

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

JULY 16, 2019

SEA BRIGHT, NEW JERSEY

CALL MEETING TO ORDER: 7:00pm

PLEDGE OF ALLEGIANCE

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

Good Evening Ladies and Gentlemen. This Meeting Is Now Called To Order: In Line With The Borough Of Sea Bright's Longstanding Policy Of Open Government, And In Compliance With The "Open Public Meetings Act" I Wish To Advise You That Adequate Notice Of This Regularly Scheduled Meeting Was Sent to the Asbury Park Press and other local newspapers on January 7, 2019. In each instance, the Date, Time, And Location Of This Meeting Were Provided In The Notice. This Meeting Is Open To The Public."

ROLL CALL:

Councilmember (s)	BIRDSALL_____	KEELER_____	KELLY_____	LECKSTEIN_____
	ROONEY_____	SCHWARTZ_____		
Mayor	LONG _____			

MOMENT OF SILENCE FOR THE FOLLOWING SEA BRIGHTERS:

Maryana Robertson
Joan Tagliaferro
Richard Laczynski

REMARKS FROM THE AUDIENCE (limited to 3 minutes)

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

CONSENT AGENDA

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

Minutes

06-13-2019 Workshop Meeting
06-13-2019 Executive Session
06-18-2019 Regular Meeting
06-28-2019 Special Meeting

Resolutions:

No. 121-2019	RESCINDING RESOLUTION NO. 117-2019 Authorizing Receipt of Bids Phase I – Development of Shrewsbury Riverfront Park
No. 122-2019	Authorizing Receipt of Bids Phase I – Development of Shrewsbury Riverfront Park

- No. 123-2019** **Community Development Block Grant
Authorizing the Mayor and Borough Clerk to Execute
a Project Agreement with Monmouth County for
Performance and Delivery of Fiscal Year 2019
Community Development Projects**
- No. 124-2019** **Community Development Block Grant
Authorizing the Mayor to Sign a Certification
Prohibiting the use of Excessive Force and a Certification Prohibiting
the use of Federal Funds for Lobbying**
- No. 125-2019** **Authorizing a Refund for a Sidewalk Café Permit**
- No. 126-2019** **Authorizing a Refund for Special Event Booker D. Surfdog Endless BBQ
Tour September 7 and 8, 2019 – Anchorage Park and Beach**
- No. 127-2019** **Beach Change Fund Increase in Monetary Amount**
- No. 128-2019** **Grace Period Extension for Payment of 3rd Quarter 2019 Taxes**
- No. 129-2019** **Authorizing Mailing of Estimated 3rd Quarter 2019 Tax Bills**
- No. 130-2019** **Authorizing Sewerage Rates and Charges For Second, Third and
Fourth Quarters of 2019 and First and Second Quarters of 2020**
- No. 131-2019** **Hiring Borough Employee for Library**
- No. 132-2019** **Authorizing Leon S. Avakian, Inc. to Prepare and Submit
CAFRA Permit Application for Beachfront/Recreational Improvements**
- No. 133-2019** **Approving Proposal from Leon S. Avakian, Inc. for Professional
Engineering Services for the Construction of Beach Way Outfall
Extension and Improvements**
- No. 134-2019** **Authorizing Contract Extension for Solid Waste and Recyclable
Materials Collection and Disposal Services**
- No. 135-2019** **2019/2020 Annual Renewal Liquor License
Sea Bright Caterers LLC**
- No. 136-2019** **Donation 2020 Beach Badges Borough of Sea Bright**
- No. 137-2019** **Authorizing Display of Fireworks at Sands Beach Club- August 27, 2019**
- No. 138-2019** **Authorizing a NJDOT FY2020 Municipal Aid Grant Application
and Grant Agreement with The New Jersey Department of
Transportation for the Sea Bright Road Program: Riverview Place,
Shrewsbury Way, Henry Lane and Riverway Roadway Improvements**
- No. 139-2019** **2019/2020 Annual Renewal Liquor License
Nothing Fishy LLC**

Roll Call: Birdsall___ Keeler___ Kelly___ Leckstein ___ Rooney___ Schwartz___

ORDINANCE(s):

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

ORDINANCE NO. 16-2019
**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE
BOROUGH OF SEA BRIGHT, CHAPTER 170, "SEWERS," ARTICLE II: RATES AND
CHARGES, SECTION 170-6 "SEWERAGE ADJUSTMENT"**

Councilmember _____ offered a motion to open the public hearing on Ordinance No. 16-2019; seconded by Councilmember _____

Roll Call: Birdsall___ Keeler___ Kelly___ Leckstein ___ Rooney___ Schwartz___

Public Hearing (Ord. No. 16-2019)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 16-2019; seconded by Councilmember _____

Roll Call: Birdsall___ Keeler___ Kelly___ Leckstein ___ Rooney___ Schwartz___

Councilmember _____ offered a motion to adopt Ordinance No. 16-2019 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. 17-2019
**ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF SEA BRIGHT,
NEW JERSEY OR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL
EQUIPMENT LEASE REVENUE BONDS, SERIES 2019 (SHORE REGIONAL SCHOOL
DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY**

Councilmember _____ offered a motion to introduce Ordinance No. 17-2019 for a public hearing to be held on August 13, 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. 18-2019
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND
SUPPLEMENTING CHAPTER 130, "LAND USE," ARTICLE XVII,
"AFFORDABLE HOUSING REGULATIONS," SECTIONS 130-121B AND 130-
123 PERTAINING TO THE CALCULATION AND COLLECTION OF
DEVELOPMENT FEES**

Councilmember _____ offered a motion to introduce Ordinance No. 18-2019 for a public hearing to be held on August 13, 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. 19-2019
AN ORDINANCE AMENDING AND SUPPLEMENTING THE
GENERAL CODE OF THE BOROUGH OF SEA BRIGHT,
CHAPTER 201 ENTITLED VEHICLES AND TRAFFIC

Councilmember _____ offered a motion to introduce Ordinance No. 19-2019 for a public hearing to be held on August 13, 2019 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Keeler___ Kelly___ Leckstein ___ Rooney___ Schwartz___

INDIVIDUAL ACTION/New Business:

Vouchers: \$1,219,121.39

Councilmember _____ offered a motion to approve the Voucher List dated July 16, 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: Litigation & Personnel

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. 121-2019
RESCINDING RESOLUTION NO. 117-2019
AUTHORIZING RECEIPT OF BIDS
PHASE I – DEVELOPMENT OF SHREWSBURY RIVERFRONT PARK

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

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

- a) Phase I – Development of Shrewsbury Riverfront Park; and

WHEREAS, the Borough Council approved Resolution No. 117-2019 on June 18, 2019 authorizing the Borough Clerk to advertise for bids for the above-mentioned improvements; and

WHEREAS, the funding for the aforesaid improvements was not finalized as of the date of the passage of Resolution No. 117-2019.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that it does hereby rescind Resolution No. 117-2019, authorizing the Borough Clerk, *subject to final approval given by the Council's Capital Plan Committee*, to advertise for bids for the aforesaid item.

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

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

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 122-2019
AUTHORIZING RECEIPT OF BIDS
PHASE I – DEVELOPMENT OF SHREWSBURY RIVERFRONT PARK

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

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

- a) Phase I – Development of Shrewsbury Riverfront Park; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the Borough Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Borough Clerk in the Cecile F. Norton Community Center Meeting Room, 1167 Ocean Avenue, Sea Bright, New Jersey on a date to be determined; and

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

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

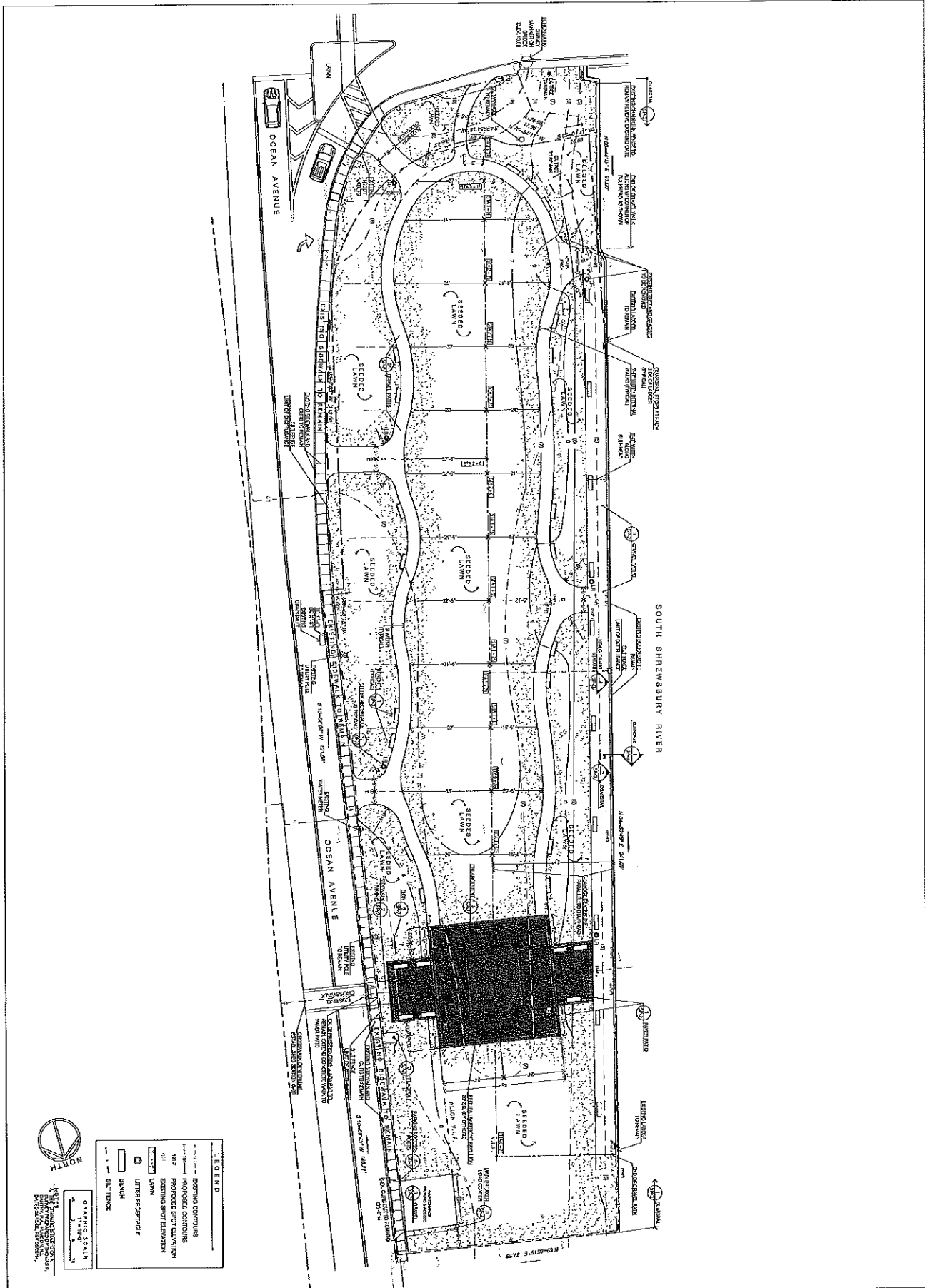
Roll Call: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk



GRAPHIC SCALE
 0' 10' 20' 30' 40' 50'

LEGEND

- PROPOSED CONTOURS
- - - EXISTING CONTOURS
- 10.0' PROPOSED SPOT ELEVATION
- 10.0' EXISTING SPOT ELEVATION
- PARKING
- LAWN
- UTILITY RECEPTACLE
- BENCH
- SIDE WALK

SP-1

DATE: JUNE 12, 2019
 PROJECT: SHREWSBURY RIVERFRONT PARK
 SCALE: 1/16" = 1'-0"
 SHEET: 1 OF 1

NO.	DESCRIPTION	DATE

SHREWSBURY RIVERFRONT PARK
 960 OCEAN AVENUE
 SEA BRIGHT, NEW JERSEY

DESIGNED BY: STEVEN R. KROS
 DRAWN BY: JENNIFER L. WILSON
 CHECKED BY: JENNIFER L. WILSON
 DATE: JUNE 12, 2019

STEVEN R. KROS
 LANDSCAPE ARCHITECTURE, P.A.
 1000 WEST 10TH AVENUE
 SUITE 200
 SEASIDE CITY, NJ 08083
 TEL: 856.328.8888
 WWW.SRKROSLA.COM

RESOLUTION NO. 123-2019
COMMUNITY DEVELOPMENT BLOCK GRANT
AUTHORIZING THE MAYOR AND BOROUGH CLERK TO EXECUTE
A PROJECT AGREEMENT WITH MONMOUTH COUNTY FOR
PERFORMANCE AND DELIVERY OF FISCAL YEAR 2019
COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, certain federal funds are potentially available to Monmouth County under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the County of Monmouth expects to receive an allocation for Fiscal Year 2019 from the United States Department of Housing and Urban Development; and

WHEREAS, the County of Monmouth has submitted its Annual Plan for Fiscal Year 2019 to the U.S. Department of Housing and Urban Development, which included a project hereinafter referred to as Shrewsbury River Handicap Access with a grant allocation of \$46,296.00; and

WHEREAS, the Borough of Sea Bright hereby met all the requirements for the release of funds to begin incurring costs for this project; and

WHEREAS, the Borough of Sea Bright has filed with the Monmouth County Community Development Program an acceptable timetable for completion and expenditure of grant funds, which is included as an appendix to the project agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorize the Mayor and Borough Clerk to execute the attached Project Agreement with the County of Monmouth.

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 124-2019
COMMUNITY DEVELOPMENT BLOCK GRANT
AUTHORIZING THE MAYOR TO SIGN A CERTIFICATION
PROHIBITING THE USE OF EXCESSIVE FORCE AND A CERTIFICATION
PROHIBITING THE USE OF FEDERAL FUNDS FOR LOBBYING

WHEREAS, certain federal funds are potential available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the United States Department of Housing and Urban Development has allocated funding to the County of Monmouth for Fiscal Year 2019; and

WHEREAS, the County is making some of these funds available to certain participating municipalities and non-profit agencies; and

WHEREAS, it is required that the Borough of Sea Bright execute a Project Agreement with Monmouth County to undertake a project known as Shrewsbury River Handicap Access; and

WHEREAS, the U.S. Department of Housing and Urban Development is requiring that the Mayor of the Borough of Sea Bright sign additional certifications in order to receive these funds; and

WHEREAS, the Borough of Sea Bright has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Sea Bright, County of Monmouth, State of New Jersey, has met the conditions of receiving a Fiscal year 2019 allocation by adopting a policy prohibiting the use of excessive force and by not using federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED, that the Mayor of the Borough of Sea Bright is hereby authorized to sign the attached certification which will become part of the Fiscal Year 2019 Project Agreement.

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

**CERTIFICATION OF POLICY PROHIBITING USE OF EXCESSIVE FORCE
FOR FISCAL YEAR 2019
FOR: Borough of Sea Bright**

In accordance with section 519 of Public Law 101-140, the 1990 HUD Appropriations Act, the Borough of Sea Bright certifies that it has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

The Borough of Sea Bright also certifies that it is enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction.

In order to enforce the County's policy as stated above, the County of Monmouth will require, as a condition for receiving funds from the 1990 HUD Appropriations Act, that the Sub-Recipient, Borough of Sea Bright, provides that it has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations, and that the certification shall be made part of all Sub-Recipient agreements.

APPROVED BY:

ATTESTED BY:

SIGNATURE OF AUTHORIZED REPRESENTATIVE

PRINT NAME

TITLE

DATE

SIGNATURE OF WITNESS

PRINT NAME

TITLE

**CERTIFICATION REGARDING LOBBYING
FOR FISCAL YEAR 2019
FOR: Borough of Sea Bright**

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The Undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award document for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

APPROVED BY:

ATTESTED BY:

SIGNATURE OF AUTHORIZED REPRESENTATIVE

SIGNATURE OF WITNESS

PRINT NAME

PRINT NAME

TITLE

TITLE

DATE

RESOLUTION NO. 125-2019
AUTHORIZING A REFUND FOR A
SIDEWALK CAFÉ PERMIT

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

WHEREAS, the Borough of Sea Bright offers permits for sidewalk cafés as a permitted use for restaurants in the B-1 zoning district; and

WHEREAS, on June 20, 2019, the Borough received a sidewalk café permit application from 376 Ocean Ave, LLC, t/a Ocean House Tap & Grill along with the \$100.00 application fee; and

WHEREAS, said application has been withdrawn as it has been determined that the sidewalk café permit cannot be issued unless a place-to-place transfer is approved by the New Jersey Division of Alcoholic Beverage Control (ABC) to expand the premises of the licensed area on to the sidewalk; and

WHEREAS, the applicant has requested a refund for the payment of \$100.00; and

WHEREAS, the Borough Council agree that the payment of \$100.00 be refunded.

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 a refund in the amount of \$100.00 for the payment of a sidewalk café permit to:

376 Ocean Ave, LLC

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

1. Finance Manager
2. 376 Ocean Ave, LLC

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 126-2019
AUTHORIZING A REFUND FOR SPECIAL EVENT
BOOKER D. SURFDOG ENDLESS BBQ TOUR
SEPTEMBER 7 AND 8, 2019 – ANCHORAGE PARK AND BEACH

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

WHEREAS, the Special Events Committee approved an event entitled "Booker D. SurfDOG Endless BBQ Tour, scheduled to be held in Anchorage Park and on the Sea Bright Municipal Beach across from Anchorage Park (Anchorage Beach) on September 7 and 8, 2019; and

WHEREAS, due to the size and scope of the event, the Special Events Committee deferred to the Governing Body to establish an appropriate fee to be charged to hold said event on Borough property; and

WHEREAS, a fee was collected in the amount of \$1,000.00 for this event; and

WHEREAS, the applicant withdrew his application on July 10, 2019 and is requesting a refund for the payment of \$1,000.00; and

WHEREAS, the Borough Council agree that the payment of \$1,000.00 be refunded.

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 a refund in the amount of \$1,000.00 for the fee associated with the Booker D. SurfDOG Endless BBQ Tour special event to:

Adam Steinberg
2141 Buck Ridge Trail
Loxahatchee, FL 33470

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

1. Finance Manager
2. Special Events Committee
3. Adam Steinberg

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 127-2019
BEACH CHANGE FUND
INCREASE IN MONETARY AMOUNT

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

WHEREAS, the Borough Council approved Resolution No. 26-2019 on January 5, 2019 establishing change funds to be maintained in the Borough; and

WHEREAS, the Beach Manager has requested the previously approved \$6,000.00 beach change fund be increased \$2,000.00 for a total amount of \$8,000.00 to help facilitate the efficient collection of parking fees in the municipal parking lot next to Borough Hall at 1139 Ocean Avenue (Block 19, Lots 2 & 2.01); and

WHEREAS, it is the desire of the Borough Council of the Borough of Sea Bright, County of Monmouth, that the change fund for the beach be increased from \$6,000.00 to \$8,000.00

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize the Beach Change Fund be increased from \$6,000.00 (six-thousand dollars) to \$8,000.00 (eight-thousand dollars) for the expressed purpose of making change for municipal parking in the municipal parking lot at 1139 Ocean Avenue (Block 19, Lots 2 & 2.01); and

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

1. Finance Manager
2. Beach Manager

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, RMC
Borough Clerk

RESOLUTION No. 128-2019
GRACE PERIOD EXTENSION FOR PAYMENT OF
3RD QUARTER 2019 TAXES

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

WHEREAS, the Tax Collector has informed the Mayor and Borough Council that the Monmouth County Board of Taxation is delayed in forwarding necessary information for the preparation and mailing of final tax bills to the real estate taxpayers of the Borough of Sea Bright for the year 2019/2020; and

WHEREAS, the Borough Council has agreed that it would be unfair and unreasonable to impose a penalty for a delinquent payment when the amount of the payment is unknown.

WHEREAS, the present statute requires the imposition of a late charge if 3rd quarter 2019 taxes are not paid by the 10th of August; and

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

1. That the Tax Collector is hereby ordered and directed in accordance with Public Law 1994, Chapter 72, signed July 14, 1994, that if tax bills are not delivered or mailed at least 25 (twenty-five) calendar days prior to the standard due date, then the delinquency date for 3rd quarter 2019 taxes shall be established as the twenty-fifth (25) calendar days after the date the tax bill was delivered or mailed. The tax bills will contain the date on which interest shall start accruing.

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

1. Patricia Spahr, Tax Collector

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 129-2019
AUTHORIZING MAILING OF ESTIMATED 3RD
QUARTER 2019 TAX BILLS

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

WHEREAS, the State has not certified or forwarded 2019 state aid figures or certified the State budget and the tax collector will be unable to mail the Borough's 2019 tax bills on a timely basis;

WHEREAS, the Borough of Sea Bright Tax Collector in consultation with the Borough of Sea Bright Chief Financial Officer has computed an estimated tax levy in accordance with NJSA 54:4-66.3, and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies;

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Borough Mayor and Council shall not need the approval from the Director of the Division of Local Government Services since the estimated tax levy will not exceed 105% maximum allowed. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, on the 11th day of August as follows:

1. The Borough of Sea Bright Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2019 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by L 1994, c. 72 (NJSA 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy including local, library, school, County, County and Municipal Open Space for 2019 is hereby set at \$ 10,000,000.00.
3. In accordance with the law the third installment of 2019 taxes shall not be subject to interest until the twenty-fifth calendar day after the date the estimated tax bills are mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.
4. The Tax Collector may rescind this resolution in the event the State budget is adopted and the County of Monmouth releases a tax rate for the Borough of Sea Bright.

Interpretative Statement

Due to the possible delay of the State budget adoption and possible delay of the State aid notification, the Borough will not be able to print and release tax bills, and may experience cash flow difficulties. This resolution authorizes the collector to prepare and deliver estimated third quarter 2017 bills based on an estimated levy in the event of further delays. This levy amount is only estimated and cannot be finalized until the Monmouth County Tax Board strikes the rate. The Tax Collector may rescind this resolution in the event the rate is struck by the County and the state aid figures are released in a timely basis.

Michael Bascom, CFO

Patricia Spahr, Tax Collector

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Municipal Clerk

RESOLUTION NO. 130-2019
**AUTHORIZING SEWERAGE RATES AND CHARGES FOR SECOND,
THIRD AND FOURTH QUARTERS OF 2019 AND
FIRST AND SECOND QUARTERS OF 2020**

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

WHEREAS, the Governing Body of the Borough of Sea Bright authorized the rates and charges of the municipal public utility for sewerage for the second, third and fourth quarters of 2019 and the first and second quarters of 2020; and

WHEREAS, any previous schedule of charges adopted by the Mayor and Council of the Borough of Sea Bright which are inconsistent herewith are hereby rescinded.

WHEREAS, the rates and charges for the utilities are as follows:

1. The 2019 second, third and fourth quarters and the 2020 first and second quarters sewerage rate will be \$10.30 for every 1,000 gallons of water consumed by the customer.

2. The charges shall be due and payable in 2019/2020 within 10 days after the due date of the municipal sewer utility bill. If the bill is not timely paid, the outstanding bill shall be considered a municipal charge and shall be subject to the same rate of interest which accrues on delinquent taxes.

3. Billing Schedule:

1. First quarter billing shall be mailed during April for consumption billed by the water company from mid-December thru mid-March;
2. Second quarter billing shall be mailed during July for consumption billed by the water company from mid-March thru mid-June;
3. Third quarter billing shall be mailed in October for consumption billed by the water company from mid-June thru mid-September;
4. Fourth quarter billing shall be mailed in January for consumption billed by the water company from mid-September thru mid-December.

4. Consumption shall be based upon the information provided to the Borough of Sea Bright Municipal Sewer Utility by the New Jersey American Water Company. The customers that are billed by the New Jersey American Water Company on a quarterly basis shall have their sewer charge based upon the quarterly water charges from New Jersey American Water Company. Those customers that are billed on a monthly basis by New Jersey American Water Company shall have their bills based upon their water consumption.

5. All customers of the municipal sewer utility shall be billed for at least 10,000 gallons quarterly. This minimum charge shall be \$103.00.

6. The consumption charges shall be billed to the metered townhouse or condominium association or corporation for payment.

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

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the sewer utility schedule of rates and charges outlined above is hereby adopted and the utility is authorized to publish a notice of final adoption of said Resolution; and

BE IT FURTHER RESOLVED, a copy of the sewer utility schedule of rates and charges shall be available for public inspection during normal business hours at the office of the Tax/Sewer Utility Collector at 1167 Ocean Avenue, Sea Bright, New Jersey; and

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Sea Bright that they hereby authorize the utility to forward a copy of said Resolution of rates and charges to the customers of the utility at the utility's discretion.

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 131-2019
HIRING BOROUGH LIBRARY EMPLOYEE

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

WHEREAS, there exists a need for an additional employee in the Sea Bright Public Library due to the resignation of Laura Rossi.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that Alessandra Scalgione of Red Bank, New Jersey be hired and receive the hourly rate of pay as specified in Ordinance No. 11-2018.

CERTIFICATION OF FUNDS

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

Michael J. Bascom, CFO

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

1. Finance Manager
2. Library Manager

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

July 16, 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 July 16, 2018.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 132-2019
AUTHORIZING LEON S. AVAKIAN, INC. TO PREPARE AND SUBMIT
CAFRA PERMIT APPLICATION FOR BEACHFRONT/RECREATIONAL IMPROVEMENTS

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

WHEREAS, the Borough Council of the Borough of Sea Bright is desirous of increasing the number of parking spots along the sea wall, relocating the basketball court in the municipal parking lot and installing beach cabanas with utilities along the seawall; and

WHEREAS, the New Jersey Department of Environmental Protection will require a new CAFRA permit application for the proposed improvements; and

WHEREAS, the Borough Administrator solicited quotes from the Borough Engineer and other Consulting Engineers for proposals to prepare and submit the permit application on behalf of the Borough; and

WHEREAS, Peter R. Avakian; President of Leon S. Avakian, Inc. (Avakian), submitted a proposal, dated May 23, 2019, attached hereto, for the preparation and submission of an application to the New Jersey Department of Environmental Protection for the improvements mentioned above; and

WHEREAS, the scope of work to be performed by Avakian is as follows:

	<u>Description</u>	<u>Amount Not to Exceed</u>
Item I:	DLUR Application Forms and Legal Notices	\$ 500.00
Item II:	Prepare Permit (Site) Plans	\$2,500.00
Item III:	Prepare Supporting Maps and Documents	\$ 750.00
Item IV:	Revise Environmental Impact Statement	\$1,250.00
Item V:	Provide Storm Water Calculations	\$1,650.00
Item VI:	Assemble and Submit Individual CAFRA Application Package	\$1,850.00

for a total amount not to exceed: \$8,500.00

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$8,500.00 are available in Bond Ordinance No. 12-2019 for the purposes stated herein.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Leon S. Avakian, Inc. is hereby authorized to prepare and submit an application to the New Jersey Department of Environmental Protection for a CAFRA Permit for municipal parking lot improvements as referenced above for an amount not to exceed \$8,500.00.

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

1. Finance Manager
2. Leon S. Avakian, Inc.

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

July 16, 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, New Jersey, at a Council Meeting held on July 16, 2019.

Christine Pfeiffer, Borough Clerk

D2

LEON S. AVAKIAN, P.E., P.L.S. (1953-2004)
PETER R. AVAKIAN, P.E., P.L.S., P.P.
MEHRYAR SHAFAI, P.E., P.P.
GREGORY S. BLASH, P.E., P.P.
LOUIS J. LOBOSCO, P.E., P.P.
GERALD J. FREDA, P.E., P.P.
WILLIAM D. PECK, P.E., P.P.
RICHARD PICATAGI, L.L.A., P.P.
JENNIFER C. BEAHM, P.P., AICP

LEON S. AVAKIAN, INC. *Consulting Engineers*

788 WAYSIDE ROAD • NEPTUNE, NEW JERSEY 07753

May 23, 2019

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

**Re: Revised Proposal for
Individual CAFRA Permit Application
NJDEP File No. 1343-02-0004.2 (CAF 140001)
Oceanfront Parking, Basketball Court,
Cabanas and Utilities
Sea Bright, Monmouth County, NJ
Our File: SB 19-01**

Dear Mr. Verunni:

Based on our knowledge of the regulatory history of this project and the New Jersey Department of Environmental Protection's request for a new Individual CAFRA Permit Application for the proposed improvements, it is our pleasure to present this proposal for the scope of services listed below.

Item I: DLUR Application Forms and Legal Notices

- Prepare formal application documents and obtain appropriate signatures
- Coordinate with NJDEP Division of Coastal Engineering for co/applicant status
- Prepare and send certified mail notices as required (cost of certified mailing to be paid by applicant)
- Prepare and publish newspaper notification(s) as required (cost of newspaper publishing to be paid by applicant)

Item I Total Not to Exceed Fee \$500.00

Item II: Permit (Site) Plans

- Prepare site plans showing all proposed improvements to include parking expansion, basketball court and cabanas with utilities
- Combine elements from previously submitted maps to address current proposed activities
- Surveying is not anticipated and surveying (if required) is not included in this proposal

Item II Not to Exceed Fee \$2,500.00

Item III: Prepare Supporting Maps and Documents

- Prepared photos of site
- Prepare tax map
- Prepare USGS Map
- Prepare soils Map (if required)
- Prepare other documents as required

Item III Not to Exceed Fee \$750.000

Item IV: Environmental Impact Statement (EIS) Revisions

- Revise previously submitted EIS to include (new) proposed activities
- Address the coastal rules pertaining to new activities and assess impacts to special areas
- Discuss impacts and demonstrate compliance for each proposed activity

Item IV Total Not to Exceed Fee \$1,250.00

Item V: Storm Water Calculations

- Provide engineering calculations for storm runoff
- Implement related storm water structures into design if required
- Provide engineering details and specifications for any such structures
- Demonstrate rule compliance

Item V Not to Exceed Fee \$1,650.00

Item VI: Assemble and Submit Individual CAFRA Application Package

- Provide and organize proof for all legal notifications
- Prepare maps, reports and other documents into orderly package
- Physically submit application package to NJDEP office in Trenton
- Communicate with NJDEP review staff through review process

Item VI Not to Exceed Fee III \$1,850.000

Total Not to Exceed Fees for Items I through VI \$8,500.00
(NJDEP Application Permit fees shall be paid by Applicant)

Should you have any questions regarding this proposal, please contact our office. We will await your instructions before proceeding with any work on this project.

Very truly yours,
LEON S. AVAKIAN, INC.



Gregory S. Blash, P.E.
Consulting Engineer

RP:mfl
cc: Peter R. Avakian, P.E., LSA, Inc.
SB/Proposal/19/19-01a

RESOLUTION NO. 133-2019
APPROVING PROPOSAL FROM LEON S. AVAKIAN, INC. FOR
PROFESSIONAL ENGINEERING SERVICES FOR THE CONSTRUCTION OF
BEACH WAY OUTFALL EXTENSION AND IMPROVEMENTS

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, Peter R. Avakian, P.E. of Leon S. Avakian, Inc. submitted a proposal dated June 6, 2019 (attached hereto), which includes three phases of professional engineering services for the improvements of the Beach Way outfall:

Phase I – Plan Drawings and Permitting	\$4,500.00
Phase II – Design and Public Bidding	\$5,000.00
Phase III – Construction Administration and Observation	\$5,000.00
TOTAL:	\$14,500.00

WHEREAS, it is the recommendation of the Borough Administrator that the proposal be accepted from Leon S. Avakian, Inc.; 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 \$14,500.00 are available in Bond Ordinance No. 14-2019 for the purpose stated herein.

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 proposal submitted by Leon S. Avakian, Inc. for permitting, engineering design, construction administration and observation for the construction of an outfall extension on Beach Way for a sum not to exceed \$14,500.00 is hereby approved; and

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

1. Finance Manager
2. Public Works Director
3. Leon S. Avakian, Inc.

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

\$14,500

LEON S. AVAKIAN, INC. *Consulting Engineers*

788 WAYSIDE ROAD • NEPTUNE, NEW JERSEY 07753

LEON S. AVAKIAN, P.E., P.L.S. (1953-2004)
PETER R. AVAKIAN, P.E., P.L.S., P.P.
MEHRYAR SHAFAI, P.E., P.P.
GREGORY S. BLASH, P.E., P.P.
LOUIS J. LOBOSCO, P.E., P.P.
GERALD J. FREDA, P.E., P.P.
WILLIAM D. PECK, P.E., P.P.
RICHARD PICATAGI, L.L.A., P.P.
JENNIFER C. BEAHM, P.P., AICP

June 12, 2019

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

**Re: Proposal for Engineering Services
Beach Way Outfall Improvements
Borough of Sea Bright, Monmouth County, NJ
Our File: SB 19-02**

Dear Mr. Verruni:

Leon S. Avakian, Inc. (LSA) is pleased to submit this proposal for engineering services related to design, permitting and construction of improvements to the Beach Way Outfall in the Borough of Sea Bright. The project construction cost is estimated to be approximately \$ 70,000

In order to proceed with this project as described above, we have developed our proposal into separate phases. A description of the tasks to be performed under each phase and the associated engineering fees are set forth below.

Phase I – Plan Drawings and Permitting

Plans:

- LSA will perform the civil engineering necessary to survey the existing outfall and recommend proposed improvements. The scope of work will include all layouts and detailing necessary to achieve a full and complete project, in accordance with NJ Local Public Contract Law.

Permitting:

- LSA will provide services and coordination with the NJDEP and the US Army Corps of Engineers for the outfall extension in coordination with the current CAFRA regulations and US Army Corps of Engineers General Nationwide Permit.

The total fee proposed for the permitting phase of work is a **Lump Sum of \$4,500**. Note that this cost does not include any NJDEP or Army Corps application fees.

Phase II— Design and Public Bidding

Design:

- *Plans and Specifications* – Construction plans and technical specifications will be prepared to support of the project design documents. Specifications will be prepared in LSA standard format, including all formwork required under NJ Local Public Contract Law.

Public Bidding:

- LSA will serve as agent on behalf of the Borough during the advertisement, solicitation of bids and recommendation of award of contract to the lowest responsible bidder including scope of bid phase services.

The total fee proposed for the design and bidding phase of work is a **Lump Sum of \$5,000.**

Phase III - Construction Administration and Observation

- It is anticipated that LSA will serve as agent on behalf of the Borough during the entire construction phase of the project, including provision of a primary/resident construction observer.
- LSA will conduct pre-construction meeting for the project. Minutes of this meeting will be provided on LSA letterhead. We will provide progress reports to the Borough through completion of construction, and coordinate all work through the office of the Borough Administrator.

The total fee proposed for the construction administration phase is a **Lump Sum of \$5,000.**

We will bill the Borough for all work on a percentage completed basis. We trust that this proposal will meet with your approval, and we look forward to working with you on this project.

Should you have any questions regarding this proposal, please contact our office. We will await your instructions before proceeding with any work on this project.

Very truly yours,

LEON S. AVAKIAN, INC.



Peter R. Avakian, PE

cc: Gregory Blash, PE

RESOLUTION NO. 134-2019
**AUTHORIZING CONTRACT EXTENSION FOR SOLID WASTE AND
RECYCLABLE MATERIALS COLLECTION AND DISPOSAL SERVICES**

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

WHEREAS, the Mayor and Council of the Borough of Sea Bright approved Resolution No. 195-2016 on December 13, 2016, awarding a contract for Municipal Solid Waste, Bulk and Recyclable materials to M & S Waste Services, Inc., Middletown, NJ; and

WHEREAS, in July, 2018, M & S Waste Services, Inc. assigned all of its rights, obligations and interest in the Borough's contract to Suburban Disposal; and

WHEREAS, the solid waste contract was for two years (January 1, 2017 through December 31, 2018) with the option of three one-year renewals beginning January 1, 2019; and

WHEREAS, the Borough Council authorized the Borough Administrator to exercise the extension option to continue the service for Municipal Solid Waste, Bulk and Recycling with Suburban Disposal Inc. of Fairfield, New Jersey for a period not to exceed 3 months (January 1, 2019 through March 31, 2019; and

WHEREAS, the Borough Council approved Resolution No. 68-2019 authorizing the Borough Administrator to extend services for an additional 60 days through May 31, 2019; and

WHEREAS, the Borough Council wish to continue services for an additional one-hundred twenty (120) days commencing June 1, 2019 through September 30, 2019; and

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 Borough Administrator to continue services with Suburban Disposal Inc. of Fairfield, New Jersey for solid waste and recyclable materials collection and disposal services for an additional 120 days in accordance with the rates on the attached bid proposal; and

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

1. Borough Attorney
2. Finance Manager
3. Fiscal Officer
4. DPW Director

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 135-2019
2019/2020 Annual Renewal Liquor License
Sea Bright Caterers LLC

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

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by Sea Bright Caterers LLC for a two-year special ruling to permit the renewal of inactive license No.1343-33-019-014:

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their 2019-2020 Plenary Retail Consumption License;

WHEREAS, on April 22, 2019, the Borough of Sea Bright received a copy of a letter from the Department of Law and Public Safety, Division of Alcoholic Beverage Control with a Special Ruling permitting the filing and consideration of an annual renewal application for the above reference inactive license for the 2019-2020, and 2020-2021 license terms pursuant to N.J.S.A. 33:1-12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal.

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

WHEREAS, the Governing Body has considered the foregoing.

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 following Class C Plenary Retail Consumption License be renewed for the 2019-2020 license term:

License No. 1343-33-019-014
Licensee: Sea Bright Caterers LLC
Borough of Sea Bright, Monmouth County
New Jersey

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

1. Division of Alcoholic Beverage Control
2. Department of Police
3. Sea Bright Caterers LLC

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

July 16, 2019

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 136-2019
DONATION 2020 BEACH BADGES
BOROUGH OF SEA BRIGHT

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

WHEREAS, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organizations listed below by donating four (4) 2020 beach badges as requested:

- | | | |
|----|---|-----------------|
| 1. | Monmouth County SPCA
Fur Ball, September 28, 2019 | 2 Badges |
| 2. | Holiday Express
2019 Sunset Benefit Clambake, September 15, 2019 | 2 Badges |

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2020 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorize the donation of four (4) 2020 Season Beach Badges for the aforementioned charitable organizations; and

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

1. Borough Administrator
2. Borough Auditor
3. Individual Requestors

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 137-2019
AUTHORIZING DISPLAY OF FIREWORKS
AT SANDS BEACH CLUB- AUGUST 27, 2019

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 to "grant a permit" for the public display of fireworks after application has been made in writing; and

WHEREAS, Sands Beach Club, 825 Ocean Avenue (Block 23; Lot 13) has submitted an application to the Special Events Committee of the Borough of Sea Bright requesting permission for a display of fireworks at Sands Beach Club on August 27, 2019 with rain date(s) of August 28 or 29, 2019; and

WHEREAS, such requests need to be approved by the Chief of Police, Fire Marshall and Special Events Committee of the Borough of Sea Bright, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

WHEREAS, such displays shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chief of Police and Fire Marshall, after proper inspection, shall not be hazardous to property or endanger any person or persons; 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 August 27, 2019 with rain date(s) of August 28 or 29, 2019 at Sands Beach Club 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 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 a certified copy of this Resolution be forwarded to the following:

1. Sands Beach Club
2. Fire Official
3. Borough Police Chief
4. Special Events Committee
5. U.S. Fish and Wildlife Services

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 138-2019
**AUTHORIZING A NJDOT FY2020 MUNICIPAL AID GRANT APPLICATION
AND GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION FOR THE SEA BRIGHT ROAD PROGRAM:
RIVERVIEW PLACE, SHREWSBURY WAY, HENRY LANE
AND RIVERWAY ROADWAY IMPROVEMENTS**

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

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright formally approve submitting a NJDOT FY2020 Municipal Aid grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to submit an electronic grant application identified as *MA-2020-Riverview Place, Shrewsbury Way, Hen-00450* for the Sea Bright Road Program: Riverview Place, Shrewsbury Way, Henry Land and Riverway Roadway Improvements, to the New Jersey Department of Transportation on behalf of the Borough of Sea Bright; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Sea Bright and that their signatures constitute acceptance of the terms and conditions and approves the execution of the grant agreement; and

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

1. Borough Engineer

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

July 16, 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 July 16, 2019.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 139-2019
2019/2020 Annual Renewal Liquor License
Nothing Fishy LLC

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

WHEREAS, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by Nothing Fishy LLC for a two-year special ruling to permit the renewal of inactive license No.1343-33-002-010:

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License and has paid all the required fees to renew their 2019-2020 Plenary Retail Consumption License;

WHEREAS, on July 15, 2019, the Borough of Sea Bright received a copy of a letter from the Department of Law and Public Safety, Division of Alcoholic Beverage Control with a Special Ruling permitting the filing and consideration of an annual renewal application for the above reference inactive license for the 2019-2020, and 2020-2021 license terms pursuant to N.J.S.A. 33:1-12.39. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal.

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

WHEREAS, the Governing Body has considered the foregoing.

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 following Class C Plenary Retail Consumption License be renewed for the 2019-2020 license term:

License No. 1343-33-002-010
Licensee: Nothing Fishy LLC
Borough of Sea Bright, Monmouth County
New Jersey

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

1. Division of Alcoholic Beverage Control
2. Department of Police
3. Nothing Fishy LLC

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

July 16, 2019

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on July 16, 2019.

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 16-2019

AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE
BOROUGH OF SEA BRIGHT, CHAPTER 170, "SEWERS," ARTICLE II: RATES AND
CHARGES, SECTION 170-6 "SEWERAGE ADJUSTMENT"

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 170, "Sewers" be and the same is hereby amended and revised to read as follows:

"Chapter 170: Sewers."

Article II: RATES AND CHARGES

§170.6 REGULATIONS PERTAINING TO SEWER DEDUCT METERS

- A. Upon proof, satisfactory to the utility, of the amount of water not discharged into the sewerage facilities, the sewer utility shall, in its discretion, adjust the customer's bill accordingly on the consumption charge.
- B. In order to obtain the benefit of an adjustment of sewer service charges, the customer shall have a deduct meter installed by a licensed plumber in accordance with Borough permitting requirements. It shall be the responsibility of the customer to ensure that the deduct meter on the property is in proper working order and to ensure that deduct meter readings are received by the Tax/Sewer Collector.
 - 1. Any customer of the water-sewer utility in the Borough with a sewer deduct meter shall be responsible for ensuring that the Tax/Sewer Collector receives, either via personal delivery or e-mail, sbsewer@seabrightnj.org, the deduct meter readings by the following dates: June 15 for the second quarter; September 15 for the third quarter; December 15 for the fourth quarter. There shall be no exceptions.
 - 2. The deduct readings will act as a quarterly deduction not a yearly deduction.
 - 3. Should the Tax/Sewer Collector not receive a deduct meter reading by the due date, or within a ten (10) day grace period, no deduction will be granted. The customer's sewer adjustment credit shall be voided for that quarter and the following quarter will start with a new reading.
 - 4. The Tax/Sewer Collector shall make no adjustment to the bill for any quarter in which there is a sewer deduct meter malfunction. The customer shall be responsible to pay for sewer service based on the actual water consumption amount. It is the customer's responsibility to obtain a plumbing permit to install a new meter and have the meter properly inspected.
 - 5. There shall be an annual fee for the administration and enforcement of the sewer deduct program set by resolution by the Borough Council.

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 June 18, 2019 and will be further considered after a Public Hearing held on July 16, 2019 at Sea Bright Beach Pavilion at 7:00 pm.

INTRODUCED: June 18, 2019

PUBLIC HEARING: July 16, 2019

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

DINA LONG, MAYOR

ORDINANCE NO. 17-2019
ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF SEA BRIGHT, NEW JERSEY OR PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL EQUIPMENT LEASE REVENUE BONDS, SERIES 2019 (SHORE REGIONAL SCHOOL DISTRICT PROJECT) OF THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY

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

Section 1. Pursuant to Section 80 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44 *et. seq.*, the Borough of Sea Bright, New Jersey (the "Municipality") is hereby authorized to unconditionally and irrevocably guaranty the punctual payment of the principal of and the interest on the Capital Equipment Lease Revenue Bonds, Series 2019 (Shore Regional School District Project) (the "Bonds") of The Monmouth County Improvement Authority (the "Authority") Outstanding (as that term is defined in the following described resolution) under the resolution of the Authority entitled "Capital Equipment Lease Revenue Bond Resolution (Shore Regional School District Project)" (the "Bond Resolution") to be adopted in a form approved by counsel to the Municipality. The Authority plans to issue the Bonds to finance the acquisition and subsequent leasing of certain capital equipment to the Shore Regional School District (the "Board") pursuant to a lease and agreement to be entered into by the Authority and the Board (the "Lease"). Such guaranty shall be given in accordance with the guaranty agreement (the "Guaranty Agreement") between the Municipality and the Authority in substantially the form submitted to this Board, a copy of which is on file in the office of the Clerk of the Municipality, with such changes as may be approved by counsel to the Municipality. The Mayor is hereby authorized to execute the Guaranty Agreement on behalf of the Municipality in substantially such form as submitted hereto and with such changes as may be approved by the Mayor, and the Clerk of the Municipality is hereby authorized to attest such signature affixing the seal of the Municipality. All representatives, officials and employees of the Municipality are hereby authorized to enforce and to implement the Guaranty Agreement.

Section 2. The following additional matters are hereby determined, declared, recited and state:

- (1) The maximum principal amount of the Bonds of the Authority hereby and hereunder to be guaranteed as to payment of principal and interest shall not exceed the sum of the amount necessary to acquire the Board's equipment as set forth in Schedule A which will be subject to the Lease and to pay the Board's share of the costs of issuance, but in no event shall such principal amount exceed \$330,000, of which the Municipality will guarantee 19.594% or not to exceed \$64,662.
- (2) The Bonds shall mature within eleven years of the date of issue.
- (3) The Bonds shall remain Outstanding to their respective stated maturity dates and the guaranty authorized herein shall remain effective until all Bonds shall have been paid in full in accordance with their terms notwithstanding the occurrence of any other event.

(4) The guaranty authorized herein may be made and this ordinance may be adopted notwithstanding any statutory debt or other limitations, including particularly any limitation or requirement under or pursuant to the Local Bond Law, N.J.S.A. 40A:2-1, et. seq., but the principal amount of any Outstanding Bonds shall be included after their issuance in the gross debt of the Municipality for the purpose of determining the indebtedness of the Municipality under or pursuant to the Local Bond law. The principal amount of the Bonds included in the gross debt of the Municipality shall be deducted from the gross debt of the Municipality under and all for all the purposes of the Local Bond Law (a) from and after the time of issuance of the Bonds until the end of the fiscal year beginning next after the acquisition of the equipment to be financed from the proceeds of the Bonds and (b) in any Annual Debt Statement filed pursuant to the Local Bond law as of the end of such fiscal year or any subsequent fiscal year if the revenues or other receipts or moneys of the Authority in such year are sufficient to pay its expenses of operation and maintenance in such year and all amounts payable in such year on account of the principal of and the interest on all such Bonds, all bonds of the Municipality issued as provided under N.J.S.A. 40:37A-79 and all bonds of the Authority issued under the County Improvement Authorities Law.

Section 3. Upon payment of the principal of and the interest due on the Bonds by the Authority or by the defeasance of the Bonds pursuant to the Bond Resolution, the guaranty authorized herein will cease to exist and the gross debt of the Municipality shall be reduced to the extent that such Bonds cease to be Outstanding under the Bond Resolution.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption in accordance with the County Improvement Authorities Law and the Local Bond Law.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 17-2019 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on July 16, 2019 and will be further considered after a Public Hearing held on August 13, 2019 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

INTRODUCED: July 16, 2019
Public Hearing: August 13, 2019
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, Borough Clerk

DINA LONG, Mayor

SCHEDULE A - EQUIPMENT LIST

Shore Regional School District

<u>Equipment</u>	<u>Useful Life (Years)</u>	<u>Lease Term (Years)</u>	<u>Estimated Cost</u>
Two 54-passenger buses	10	7	\$200,000
250 Chromebooks	5	5	<u>100,000</u>
Total			\$300,000

ORDINANCE NO. 18-2019

AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND SUPPLEMENTING CHAPTER 130, "LAND USE," ARTICLE XVII, "AFFORDABLE HOUSING REGULATIONS," SECTIONS 130-121B AND 130-123 PERTAINING TO THE CALCULATION AND COLLECTION OF DEVELOPMENT FEES

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 130, "Land Use," Article XVII, "Affordable Housing Regulations," Section 130-121, "Residential Development Fees," Subsection 130-121B, "Eligible Exactions, Ineligible Exactions and Exemptions for Residential Developments," be and the same is hereby amended and supplemented to read, in full, as follows:

(~~strikethroughs~~ are deletions; **bolded** are additions)

"B. Eligible Exactions, Ineligible Exactions and Exemptions for Residential Developments.

(1) Affordable housing developments, developments where the developer is providing for the construction of affordable units elsewhere in the municipality, and developments where the developer has made a payment in lieu of on-site construction of affordable units shall be exempt from development fees.

(2) Developments that have received preliminary or final site plan approval prior to the adoption of a municipal development fee ordinance shall be exempt from development fees, unless the developer seeks a substantial change in the approval. Where a site plan approval does not apply, a zoning and/or building permit shall be synonymous with preliminary or final site plan approval for this purpose. The fee percentage shall be vested on the date that the building permit is issued.

(3) Owner-occupied residential structures demolished and replaced as a result of a fire, flood, or natural disaster shall be exempt from paying a development fee.

(4) Development fees shall be imposed and collected when an existing structure undergoes a change to a more intense use, ~~is demolished and replaced~~ or **is where the square footage is expanded by 51% (fifty-one percent) or more**, if the expansion is not otherwise exempt from the development fee requirement. The development fee shall be calculated on the increase in the equalized assessed value of the improved structure.

(5) Where there is an improvement, ~~to, expansion of,~~ reconstruction or

replacement of an existing residential structure, ~~requiring a Construction Permit,~~ no development fee shall be required to be paid. The construction or improvement of a permitted accessory structure on a lot containing an existing residential structure shall not require the payment of a development fee.

(6) Developers of houses of worship and other uses that are entitled to exemption from New Jersey real property tax shall be exempt from the payment of a development fee, provided that such development does not result in the construction of any additional housing or residential units, including assisted living and continuing care retirement communities."

SECTION TWO:

The Code of the Borough of Sea Bright, Chapter 130, "Land Use," Article XVII, "Affordable Housing Regulations," Section 130-123, "Collection Procedures," be and the same is hereby amended and supplemented to read, in full, as follows:

"§130-123. Collection Procedures.

(1) Upon the granting of a preliminary, final or other applicable approval for a development, the approving authority or entity shall notify or direct its staff to notify the Construction Official response for the issuance of a Construction Permit.

(2) For non-residential developments only, the developer shall also be provided with a copy of form N-RDF "State of New Jersey Non-Residential Development Certification/Exemption" to be completed as per the instructions provided. The developer of a non-residential development shall complete N-RDF as per the instructions provided. The Construction Official shall verify the information submitted by the non-residential developer as per the instructions provided in the Form N-RDF. The Tax Assessor shall verify exemptions and prepare estimated and final assessments as per the instructions provided in Form N-RDF.

(3) The Construction Official responsible for the issuance of a Construction Permit shall notify the Borough Tax Assessor of the issuance of the first Construction Permit for a development which is subject to a development fee.

(4) Within 90 days of the receipt of such notification, the Borough Tax Assessor shall prepare an estimate of the equalized assessed value of the development based on the plans filed, **which shall be provided to the developer.**

(5) The Construction Official responsible for the issuance of a final Certificate of Occupancy shall notify the Borough Tax Assessor of any and all requests for the scheduling of a final inspection on a property which is subject to a development fee.

(6) Within 10 business days of a request for the scheduling of a final inspection, the Borough Tax Assessor shall confirm or modify the previously estimated equalized assessed value of the improvements associated with the development; calculate the development fee; and thereafter notify the developer of the amount of the fee.

(7) Should the Borough of Sea Bright fail to determine or notify the developer of the amount of the development fee within 10 business days of the request for final inspection, the developer may estimate the amount due and pay the estimated amount consistent with the dispute process set forth in Subsection b. of Section 37 of P.L. 2008, c.46 (C.40:55D-8.6)

(8) ~~Except as provided in Section 130-122 A.(3) hereinabove, fifty percent (50%) of the initially calculated development fee shall be collected at the time of the issuance of the Construction Permit. The remaining portion shall~~ **The entire development fee shall be collected at the time of issuance of the Certificate of Occupancy. No Certificate of Occupancy shall be issued until the development fee is paid in full.**

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

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

SECTION FIVE: This Ordinance shall take effect immediately upon its passage and publication as required by law 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 July 16, 2019 and will be further considered after a Public Hearing held on August 13, 2019 at the Municipal Building at 7:00 pm.

INTRODUCED: July 16, 2019
PUBLIC HEARING: August 13, 2019
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

DINA LONG, MAYO

ORDINANCE NO. 19-2019
**AN ORDINANCE AMENDING AND SUPPLEMENTING THE
GENERAL CODE OF THE BOROUGH OF SEA BRIGHT,
CHAPTER 201 ENTITLED VEHICLES AND TRAFFIC**

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

SECTION ONE: Chapter 201, "Vehicles and Traffic", Article I, Traffic and Parking, Section 201-2, Prohibited Parking, of the Code of the Borough of Sea Bright is hereby amended and supplemented to read in full as follows:

No person shall park a vehicle at any time on the following described streets or parts thereof on the side designated:

Name of Street	Side	Location
Bellevue	Both	Entire Length
East Surf Street	Both	Entire Length
Front Street	West	Entire Length
Mountainview Way	Both	Entire Length
Sandpiper Lane	Both	Entire Length and cul-de-sac
South Street	South	Entire Length
Surf Street	North	Entire Length
<i>Tradewinds Lane</i>	<i>East</i>	<i>Entire Length</i>
Village Road	Both	North Section
Village Road	Both	South Section

SECTION TWO: Chapter 201, "Vehicles and Traffic", Article I, Traffic and Parking, Section 201-5, Regulations governing East Ocean Avenue, of the Code of the Borough of Sea Bright is hereby amended and supplemented to read in full as follows:

A. General parking.

- (1) All Vehicles shall be parked in designated areas and between the lines provided.
- (2) No person shall park a vehicle for longer than the time limit upon any of the streets or parts of streets described below (*Sunday through Saturday, including holidays*):

Name of Street	Side	Type	Location
East Ocean Avenue	<i>East</i>	30-minute, 10:00 a.m. to 6:00 p.m.	Between East Surf Street and East New Street

(3) Angle parking. Angle parking shall be established on the following Streets:

Name of Street	Side	Type	Location
East Ocean Avenue	East	45 degree	Between Rt. NJ 36 (Ocean Avenue) and East Surf Street

SECTION THREE: Chapter 201, "Vehicles and Traffic", Article VI, Handicap Parking, Section 201-23, Restricted Parking Spaces, of the Code of the Borough of Sea Bright is hereby amended and supplemented to read in full as follows:

Parking spaces restricted to occupants of the following premises shall be maintained as follows:

Name of Street	Location
15 Church Street	North side
17 Church Street	North side
4 Via Ripa	South side

SECTION FOUR: Chapter 201, "Vehicles and Traffic", Article VIII, Residential Permit Parking, Section 201-34, Term of Permits, of the Code of the Borough of Sea Bright is hereby amended and supplemented to read in full as follows:

"Residential parking permits shall be valid *from May 1 through April 30* of each year as indicated on the parking permit placard. Any vehicle bearing an expired residential parking permit and parking on a street posted as "residential permit parking only" shall be subject to the penalty as a vehicle parked on the street without a resident permit as set forth in §201.36 below."

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

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

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on July 16, 2019 and will be further considered after a Public Hearing held on August 13, 2019 at the Municipal Building at 8:30 am.

INTRODUCED: July 16, 2019
PUBLIC HEARING: August 13, 2019
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

DINA LONG, MAYOR

**VOUCHER LIST
BOROUGH OF SEA BRIGHT
JULY 16, 2019**

02113 AMERICAN WATER 19-00854 07/11/19 WATER	Open	322.57	0.00
00519 ANTONIDES AND SIMONE CPA's 19-00809 07/03/19 FISCAL OFFICER 19-00847 07/11/19 FISCAL OFFICER	Open Open	6,625.00 6,625.00	0.00 0.00
		13,250.00	
00820 APOLLO SEWER & PLUMBING, INC. 19-00762 06/17/19 DPW 19-00775 06/20/19 BLDGS & GRDS	Open Open	450.00 450.00	0.00 0.00
		900.00	
02246 ASSOC OF FLOODPLAIN MANAGERS 19-00865 07/12/19 ZONING	Open	500.00	0.00
2593 ASSOCIATION OF N.J. RECYCLERS 19-00697 06/06/19 DPW	Open	45.00	0.00
2597 AT&T MOBILITY 19-00694 06/05/19 BEACH 19-00695 06/05/19 BEACH	Open Open	3,575.45 276.84	0.00 0.00
		3,852.29	
01983 ATHLETES' ALLEY 19-00542 05/02/19 POLICE	Open	165.00	0.00
01984 AVAYA FINANCIAL SERVICES 19-00864 07/12/19 POLICE	Open	290.58	0.00
02036 BHRLE, DAVID 19-00822 07/05/19 SEWER	Open	56.20	0.00
01241 BAIN'S HARDWARE, INC. 19-00846 07/11/19 HARDWARE	Open	572.53	0.00
01957 BENEMAX BENEFIT MANAGEMENT CO. 19-00808 07/03/19 HEALTH INS.	Open	672.00	0.00
01631 BOROUGH OF OCEANPORT 19-00810 07/03/19 COURT	Open	6,500.00	0.00
01974 BOROUGH OF SEA BRIGHT COURT 19-00829 07/11/19 COURT	Open	148.61	0.00
00530 BULLET LOCK & SAFE CO., INC. 19-00644 05/28/19 BEACH	Open	32.10	0.00
01546 C.I.T. TECHNOLOGY FIN SERV, INC 19-00851 07/11/19 POLICE	Open	314.00	0.00
01731 CAESARS ATLANTIC CITY 19-00711 06/06/19 LEAGUE CONFERENCE	Open	942.00	0.00
2424 CHILD, BRAD 19-00826 07/11/19 FIRE MARSHAL	Open	140.00	0.00
2555 CJM ASSOC. OF SEA BRIGHT 19-00849 07/11/19 GARAGE LEASE	Open	500.00	0.00
00256 CLEARY, GIACOBBE, ALFIERI & 19-00832 07/11/19 LEGAL	Open	780.00	0.00
01493 COOPERATIVE INDUSTRIES, L.L.C. 19-00834 07/11/19 NATURAL GAS	Open	414.60	0.00

2286	DIFRANCESCO,BATEMAN,KUNZMAN			
19-00782	06/26/19 LEGAL	Open	260.88	0.00
01817	FINEGAN, GEORGE			
19-00805	07/01/19 ANIMAL CONTROL	Open	535.32	0.00
00978	FRIEDMAN, BRETT			
19-00827	07/11/19 POLICE	Open	196.61	0.00
00211	FULL SERVICE WEB SITES, LLC			
19-00861	07/12/19 WEB SITE	Open	2,294.99	0.00
02101	GANNETT NJ			
19-00793	06/27/19 CLERK	Open	16.32	0.00
19-00801	07/01/19 clerk	Open	20.16	0.00
19-00837	07/11/19 CLERK	Open	36.48	0.00

			72.96	
02181	GATEWAY PRESS			
19-00630	05/22/19 POLICE	Open	204.00	0.00
01549	GENERAL CODE, LLC			
19-00859	07/12/19 A&E	Open	1,195.00	0.00
00979	GIBBONS, P.C.			
19-00863	07/12/19 LEGAL	Open	1,900.00	0.00
01194	GLENCO SUPPLY, INC.			
19-00696	06/06/19 DPW	Open	2,834.00	0.00
19-00708	06/06/19 DPW	Open	310.50	0.00
19-00773	06/20/19 BEACH	Open	320.00	0.00

			3,464.50	
02219	Goodyear Auto Service Center			
19-00772	06/20/19 POLICE	Open	576.00	0.00
02262	GTBM INC.			
19-00637	05/23/19 BEACH	Open	3,542.95	0.00
01838	HOLMAN, FRENIA, ALLISON, P.C.			
19-00862	07/12/19 AUDIT	Open	1,575.00	0.00
2601	HUDSON, MICHAEL			
19-00761	06/17/19 BEACH	Open	495.36	0.00
2297	INTEGRATED TECHNICAL SYSTEMS			
19-00642	05/28/19 PARKING KIOSKS	Open	3,640.00	0.00
19-00679	06/03/19 PARKING KIOSKS	Open	84.00	0.00

			3,724.00	
2517	INTERGLOBE COMMUNICATIONS			
19-00833	07/11/19 POLICE	Open	568.60	0.00
01419	J. SWANTON FUEL OIL CO., INC.			
19-00838	07/11/19 FUEL	Open	391.05	0.00
2470	JAX LLC NW SHIRT SHOP			
19-00780	06/26/19 BEACH	Open	2,391.09	0.00
01526	JCP & L			
19-00840	07/11/19 ELECTRIC	Open	6,309.48	0.00
2448	JERSEY MAIL SYSTEMS,LLC			
19-00777	06/24/19 A&E	Open	249.50	0.00
2488	JERSEY SHORE POWERSPORTS			
19-00787	06/27/19 POLICE	Open	74.99	0.00

00297	JESSE A. HOWLAND & SONS, INC. 19-00848 07/11/19 PARKING LOT LEASE	Open	750.00	0.00
01784	JUNGLE LASERS, LLC 19-00830 07/11/19 BLDG. DEPT	Open	640.00	0.00
02110	KLEIN, DON 19-00760 06/17/19 BEACH 19-00766 06/18/19 BEACH 19-00814 07/05/19 BEACH	Open Open Open	398.34 63.66 198.00	0.00 0.00 0.00
			----- 660.00	
00015	LANIGAN ASSOCIATES, INC. 19-00688 06/03/19 POLICE	Open	300.00	0.00
00444	LAWMEN SUPPLY CO OF NJ, INC. 19-00418 04/02/19 POLICE 19-00556 05/07/19 POLICE 19-00557 05/07/19 POLICE	Open Open Open	4,000.00 880.00 442.00	0.00 0.00 0.00
			----- 5,322.00	
2563	LEGACY CONSTRUCTION MNGMNT. 19-00184 02/12/19 MUNICIPAL COMPLEX	Open	8,040.00	0.00
01900	MCKENNA, DUPONT, HIGGINS & 19-00784 06/26/19 PLANNING BOARD	Open	1,400.00	0.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE 19-00821 07/05/19 LEGAL	Open	5,003.14	0.00
00688	MONMOUTH COUNTY POLICE ACADEMY 19-00667 05/30/19 POLICE 19-00691 06/03/19 POLICE 19-00797 07/01/19 POLICE	Open Open Open	50.00 25.00 25.00	0.00 0.00 0.00
			----- 100.00	
02256	MONMOUTH TELECOM 19-00842 07/11/19 PHONE SERVICE	Open	1,254.89	0.00
00137	MUNICIPAL CAPITAL CORPORATION 19-00852 07/11/19 A&E	Open	224.73	0.00
00190	MUNICIPAL CLERKS ASSOC OF NJ 19-00812 07/05/19 CLERK	Open	175.00	0.00
00283	MUNICIPAL EMERGENCY SERV, INC. 19-00687 06/03/19 OEM	Open	112.00	0.00
00339	NAPA 19-00774 06/20/19 VEHICLE MAINTENANCE	Open	219.86	0.00
01694	NAVESINK MARINA 19-00799 07/01/19 FIRE DEPT	Open	558.92	0.00
01399	NEW JERSEY AMERICAN WATER 19-00794 06/27/19 WATER 19-00800 07/01/19 WATER	Open Open	497.21 2,530.00	0.00 0.00
			----- 3,027.21	
02185	NJ DEPT OF LABOR & WORKFORCE 19-00858 07/12/19 UNEMPLOYMENT	Open	196.50	0.00
00113	NJ NATURAL GAS COMPANY 19-00857 07/11/19 NATURAL GAS	Open	242.14	0.00
01309	OCEANPORT BOARD OF EDUCATION 19-00745 06/13/19 SCHOOL TAX	Open	50,008.75	0.00

02019 OMEGA GRAPHICS 19-00815 07/05/19 RECREATION	Open	280.00	0.00
01648 PETRA OVERHEAD DOOR CO., INC. 19-00704 06/06/19 DPW	Open	776.00	0.00
2525 POOR JOHNS PORTABLE TOILETS 19-00841 07/11/19 BEACH	Open	296.00	0.00
2290 PORZIO,BROMBERG & NEWMAN 19-00844 07/11/19 LEGAL	Open	5,707.00	0.00
02026 PUBLIC STORAGE 19-00845 07/11/19 POLICE	Open	390.00	0.00
01554 SEA BRIGHT SERVICE CENTER 19-00677 05/31/19 POLICE	Open	82.95	0.00
19-00759 06/17/19 POLICE	Open	3,452.06	0.00
19-00789 06/27/19 DPW	Open	152.68	0.00
19-00795 06/27/19 POLICE	Open	1,101.25	0.00

		4,788.94	
00024 SHERWIN WILLIAMS, INC. 19-00763 06/17/19 DPW	Open	293.50	0.00
2365 SHORE FLICKS 19-00825 07/11/19 RECREATION	Open	2,100.00	0.00
00053 SHORE REGIONAL HIGH SCHOOL 19-00746 06/13/19 SCHOOL TAX	Open	664,330.63	0.00
01603 SIGNS BY TOMORROW 19-00767 06/18/19 BEACH	Open	299.00	0.00
02225 STAPLES ADVANTAGE 19-00786 06/26/19 OFFICE SUPPLIES	Open	497.27	0.00
19-00816 07/05/19 BLDGS & GRDS	Open	314.85	0.00

		812.12	
00083 T & M ASSOCIATES 19-00790 06/27/19 ENGINEER	Open	582.00	0.00
19-00791 06/27/19 ENGINEER	Open	1,029.56	0.00
19-00792 06/27/19 ENGINEER	Open	6,082.99	0.00

		7,694.55	
01285 THE HOME DEPOT 19-00764 06/17/19 BEACH	Open	659.96	0.00
19-00813 07/05/19 DPW	Open	23.60	0.00

		683.56	
00973 THE TWO RIVER TIMES 19-00796 06/27/19 BEACH	Open	27.25	0.00
01403 TREASURER, STATE OF NEW JERSEY 19-00806 07/01/19 CLERK	Open	125.00	0.00
00331 TREASURER, STATE OF NJ 19-00831 07/11/19 BLDGS & GRDS	Open	820.00	0.00
2575 UNDER THE SUN 19-00798 07/01/19 BEACH	Open	200.00	0.00
2487 UNIMAK, LLC 19-00866 NEW MUNICIPAL COMPLEX	Open	365,994.54	0.00
00023 V. E. RALPH AND SON, INC. 19-00765 06/17/19 POLICE	Open	182.65	0.00

2291 VERIZON				
19-00802 07/01/19 POLICE	Open	99.99	0.00	
01960 VERIZON				
19-00803 07/01/19 LIBRARY	Open	214.19	0.00	
2291 VERIZON				
19-00836 07/11/19 BEACH & LIBRARY	Open	120.62	0.00	
02061 VERIZON WIRELESS				
19-00804 07/01/19 POLICE	Open	572.94	0.00	
19-00835 07/11/19 FIRE DEPT	Open	192.05	0.00	
19-00853 07/11/19 PARKING	Open	349.66	0.00	

		1,114.65		
01409 WARSHAUER ELECTRIC SUPPLY				
19-00756 06/17/19 POLICE	Open	9,500.00	0.00	
01164 WATCHUNG SPRING WATER CO, INC.				
19-00855 07/11/19 SPRING WATER	Open	750.27	0.00	
00077 WEX BANK				
19-00839 07/11/19 GASOLINE	Open	6,004.36	0.00	
2339 WIRELESS COMM & ELECTRONICS				
19-00776 06/20/19 FIRE DEPT	Open	466.63	0.00	
2602 ZOO JERSEY				
19-00768 06/18/19 LIBRARY	Open	325.00	0.00	

Total : \$1,213,051.35

Manual Checks

7/3/2019	David Hoder Associates	\$2,770.00
18-00807	Planning Brd:Review & Inspection/Escrow Accts.	
7/11/2019	Gannett NJ	\$61.44
19-00856	Plan. Brd: Review/Escrow Accts.	
7/5/2019	Hirsch, Linda & Kevin	\$1,175.00
19-00817	Plan. Brd:Release of Escrow	
6/26/2019	McKenna, Dupont, Higgins & Stone	\$2,060.00
19-00785	Planning Brd:Legal Review/Escrow Accts.	
7/12/2019	NJ Dept. of Health	\$3.60
19-00860	Monthly Dog License Report	

Total : \$6,070.04

Total : \$1,219,121.39