

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

APRIL 7, 2020

SEA BRIGHT, NEW JERSEY

DUE TO THE CORONAVIRUS AND THE NEED FOR SOCIAL DISTANCING, THIS MEETING WILL BE HELD REMOTELY AND AVAILABLE TO THE PUBLIC IN A LIVE FEED. TO ACCESS THE MEETING PLEASE FOLLOW THE INSTRUCTIONS BELOW.

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Sea Bright Borough Council Meeting

Tue, Apr 7, 2020 7:00 PM

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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 6, 2020. 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_____	CATALANO _____	KEELER_____
	LECKSTEIN_____	ROONEY_____	SCHWARTZ_____
Mayor	KELLY _____		

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

- 03-12-2020 Workshop Meeting
- 03-12-2020 Executive Session
- 03-16-2020 Regular Meeting

Resolutions:

- No. 95-2020 Authorizing Mailing of Estimated 3rd Quarter 2020 Tax Bills**
- No. 96-2020 Authorizing the Establishment of Storm Recovery Reserve Funds to be Used by the Borough to Aid in the Coronavirus Response Borough of Sea Bright**
- No. 97-2020 Authorizing an Agreement with ARD Appraisal Co. Edgewater Beach Club Tax Appeal**
- No. 98-2020 Authorizing a Refund for Special Event "KDM Run"**
- No. 99-2020 Authorizing Planning Board Review of the Sea Bright Downtown Properties Redevelopment Plan, Block 15, Lots 2, 3 and 4, Ocean Avenue**
- No. 100-2020 Consideration of Proposal Received for Fiscal Officer and Related Accounting Services**
- No. 101-2020 Consideration of Award Lease Agreement for Surf Camp**

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

ORDINANCE(s):

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

ORDINANCE NO. 03-2020
**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 open the public hearing on Ordinance No. 03-2020; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

Public Hearing (Ord. No. 03-2020)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 03-2020; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

Councilmember _____ offered a motion to adopt Ordinance No. 03-2020 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 04-2020
AN ORDINANCE AMENDING CHAPTER 150
PASTIC BAGS, PLASTIC UTENSILS, FOOD CONTAINERS, BALLOONS AND
PLASTIC STRAW REGULATIONS
OF THE CODE OF THE BOROUGH OF SEA BRIGHT

Councilmember _____ offered a motion to introduce Ordinance No. 04-2020 for a public hearing to be held on April 21, 2020 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

INDIVIDUAL ACTION/New Business:

Vouchers: \$472,833.80

Councilmember _____ offered a motion to approve the Voucher List dated April 7, 2020 as submitted by the Finance Manager; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

EXECUTIVE SESSION

Councilmember _____ offered a motion to enter in to Closed Session; seconded by Councilmember _____

Resolution to discuss: TBD

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

ADJOURNMENT

Councilmember _____ offered a motion to adjourn the meeting; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

RESOLUTION NO. 95-2020
AUTHORIZING MAILING OF ESTIMATED 3RD
QUARTER 2020 TAX BILLS

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

WHEREAS, in light of the economic impact of COVID-19 and the potential for a delayed state budget and certified tax rates, the tax collector may be unable to mail the Borough's tax bills in a timely manner; and

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 N.J.S.A. 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; and

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 7th day of April, 2020, 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 2020 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by L 1994, c. 72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy including Municipal, Library, School, County and County Open Space for 2020 is hereby set at \$10,867,256.43.
3. In accordance with the law the third installment of 2020 taxes shall not be subject to interest until the later of August 10 or 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 economic impact of COVID-19 and the potential for a delayed state budget and certified tax rates, 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 2020 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, Catalano, Keeler, Leckstein, Rooney, Schwartz

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Municipal Clerk

ESTIMATED TAX RATE 2020

2019 TAX RATE		1.357%	
2019 ASSESSMENT	\$	777,727,764.00	
TOTAL TAX	\$	10,553,765.76	BEFORE ADDED/OMITTED BILLING AND DEDUCTIONS

ACCEPTABLE LEVY RANGE FOR 2020

95%	\$	10,026,077.47
105%	\$	11,081,454.05

PROPOSED 2020 TOTAL TAX LEVY

\$ 822,031,500.00	1.32%	\$ 10,867,256.43	Amount proposed falls within above range and therefore no DCA approval needed.
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Michael Bascom, CFO

Patricia M. Spahr, Tax Collector

RESOLUTION NO. 96-2020

**AUTHORIZING THE ESTABLISHMENT OF STORM RECOVERY RESERVE FUNDS
TO BE USED BY THE BOROUGH TO AID IN THE CORONAVIRUS RESPONSE
BOROUGH OF SEA BRIGHT**

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

WHEREAS, municipalities and counties with storm recovery reserves may use those funds for the coronavirus response; and

WHEREAS, N.J.S.A. 40A:4-62.1 permits a municipality or county to adopt a resolution authorizing storm recovery reserve funds to be used for "any purpose necessary to protect the safety, security, health, and welfare, of its citizens from the damage caused by an emergency declared by the Governor or the President of the United States."; and

WHEREAS, any reimbursement of these expenditures shall be deposited back into the reserve; and

WHEREAS, to establish a storm recovery reserve or convert a preexisting snow removal reserve to storm recovery, the governing body shall adopt a resolution establishing the reserve and submit the resolution to the Division. Municipalities and counties need not have had a snow removal reserve to establish a storm recovery reserve.

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey wish to hereby establish a storm recovery reserve funds to be used by the Borough to aid in the coronavirus response; and

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

1. Division of Local Government Services
2. Borough CFO
3. Borough Fiscal Officer
4. Borough Finance Manager

Roll call: Birsdall, Catalano, Keeler, Leckstein, Rooney, Schwartz

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 97-2020
AUTHORIZING AN AGREEMENT WITH ARD APPRAISAL CO.
EDGEWATER BEACH CLUB TAX APPEAL

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

WHEREAS, Edgewater Beach, Inc., the owner and taxpayer of the property commonly known as Edgewater Beach Club and designated as Block 4, Lot 6 on the Sea Bright Borough Tax Map filed appeals of their 2016, 2017, 2018 and 2019 tax assessments; and

WHEREAS, the Borough of Sea Bright is in need of appraisal services to prepare market valuations for Edgewater Beach, Inc. property; and

WHEREAS, the Borough is in receipt of a proposal dated March 7, 2020 from ARD Appraisal Co. of Clark, New Jersey, to provide said appraisal services as follows:

1. Fee for each Restricted Use Appraisal Report for tax years 2016 – 2019: \$2400 per tax year.
2. Fee for Comprehensive Reports for tax years 2016 – 2019 (only needed if case goes to trial): an additional \$1,000 per tax year.
3. Hourly Rate for other meetings, settlement conferences, trial preparation, etc.: \$175 per hour.

WHEREAS, it is the recommendation of the Borough’s Special Tax Appeal Attorney and the Borough Tax Assessor that the Borough retain the services of ARD Appraisal, Co. to provide the appraisal services outlined above.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, has certified that funds will be available in the 2020 Budget under Legal O/E for the purpose stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Borough Administrator is hereby authorized to accept the proposal submitted by ARD Appraisal, Co. of Clark, New Jersey to provide appraisal services to prepare market valuations for Edgewater Beach, Inc. according to the fee schedule outlined above; and

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

1. Borough Administrator
2. Borough Tax Assessor
3. Martin Allen, Special Counsel for Tax Appeals
4. Finance Manager

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

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, RMC

RESOLUTION NO. 98-2020
AUTHORIZING A REFUND FOR SPECIAL EVENT
"KDM RUN"

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

WHEREAS, the Special Events Committee approved an event entitled "KDM Run,
scheduled to be held on March 14, 2020; and

WHEREAS, the Borough of Sea Bright Police Department offers Special Duty Police
Detail at a rate of \$85 per hour fee per officer and a \$15 per hour administrative fee;
and

WHEREAS, a fee was collected in the amount of \$400.00 to be deposited in Police Trust
for Special Duty Police Detail for this event; and

WHEREAS, due to public health interests of COVID-19 the event was cancelled; and

WHEREAS, the Borough Council agree that the payment of \$400.00 be refunded.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea
Bright, County of Monmouth, State of New Jersey hereby authorize refunding \$400.00
Police Special Duty fee to:

Keith McHeffey Foundation

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

1. Finance Manager
2. Special Events Committee
3. Keith McHeffey Foundation

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

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Borough Clerk

BE IT FURTHER RESOLVED, that the Mayor and Council hereby requests that the Planning Board complete its review and send its comments on the Redevelopment Plan to them within 45 days of the date of this Resolution; and

BE IT FURTHER RESOLVED that all Borough officials including, but not limited to, the Mayor, the Municipal Clerk, the Borough Administrator, Planner, Attorney and Special Counsel are hereby authorized and directed to take such action as necessary to effectuate the provisions of this Resolution.

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

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 100-2020
**Consideration of Proposal Received for
Fiscal Officer and Related Accounting Services**

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

WHEREAS, on March 3, 2020, the Borough Council authorized the Borough Clerk to advertise for proposals for a 20-month contract for professional services to perform Fiscal officer and other related accounting services beginning May 1, 2020 through December 31, 2021; and

WHEREAS, the Borough Clerk did duly advertise on March 8, 2020 to receive proposals on April 1, 2020 for the aforementioned services; and

WHEREAS, in connection therewith, one proposal was received from Antonides and Simone, Certified Public Accountants, Adelphia, New Jersey – fee schedule as follows:

May 1, 2020 – December 31, 2020	\$3,312.50/Month plus \$4,700.00 for the preparation of the 2020 Annual Financial Statement and 2020 Audit Statements
January 1, 2021 – December 31, 2021	\$3,500.00/Month

WHEREAS, it was determined that Antonides and Simone satisfies all the requisites contained in the request for proposals to perform the duties of Fiscal Officer and other related accounting services; and

CERTIFICATION OF FUNDS

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

Michael J. Bascom, CFO

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the proposal for Fiscal Officer and other related accounting services as set forth in the proposal submitted at the rate of \$3,312.50 per month for the remainder of 2020 and at a rate of \$3,500.00 per month in 2021 (plus \$4,700.00 for the preparation of the 2020 Annual Financial Statement and 2020 Audit Statements) be awarded to Antonides and Simone, Certified Public Accountants, Adelphia, New Jersey; and

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

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

1. Antonides and Simone
2. Borough CFO
3. Finance Manager

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

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 101-2020
CONSIDERATION OF AWARD
LEASE AGREEMENT FOR SURF CAMP

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

WHEREAS, the Borough Council authorized by resolution for the Borough Clerk to advertise for proposals from vendors to lease a portion of the Sea Bright Municipal Beach to conduct a surf camp during the 2020 and/or 2021 summer season; and

WHEREAS, the Borough Clerk did duly advertise on March 26, 2020 to receive bids no later than 12 noon on April 3, 2020, for vendors to conduct a surf camp on the Sea Bright Municipal Beach with the option of a one or two-year lease agreement for a minimum bid amount of \$100.00 for the first year and \$150.00 for the second year; and

WHEREAS, in connection therewith one (1) bid was received by the Borough Clerk from Sea Bright Surf School LLC, Sea Bright, NJ for a two-year lease in the amount of \$120.00 for the first year and \$150.00 for the second year; and

WHEREAS, after reviewing the proposal, the Beach Manager recommended that a two-year lease agreement be awarded to Sea Bright Surf School LLC, Sea Bright, NJ as per their bid proposal; 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 a two-year lease agreement to operate a surf camp to Sea Bright Surf School LLC, Sea Bright, NJ on a portion of the Sea Bright Municipal Beach in the amount of \$120.00 for 2020 and \$150.00 for 2021; and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized and directed to execute a contract for said lease agreement, copies of which shall be maintained by the Borough Clerk; and

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

1. Finance Manager
2. Police Department
3. Beach Manager
4. Borough Attorney
5. Sea Bright Surf School LLC, Melissa D'Anna

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

April 7, 2020

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 April 7, 2020.

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 03-2020
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 201-5, 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.

(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
<i>East Ocean Avenue except</i>	<i>Both</i>	<i>2-hour</i>	<i>Entire length</i>
<i>East Ocean Avenue</i>	<i>East</i>	<i>30-minute, 6:00 a.m. to 6:00 p.m.</i>	<i>Between East Surf Street and East New Street</i>

SECTION TWO: 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
<i>4 Via Ripa</i>	<i>South side</i>

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.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 16, 2020 and will be further considered after a Public Hearing held on April 7, 2020 at the Municipal Building at 8:30 am.

INTRODUCED: March 16, 2020
PUBLIC HEARING: April 7, 2020
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

BRIAN P. KELLY, MAYOR

ORDINANCE NO. 04-2020
AN ORDINANCE AMENDING CHAPTER 150
PASTIC BAGS, PLASTIC UTENSILS, FOOD CONTAINERS, BALLOONS AND
PLASTIC STRAW REGULATIONS
OF THE CODE OF THE BOROUGH OF SEA BRIGHT

WHEREAS, the Mayor and Council adopted Ordinance No. 23-2019 on December 17, 2019 which created regulations within the Borough at Chapter 150 of its General Ordinances over the use of plastic bags, plastic utensils, food containers, balloons and plastic straws;

WHEREAS, the Mayor and Council of the Borough of Sea Bright, upon the recommendation of its Green Team following consultation with Clean Ocean Action, wish to further amend the aforesaid ordinance so as to provide further clarity as to its intentions.

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Council of the Borough of Sea Bright that Chapter 150 of the Code of the Borough of Sea Bright shall be further amended as follows:

SECTION ONE: The following amendments to § 150-2, Definitions, of Chapter 150 shall be made:

- 1) A definition for "Bait Bag" shall be added as follows: "A bag provided by a bait shop that is used to bring live and dead bait from the point of sale outside of the retail establishment."
- 2) A definition for "Carryout Bag" shall be added as follows: "Any bag that is provided by a store to a customer at the point of sale to carry food items, goods or other products purchased or provided."
- 3) A definition for "Paper Bag" shall be added as follows: "A carryout bag that is made out of paper. The terms "paper bag" and "paper carryout bag" shall be interchangeable in this ordinance."
- 4) A definition for "Plastic" shall be added as follows: "A synthetic material made from linking monomers through a chemical reaction to create an organic polymer chain that can be molded or extruded at high heat into various solid forms, including material derived from either petroleum or biologically based polymer, such as corn or other plant sources. This shall include anything made from recycled plastic."
- 5) A definition for "Plastic Film" shall be added as follows: "Any non-woven, flexible plastic, including, but not limited to, those made from polyethylene and polystyrene".
- 6) A definition for "Polyethylene" shall be added as follows:
"A flexible synthetic resin made by polymerizing ethylene, chiefly used for plastic bags, food containers, and other packaging."
- 7) A definition for "Polystyrene" shall be added as follows:
"A flexible synthetic resin which is a polymer of styrene, chiefly used for plastic bags, food containers, and other packaging."
- 8) A definition for "Polystyrene Foam" shall be added as follows: "Blown polystyrene and expanded and extruded foams that are thermoplastic petrochemical materials utilizing a styrene monomer and processed by a number of techniques, including, but not limited to, fusion of polymer spheres (expandable bead polystyrene), injection molding, foam molding, and extrusion-blow molding (extruded foam polystyrene)."

- 9) A definition for "Polystyrene Foam Container" shall be as follows: "A product made, in whole or in part, of polystyrene foam that is used for selling or providing a food or beverage, and includes, but is not limited to, a food container, plate, hot or cold beverage cup, meat or vegetable packaging, or egg carton."
- 10) The definition of "Reusable Bag" shall be deleted and replaced with the following: "A durable handled bag that is specifically designed and manufactured for multiple reuse and is either (i) made of cloth or other machine washable fabric, or (ii) made of polyester, cotton, or other durable material. The terms "reusable carryout bag" and "reusable bag" shall be interchangeable in this ordinance."
- 11) The definition of "Single Use, Plastic Carry Out Bag" shall be deleted and replaced with the following: "A bag, sheet, or receptacle produced or manufactured from plastic film provided at the check-out stand, cash register, point of sale, or other point of departure for the purpose of transporting goods or products out of the establishment. The term "single use, plastic carryout bag" shall not include reusable bags, produce bags, product bags, or bait bags.
- 12) A definition for "Styrene" shall be added as follows:
"An unsaturated liquid hydrocarbon obtained as a petroleum byproduct which when polymerized is used to make plastics and resins."

SECTION TWO: The existing language of § 150-4, Exceptions, of Chapter 150 shall be recast as subparagraph (A) of § 150-4 and a new subparagraph (B) shall be added to the section which shall read as follows:

"(B) This ordinance shall not be read as applying to bait bags."

SECTION THREE: The existing language of § 150-6, Plastic Balloons, of Chapter 150 shall be deleted and replaced with the following language:

"No person shall possess a plastic balloon anywhere within the Borough. No person shall release a plastic balloon into the atmosphere from any location within the Borough."

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

This ordinance shall take effect upon 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 April 7, 2020 and will be further considered after a Public Hearing held on April 21, 2020 at the Municipal Building, 1097 Ocean Avenue, at 7:00 pm.

INTRODUCED : April 7, 2020
PUBLIC HEARING : April 21, 2020
ADOPTED :

CHRISTINE PFEIFFER
Borough Clerk

BRIAN P. KELLY
Mayor

VOUCHER LIST
BOROUGH OF SEA BRIGHT
APRIL 7, 2020

2669	AFFORDABLE BOX CO.		
20-00351	03/12/20 BLDGS & GRDS	Open	250.00
2665	BOB BARKER COMPANY, INC.		
20-00273	02/26/20 POLICE	Open	456.40
01631	BOROUGH OF OCEANPORT		
20-00252	02/24/20 COURT	Open	6,500.00
02089	BUILDERS' GENERAL SUPPLY CO.		
20-00349	03/12/20 BEACH	Open	720.00
20-00393	03/19/20 BEACH	Open	8,217.51

			8,937.51
00530	BULLET LOCK & SAFE CO., INC.		
20-00350	03/12/20 BLDGS & GRDS	Open	21.00
2646	CAMPBELL SUPPLY CO.		
20-00318	03/03/20 FIRE DEPT	Open	1,487.00
00230	CERTIFIED SPEEDOMETER		
20-00335	03/09/20 POLICE	Open	197.50
01594	CHERNAVSKY, DANIEL		
20-00390	03/19/20 POLICE	Open	159.95
20-00403	03/26/20 OEM	Open	478.74

			638.69
2555	CJM ASSOC. OF SEA BRIGHT		
20-00428	04/01/20 STORAGE LEASE	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI &		
20-00425	04/01/20 LEGAL	Open	490.00
00198	COMCAST		
20-00432	04/01/20 LIBRARY	Open	151.17
00419	DRAGER SAFETY DIAGNOSTICS, INC		
20-00418	03/31/20 POLICE	Open	179.00
01754	EDMUNDS & ASSOCIATES, INC.		
20-00387	03/19/20	Open	2,500.00
00257	FOSTER AND COMPANY, INC.		
20-00311	03/03/20 DPW	Open	497.36
02101	GANNETT NJ		
20-00401	03/26/20 CLERK	Open	18.00
20-00413	03/29/20 CLERK	Open	34.20
20-00422	04/01/20 CLERK	Open	120.15

			172.35
02181	GATEWAY PRESS		
20-00180	02/12/20 PARKING	Open	2,270.00
2650	GEAR GRID CORPORATION		
20-00263	02/25/20 POLICE	Open	6,935.00
2281	GRAINGER		
19-00903	07/25/19 DPW	Open	372.87
19-01053	08/29/19 SEWER	Open	179.57
19-01127	09/16/19 SEWER	Open	209.20
19-01371	11/12/19 SEWER	Open	49.40
20-00187	02/12/20 DPW	Open	64.48
20-00247	02/19/20 DPW	Open	427.06
20-00314	03/03/20 FIRE DEPT	Open	166.26

			1,468.84

2637	HT HALL, INC.		
19-01304	10/24/19	Open	2,125.00
2297	INTEGRATED TECHNICAL SYSTEMS		
20-00385	03/17/20 PARKING	Open	10,719.00
2561	INTRON TECHNOLOGY SOLUTIONS		
19-01318	10/29/19 COMPUTERS	Open	1,580.00
2573	JCP & L		
20-00430	04/01/20 ELECTRIC	Open	5,909.00
00297	JESSE A. HOWLAND & SONS, INC.		
20-00427	04/01/20 FIRE DEPT	Open	3,845.00
01784	JUNGLE LASERS, LLC		
20-00414	03/29/20 PERMITS	Open	1,400.00
20-00416	03/30/20 BLDG & GRDS	Open	140.00

			1,540.00
01854	MONMOUTH COUNTY BOARD/TAXATION		
20-00420	04/01/20 TAX ASSESSOR	Open	466.90
02229	MONMOUTH COUNTY PUBLIC WORKS		
19-01508	12/20/19 OEM	Open	548.34
20-00303	02/28/20 FIRE	Open	1,253.39

			1,801.73
01399	NEW JERSEY AMERICAN WATER		
20-00386	03/18/20 WATER	Open	1,136.10
20-00423	04/01/20 HYDRANTS	Open	2,530.00

			3,666.10
01309	OCEANPORT BOARD OF EDUCATION		
19-00745	06/13/19 SCHOOL TAX	Open	50,008.75
00046	ONE CALL CONCEPTS, INC.		
20-00419	03/31/20 SEWER	Open	25.84
01662	ORIENTAL TRADING COMPANY		
20-00329	03/05/20 RECREATION	Open	370.48
2290	PORZIO, BROMBERG & NEWMAN		
20-00411	03/26/20 LEGAL	Open	9,384.50
01554	SEA BRIGHT SERVICE CENTER		
20-00315	03/03/20 FIRE DEPT	Open	82.91
20-00382	03/13/20 POLICE	Open	355.33
20-00383	03/17/20 POLICE	Open	445.85

			884.09
00027	SEABOARD WELDING SUPPLY, INC.		
20-00409	03/26/20 DPW	Open	14.50
00053	SHORE REGIONAL HIGH SCHOOL		
19-00746	06/13/19 SCHOOL TAX	Open	219,736.00
02225	STAPLES ADVANTAGE		
20-00240	02/18/20 LIBRARY	Open	819.97
20-00355	03/12/20 OFFICE SUPPLIES	Open	331.82

			1,151.79
2585	STATE TOXICOLOGY LABORATORY		
20-00381	03/13/20 POLICE	Open	270.00
01931	SUBURBAN PROPANE		
20-00397	03/20/20 PROPANE	Open	208.09
01285	THE HOME DEPOT		
20-00408	03/26/20 DPW	Open	15.97
00973	THE TWO RIVER TIMES		
20-00421	04/01/20 CLERK	Open	19.53

01560	TOSHIBA BUSINESS SOLUTIONS, INC		
20-00184	02/12/20	POLICE	Open 438.00
02114	TWO RIVERS WATER RECLAMATION		
20-00426	04/01/20	SEWER	Open 122,724.25
2658	VERIZON		
20-00431	04/01/20	PHONE	Open 480.29
2291	VERIZON		
20-00433	04/01/20	FIRE	Open 178.99
02061	VERIZON WIRELESS		
20-00410	03/26/20	POLICE	Open 305.02
01791	VERRUNI, JOSEPH		
20-00384	03/17/20	A&E	Open 53.26

TOTAL: \$471,573.90

MANUAL CHECKS

20-00405	Best Buy	\$1,259.90
3/26/2020	Police: Electronics & Installation - TVs	

MANUAL CHECKS TOTAL: \$1,259.90

GRAND TOTAL: \$472,833.80