB: Return Inspection Escrow	\$130.00
19-00599 5/16/19	T&M Associates Engineer: PB Review/Escrow Acct	\$1,827.90

**TOTAL: \$2,745.40**

**GRAND TOTAL: \$482,557.38**