

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

AUGUST 18, 2020

SEA BRIGHT, NEW JERSEY

DUE TO THE CORONAVIRUS AND THE NEED FOR SOCIAL DISTANCING, THIS MEETING WILL BE HELD REMOTELY AND OPEN TO THE PUBLIC BY FOLLOWING THE INSTRUCTIONS BELOW.

PUBLIC ACCESS LINK

<https://global.gotomeeting.com/join/669497229>

DIAL-IN

United States (Toll Free): 877-568-4106

United States: 646-749-3129

Access Code: 669-497-229

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."

Councilmember(s) **BIRDSALL_____ CATALANO_____ KEELER_____**
 LECKSTEIN_____ ROONEY_____ SCHWARTZ_____
Mayor **KELLY _____**

ACKNOWLEDGEMENTS

1. **Certificates of Appreciation for:** Chief Brett Friedman and Sergeant Charles Murphy – Sea Bright Police Department.
2. Dan Chernavsky – OEM Coordinator Service

PROCLAMATION

HUNGER ACTION MONTH

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

07-16-2020	Workshop Meeting
07-16-2020	Executive Session
07-21-2020	Regular Meeting
07-21-2020	Executive Session
07-30-2020	Special Meeting
07-30-2020	Executive Session

Resolutions:

- No. 141-2020** **OFFICE OF EMERGENCY MANAGEMENT "MUNICIPAL EMERGENCY MANAGEMENT COORDINATOR" N.J.S.A. App.A:9-40.1**
- No. 142-2020** **Authorizing Salary Amendments for Public Works Employees Borough of Sea Bright**
- No. 143-2020** **Authorizing a Shared Services Agreement with The Township of Holmdel for Fiscal Officer Services**
- No. 144-2020** **Donation 2020 Beach Badges Borough of Sea Bright**
- No. 145-2020** **Accept the Performance Guarantee(s) for Block 15, Lot 4 – 4 River Street River Street Realty, LLC**
- No. 146-2020** **Approving Proposal for Engineering Services Street End/Bulkhead Viewing Platforms Shrewsbury River Handicap Access**
- No. 147-2020** **Opposing an all Mail-In Ballot for the November General Election**

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

ORDINANCE(s):

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 08-2020
AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3, "ADMINISTRATIVE CODE", OF THE CODE OF THE BOROUGH OF SEA BRIGHT, PROVIDING FOR STIPENDS FOR ELECTED OFFICIALS

Councilmember _____ offered a motion to introduce Ordinance No. 08-2020 for a public hearing to be held on September 1, 2020 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

INDIVIDUAL ACTION/New Business:

Vouchers: **\$1,457,173.58**

Councilmember _____ offered a motion to approve the Voucher List dated August 18, 2020 as submitted by the Finance Manager; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

MAYOR AND COUNCIL COMMITTEE COMMENTS

EXECUTIVE SESSION

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

Resolution to discuss: Litigation

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____

Official Proclamation

WHEREAS, hunger and poverty are issues of grave concern in the United States, the State of New Jersey; and

WHEREAS, the Borough of Sea Bright is committed to taking steps to raise awareness about the needs to combat hunger; and

WHEREAS, the Borough of Sea Bright is committed to working with Fulfill, formerly the FoodBank of Monmouth and Ocean Counties, to educate people about the role and importance of food banks in addressing hunger and to devote more resources and attention to hunger issues; and

WHEREAS, more than 215,000 individuals in Monmouth and Ocean Counties now rely on food provided by Fulfill and its partners since the beginning of the pandemic; and

WHEREAS, the unemployment level is the highest it has ever been in the history of the State and the poverty level for a family of four is \$25,465 and 9.5% of families live below that level; and

WHEREAS, since March 13th, 2020, Fulfill has provided 1,986,909 meals including 16,000 more meals per day than the year before and 903,984 of those meals were provided to Monmouth County residents; and

WHEREAS, due to the pandemic, one (1) in every six (6) people in Monmouth and Ocean Counties received "emergency" food from Fulfill and their network of food pantries, soup kitchens, shelters and other community organizations; and

WHEREAS, food banks across the country, including Fulfill, will host numerous events throughout the month of September to bring awareness and attention to encourage involvement in efforts to end hunger in their local community.

NOW, THEREFORE BE IT PROCLAIMED, that the Mayor and Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey do hereby recognize September, as

HUNGER ACTION MONTH

in the Borough of Sea Bright and call this observance to attention of its citizens.

Mayor Brian P. Kelly
Borough of Sea Bright

August 18, 2020

RESOLUTION No. 141-2020
OFFICE OF EMERGENCY MANAGEMENT
“MUNICIPAL EMERGENCY MANAGEMENT COORDINATOR”
N.J.S.A. App.A:9-40.1

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

WHEREAS, the Borough Council of the Borough of Sea Bright, County of Monmouth of the State of New Jersey that the State of New Jersey Office of Emergency Management requires each municipal to appoint an “Emergency Management Coordinator”, and

WHEREAS, the Municipal Emergency Management Coordinator, Office of Emergency Management for the Borough shall serve a term of three years, and

WHEREAS, the Municipal Emergency Management Coordinator is responsible for the planning, activating, coordinating and the conduct of Emergency Management operations with the municipality; and

WHEREAS, it is the intention of the Borough Council of the Borough of Sea Bright to comply with the requirements set forth under the provision of N.J.S.A. App.A:9-40.1 of the State Disaster Control Act; and

WHEREAS, Borough Council appointed Daniel J. Chernavsky to serve a term of three (3) years as Municipal Emergency Management Coordinator for the Borough of Sea Bright commencing January 1, 2020 through December 31, 2022; and

WHEREAS, Daniel J. Chernavsky submitted his resignation to serve as Municipal Emergency Management Coordinator for the Borough of Sea Bright effective August 1, 2020; and

WHEREAS, the Borough Council wishes to appoint Mayor Brian P. Kelly to complete Mr. Chernavsky’s unexpired term as the Municipal Emergency Management Coordinator; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright in the County of Monmouth, does hereby appoint Mayor Brian P. Kelly as the “MUNICIPAL EMERGENCY MANAGEMENT COORDINATOR” to serve the unexpired term of Daniel J. Chernavsky, effective nunc pro tunc August 1, 2020; and

BE IT RESOLVED that the Borough Clerk is hereby authorized to forward a certified copy of this resolution to the following:

1. Monmouth County Sheriff’s Office of Emergency Management
2. Borough of Sea Bright Office of Emergency Management
3. Chief of Police
4. Finance Manager

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

August 18, 2020

CERTIFICATION

I, Chris 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 August 18, 2020.

Christine Pfeiffer, RMC
Borough Clerk

RESOLUTION NO. 142-2020
Authorizing Salary Amendments for
Public Works Employees
Borough of Sea Bright

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

WHEREAS, the Deputy Director of the Department of Public Works requested that the annual compensation for the following two full-time public works maintenance workers be increased to reflect the completion of training courses and certifications, as follows; and

<u>Employee Name</u>	<u>New Annual Salary</u>
Randall Allen	\$45,000.00
Joseph Eskridge	\$40,000.00

Certification of Funds

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds will be available in Streets & Roads/Salaries & Wages #0-01-26-290-100 for the purpose stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, hereby authorize the annual compensation for Randall Allen of \$45,000.00 and the annual compensation for Joseph Eskridge of \$40,000.00, effective September 1, 2020; and

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

1. Shawn Thomas
2. Finance Manager
3. R. Allen
4. J. Eskridge

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

August 18, 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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 143-2020
AUTHORIZING A SHARED SERVICES AGREEMENT WITH
THE TOWNSHIP OF HOLMDEL FOR FISCAL OFFICER SERVICES

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

WHEREAS, the Borough of Sea Bright is in need of the services of a Fiscal Officer, and

WHEREAS, the Township of Holmdel and the Borough of Sea Bright have negotiated the terms of a shared services agreement, pursuant to which Holmdel shall provide Sea Bright with services as Fiscal Officer, upon the terms substantially set forth in the shared services agreement, attached hereto, and incorporated by reference; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. seq. authorizes local units in the State of New Jersey to enter into agreements with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive in its own jurisdiction; and

WHEREAS, the Borough Administrator, Chief Financial Officer and Attorney have reviewed and approve of said shared services agreement.

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 shared service 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 Mayor and Borough Clerk are hereby authorized to execute a Shared Services Agreement with the Township of Holmdel for Fiscal Officer and other related accounting services as set forth in the attached agreement at a rate of \$3,312.50 per month plus an additional fee of \$4,700 for the services listed in Section 3.9 of said agreement.

BE IT FURTHER RESOLVED, Agreement is effective, nunc pro tunc, August 1, 2020; and

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

1. Finance Manager
2. Borough of Sea Bright CFO
3. Borough Attorney
4. Township of Holmdel
5. Department of Community Affairs, DLGS

Vote: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz

August 18, 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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF SEA BRIGHT AND THE TOWNSHIP OF HOLMDEL FOR FISCAL OFFICER

THIS AGREEMENT (“Agreement”), is made this 1st day of August, 2020 by and between

THE TOWNSHIP OF HOLMDEL, a municipal corporation of the State of New Jersey, located in the County of Monmouth, with its principal offices located at 4 Crawfords Corner Road, Holmdel, New Jersey (“Holmdel”); and

THE BOROUGH OF SEA BRIGHT, a municipal corporation of the State of New Jersey, located in the County of Monmouth, with its principal offices located at 1099 Ocean Avenue, Sea Bright, New Jersey (“Sea Bright”).

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. (the “Act”), authorizes local units in the State of New Jersey to enter into agreements with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive in its own jurisdiction; and

WHEREAS, Sea Bright is in need of the services of a Fiscal Officer; and

WHEREAS, Holmdel has agreed to furnish to Sea Bright the services of its Fiscal Officer pursuant to N.J.S.A. 40A:65-1; and

WHEREAS, in the spirit of inter-municipal cooperation in furtherance of the principles underlying the Act, Holmdel and Sea Bright (collectively the “Parties”) have negotiated an Agreement for the sharing of personnel for the provision of Fiscal Officer services; and

WHEREAS, the terms and conditions of this understanding are set forth below; and

WHEREAS, the Parties have each duly authorized their proper officials to enter into and execute the Agreement through lawfully adopted resolutions of their respective governing bodies.

NOW, THEREFORE, be it understood as follows:

1. APPLICABLE LAW

This Agreement is governed by N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act. This Agreement and any amendments thereto must be authorized in conformance with this Act, and all actions that are taken pursuant to this Agreement shall be in accordance with same.

2. TERM OF AGREEMENT

This Agreement shall take effect on August 1, 2020 (the "Effective Date") and shall remain in full force and effect unless and until terminated in accordance with the provisions herein.

3. SCOPE OF SERVICES

Holmdel shall furnish Sea Bright an employee that is its fiscal officer or similarly titled employee to perform the following services (with the employee referred to as the "Fiscal Officer" in this Agreement):

3.1. Maintaining the Borough's general ledger and subsidiary ledgers including Budget, Revenue and Trust.

3.2. Reconciling the Borough's bank accounts including assistance to Tax Office in identifying and resolving discrepancies.

3.3. Overall corroboration of cash reconciliations and subsidiary ledgers to the general ledger.

3.4. Assistance with current fiscal-year finance related regulatory matters.

3.5. Monitoring of grant fund reserves.

3.6. Assistance with the Borough's statutory audit.

3.7. Set-up of escrow and payroll agency related activity.

3.8. Limited interaction for issues not related to current fiscal year/or not within scope of previous period services performed.

3.9. Preparation of the 2020 Annual Financial Statement as well as the 2020 Audit statements (including pro-forma notes provided by the Auditor).

At the time of entry into this Agreement, it is understood that Wayne Sabilia, an employee of Holmdel, shall serve as the Fiscal Officer and perform the services provided under this Agreement.

Holmdel recognizes that its employee will spend at least one day per week, except when on vacation, at Sea Bright's governmental offices in order to carry out its obligations under the Agreement.

4. HOLMDEL AS EMPLOYER

Holmdel shall serve as the employer of the Fiscal Officer. Holmdel shall be exclusively responsible for the payment of any and all salary and benefits due and owing to the Fiscal Officer. The Fiscal Officer shall be governed by Holmdel's personnel policies and shall be entitled to any and all rights and benefits that may have accrued from his or her employment with Holmdel.

5. AUTHORIZATION

Pursuant to the provisions of N.J.S.A. 40A:65-5, the governing bodies of the respective parties have duly adopted a resolution that provides for entry into this Agreement.

6. MAINTENANCE OF RECORDS

All records produced by the Fiscal Officer on behalf of Sea Bright shall be retained at Sea Bright's offices.

7. FEE

Sea Bright shall pay Holmdel a fee for the services provided for in this Agreement as follows: (a) \$3,312.50 per month for the services listed in Sections 3.1 through 3.8; and (b) a flat fee of \$4,700 for the services listed in Section 3.9 upon being provided in that calendar year.

These fees shall be subject to an annual increase on January 1 of each calendar year (starting in January 2021) in the amount of the (a) Cost-of-Living Adjustment, as determined annually by the Division of Local Government Services, or (b) 2%, whichever is greater.

Sea Bright shall make all payments required hereunder in equal monthly installments, due by the 20th of each month for the month that services are rendered. The payments may be billed quarterly at the option of Holmdel. Sea Bright shall provide sufficient funds in its budget to cover the cost of its obligations under this Agreement.

8. CONFIDENTIALITY

Each party recognizes and acknowledges that it may have access to certain confidential information of the other party, employment, operations, and financial records and related data which is not otherwise publicly available (the "Confidential Information"). Each party will treat as confidential all Confidential Information of the other party; will implement reasonable procedures to prohibit disclosure, unauthorized duplication, use, misuse or removal of the other party's Confidential Information; and will not use or disclose such Confidential Information, unless such information becomes generally known through no fault of the disclosing party, or unless such party is required by law to disclose such Confidential Information.

9. HOLD HARMLESS AND INDEMNIFICATION

Sea Bright shall indemnify and hold Holmdel, its officers, employees, and agents harmless from and against any and all claims of whatever nature or type arising from the provision of services to Sea Bright under this Agreement. Such indemnification shall include payment of reasonable fees and costs in the defense of any claim made by a third person.

Sea Bright shall maintain commercial general liability, business automobile liability, and professional errors and omissions policies that include Holmdel as an additional insured. Upon entry into this Agreement, Sea Bright shall promptly submit to Holmdel copies of Certificate(s) of Insurance setting forth the required coverages.

Holmdel shall provide workers' compensation coverage to the Fiscal Officer.

10. TERMINATION

Either party may terminate the Agreement at any time and for any reason upon giving the other party one hundred and twenty (120) days' advanced written notice of its intent to terminate.

In the event the Holmdel employee assigned to Sea Bright as Fiscal Officer separates from employment with Holmdel, this Agreement shall be immediately terminable by either party upon notice to the other.

In the event of a termination of this Agreement, the Parties shall take all steps necessary to ensure that the services are transitioned back to the respective party in a manner which does not jeopardize the health, welfare or safety of the residents of either party.

11. DEFAULT

In the event either party defaults in the performance of any of its obligations under this Agreement, after receiving written notice of same and failing to cure such default within thirty (30) days of said written notice, the non-defaulting party shall be entitled to terminate this Agreement effective immediately and shall be entitled to all other remedies available at law, in equity, or both. The non-defaulting party shall also be entitled to receive from the defaulting party all costs and expenses, including legal fees, as a result of such default.

12. CHOICE OF LAW

Any dispute under this Agreement or related to this Agreement shall be governed by and construed in accordance with the laws of the State of New Jersey. The Parties agree that any litigation arising under this Agreement shall be submitted to the exclusive jurisdiction of the Superior Court of New Jersey, Monmouth County Vicinage.

13. ENTIRE AGREEMENT

This Agreement represents the entire agreement between the Parties and may only be modified in a writing duly authorized by resolution of their respective governing bodies. No oral modifications are permitted.

14. SEVERABILITY

If part of this Agreement shall be held to be unenforceable or invalid, the rest of this Agreement shall nevertheless remain in full force and effect.

15. WAIVER

Failure to insist upon strict compliance with any of the terms, covenants, or conditions of this Agreement at any one time shall not be deemed a waiver of such terms, covenants, or conditions at any other time nor shall any waiver or relinquishment of any right or power herein at any time be deemed a waiver or relinquishment of the same of any other rights or powers at any other time.

IN WITNESS WHEREOF, the Parties hereto have executed the Agreement this date and year first above written.

ATTEST:

TOWNSHIP OF HOLMDEL

Wendy Patrovich
Municipal Clerk

Gregory Buontempo
Mayor

ATTEST:

BOROUGH OF SEA BRIGHT

Christine Pfeiffer
Municipal Clerk

Brian Kelly
Mayor

RESOLUTION NO. 144-2020
DONATION 2021 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 two (2) 2021 beach badges as requested:

1. Holiday Express **2 Badges**
Annual Sunset Clambake Silent Auction – September 13, 2020

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2021 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 two (2) 2021 Season Beach Badges to 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, Catalano, Keeler, Leckstein, Rooney, Schwartz

August 18, 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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 145-2020
Accept the Performance Guarantee(s) for
Block 15, Lot 4 – 4 River Street
River Street Realty, LLC

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

WHEREAS, the Borough of Sea Bright Planning Board has approved a sub-division project on Block 15, Lot 4 also known as 4 River Street; and

WHEREAS, Planning Board Engineer, David Hoder of Hoder Associates Consulting Engineers prepared a performance guarantee estimate dated May 12, 2020 for River Street Realty, LLC; and

WHEREAS, in accordance with N.J.S.A. 40:55D-53, River Street Realty, LLC posted said performance guarantees in the total amount of \$62,604.00, ten percent 10% (\$6,260.40) of which was cash and deposited with the Borough and the remaining 90%, (56,343.60) in the form of a surety performance bond; and

WHEREAS, River Street Realty, LLC posted the estimated engineering inspection fees in the amount of \$2,608.50 and a \$5,000.00 cash Safety and Stabilization Bond both of which were deposited with the Borough in accordance with the ordinances of the Borough of Sea Bright.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the requirements for entering into a developer's agreement are hereby waived; and

BE IT FURTHER RESOLVED that the performance guarantees as referenced above are hereby accepted.

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

1. Hoder Associates
2. Construction Official
3. Finance Manager
4. Planning Board Secretary
5. River Street Realty, LLC

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

August 18, 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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 146-2020
APPROVING PROPOSAL FOR ENGINEERING SERVICES
STREET END/BULKHEAD VIEWING PLATFORMS
SHREWSBURY RIVER HANDICAP ACCESS

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

WHEREAS, the Borough of Sea Bright is the recipient of a FY2019 Community Development Block Grant from the Monmouth County Division of Planning Office of Community Development to fund a Shrewsbury River Handicap Access street-end viewing platform project; and

WHEREAS, in connection therewith, the Borough received two proposals for professional engineering, surveying and construction observation services associated with the Shrewsbury River Handicap Access project from 1) Maser Consulting, Red Bank, New Jersey in the amount of \$17,900.00, and 2) T&M Associates, Middletown, New Jersey in the amount of \$21,500.00; and

WHEREAS, the Borough Administrator has reviewed the proposals and recommends Council approve the proposal received from Maser Consulting, attached hereto.

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 \$17,900.00 will be available in Bond Ordinance No. 12-2019 for the purposes stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, that the Borough Council hereby approves the proposal submitted by Maser Consulting dated June 25, 2020 professional engineering services associated with the Shrewsbury River Handicap Access project, for the sum of \$17,900.00; and

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

1. William White – Maser Consulting
2. NJ Department of Transportation

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

August 18, 2020

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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 147-2020
OPPOSING AN ALL MAIL-IN BALLOT FOR THE
NOVEMBER GENERAL ELECTION
BOROUGH OF SEA BRIGHT

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

WHEREAS, Title 19 of the New Jersey State Statutes sets for the framework for the conducting of elections in the State of New Jersey; and

WHEREAS, Title 19 provides for in person voting on election day, and for the ability of voters to apply to vote by mail instead of in person should they choose to do so; and

WHEREAS, by way of Executive Order, Governor Murphy superseded the statutes regarding in person voting on election day and ordered that the June 2 primary election be moved to July 7 and that the election would be conducted primarily by mail-in ballot, with only limited voting on election day via provisional paper ballot; and

WHEREAS, the mandated all mail-in voting election has significantly delayed election results during the primary election in Monmouth County and elsewhere; and

WHEREAS, the State of New Jersey will be holding a General Election on November 3, 2020; and

THEREFORE, BE IT RESOLVED, that the Governing Body of the Borough of Sea Bright, County of Monmouth, State of New Jersey opposes the exclusive use of Mail-In Ballots in the General Election on November 3, 2020 and any future elections except for voters who have requested to vote by mail-in ballot, and that the Governor and legislators should proceed to plan for an election process as set forth in the current New Jersey statutes.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to New Jersey State and local Legislators.

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

August 18, 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 August 18, 2020.

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 08-2020
**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 3,
“ADMINISTRATIVE CODE”, OF THE CODE OF THE BOROUGH OF SEA
BRIGHT, PROVIDING FOR STIPENDS FOR ELECTED OFFICIALS**

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: Chapter 3, “Administrative Code,” of the Code of the Borough of Sea Bright, be and the same is hereby amended and supplemented to add thereto the following section:

“§3-14. STIPENDS FOR ELECTED OFFICIALS.

- A.** Annual stipends for the Mayor; Council President and other members of the Borough Council shall be established in the salary ordinance and shall be set by resolution of the Borough Council.
- B.** This section shall apply only to those officials of the Borough elected to terms commencing on or after January 1, 2021 or appointed to fill vacancies thereafter.”

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 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 August 18, 2020 and will be further considered after a Public Hearing at the virtual meeting of the Borough Council held on September 1, 2020 at 7:00 pm.at 8:30 am. Meeting access instructions will be published accordingly.

INTRODUCED: August 18, 2020
PUBLIC HEARING: September 1, 2020
ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

BRIAN KELLY, MAYOR

VOUCHER LIST
AUGUST 18, 2020
BOROUGH OF SEA BRIGHT

2690	ACCURATE DOOR & HARDWARE		
20-00649	06/04/20 MUNICIPAL COMPLEX	Open	553.00
2703	ACTION UNIFORM CO.		
20-00865	07/20/20 POLICE	Open	315.00
02227	APOLLO SEWER & PLUMBING, INC.		
20-00815	07/15/20 BEACH	Open	125.00
2692	APPLE LOCKSMITH, INC.		
20-00735	06/15/20 POLICE	Open	119.00
2597	AT&T MOBILITY		
20-00917	08/04/20 BEACH	Open	146.12
01241	BAIN'S HARDWARE, INC.		
20-00950	08/13/20 HARDWARE	Open	725.05
00631	BARG'S LAWN & GARDEN SHOP, INC		
20-00911	08/03/20 BLDGS & GRDS	Open	45.12
01631	BOROUGH OF OCEANPORT		
20-00252	02/24/20 COURT	Open	6,500.00
01974	BOROUGH OF SEA BRIGHT COURT		
20-00946	08/11/20 COURT	Open	298.52
2706	BROAD WAVERLY STAFFING		
20-00907	08/03/20 BEACH	Open	1,272.00
20-00929	08/05/20 BEACH	Open	2,400.00
20-00974	08/17/20 BEACH	Open	2,400.00

			6,072.00
02115	C & L SWEEPER SERVICE		
20-00965	08/13/20 DPW	Open	5,295.00
00230	CERTIFIED SPEEDOMETER		
20-00935	08/10/20 POLICE	Open	18,000.00
20-00973	08/17/20 DPW	Open	1,320.00

			19,320.00
2680	CINTAS		
20-00912	08/03/20 BLDGS & GRDS	Open	411.23
20-00933	08/10/20 BLDGS & GRDS	Open	161.99

			573.22
2555	CJM ASSOC. OF SEA BRIGHT		
20-00916	08/03/20 RENTAL	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI &		
20-00940	08/11/20 LEGAL	Open	337.20
01493	COOPERATIVE INDUSTRIES, L.L.C.		
20-00979	08/17/20 NATURAL GAS	Open	420.12
02231	COUSINS LANDSCAPING		
20-00742	06/22/20 BLDGS & GRDS	Open	740.00
2699	CPP INDUSTRIES		
20-00792	07/14/20	Open	1,680.00
2591	DATA STRUCTION		
20-00453	04/15/20 POLICE	Open	310.00
2655	DE SESA ENGINEERING CO.		
20-00925	08/05/20 BEACH	Open	3,160.00
20-00926	08/05/20 BLDGS & GRDS	Open	9,700.00

			12,860.00
2286	DIFRANCESCO, BATEMAN, KUNZMAN		
20-00913	08/03/20 LEGAL	Open	80.00
2707	DRONE NERDS, INC.		
20-00936	08/10/20 POLICE	Open	4,383.98

2587	EASTERN JANITORIAL CO.		
	20-00909 08/03/20 BLDGS & GRDS	Open	8,441.97
	20-00962 08/13/20 JANITORIAL	Open	19,955.00

			28,396.97
01754	EDMUNDS & ASSOCIATES, INC.		
	20-00891 07/30/20 TAX COLLECTOR	Open	342.36
00254	FLOWERS BY VAN BRUNT		
	20-00914 08/03/20 PUBLIC EVENTS	Open	250.00
00978	FRIEDMAN, BRETT		
	20-00905 07/31/20 POLICE	Open	88.20
02101	GANNETT NJ		
	20-00958 08/13/20 CLERK	Open	63.90
02181	GATEWAY PRESS		
	20-00902 07/30/20 OFFICE SUPPLIES	Open	182.00
01549	GENERAL CODE, LLC		
	20-00964 08/13/20 A&E	Open	1,992.88
01194	GLENCO SUPPLY, INC.		
	20-00802 07/15/20 BEACH	Open	320.00
	20-00972 08/17/20 DPW	Open	3,450.00

			3,770.00
01761	GLOCK PROFESSIONAL, INC.		
	20-00150 01/31/20 POLICE	Open	250.00
01887	HEIM ELECTRONICS, INC.		
	20-00899 07/30/20 ALARMS	Open	344.25
2381	HENDRICKS, ANDREW		
	20-00874 07/21/20 POLICE	Open	276.00
2700	HIGHWAY EQUIPMENT OF NJ, INC.		
	20-00795 07/14/20 BEACH	Open	1,957.64
	20-00948 08/12/20 DPW	Open	26,669.00

			28,626.64
01838	HOLMAN, FRENIA, ALLISON, P.C.		
	20-00896 07/30/20 AUDIT	Open	5,000.00
	20-00921 08/04/20 AUDIT	Open	7,000.00

			12,000.00
2297	INTEGRATED TECHNICAL SYSTEMS		
	20-00937 08/10/20 PARKING	Open	540.00
2430	IZZO, JACQUELIN		
	20-00966 08/13/20 BEACH	Open	44.90
01419	J. SWANTON FUEL OIL CO., INC.		
	20-00922 08/04/20 GASOLINE	Open	394.33
01526	JCP & L		
	20-00959 08/13/20 ELECTRIC	Open	8,653.02
2455	JERSEY AUTO SPA CAR WASH		
	20-00903 07/30/20 CAR WASH	Open	2,505.00
2488	JERSEY SHORE POWERSPORTS		
	20-00804 07/15/20 BEACH	Open	139.99
00297	JESSE A. HOWLAND & SONS, INC.		
	20-00640 06/01/20 PARKING LOT LEASE	Open	750.00
	20-00915 08/03/20 DPW	Open	1,705.00

			2,455.00
02110	KLEIN, DON		
	20-00890 07/30/20 BEACH	Open	1,317.45
2678	LANDMARK SUPPLY, INC.		
	20-00793 07/14/20 BLDGS & GRDS	Open	746.64
	20-00908 08/03/20 DPW	Open	930.70

			1,677.34
2708	LETIZIA M.D., MATTHEW		
	20-00961 08/13/20 BEACH	Open	2,760.00

2695	LIFEFORCE USA, INC.		
20-00749	06/22/20 BEACH	Open	606.25
2704	LOUIS & SONS DRYWALL, INC.		
20-00868	07/20/20	Open	975.00
01603	M & N VENTURES, LLC		
20-00322	03/05/20 MUNICIPAL COMPLEX	Open	977.12
20-00455	04/15/20 POLICE	Open	37.50
20-00729	06/12/20 POLICE	Open	240.00

			1,254.62
2691	MAGNUM ELECTRONICS		
20-00658	06/05/20 FIRE DEPT	Open	2,579.70
2417	MARLIN BUSINESS BANK		
20-00944	08/11/20 LEASE	Open	94.00
01801	MASER CONSULTING, P.A.		
20-00898	07/30/20 ENGINEER	Open	7,181.25
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
20-00939	08/11/20 LEGAL	Open	8,406.83
2697	MCR MEDICAL SUPPLY, INC.		
20-00977	08/17/20 BEACH	Open	1,519.90
00106	MGL FORMS-SYSTEMS, LLC		
20-00897	07/30/20 SEWER	Open	803.00
00019	NJ AMERICAN WATER		
20-00900	07/30/20 WATER	Open	4,541.99
00672	NJ DEPT OF COMMUNITY AFFAIRS		
20-00894	07/30/20 BLDG DEPT	Open	305.00
00113	NJ NATURAL GAS COMPANY		
20-00880	07/23/20 NATURAL GAS	Open	343.00
20-00892	07/30/20 NATURAL GAS	Open	538.03

			881.03
00885	OCEAN TWP FIRE DISTRICT NO. 2		
20-00947	08/11/20 SHARED SERVICES	Open	300.00
01309	OCEANPORT BOARD OF EDUCATION		
20-00807	07/15/20 SCHOOL TAX	Open	52,042.00
02019	OMEGA GRAPHICS		
20-00609	05/21/20 BEACH	Open	1,520.00
20-00610	05/21/20 BEACH	Open	1,259.00

			2,779.00
00046	ONE CALL CONCEPTS, INC.		
20-00923	08/04/20 SEWER	Open	25.74
00163	OSWALD ENTERPRISES, INC.		
20-00816	07/15/20 SEWER	Open	600.00
2683	PAPER ROLL		
20-00532	05/01/20 PARKING	Open	3,515.60
2525	POOR JOHNS PORTABLE TOILETS		
20-00895	07/30/20 BEACH	Open	2,161.00
00164	RAIN, WILLIAM		
20-00945	08/11/20 HEALTH INS.	Open	433.80
2330	RAW POWER GENERATOR SERVICE		
20-00867	07/20/20 SEWER	Open	2,463.85
2620	SCOLES FLOORSHINE IND.		
20-00604	05/19/20 BLDG. & GRDS	Open	143.39
01554	SEA BRIGHT SERVICE CENTER		
20-00797	07/14/20 DPW	Open	226.95
00053	SHORE REGIONAL HIGH SCHOOL		
20-00809	07/15/20 SCHOOL TAX	Open	278,335.00
00125	SPAHR, PATRICIA		
20-00866	07/20/20 POLICE	Open	38.36

02225	STAPLES ADVANTAGE		
20-00550	05/08/20 BLDGS & GRDS	Open	517.66
20-00883	07/23/20 OFFICE SUPPLIES	Open	214.88
20-00887	07/29/20 OFFICE SUPPLIES	Open	85.38

			817.92
2535	SUBURBAN DISPOSAL, INC.		
20-00941	08/11/20 TRASH REMOVAL	Open	22,289.86
20-00942	08/11/20 DUMPSTERS	Open	3,717.99
20-00943	08/11/20 LANDFILL	Open	10,040.37

			36,048.22
00083	T & M ASSOCIATES		
20-00970	08/13/20 ENGINEER	Open	541.00
01285	THE HOME DEPOT		
20-00930	08/10/20 DPW	Open	53.91
00973	THE TWO RIVER TIMES		
20-00919	08/04/20 POLICE	Open	32.25
01403	TREASURER, STATE OF NEW JERSEY		
20-00904	07/31/20 CLERK	Open	75.00
01243	TREASURER, STATE OF NEW JERSEY		
20-00960	08/13/20 BLDG. DEPT.	Open	50.00
00625	TWO RIVERS COUNCIL OF MAYORS		
20-00963	08/13/20 A&E	Open	100.00
02114	TWO RIVERS WATER RECLAMATION		
20-00918	08/04/20 SEWER	Open	85,728.00
2575	UNDER THE SUN		
20-00928	08/05/20 PARKS	Open	3,500.00
2487	UNIMAK, LLC		
20-00975	08/17/20 MUNICIPAL COMPLEX	Open	71,219.02
2701	UP-TITE FASTENERS, INC.		
20-00796	07/14/20 BLDGS & GRDS	Open	27.80
2291	VERIZON		
20-00924	08/04/20 FIOS	Open	429.98
20-00952	08/13/20 POLICE	Open	104.99

			534.97
2658	VERIZON		
20-00953	08/13/20 PHONE/ALARMS	Open	440.41
2291	VERIZON		
20-00955	08/13/20 FIOS	Open	178.99
2658	VERIZON		
20-00968	08/13/20 PHONE	Open	226.18
20-00969	08/13/20 PHONE	Open	72.42

			298.60
02061	VERIZON WIRELESS		
20-00901	07/30/20 PARKING	Open	301.22
20-00954	08/13/20 CELLS	Open	211.61
20-00956	08/13/20 FIRE	Open	268.13
20-00978	08/17/20 POLICE	Open	706.32

			1,487.28
01164	WATCHUNG SPRING WATER CO, INC.		
20-00920	08/04/20 WATER	Open	803.19
00077	WEX BANK		
20-00951	08/13/20 GASOLINE	Open	6,528.13
02150	WRIGHT NATIONAL FLOOD		
20-00882	07/23/20 INSURANCE	Open	17,246.00
00731	XTREME MACHINES, LLC		
20-00906	07/31/20 BEACH	Open	70.99

Total Purchase Orders: \$756,463.50

MANUAL CHECKS

8/12/2020 20-00949	BATHGATE, WEGENER & WOLF LEGAL REVIEW/REDEVELOPMENT--ESCROW ACCT.	\$3,280.37
8/13/2020 20-00967	CORELOGIC VENDOR BILLED WRONG TOWN/TAXES-REFUND	\$24,261.78
8/11/2020 20-00938	DAVID HODER ASSOCIATES PLAN. BRD:ENGINEER REVIEW/INSPCTN.-ESCROW ACCTS.	\$855.00
8/5/2020 20-00927	GANNETT NJ PLAN. BRD:LEGAL AD/REVIEW-ESROW ACCT.	\$23.40
7/23/2020 20-00881	UNITED STATES POSTAL SERVICE SEWER:2/Q BILLING	\$400.00
8/10/2020 20-00934	NJ DEPT OF HEALTH MONTHLY DOG LICENSE REPORT FEES	\$10.20
8/3/2020 20-00879	TREASURER, COUNTY OF MONMOUTH 3/Q OPEN SPACE TAX (DUE 8/15/20)	\$66,481.85
8/3/2020 20-00878	TREASURER, COUNTY OF MONMOUTH 3/Q LIBRARY TAX (DUE 8/15/20)	\$41,637.71
8/3/2020 20-00877	TREASURER, COUNTY OF MONMOUTH 3/Q COUNTY TAX (DUE 8/15/)	\$563,759.77

TOTAL MANUALS: \$700,710.08

GRAND TOTAL: \$1,457,173.58