



- No. 188-2019**      Donation of 2020 Beach Badges
- No. 189-2019**      Consideration of Bids Received for 2020 Beach Businesses
- No. 190-2019**      Authorizing Request to Monmouth County to Revise Scope of Work Sea Bright/Rumson Bridge S-32
- No. 191-2019**      Consideration of Bids Received for Shrewsbury Riverfront Park Improvements
- No. 192-2019**      2019 Budget - Authorizing the Transfer of Funds in accordance with N.J.S.A. 40A:5-58

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

**ORDINANCE(s):**

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

**ORDINANCE NO. 23-2019**  
**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 150, "PACKAGING PRACTICES, UNIFORM," OF THE CODE OF THE BOROUGH OF SEA BRIGHT, PROVIDING FOR REGULATIONS PERTAINING TO PLASTIC BAGS, PLASTIC UTENSILS, FOOD CONTAINERS, BALLOONS AND STRAWS**

**Amendment: Change effective date from January 1, 2020 to May 1, 2020**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on the amendment to Ordinance No. 23-2019; seconded by Councilmember \_\_\_\_\_

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

**Public Hearing (Ord. No. 23-2019)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on the amendment to Ordinance No. 23-2019; seconded by Councilmember \_\_\_\_\_

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

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 23-2019, as amended, 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:

**CAPITAL ORDINANCE NO. 26-2019**  
**AN ORDINANCE PROVIDING FUNDING FOR THE ACQUISITION OF RADIO COMMUNICATIONS EQUIPMENT FOR THE FIRE DEPARTMENT FOR THE BOROUGH OF SEA BRIGHT AND APPROPRIATING \$75,000 FOR SUCH PURPOSE.**

Councilmember \_\_\_\_\_ offered a motion to open the public hearing on Ordinance No. 26-2019; seconded by Councilmember \_\_\_\_\_

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

**Public Hearing (Ord. No. 26-2019)**

Councilmember \_\_\_\_\_ offered a motion to close the public hearing on Ordinance No. 26-2019; seconded by Councilmember \_\_\_\_\_

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

Councilmember \_\_\_\_\_ offered a motion to adopt Ordinance No. 26-2019 and advertise according to law; seconded by Councilmember \_\_\_\_\_

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

**INDIVIDUAL ACTION/New Business:**

**Vouchers: \$265,379.84**

Councilmember \_\_\_\_\_ offered a motion to approve the Voucher List dated December 17, 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
- Kevin Birdsall
- Charles Rooney

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

- William Keeler
- Brian Kelly
- Jon Schwartz

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

- Marc Leckstein
- Charles Rooney
- William Keeler

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

- Charles Rooney
- William Keeler
- Brian Kelly

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

- **Kevin Birdsall**
- **Jon Schwartz**
- **Marc Leckstein**

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

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

**MAYOR DINA LONG – Reports and Communications**

**EXECUTIVE SESSION**

Councilmember  
Councilmember

offered a motion to enter into Closed Session; seconded by

**Resolution to discuss: TBD**

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

**ADJOURNMENT**

Councilmember  
Councilmember

offered a motion to adjourn the meeting; seconded by

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

**RESOLUTION NO. 185-2019**  
**AUTHORIZING THE PURCHASE OF A DPW VEHICLE**  
**2019 DODGE RAM 1500**

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

**WHEREAS**, the Borough of Sea Bright has the need to purchase a pickup truck for the Department of Public Works; and

**WHEREAS**, the Borough of Sea Bright wishes to purchase, under CO-OP Purchase No. 65MCESCCPS-ESCNJ, a 2019 Dodge Ram 1500 Tradesman 4x4 Crew Cab Pickup Truck from Beyer Chrysler Dodge Jeep Ram, 200 Ridgedale Avenue, Morristown, NJ 07960 for a total amount of \$27,752.39; and

**WHEREAS**, in accordance with the requirements of the Local Public Contract Law N.J.S.A. 40:11-12 et seq., and the regulations promulgated thereunder, the purchase of goods and services by local contracting units without competitive bids is authorized from vendor(s) with state contracts.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, certify that funds in the amount of \$27,752.39 are available in Bond Ordinance No. 11-2019 for the purpose stated above.

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**MICHAEL J. BASCOM, CFO**

**NOW, THEREFORE, BE IT RESOLVED** that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorizes the purchase one 2019 Dodge Ram 1500 Tradesman 4x4 Crew Cab Pickup Truck under CO-OP Purchase No. 65MCESCCPS-ESCNJ for a total amount of \$27,752.39 from Beyer Chrysler Dodge Jeep Ram, 200 Ridgedale Avenue, Morristown; and

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

1. DPW Director
2. Finance Manager
3. Beyer Chrysler Dodge Jeep Ram

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

December 17, 2019

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 December 17, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 186-2019**  
**APPROVING THE LEASING OF PROPERTY FOR USE BY**  
**THE DEPARTMENT OF PUBLIC WORKS, SEA BRIGHT**  
**FIRST AID AND SEA BRIGHT FIRE DEPARTMENT**  
**WITH JESSE A. HOWLAND & SONS, INC.**

Councilmember \_\_\_\_\_ offered the following Resolution and moved its adoption; seconded  
by Councilmember \_\_\_\_\_ :

**WHEREAS**, the Borough of Sea Bright (Tenant) has previously entered into lease agreements with Jesse A. Howland & Sons, Inc. (Landlord) for portions of property known as Block 15, Lot 10 for use by the Sea Bright Fire Department and Sea Bright First Aid Squad, a portion of property known as Block 14, Lot 14 for use by the Sea Bright Department of Public Works; and

**WHEREAS**, the aforesaid leases expire December 31, 2019 and it has been determined that the Borough of Sea Bright wishes to continue both lease agreements on a month-to-month basis as set forth below; and

**WHEREAS**, the original lease agreement provides for the Tenant to extend provided that written notice of the Tenant's desire to exercise such extensions.

**WHEREAS**, either party may terminate any of the lease agreements set forth below provided written notice is submitted at least 30 (thirty) days prior to the next payment due date; and

**SEA BRIGHT FIRE HOUSE/FIRST AID - BLOCK 15, LOT 10**  
**Monthly payments of \$3,845.00 to be paid on the first day of each month.**

**DEPARTMENT OF PUBLIC WORKS - BLOCK 14, LOT 14**  
**Monthly payments of \$1,705.00 to be paid on the first day of each month.**

**CERTIFICATION OF FUNDS**

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

\_\_\_\_\_  
Michael J. Bascom

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright that the Mayor and Borough Clerk be and are hereby authorized and directed to execute an extension of lease agreement(s) for the aforesaid properties to be used by the Sea Bright Fire Department, Sea Bright First Aid Squad and the Department of Public Works as referenced above beginning January 1, 2020; and

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

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

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

December 17, 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 December 17, 2019.

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

**RESOLUTION NO. 187-2019**  
**APPROVING THE LEASING OF PROPERTY FOR USE BY**  
**SEA BRIGHT PUBLIC WORKS, BEACH AND POLICE DEPARTMENTS**  
**WITH C.J. & M. ASSOCIATES OF SEA BRIGHT, LLC**

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

**WHEREAS**, the Borough of Sea Bright (Tenant) has previously entered into a lease agreement with C.J. & M. Associates of Sea Bright, LLC (Landlord) for a portion of property known as Block 15, Lot 11 (8 River Street – first floor garage) for a municipal storage facility for use by the Sea Bright Public Works, Beach and Police Departments; and

**WHEREAS**, the aforesaid lease expires December 31, 2019 and it has been determined that the Borough of Sea Bright wishes to continue the lease agreement on a month-to-month basis as set forth below; and

**WHEREAS**, the original lease agreement provides for the Tenant to extend provided that written notice of the Tenant's desire to exercise such extensions.

**WHEREAS**, either party may terminate said lease agreement as set forth below provided written notice is submitted at least 30 (thirty) days prior to the next payment due date; and

**MUNICIPAL STORAGE FACILITY LEASE - BLOCK 15, LOT 11**  
**Monthly payments of \$500.00 to be paid on the first day of each month.**

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Buildings & Grounds/OE, Police/OE, Beach/OE and Sewer/OE for the purposes 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 the Mayor and Borough Clerk be and are hereby authorized and directed to execute an extension of lease agreement for the aforesaid property to be used by the Sea Bright Public Works, Beach and Police Departments as referenced above beginning January 1, 2020; and

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

1. C.J. & M. Associates of Sea Bright, LLC
2. Roger McLaughlin, Borough Attorney
3. Michael Bascom, Chief Financial Officer
4. Khristi Jacobs, Financial Manager

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

December 17, 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 December 17, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 188-2019**  
**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 organization listed below by donating six (6) 2020 beach badges as requested:

- |    |   |                 |
|----|---|-----------------|
| 1. | Mater Dei Prep<br>February 8, 2020                  | <b>2 Badges</b> |
| 2. | Catholic Daughters of the Americas<br>April 4, 2020 | <b>2 Badges</b> |
| 3. | The Backpack Crew<br>March 21, 2020                 | <b>2 Badges</b> |

**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 authorize the donation of six (6) 2020 Season Beach Badges for the aforementioned charitable organization; and

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

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

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

December 17, 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 December 17, 2019.

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

**RESOLUTION No. 189-2019**  
**Consideration of Bids Received for**  
**2020 Beach Businesses**

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

**WHEREAS**, on October 15, 2019 the Borough Council of the Borough of Sea Bright authorized the receipt of bids for the operation of businesses on the municipal beach during the 2020 season; and

**WHEREAS**, the Borough Clerk did duly advertise on October 31, 2019 to receive bids on December 6, 2019 for the operation of the following businesses on the municipal beach during the 2020 season:

- Skim Board Camps
- Surf Camps
- Yoga Classes
- Umbrella/Chair Rentals
- Volleyball Leagues; and

**WHEREAS**, in connection therewith the following bids were received by the Borough Clerk:  
1) Jersey Shore Skim Camp, Sea Bright, NJ; 2) Sea Bright Surf School LLC – d/b/a Lucky Dog Surf School; 3) Sea Bright Beach Yoga/Christa Russo, Highlands, NJ; 4) POE Fair Haven (Yoga), Fair Haven, NJ; 5) Sand Pit Volleyball LLC – d/b/a Sea Bright Volleyball League, Tinton Falls, NJ; and

**WHEREAS**, it was determined by the Borough Council that it would better serve the Borough to offer the option of a two-year lease; and

**WHEREAS**, the Borough Council finds that it is necessary to reject all bids and that there should be a re-advertisement for bids for the operation of businesses on the municipal beach during the 2020 season with a one or two-year lease option.

**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 bid proposals received for the operation of businesses on the municipal beach during the 2020 season be and are hereby rejected; and

**BE IT FURTHER RESOLVED** that the Borough Clerk be and is hereby authorized and directed to re-advertise for sealed bids for the for the operation of businesses on the municipal beach during the 2020 season with a one or two-year lease option for receipt on a date to be determined; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to return all bids and bid deposits received from the aforementioned bidders; and

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

1. All Bidders
2. Beach Manager

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

December 17, 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 December 17, 2019.

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

**RESOLUTION NO. 190-2019**  
**AUTHORIZING REQUEST TO MONMOUTH COUNTY**  
**TO REVISE SCOPE OF WORK**  
**SEA BRIGHT/RUMSON BRIDGE S-32**

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

**WHEREAS**, Monmouth County is replacing the existing bridge on County Road 520 over the Shrewsbury River in the Boroughs of Sea Bright and Rumson; and

**WHEREAS**, it is a federally funded County project; and

**WHEREAS**, the Borough of Sea Bright had previously requested that the project include a walking path under the proposed new bridge similar to the one proposed on the Rumson side of the bridge; and

**WHEREAS**, due to the lack of vertical clearance it is not possible to include this item in the scope of the project; and

**WHEREAS**, in an effort to increase public access to the waterways, the Borough of Sea Bright would like to request a fishing pier be included in the scope of the project which will be maintained by the Borough; and

**WHEREAS**, the Borough of Sea Bright would also like the existing bulkhead at Rooney Park be replaced and connected to the bridge at the height that will provide greater resiliency for any future storms similar to what was built on the Rumson side of the bridge.

**NOW, THEREFORE, BE IT RESOLVED**, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby request a fishing pier and the bulkhead replacement as described above be added to the scope of work for the new Sea Bright – Rumson Bridge; and

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

1. Borough Attorney
2. Sea Bright Police Dept.
3. Joseph M. Ettore, P.E., Monmouth County Engineer
4. Martine Culbertson, Community Involvement Facilitator

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

December 17, 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 December 17, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION No. 191-2019**  
**CONSIDERATION OF BIDS RECEIVED FOR**  
**SHREWSBURY RIVERFRONT PARK IMPROVEMENTS**

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

**WHEREAS**, on July 16, 2019, the Borough Council of the Borough of Sea Bright authorized the receipt of bids for the Phase I – Shrewsbury Riverfront Park Improvements Project; and

**WHEREAS**, the Borough Clerk did duly advertise on October 3, 2019 to receive bids on October 18, 2019 for Phase I – Shrewsbury Riverfront Park Improvements Project; and

**WHEREAS**, in connection therewith, the Borough Council rejected all bids and authorized the Borough Clerk to re-advertise on November 29, 2019 to receive bids on December 13, 2019 for the Phase I – Shrewsbury Riverfront Park Improvements Project; and

**WHEREAS**, in connection therewith six (6) bids were received by the Borough Clerk on December 13, 2019 from:

<b><u>Bidder</u></b>	<b><u>Base Bid</u></b>	<b><u>Add Alternate Total</u></b>
Apostle Landscape Construction Inc. Parsippany, NJ	\$188,645.00	\$96,100.00
Capela Construction, Inc. Sicklerville, NJ	\$131,375.00	\$58,525.00
Compass Construction Inc. New Egypt, NJ	\$157,775.00	\$61,175.00
Down to Earth Landscaping Jackson, NJ	\$155,600.00	\$86,500.00
Landtek Construction LLC Morganville, NJ	\$168,275.00	\$76,600.00
Precise Construction, Inc. Freehold, NJ	\$175,470.00	\$58,690.00

**WHEREAS**, it was determined that the lowest responsible bidder meeting specifications for this bid was Capela Construction, Inc. of Sicklerville, New Jersey; and

**WHEREAS**, the Borough Administrator recommends that a contract be awarded to Capela Construction, Inc., Sicklerville, New Jersey as per their bid proposal for the Phase I – Shrewsbury Riverfront Park Improvements Project at a cost not to exceed \$131,375.00 with the inclusion of add alternate item No. 1 – “Walkways” at a cost of \$23,275.00 for a total contract amount of \$154,650.00; and

<b><u>Alternate Items</u></b>	<b><u>Description</u></b>	<b><u>Amount</u></b>
1.	<b>Walkways</b>	<b>\$23,275.00</b>
2a.	Topsoil	\$17,500.00
2b.	Seeded Lawns	\$ 2,500.00
3.	Irrigation System	<u>\$15,250.00</u>
	TOTAL:	\$58,525.00

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available for this contract in an amount not to exceed \$154,650.00 in Line Item No. C-04-65-843-000 (Bond Ordinance No. 12-2019).

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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 bid proposal for Phase I – Shrewsbury Riverfront Park Improvements Project set forth in the bid submitted as outlined above, be awarded to Capella Construction, Inc., 30 N. Central Avenue, Sicklerville, New Jersey 08081, in accordance with the terms contained in the bid specifications and proposal for an amount not to exceed \$154,650.00; and

**BE IT FURTHER RESOLVED** that the Mayor and Borough Clerk are hereby authorized to execute such contract as well as any and all documents necessary to effectuate the award of this contract as contained herein; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders; and

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby directed to publish a notice of this action one time in the "Asbury Park Press" newspaper and shall maintain a copy of the contract on file for public inspection.

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

- 1. Capella Construction, Inc.
- 2. Borough Engineer
- 3. Public Works Director

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

December 17, 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 December 17, 2019.

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Christine Pfeiffer, Borough Clerk

**RESOLUTION NO. 192-2019**  
**2019 Budget**  
**Authorizing the Transfer of Funds in**  
**accordance with N.J.S.A. 40A:5-58**

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

**WHEREAS**, there exists a need to transfer budget balances in certain line item appropriations of the 2019 budget; and

**WHEREAS**, N.J.S.A. 40A:5-58 authorizes the transfer of appropriations, during the last two (2) months of the calendar year, to said budget where adopted heretofore by the governing body by two-thirds vote thereof.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, (not less than 2/3 of all members of the Governing Body concurring) that the Borough Administrator and Chief Financial Officer are hereby authorized to make the following transfers in accordance with the annexed schedule for the Current, Sewer and Beach Utility Funds:

**Schedule of Budget Transfers – December 17, 2019**

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

1. Director of Finance
2. Township Auditor
3. Fiscal Officer

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

December 17, 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 December 17, 2019.

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

**BOROUGH OF SEA BRIGHT  
SCHEDULE OF BUDGET TRANSFERS  
DECEMBER 17, 2019**

<u>CURRENT FUND</u>		<u>TO</u>	<u>FROM</u>
UNIFORM CONSTRUCTION CODE	S/W		(5,000.00)
POLICE	S/W	2,500.00	
PARKING PROGRAM	O/E		(4,000.00)
VOLUNTEET FIRE	O/E	31,000.00	
STREETS & ROADS	S/W		(5,000.00)
STREETS & ROADS	O/E		(9,500.00)
LANDFILL	O/E		(10,000.00)
		<u>33,500.00</u>	<u>(33,500.00)</u>

		<u>TO</u>	<u>FROM</u>
SEWER	O/E		(600.00)
SOCIAL SECURITY	O/E	600.00	
		<u>600.00</u>	<u>(600.00)</u>

		<u>TO</u>	<u>FROM</u>
BEACH	S/W	1,000.00	
JR LIFEGUARD	O/E		(1,000.00)
		<u>1,000.00</u>	<u>(1,000.00)</u>

**ORDINANCE NO. 23-2019**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 150, "PACKAGING PRACTICES, UNIFORM," OF THE CODE OF THE BOROUGH OF SEA BRIGHT, PROVIDING FOR REGULATIONS PERTAINING TO PLASTIC BAGS, PLASTIC UTENSILS, FOOD CONTAINERS, BALLOONS AND STRAWS**

**BE IT ORDAINED** by the Mayor and Borough 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 150, "Packaging Practices - Uniform," of the Code of the Borough of Sea Bright, be and the same is hereby amended and supplemented to read, in full, as follows:

**CHAPTER 150 PLASTIC BAGS, PLASTIC UTENSILS, FOOD CONTAINERS, BALLOONS AND PLASTIC STRAW REGULATIONS**

**150-1 INTENT.** The intent of this Ordinance is to adopt regulations relating to and limiting the use of single-use plastic bags, polystyrene foam containers, plastic utensils and plastic straws by businesses in the Borough of Sea Bright. The regulations are intended as necessary and proper steps by the Borough to address a significant global problem relating to the sale and use of single-use plastic bags, polystyrene foam containers, plastic straws and plastic utensils, to further incentivize the use of reusable bags at businesses, and ultimately, to protect the environment, wildlife, and the public health, welfare and safety.

**150-2 DEFINITIONS.** The following words, phrases and terms as used in this chapter are hereby defined for the purpose thereof as follows.

**BUSINESS OR STORE.** For the purpose of this Chapter, any retail establishment that engages in the retail sale of good and products. The definition includes, but is not limited to, pharmacies, supermarkets, grocery stores, convenience stores, clothing stores, surf shops, dry cleaners, food marts, and food service establishments.

**GOOD AND PRODUCTS.** Things and items that are prepared and made to be sold, including, but not limited to, clothing, groceries, prepared food, foodstuffs, meat, dairy, beverages, merchandise, books, jewelry, alcohol, tobacco products, toys, and any and all other things and items sold at retail by businesses and stores.

**PRODUCE BAG OR PRODUCT BAG.** Any bag without handles that is used exclusively to segregate produce, meats, other food items, and merchandise to the point of sale inside a store or to prevent such items from coming into direct contact with other purchased items, where such contact could damage or contaminate other food or merchandise when placed together in a reusable or recycled bag.

**RETAIL.** The sale of goods and products for use and/or consumption.

**REUSABLE BAG.** A bag that is designed and manufactured to withstand repeated uses over a period of time, is machine washable or made from a material that can be cleaned and disinfected regularly, is at least 2.25 mil thick if made from plastic, has a minimum lifetime of 75 uses, and its capable of carrying a minimum of 18 pounds.

**SINGLE-USE, PLASTIC CARRY OUT BAG.** A bag, sheet, or receptacle produced or manufactured from material commonly known as "plastic" or "polyethylene" provided at the check-out stand, cash register, point of sale, other point of departure for the purpose of transporting goods or products out of the establishment. The term single-use, plastic carryout bag does not include reusable bags, produce bags, or garment bags.

**150-3 REGULATION OF SINGLE USE, PLASTIC CARRYOUT BAGS, PLASTIC STRAWS AND PLASTIC UTENSILS.** No business or store shall provide any single-use, plastic carryout bags; polystyrene foam containers; plastic straws or plastic utensils to a customer at the check stand, cash register, point of sale, or other point of departure for the purpose of transporting products or goods out of the business or store, except as otherwise provided in this Chapter.

**150-4 EXCEPTIONS.** Upon the specific request of any customer, a business or store may provide said customer with plastic utensils. It shall be a violation of this ordinance for any business or store to offer plastic utensils unless requested by the customer. Additionally, this ordinance should not be read as prohibiting cups or containers which may be utilized for more than a single serving.

**150-5 CARRYOUT BAG FEE:**

- (a) A store may provide a customer with a single-use paper carryout bag or a reusable carryout bag, provided that the store shall impose and collect a minimum bag fee of \$ .10 for each such bag. No store shall be required to charge such fee for a produce or product bag. All monies collected under this provision shall be retained by the store.
- (b) All paper carryout bags must be 100% recyclable and include a minimum of 40% post-consumer recycled content.
- (c) The store shall indicate on the sales or other receipt given to the customer the total number of single-use paper carryout bags provided to the customer and the total fee charged to the customer.
- (d) No store shall charge a carryout bag fee for bags of any kind provided by the customer in lieu of a carryout bag provided by the store.
- (e) No store shall prevent a person from using a bag of any kind that they have brought to the store for the purpose of carrying items from such store.

**150-6 PLASTIC BALLOONS.** No persons shall possess a plastic balloon on any beach located in the Borough. No person shall release a plastic balloon into the atmosphere from any beach located in the Borough.

**150-7 VIOLATIONS AND PENALTIES.** Any person found guilty of violating any provision of this Chapter shall be subject to the following penalty schedule:

- A. First offense: a fine not to exceed \$100.
- B. Second offense: a fine not to exceed \$500.
- C. Third and subsequent offenses: a fine not to exceed \$1,250.

**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 on ~~January~~ May 1, 2020.

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 November 18, 2019 and will be further considered after a Public Hearing held on December 3, 2019 at the Municipal Building at 7:00 pm.

INTRODUCED: November 18, 2019

PUBLIC HEARING: December 3, 2019

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

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

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

**CAPITAL ORDINANCE NO. 26-2019**  
**AN ORDINANCE PROVIDING FUNDING FOR THE ACQUISITION OF  
RADIO COMMUNICATIONS EQUIPMENT FOR THE FIRE  
DEPARTMENT FOR THE BOROUGH OF SEA BRIGHT AND  
APPROPRIATING \$75,000 FOR SUCH PURPOSE.**

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Borough of Sea Bright, in the County of Monmouth, New Jersey, authorizes the acquisition of radio communications equipment for the Fire Department, including all work and materials necessary therefor and incidental thereto for the Borough of Sea Bright, to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$75,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Borough's Disaster/Insurance Reserve Fund in the amount of \$75,000.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Sea Bright may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

INTRODUCED: December 3, 2019  
PUBLIC HEARING: December 17, 2019  
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

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

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

VOUCHER LIST  
BOROUGH OF SEA BRIGHT  
DECEMBER 17, 2019

00519	ANTONIDES AND SIMONE CPA's 19-01449 12/05/19 FISCAL	Open	3,312.50	0.00
02227	APOLLO SEWER & PLUMBING, INC. 19-01373 11/12/19 BEACH	Open	875.00	0.00
00757	ARIAS, JOHN 19-01409 11/21/19 POLICE	Open	167.16	0.00
00210	ATLANTIC PLUMBING SUPPLY CORP. 19-01489 12/13/19 BLDGS & GRDS	Open	90.01	0.00
2626	AUTOMATIC PROTECTION SYSTEMS 19-01179 10/03/19 BLDGS & GRDS	Open	370.00	0.00
01984	AVAYA FINANCIAL SERVICES 19-01491 12/13/19 POLICE	Open	145.29	0.00
01676	BAGNOLE, DONNA 19-01390 11/14/19 RECREATION	Open	600.00	0.00
01241	BAIN'S HARDWARE, INC. 19-01441 12/04/19 HARDWARE	Open	192.88	0.00
00733	BEYER OF MORRISTOWN 19-01152 09/24/19 DPW	Open	35,670.50	0.00
2648	BOARD OF REC. COMMISSIONERS 19-01481 12/13/19 BENCH	Open	293.71	0.00
01974	BOROUGH OF SEA BRIGHT COURT 19-01459 12/11/19 COURT	Open	235.89	0.00
00530	BULLET LOCK & SAFE CO., INC. 19-01266 10/16/19 BEACH	Open	348.00	0.00
00256	CLEARY, GIACOBBE, ALFIERI & 19-01462 12/12/19 LEGAL	Open	300.00	0.00
00198	COMCAST 19-01487 12/13/19 INTERNET	Open	478.96	0.00
01988	COMPTON, BARBARA 19-01469 12/12/19 CLERK	Open	35.00	0.00
01493	COOPERATIVE INDUSTRIES, L.L.C. 19-01442 12/04/19 NATURAL GAS	Open	195.29	0.00
2390	COSTA, VALERIA 19-01446 12/05/19 BLDGS & GRDS	Open	1,600.00	0.00
02231	COUSINS LANDSCAPING 19-01448 12/05/19 BLDGS & GRDS	Open	3,900.00	0.00
2528	DCH FORD 19-01412 11/21/19 DPW	Open	60.72	0.00
2436	DIGIMAGINATION, LLC 19-01419 11/22/19 BEAUTIFICATION	Open	1,789.71	0.00
2587	EASTERN JANITORIAL CO. 19-01447 12/05/19 BLDGS & GRDS	Open	1,155.00	0.00
2465	EDWARDS TIRE CO, INC. 19-01339 11/01/19 OEM	Open	69.95	0.00
00506	FARMER, JANE 19-01417 11/21/19 LIBRARY 19-01477 12/12/19 LIBRARY	Open Open	33.00 57.51	0.00 0.00
			----- 90.51	
00711	FOLEY/CAT, INC. 19-01360 11/07/19 DPW	Open	1,911.68	0.00
2406	FP MAILING SOLUTIONS 19-01439 12/04/19 A&E	Open	126.00	0.00

00575	GALLS, INC.			
19-01361	11/07/19 DPW	Open	125.00	0.00
02101	GANNETT NJ			
19-01411	11/21/19 TAX COLLECTOR	Open	299.52	0.00
19-01432	12/03/19 CLERK	Open	90.24	0.00
19-01450	12/05/19 CLERK	Open	39.36	0.00
19-01490	12/13/19 CLERK	Open	112.32	0.00
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			541.44	
00649	GILHOOL, MEGAN			
19-01476	12/12/19 LIBRARY	Open	204.69	0.00
2647	GOWAN, CAROLYN			
19-01468	12/12/19 A&E	Open	1,090.00	0.00
2642	HHOC ENTERTAINMENT			
19-01391	11/14/19 RECREATION	Open	100.00	0.00
02044	HOLDEN, ESQ., ROBERT J.			
19-01478	12/12/19 PUBLIC DFNDR	Open	2,000.00	0.00
01374	INTERNATIONAL CODE COUNCIL			
19-01170	09/26/19 BLDG DEPT.	Open	422.00	0.00
2573	JCP & L			
19-01470	12/12/19 ELECTRIC	Open	9,563.42	0.00
2488	JERSEY SHORE POWERSPORTS			
19-00641	05/28/19 POLICE	Open	64.99	0.00
19-00882	07/19/19 BEACH	Open	1,659.41	0.00
19-01039	08/22/19 Failed Ignition Switch	Open	168.70	0.00
19-01086	09/05/19 POLICE	Open	138.75	0.00
19-01251	10/10/19 BEACH	Open	1,239.71	0.00
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			3,271.56	
01784	JUNGLE LASERS, LLC			
19-01475	12/12/19 BLDG. DEPT.	Open	780.00	0.00
00202	KAY PRINTING & ENVELOPE CO, INC			
19-01394	11/14/19 BLDG. DEPT	Open	169.00	0.00
00015	LANIGAN ASSOCIATES, INC.			
19-01421	12/02/19 POLICE	Open	311.00	0.00
2563	LEGACY CONSTRUCTION MNGMNT.			
19-00184	02/12/19 MUNICIPAL COMPLEX	Open	7,210.00	0.00
2643	LUCKY DOG SURF, LLC			
19-01410	11/21/19 BEACH	Open	1,629.00	0.00
00337	MARINE RESCUE PRODUCTS, INC.			
19-01392	11/14/19 BEACH	Open	575.95	0.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE			
19-01444	12/04/19 LEGAL SERVICES	Open	7,982.80	0.00
02229	MONMOUTH COUNTY PUBLIC WORKS			
19-01322	10/29/19 FIRE DEPT	Open	818.35	0.00
02045	MONMOUTH COUNTY SPCA			
19-01482	12/13/19 ANIMAL CONTROL	Open	340.00	0.00
02256	MONMOUTH TELECOM			
19-01431	12/03/19 POLICE	Open	1,274.04	0.00
00339	NAPA AUTO PARTS CENTER			
19-01451	12/05/19 DPW	Open	1.98	0.00
01399	NEW JERSEY AMERICAN WATER			
19-01436	12/03/19 WATER	Open	1,174.17	0.00
19-01437	12/03/19 HYDRANTS	Open	2,530.00	0.00
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			3,704.17	
00113	NJ NATURAL GAS COMPANY			
19-01416	11/21/19 NATURAL GAS	Open	181.40	0.00
19-01434	12/03/19 NATURAL GAS	Open	883.21	0.00
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			1,064.61	
01426	NW FINANCIAL GROUP, LLC			
19-01480	12/13/19 A&E	Open	1,500.00	0.00

00046	ONE CALL CONCEPTS, INC.			
19-01479	12/12/19 CALL BEFORE YOU	Open	35.36	0.00
01662	ORIENTAL TRADING COMPANY			
19-01418	11/22/19 RECREATION	Open	244.64	0.00
01207	PFEIFFER, CHRISTINE			
19-01428	12/02/19 CLERK	Open	102.80	0.00
02026	PUBLIC STORAGE			
19-01440	12/04/19 POLICE	Open	390.00	0.00
02032	RED BANK VETERINARY HOSPITAL			
19-01471	12/12/19 ANIMAL CONTROL	Open	445.36	0.00
01554	SEA BRIGHT SERVICE CENTER			
19-01372	11/12/19 OEM	Open	1,013.70	0.00
19-01389	11/14/19 POLICE	Open	4,995.00	0.00
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			6,008.70	
00985	SEABOARD FIRE/SAFETY EQUIP CO.			
19-00236	02/27/19 BLDGS & GRDS	Open	300.00	0.00
00027	SEABOARD WELDING SUPPLY, INC.			
19-01486	12/13/19 DPW	Open	14.50	0.00
00260	SODON'S ELECTRIC, INC.			
19-01374	11/12/19 BLDGS & GRDS	Open	222.00	0.00
00125	SPAHR, PATRICIA			
19-01429	12/02/19 TAX COLLECTOR	Open	102.80	0.00
02225	STAPLES ADVANTAGE			
19-01384	11/13/19 LIBRARY	Open	123.31	0.00
19-01435	12/03/19 OFFICE SUPPLIES	Open	141.73	0.00
			-----	
			265.04	
2535	SUBURBAN DISPOSAL, INC.			
19-01465	12/12/19 TRASH	Open	19,942.28	0.00
19-01466	12/12/19 DUMPSTERS	Open	562.10	0.00
19-01467	12/12/19 LANDFILL TIPPING	Open	5,200.36	0.00
			-----	
			25,704.74	
01931	SUBURBAN PROPANE			
19-01485	12/13/19 PROPANE	Open	1,164.99	0.00
00083	T & M ASSOCIATES			
19-01472	12/12/19 ENGINEER	Open	12,681.86	0.00
01285	THE HOME DEPOT			
19-01413	11/21/19 BEACH	Open	357.85	0.00
19-01452	12/05/19 RECREATION	Open	107.97	0.00
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			465.82	
2438	THOMAS, SHAWN			
19-01414	11/21/19 SEWER	Open	50.00	0.00
19-01474	12/12/19 DPW	Open	44.80	0.00
			-----	
			94.80	
2487	UNIMAK, LLC			
19-01492	12/13/19 UNIMAK	Open	87,113.96	0.00
2291	VERIZON			
19-01455	12/06/19 POLICE	Open	99.99	0.00
01960	VERIZON			
19-01456	12/06/19 PHONE	Open	218.32	0.00
2291	VERIZON			
19-01488	12/13/19 FIOS	Open	199.98	0.00
02061	VERIZON WIRELESS			
19-01433	12/03/19 POLICE	Open	301.89	0.00
19-01460	12/12/19 POLICE	Open	530.08	0.00
19-01461	12/12/19 CELL PHONE	Open	150.68	0.00
			-----	
			982.65	
01164	WATCHUNG SPRING WATER CO, INC.			
19-01484	12/13/19 WATER	Open	155.10	0.00

01063	WEST MARINE			
19-01393	11/14/19 BEACH	Open	195.80	0.00
00077	WEX BANK			
19-01464	12/12/19 GASOLINE	Open	4,186.49	0.00
2558	WILLIAMS SCOTSMAN, INC.			
19-01483	12/13/19 TRAILER RENTAL	Open	2,510.67	0.00

**Total: 242,599.14**

**MANUAL CHECKS**

12/12/2019	David Hoder Associates	\$730.00
19-01463	Engineer:Plan. Brd. Review/Inspctn-Escrow	
11/21/2019	LBP Corp d/b/a Donovan's Reef	\$9,805.05
19-01415	Release of Escrow	
12/4/2019	Mackal Ventures, LLC	\$9,125.65
19-01443	Release of Escrow	
12/3/2019	NJ Motor Vehicle Services	\$120.00
19-01473	DPW:Vehicle Registrations	
12/11/2019	Treasurer-State of New Jersey	\$3,000.00
19-01458	CAFRA PERMIT/Beach Way Pipe Extension	

**TOTAL: \$22,780.70**

**GRAND TOTAL: \$265,379.84**