

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

NOVEMBER 17, 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/129713061>

DIAL-IN

United States: 571-317-3116

Access Code: 129-713-061

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 _____		

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

10-15-2020	Workshop Meeting
10-15-2020	Executive Session
10-20-2020	Regular Meeting

Resolutions:

No. 183-2020 **Borough of Sea Bright Emergency Resolution – Beach Utility**

No. 184-2020 **Establishing Standard Procedures and Requirements for Public Comments Made During Remote Meetings of the Borough of Sea Bright Council**

- No. 185-2020** **Approving Shared Service Agreement with the County of Monmouth to Provide Community Rating System (CRS) Project Management Software**

- No. 186-2020** **Resolution Authorizing Execution of a Shared Services Agreement with the County of Monmouth and Participating Municipalities in the Shrewsbury River Automated Flood Warning System**

- No. 187-2020** **Monmouth County SPCA 2021 Contract**

- No. 188-2020** **Rescinding Resolution 122-2008 and Directing Removal of Abandoned Signage from Borough**

- No. 189-2020** **Authorizing the Purchase of a Trailer for the Borough of Sea Bright Department of Public Works**

- No. 190-2020** **Authorize Issuance of a "New" Liquor License for the 2019/2020 License Term S. Kelly Corporation – The Mad Hatter**

- No. 191-2020** **2020/2021 Annual Renewal Liquor License S. Kelly Corporation**

- No. 192-2020** **Authorize the Release of Maintenance Bond for AMCK, LLC 1066 Ocean Avenue Block 16, Lots 4**

- No. 193-2020** **Authorize the Release of Maintenance Bond for Tommy's Tavern and Tap 1030 Partners, LLC and 1010 Ocean Partners, LLC Block 17, Lots 4 & 5**

- No. 194-2020** **Authorizing Bonds Aggregating the Principal Sum Not to Exceed \$8,300,214 Authorized by Twenty-Two Bond Ordinances Heretofore Adopted to Finance Part of The Cost of Various General Improvements In the Borough of Sea Bright, County of Monmouth, New Jersey into One Consolidated Issue of Bonds and Providing for The Form, Maturities and Other Details of Said Consolidated Issue.**

- No. 195-2020** **2020 Budget – Authorizing Transfer of Funds**

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

ORDINANCE(s):

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 11-2020
AN ORDINANCE AMENDING CHAPTER 130, "LAND USE," ARTICLE IX, "DESIGN STANDARDS," §130-59H, "BULKHEAD MAINTENANCE," OF THE CODE OF THE BOROUGH OF SEA BRIGHT

Councilmember _____ offered a motion to introduce Ordinance No. 11-2020 for a public hearing to be held on December 15, 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. 12-2020
**AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE
ORDINANCES OF THE BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH, STATE
OF NEW JERSEY**

Councilmember _____ offered a motion to introduce Ordinance No. 12-2020 for a public hearing to be held on December 15, 2020 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall___ Catalano___ Keeler___ Leckstein ___ Rooney___ Schwartz___

INDIVIDUAL ACTION/New Business:

Vouchers: \$594,174.00

Councilmember _____ offered a motion to approve the Voucher List dated November 17, 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: Potential 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___

RESOLUTION NO. 183-2020
BOROUGH OF SEA BRIGHT
EMERGENCY RESOLUTION – BEACH UTILITY

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

WHEREAS, an emergency has arisen with respect to the Borough's responsibility to provide access, maintenance and public safety for beachgoers who have utilized the Sea Bright beaches in a manner that far exceeded typical usage as a result of the Pandemic COVID-19 State of Emergency and, no adequate provision was made in the 2020 budget for the aforesaid purpose, and NJSA 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentions above; and

WHEREAS, the amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$60,000.00 and three (3%) percent of the total operating appropriations in the budget for 2020 is \$249,803.00; and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including Beach Utility operation appropriations) in the budget for 2020.

NOW, THEREFORE, BE IT RESOLVED, that in accordance with NJSA 40A:4-48:

1. An emergency appropriation is hereby made for Beach Utility Salary and Wages in the amount of \$60,000.00
2. That said emergency appropriation shall be provided for in full in the 2021 budget, and is requested to be excluded from CAPS, pursuant to NJSA 40A:4-53.3c(1)
3. That two (2) certified copies of this resolution be file with the Director of the Division of Local Government Services.

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

November 17, 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, New Jersey at a Council Meeting held on November 17, 2020.

Christine Pfeiffer, Borough Clerk

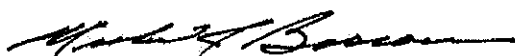
CERTIFICATION OF EMERGENCY APPROPRIATION - CHIEF FINANCIAL OFFICER

Purpose of emergency appropriation: The beaches of the Borough of Sea Bright are open to the public on a daily basis. The typical beach season, for which the Borough budgets, is from Memorial Day to Labor Day. However, as a result of the pandemic (COVID-19), the Borough beaches remain open to provide the public with a safe environment outside of their homes. In addition, to accommodate social distancing, the Borough has had to staff beaches that are typically not staffed. Staffing providing for beach safety includes beach patrol personnel, attendants, beach cleaners, public works, and police personnel. The 2020 budget cannot accommodate the continued operations of the beach, however it is necessary that such an accommodation be made for public safety purposes.

Date of occurrence: Ongoing. The beaches remain open.

No contracts nor purchase orders have been placed in connection with this emergency appropriation.

Dated: October 30, 2020



Michael J. Bascom, CMFO
Chief Financial Officer

RESOLUTION NO. 184-2020
**ESTABLISHING STANDARD PROCEDURES AND REQUIREMENTS FOR PUBLIC
COMMENTS MADE DURING REMOTE MEETINGS OF THE
BOROUGH OF SEA BRIGHT COUNCIL**

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

WHEREAS, the COVID-19 pandemic has forced local government entities throughout the State of New Jersey to hold public meetings remotely; and

WHEREAS, Section 8 of P.L. 2020, c. 34 authorized the Director of the Division of Local Government Services ("Director") to promulgate regulations establishing standard protocols for remote meetings held by a "local public body" during a Governor-declared emergency ("Regulations"); and

WHEREAS, the Director promulgated the Regulations, which are codified as N.J.A.C. 5:39-1.1 through 1.7; and

WHEREAS, the Borough Council of the Borough of Sea Bright is a "local public body" as defined in the Regulations and is therefore subject to the requirements thereof; and

WHEREAS, N.J.A.C. 5:39-1.4(h) requires a local public body to adopt a resolution establishing standard procedures and requirements for public comment made during a remote public meeting as well as for public comments submitted in writing ahead of the remote public meeting; and

WHEREAS, in order to fulfill the requirements set forth in N.J.A.C. 5:39-1.4(h) the procedures and requirements appearing below are hereby established by the Council;

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby establishes the following procedures and requirements to satisfy the requirement set forth in N.J.A.C. 5:39-1.4(h):

- 1) Members of the public wishing to make a comment during a remote meeting shall be permitted to do so using the audio and/or video technology under which the remote meeting is being held.
- 2) Members of the public may also submit written comments to the Council, through the Borough Clerk, by either email to: cpfeiffer@seabrightnj.org or written letter to Borough Clerk, Borough of Sea Bright, 1099 Ocean Avenue, Sea Bright, NJ 07760. Written comments must be received at least 24 hours prior to the noticed start of the remote meeting in order to be included in the meeting.
- 3) Public comments shall be received and/or read into the record during times designated during the meeting for public participation.
- 4) The Council reserves the right to pass over duplicative written comments; however, each duplicative comment shall be noted for the record with the content summarized.
- 5) A member of the public wishing to speak during a remote meeting shall state their name and address for the record prior to making their comment.
- 6) Members of the public commenting during a remote meeting shall not act in any manner to disrupt the meeting. If such a member of the public becomes disruptive

during the meeting, the individual chairing the meeting shall mute, or direct the muting of, the disruptive member and warn that any continued disruption may result in the member being prevented from speaking during the meeting or be removed from the remote meeting. Disruptive conduct includes, but is not limited to, sustained inappropriate behaviors such as shouting, interruption, and the use of profanity.

- 7) Any member who continues to be disruptive after receiving a warning may be muted while other members of the public are allowed to proceed with their comments. If time permits, the disruptive individual shall be allowed to speak after all other members of the public are provided an opportunity to comment. Should the individual remain disruptive, the individual may be muted or kept on mute for the remainder of the remote meeting or removed from the meeting.

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 185-2020
APPROVING SHARED SERVICE AGREEMENT WITH THE
COUNTY OF MONMOUTH TO PROVIDE COMMUNITY RATING SYSTEM (CRS)
PROJECT MANAGEMENT SOFTWARE

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

WHEREAS, the Borough of Sea Bright desires to enter into a shared service agreement with the County of Monmouth to provide community rating system project management software for a total cost for the Borough for a three (3) year term at \$13,500.00 resulting in considerable savings to the Borough; and

WHEREAS, the County contribution through the NJDCA LEAP Challenge Grant shall be \$7,353.00 (55.5%), requiring the Borough's cost share of \$6,147.00 (44.5%) and the County will pay \$100% of the program cost for the Borough (\$13,500) to Forerunner and the Borough will 100% of their cost share (up to \$6,147.00) to the County of Monmouth; and

WHEREAS, if it is determined CRS Software is eligible and approved for the CARES Act funding, the total Borough cost share for this program may be adjusted resulting in either a lower cost share or no cost to the Borough; and

WHEREAS, the Borough and the County of Monmouth are authorized pursuant to Uniformed Shared Services Consolidation Act, N.J.S.A. 40A:65-1, et seq. to enter into a shared service agreement with any other local unit to provide or receive any service that each local unit could perform on its own; and

WHEREAS, the Governing Body finds that it would be most cost effective for the Borough to enter into a Shared Service Agreement with the County of Monmouth for the aforementioned purpose; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds not to exceed \$6,147.00 will be available for this shared services agreement in the 2021 budget. This agreement is subject to the continued appropriation of necessary funds in the local municipal budget beyond the 2021 budget year.

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 hereby authorize the Mayor to sign said Shared Service Agreement between the Borough of Sea Bright and County of Monmouth to provide community rating system project management software for a total cost for the Borough for a three (3) year term at \$13,500.00 and due to the County contribution through the NJDCA LEAP Challenge Grant shall be \$7,353.00, requiring the Borough's cost share of \$6,147.00 is hereby approved.

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

1. CRS Coordinator, Mary Tangolics
2. Joe Barris, Director, MC Dept. of Planning & Economic Development

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized to execute the Agreement for the Shresbury River Automated Flood Warning System; and

BE IT FURTHER RESOLVED that this agreement shall be effective commencing nunc pro tunc January 1, 2020 and shall remain in effect for ten (10) years through December 31, 2029.

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 187-2020
MONMOUTH COUNTY SPCA
2021 CONTRACT

(January 1, 2021 through December 31, 2021)

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

WHEREAS, the Borough Council of the Borough of Sea Bright is in need of animal control services within the Borough, and

WHEREAS, the Borough of Sea Bright wishes to retain the services of the Monmouth County Society for the Prevention of Cruelty to Animals (MCSPCA) for animal control for a period beginning the 1st day of January, 2021 and ending on the 31st day of December, 2021; and

WHEREAS, the Borough Council is in receipt of the 2021 Agreement (attached hereto) which outlines the scope of services to be provided, including an animal control officer, for a sum of \$3,900.00 to be prorated on a monthly basis of \$325.00; and

WHEREAS, the Borough has previously entered into a Memorandum of Understanding with the MCSPCA for the purpose of TNR (Trap, Neuter, Release Program) and wishes to continue that program at the rate of \$37.50 per cat.

CERTIFICATION OF FUNDS

Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, has certified that funds are available in the Animal Control Trust Fund for this purpose.

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 authorize the animal control services with the Monmouth County SPCA for the year 2021 at a rate of \$3,900.00 per the attached agreement and authorize the continuation of the Memorandum of Understanding with the Monmouth County SPCA required to participate in the Trap, Neuter and Release Program; and

BE IT FURTHER RESOLVED that this agreement is made pursuant to N.J.S.A. 40:48-5.1.

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

1. **Monmouth County SPCA**
2. **Police Department**
3. **Finance Manager**

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

November 17, 2021

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 November 17, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 188-2020
RESCINDING RESOLUTION 122-2008
AND DIRECTING REMOVAL OF ABANDONED SIGNAGE FROM BOROUGH

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

WHEREAS, pursuant to Resolution No. 122-2008, adopted by the Borough Council on June 17, 2008, the Sea Bright Business Alliance was authorized to install two 4x4 signs in town, with one being located at the foot of the Rumson Bridge and the other at the south end of town on Ocean Avenue, so as to promote a Family Movie Night it intended to hold during the summer months; and

WHEREAS, the intent of Resolution No. 122-2008 has now been rendered moot as the Sea Bright Business Alliance no longer hosts a Family Movie Night and the organization itself is no longer active; and

WHEREAS, the two signs erected by the organization back in 2008 have long since been abandoned and become eyesores in need of removal;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Resolution No. 122-2008 is hereby officially rescinded, and the Department of Public Works is hereby directed to immediately remove the remnants of the two promotional signs from Borough property.

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

1. Department of Public Works

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

November 17, 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, New Jersey at a Council Meeting held on November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 189-2020
AUTHORIZING THE PURCHASE OF A TRAILER
FOR THE BOROUGH OF SEA BRIGHT
DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, the Department of Public Works is in need of a MAXXD B6X 20 foot Skid Steer trailer; and

WHEREAS, Shawn Thomas, Deputy Director of Public Works, has obtained the following quotes:

1. Locked and Loaded Trailers of Aberdeen, NJ in the amount of \$6,700.00
2. Middletown Trailer Supply of Belford, NJ in the amount of \$6,140.00

WHEREAS, the Borough of Sea Bright is desirous of authorizing the purchase of the skid steer/utility trailer from Middletown Trailer Supply as their quote is most advantageous, price and other factors considered; and

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 \$6,140.00 are available in the Department of Public Works Line Item #0-01-26-290-219 for the purposes stated herein.

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 hereby authorize the purchase of a MAXXD B6X Skid Steer trailer in the amount of \$6,140.00 from Middletown Trailer Supply of Belford, NJ for the Department of Public Works.

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

1. Department of Public Works
2. Finance Manager

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

November 17, 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, New Jersey at a Council Meeting held on November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 190-2020
Authorize Issuance of a "New" Liquor License
For the 2019/2020 License Term
S. Kelly Corporation – The Mad Hatter

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

WHEREAS, pursuant to N.J.S.A. 33:1-12.18, a Verified Petition was submitted to the Division of Alcoholic Beverage Control of the State of New Jersey by S. Kelly Corporation (License No.1343-33-011-007), for a special ruling to authorize the issuance of a "new" license based upon failure to renew due to circumstances beyond licensee's control or other extraordinary circumstances; and

WHEREAS, in connection therewith, the owner of said license filed the 12-page application, received tax clearance and has paid all the required Plenary Retail Consumption License fees for the 2019-2020 license term; and

WHEREAS, this licensee has also requested relief pursuant to N.J.S.A. 33:1-12.39 to allow for the renewal of an inactive license for the 2019-2020, 2020-2021 and 2021-2022 license term(s); and

WHEREAS, on November 6, 2020, the Borough of Sea Bright received a copy of the ruling from the Acting Director, Department of Law and Public Safety, Division of Alcoholic Beverage Control granting the relief sought in the Verified Petition allowing the 2019-2020 license term to be considered for a new license and granting relief for inactive status for the license terms 2019-2020, 2020-2021 and 2021-2022; and

WHEREAS, it is within the purview of the local issuing authority to either grant or deny said application for a "new" license in the reasonable exercise of its discretion; and

WHEREAS, the Governing Body has considered the foregoing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the following Class C Plenary Retail Consumption License be issued for the 2019-2020 license term pursuant to the special rulings granted by the Acting Director, Department of Law and Public Safety, Division of Alcoholic Beverage Control:

License No. 1343-33-011-007
Licensee: S. Kelly Corporation t/a The Mad Hatter
Borough of Sea Bright, Monmouth County, New Jersey
Status: Inactive

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

1. Division of Alcoholic Beverage Control
2. Department of Police
3. S. Kelly Corporation

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

November 17, 2020

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 191-2020
2020/2021 Annual Renewal Liquor License
S. Kelly Corporation

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

WHEREAS, pursuant to N.J.S.A. 33:1-12.39, an application was made to the Division of Alcoholic Beverage Control of the State of New Jersey by S. Kelly Corporation d/b/a/ The Mad hatter for a special ruling to permit the renewal of inactive license No.1343-33-011-007; and

WHEREAS, in connection therewith, the owner of said license filed the necessary annual renewal application for a Class C License, received tax clearance and has paid all the required fees to renew their 2020-2021 Plenary Retail Consumption License; and

WHEREAS, on November 6, 2020, the Borough of Sea Bright received a copy of a letter from the Division of Alcoholic Beverage Control signed by James B. Graziano, Acting Director of the Department of Law and Public Safety, enclosing a Special Ruling permitting the filing and consideration of a annual renewal application for the above referenced inactive license for the 2019-2020, 2020-2021 and 2021-2022 license terms. This Ruling merely determined that good cause exists for the issuing authority to consider the application for renewal; and

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

WHEREAS, the Governing Body has considered the foregoing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, that the following Class C Plenary Retail Consumption License be renewed for a one-year license term, 2020-2021 as follows:

License No. 1343-33-011-007
Licensee: S. Kelly Corporation
Borough of Sea Bright, Monmouth County, New Jersey
Status: Inactive

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

1. Division of Alcoholic Beverage Control
2. Department of Police
3. S. Kelly Corporation

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

November 17, 2020

CERTIFICATION

I, Christine Pfeiffer, do hereby certify that this is a true copy of a resolution approved by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on December 15, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 192-2020
Authorize the Release of Maintenance Bond for
AMCK, LLC
1066 Ocean Avenue
Block 16, Lots 4

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

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete; and

WHEREAS, on March 21, 2017, AMCK, LLC heretofore deposited with the Borough of Sea Bright an all cash maintenance bond in the amount of 15% (\$1,816.50) of the cost of the improvements on premises known as Block 16, Lot 4 known as 1066 Ocean Avenue for a two year period; and

WHEREAS, David J. Hoder, P.E., P.P., C.M.E., Borough Consulting Engineer, has advised the Borough Clerk by letter dated November 9, 2020, a copy of which is on file in the Office of the Borough Clerk, that the bonded improvements have been satisfactorily completed in accordance with the approved site plan and remain in good condition, therefore recommending the release of the aforementioned maintenance bond.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the maintenance bond in the amount of \$1,816.50 is hereby released, canceled and discharged and authorize the release of any and all escrow, engineering and inspection fees subject to any outstanding fees due.

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

1. Fiscal Officer
2. Construction Official
3. Planning Board Secretary
4. AMCK, LLC

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 193-2020
Authorize the Release of Maintenance Bond for
Tommy's Tavern and Tap
1030 Partners, LLC and 1010 Ocean Partners, LLC
Block 17, Lots 4 & 5

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

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) provides for the posting of maintenance guarantees with the governing body after final acceptance of improvements when said improvements have been certified as complete; and

WHEREAS, on May 18, 2018, 1030 Partners, LLC and 1010 Ocean Partners, LLC has heretofore deposited with the Borough of Sea Bright a maintenance bond (No. FP0023828) in the amount of 15% (\$13,072.13) of the cost of the improvements on premises known as Block 17, Lots 4 & 5 known as 1010 and 1030 Ocean Avenue for a two year period; and

WHEREAS, David J. Hoder, P.E., P.P., C.M.E., Borough Consulting Engineer, has advised the Borough Clerk by letter dated October 23, 2020, a copy of which is on file in the Office of the Borough Clerk, that the bonded improvements have been satisfactorily completed in accordance with the approved site plan and remain in good condition, therefore recommending the release of the aforementioned maintenance bond.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the maintenance bond in the amount of \$13,072.13 is hereby released, canceled and discharged and authorize the release of any and all escrow, engineering and inspection fees subject to any outstanding fees due.

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

1. First Indemnity of America Insurance Company
2. Fiscal Officer
3. Construction Official
4. Planning Board Secretary
5. 1030 Partners, LLC and 1010 Ocean Partners, LLC

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 194-2020
AUTHORIZING BONDS AGGREGATING THE PRINCIPAL SUM NOT TO EXCEED \$8,300,214 AUTHORIZED BY TWENTY-TWO BOND ORDINANCES HERETOFORE ADOPTED TO FINANCE PART OF THE COST OF VARIOUS GENERAL IMPROVEMENTS IN THE BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH, NEW JERSEY INTO ONE CONSOLIDATED ISSUE OF BONDS AND PROVIDING FOR THE FORM, MATURITIES AND OTHER DETAILS OF SAID CONSOLIDATED ISSUE.

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

WHEREAS, the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough"), has heretofore adopted twenty-two bond ordinances authorizing bonds to finance part of the cost of various general improvements in said Borough; and

WHEREAS, it is necessary to issue bonds pursuant to said ordinances in an aggregate principal amount not to exceed \$8,300,214 and it is deemed advisable and in the best interests of the Borough, for the purpose of the orderly marketing of said bonds and for other financial reasons, to combine the bonds authorized under said twenty-two ordinances into one consolidated issue in the aggregate principal amount not to exceed \$8,300,214 pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey;

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

Section 1. There shall be issued bonds of the Borough in the following principal amounts pursuant to the following bond ordinances:

A. An amount not to exceed \$993,497 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 16-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$7,900,000 FOR CONSTRUCTION OF MUNICIPAL COMPLEX FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$3,942,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

B. An amount not to exceed \$79,480 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 13-2018):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$200,000 FOR THE RECONSTRUCTION OF EAST OCEAN AVENUE AND MOUNTAINVIEW WAY FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$40,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

as amended on May 7, 2019 by an ordinance entitled (Ordinance No. 10-2019)

BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER 2018-13 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY ON DECEMBER 18, 2018."

heretofore finally adopted. The average period of usefulness is 20 years.

C. An amount not to exceed \$141,573 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 11-2019):

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

heretofore finally adopted. The period of usefulness is 6.08 years.

D. An amount not to exceed \$66,068 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 12-2019):

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

heretofore finally adopted. The average period of usefulness is 15 years.

E. An amount not to exceed \$94,382 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2019):

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

heretofore finally adopted. The average period of usefulness is 40 years.

F. An amount not to exceed \$295,258 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 10-2012):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,850,000 FOR THE HAZARD MITIGATION PROJECT - BULKHEADS AND PUMP STATION FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$452,235 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

As amended by a bond ordinance adopted on March 17, 2015 and entitled: (#02-2015)

"AMENDING BOND ORDINANCE NUMBER 10-2012 FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY ON AUGUST 7, 012."

heretofore finally adopted. The average period of usefulness is 24.40 years.

G. An amount not to exceed \$321,034 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 15-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,400,000 FOR CONSTRUCTION OF THE COMMUNITY CENTER FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$332,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

H. An amount not to exceed \$142,500 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2017):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$150,000 FOR THE ACQUISITION OF VARIOUS CAPITAL ITEMS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$142,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 12.73 years.

I. An amount not to exceed \$80,750 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 07-2018):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$85,000 FOR ACQUISITION OF VARIOUS CAPITAL EQUIPMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$80,750 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 5 years.

J. An amount not to exceed \$138,073 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 14-2015):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$175,000 FOR ACQUISITION OF VARIOUS CAPITAL EQUIPMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$166,250 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

K. An amount not to exceed \$507,444 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 21-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR THE IMPROVEMENTS TO MUNICIPAL FACILITIES FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 14 years.

L. An amount not to exceed \$157,943 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 11-2015):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$380,000 FOR VARIOUS GENERAL IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$171,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

M. An amount not to exceed \$1,358,550 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 18-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,800,000 FOR ROADWAY AND PUBLIC PARKING LOT IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,710,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

N. An amount not to exceed \$330,000 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 06-2020):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR VARIOUS ROAD IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$330,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 20 years.

O. An amount not to exceed \$826,018 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 12-2012):

"BOND ORDINANCE FOR THE BEACH UTILITY PROVIDING AN APPROPRIATION OF \$1,200,000 FOR THE SAND REPLENISHMENT PROJECT FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$1,140,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

P. An amount not to exceed \$470,962 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 19-2013):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$600,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

Q. An amount not to exceed \$156,666 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 02-2014):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$200,000 FOR BEACH UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The period of usefulness is 15 years.

R. An amount not to exceed \$1,461,551 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 17-2016):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,600,000 FOR CONSTRUCTION OF BUILDING FOR THE EACH UTILITY FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND; AUTHORIZING THE ISSUANCE OF \$1,486,750 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 30 years.

S. An amount not to exceed \$380,000 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 15-2017):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$400,000 FOR SEWER UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 35.31 years.

T. An amount not to exceed \$298,465 bonds, being bonds authorized by an ordinance entitled: (Ord. No. 01-2014):

"BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$350,000 FOR SEWER UTILITY IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$309,931 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION."

heretofore finally adopted. The average period of usefulness is 15 years.

Section 2. The bonds referred to in Section 1 hereof are hereby combined into one consolidated issue of bonds in the aggregate principal amount not to exceed \$8,300,214 and are sometimes hereinafter collectively referred to as the "Bonds." The bonds referred to in Subsections A to N shall be designated "General Improvement Bonds, Series 2020" and shall be numbered with the prefix G from one (1) consecutively upward. The bonds referred to in Subsections O to R shall be designated "Beach Utility Bonds, Series 2020" and shall be numbered with the prefix BU from one (1) consecutively upward. The bonds referred to in Subsections S and T shall be designated "Sewer Utility Bonds, Series 2020" and shall be numbered with the prefix SU from one (1) consecutively upward. The bonds of said consolidated issue shall be dated the date of delivery of the Bonds and will be issued in fully registered form. The Bonds of said issue (i) shall be dated the date of delivery of the Bonds, (ii) shall mature in the years 2021 through 2040, or such other years as may be determined by the Chief Financial Officer, (iii) shall bear interest at the interest rates per annum as determined by the Chief Financial Officer, (iv) shall be sold at such price or prices as determined by the Chief Financial Officer, and (v) may be subject to redemption prior to their stated maturities as determined by the Chief Financial Officer, as shall be set forth in the proposal for the purchase of the Bonds acceptance of which is authorized pursuant to Section 5 hereof. The Bonds shall be numbered one consecutively upward, and will be issued in fully registered form.

Section 3. The Bonds shall be payable as to interest at the corporate trust office of U.S. Bank National Association, Edison, New Jersey, payable on the May 15 and November 15 prior to each June 1 and December 1, commencing June 1, 2021, in an amount equal to the interest accruing to each such June 1 and December 1, and payable as to principal at the corporate trust office of U.S. Bank National Association, payable on the fifteenth day of the month immediately preceding the due date therefor. Interest on the Bonds shall be calculated on the basis of a 360-day year or twelve 30-day calendar months.

Section 4. The Bonds shall be signed by the Mayor or Deputy Mayor and the Borough Chief Financial Officer (each an "Authorized Officer"), by their manual or facsimile signatures, and the corporate seal of the Borough shall be affixed thereto, or imprinted or reproduced thereon and shall be attested by the manual or facsimile signature of the Clerk or Deputy Clerk of the Borough.

Section 5. The Bonds are hereby sold and awarded to the Monmouth County Improvement Authority (the "Authority") by an Authorized Officer at a price determined by the Authorized Officer pursuant to the terms of a Bond Purchase Agreement between the Borough and the Authority (the "Bond Purchase Agreement"). The Mayor and Deputy Mayor are hereby authorized on behalf of the Borough to execute the Bond Purchase Agreement by and between the Borough and the Monmouth County Improvement Authority and the Continuing Disclosure Agreement by and between the Borough and U.S. Bank National Association, if necessary.

Section 6. The Bonds and the registration provisions endorsed thereon shall be in substantially the following form:

No. 2020 G-___, BU- or SU-___

**UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF MONMOUTH**

BOROUGH OF SEA BRIGHT
GENERAL IMPROVEMENT BOND, SERIES 2020
OR
BEACH UTILITY BOND, SERIES 2020
OR

DATE OF
ORIGINAL
ISSUE: December __, 2020

BOROUGH OF SEA BRIGHT in the County of Monmouth, New Jersey, hereby acknowledges itself indebted and for value received promises to pay to

THE MONMOUTH COUNTY IMPROVEMENT
AUTHORITY (the "Authority")
c/o U.S. BANK NATIONAL ASSOCIATION
(the "Trustee")

the principal sums on the dates and in the amounts set forth on Schedule A attached hereto and made a part hereof and to pay interest on such sum from the DATE OF ORIGINAL ISSUE of this bond until payment in full at the interest rates per annum and in the amounts shown on Schedule A attached hereto and made a part hereof. Interest is payable to the Authority at the corporate trust office of the Trustee on the May 15 and November 15 prior to each June 1 and December 1, commencing June 1, 2021, in an amount equal to the interest accruing to each such June 1 and December 1. This bond as to principal will be payable on the fifteenth day of the month immediately preceding the due date therefor at the corporate trust office of the Trustee. Amounts not paid when due hereunder shall bear interest at the Late Payment Rate until paid. This bond shall be prepayable as set forth in Section 1303 of the bond resolution adopted by the Authority on November 5, 2020 (as the same may be supplemented and amended, the "Bond Resolution").

Both principal of and interest on this bond is payable in lawful money of the United States of America and in immediately available funds.

As used herein, "Business Day" shall mean any day that is not a Saturday, a Sunday or a legal holiday in the State of New Jersey or the State of New York or a day on which the Trustee is legally authorized to close. "Late Payment Rate" shall mean a rate per annum equal to the lower of (i) the greater of (a) three percent above the interest rate that JPMorgan Chase publicly announces from time to time as its prime lending rate, such interest rate to change on the effective date of each announced change in such rate and (b) the rate then payable on this bond, and (ii) the maximum interest rate allowed by law.

The Bonds are subject to redemption prior to their stated maturities.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of New Jersey, and is one of the Bonds referred to in a resolution of the Borough of Sea Bright adopted on November 17, 2020 and entitled "Resolution Authorizing Bonds Aggregating The Principal Sum Not To Exceed \$8,300,214 Authorized By Twenty-Two Bond Ordinances Heretofore Adopted To Finance Part Of The Cost Of Various General Improvements In The Borough Of Sea Bright, County Of Monmouth, New Jersey Into One Consolidated Issue Of Bonds And Providing For The Form, Maturities And Other Details Of Said Consolidated Issue," and the bond ordinance referred to therein, in all respects duly approved and published as required by law.

The full faith and credit of the Borough of Sea Bright are hereby irrevocably pledged for the punctual payment of the principal of and the interest on, and all other amounts due under, this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Borough of Sea Bright, is within every debt and other limit prescribed by such Constitution or statutes.

The Borough of Sea Bright agrees to pay (i) all costs and expenses (including legal fees) in connection with the administration and enforcement of this bond, which includes but is not limited to costs in connection with the enforcement of the County Guaranty (as defined in the Bond Resolution) and (ii) its share of the amounts payable pursuant to Section 9(vi)(B) of the Bond Purchase Agreement between the Borough of Sea Bright and the Authority.

IN WITNESS WHEREOF, the BOROUGH OF SEA BRIGHT, in the County of Monmouth, New Jersey has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor or Deputy Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Borough Clerk, and this bond to be dated the DATE OF ORIGINAL ISSUE as specified above.

BOROUGH OF SEA BRIGHT

By: _____
Brian P. Kelly, Mayor

Christine Pfeiffer,
Clerk

By: _____
Michael Bascom,
Chief Financial Officer

(Assignment Provision on Back of Bond)

ASSIGNMENT

FOR VALUE RECEIVED _____ hereby sells, assigns and transfers unto _____ (Please Print or Type Name and Address of Assignee) the within bond and irrevocably appoints _____ as Attorney to transfer this bond on the registration books of the _____ with full power of substitution and revocation.

NOTICE

The signature of this assignment must correspond with the name as it appears on the face of the within bond in every particular.

Dated:

Signature of Guarantee:

SCHEDULE A

BOROUGH OF SEA BRIGHT

GENERAL IMPROVEMENT BONDS, SERIES 2020

OR

BEACH UTILITY BONDS, SERIES 2020

OR

SEWER UTILITY BONDS, SERIES 2020

Schedule of Principal and Interest Payments

Section 7. The Borough Chief Financial Officer is hereby authorized and directed (a) to cause a copy of the written opinion with respect to the Bonds which is to be rendered by the firm of Gibbons P.C. (complete except for omission of its date) to be printed or referred to on the Bonds, and at the time of the original delivery of payment for the Bonds and when such written opinion is rendered, to cause the Borough Clerk to certify to the truth and correctness of such copy of opinion by executing on each of said Bonds, by manual or facsimile signature, a certificate subjoined to each such copy, and to file a signed duplicate of such written opinion in such Clerk's office and at each place at which the Bonds are payable, (b) to cause the applicable CUSIP number (if any) assigned for each of said Bonds by the CUSIP Global Services, which is managed on behalf of the American Bankers Association by S&P Global Market Intelligence, to be printed on each of the Bonds, and (c) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds.

Section 8. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the Authority and the payment of the purchase price thereof in accordance with the Bond Purchase Agreement, the Borough Chief Financial Officer is hereby authorized and directed as of said date of issue, to execute and deliver to said purchaser (a) an arbitrage certification with respect to the Bonds under and for the purpose of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"), and (b) an accompanying opinion of Gibbons P.C. as of said date of issue with respect to said arbitrage certification for the purposes of said Section 148.

Section 9. The proceeds of the Bonds shall be applied in the amounts and for the purposes provided in Section 1 hereof, and to pay and fund any bond anticipation notes theretofore issued for such purpose and then outstanding.

Section 10. The Mayor or Deputy Mayor and Borough Chief Financial Officer are hereby authorized and directed, as is the Borough Clerk, to execute all documents and certificates, necessary for the sale and delivery of said Bonds.

Section 11. This resolution shall take effect immediately.

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

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 195-2020
2020 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 2020 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 – November 17, 2020

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, Catalano, Keeler, Leckstein, Rooney, Schwartz

November 17, 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 November 17, 2020.

Christine Pfeiffer, Borough Clerk

**BOROUGH OF SEA BRIGHT
SCHEDULE OF BUDGET TRANSFERS
NOVEMBER 17, 2020**

<u>CURRENT FUND</u>		<u>TO</u>	<u>FROM</u>
GENERAL ADMIN	OE		\$ 20,000.00
CLERK	S&W	\$ 17,000.00	
TAX COLLECTOR	OE		\$ 2,000.00
TAX ASSESSOR	OE		\$ 3,000.00
UNIFORM CONSTRUCTION CODE	S&W		\$ 15,000.00
PARKING	OE	\$ 20,000.00	
STREETS & ROADS	S&W		\$ 15,000.00
SOLID WASTE COLLECTION	OE	\$ 35,000.00	
PARKS & REC	OE		\$ 5,000.00
CELEBRATION OF PUBLIC EVENTS	OE		\$ 2,500.00
ELECTRIC	OE		\$ 10,000.00
STREET LIGHTNING	OE	\$ 1,500.00	
TELEPHONE	OE		\$ 5,000.00
WATER	OE	\$ 2,500.00	
GASOLINE	OE		\$ 7,000.00
SOCIAL SECURITY	OE	\$ 8,500.00	
		\$ 84,500.00	\$ 84,500.00

<u>SEWER UTILITY</u>		<u>TO</u>	<u>FROM</u>
SEWER	S&W	\$ 6,000.00	
SEWER	OE		\$ 7,000.00
SOCIAL SECURITY	OE	\$ 1,000.00	
		\$ 7,000.00	\$ 7,000.00

ORDINANCE NO. 11-2020

AN ORDINANCE AMENDING CHAPTER 130, "LAND USE," ARTICLE IX, "DESIGN STANDARDS," §130-59H, "BULKHEAD MAINTENANCE," OF THE CODE OF THE BOROUGH OF SEA BRIGHT

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

SECTION ONE. Chapter 130, "Land Use", Article IX "Design Standards", of the Code of the Borough of Sea Bright be and the same is hereby amended as follows:

"§ 130-59H Bulkhead maintenance.

(2) Inspection by Borough Engineer.

B. When notified by the Borough Engineer of a defective or deteriorated bulkhead, the property owner shall submit a plan of corrective action to the Borough Engineer no later than ~~30~~ 60 days from the receipt of the notice.

C. Upon approval of the plan of corrective action, the property owner shall complete all necessary repairs within ~~sixty (60)~~ ninety (90) days.

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 November 17, 2020 and will be further considered after a Public Hearing to be held remotely on December 15, 2020 at 7:00 pm.

INTRODUCED: November 17, 2020

PUBLIC HEARING: December 15, 2020

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

BRIAN KELLY, MAYOR

ORDINANCE NO. 12-2020

**AN ORDINANCE ADOPTING A REVISION AND CODIFICATION OF THE
ORDINANCES OF THE BOROUGH OF SEA BRIGHT, COUNTY OF MONMOUTH,
STATE OF NEW JERSEY**

Be it ordained and enacted by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, as follows:

§ 1-2. Code adopted; existing ordinances continued.

Pursuant to N.J.S.A. 40:49-4, the ordinances of the Borough of Sea Bright of a general and permanent nature adopted by the Mayor and Council of the Borough of Sea Bright, as revised and codified and consisting of Chapters 1 through 207, together with an Appendix, are hereby approved, adopted, ordained and enacted as the Code of the Borough of Sea Bright, hereinafter referred to as the "Code." The provisions of the Code, insofar as they are substantively the same as those of the ordinances in force immediately prior to the enactment of the Code by this ordinance, are intended as a continuation of such ordinances and not as new enactments. This ordinance and the Code adopted hereby shall supersede and replace the 1998 Code of the Borough of Sea Bright, as amended and supplemented.

§ 1-3. Code on file; additions and amendments.

- A. A copy of the Code has been filed in the office of the Borough Clerk and shall remain there for use and examination by the public until final action is taken on this ordinance. Following adoption of this ordinance, such copy shall be certified to by the Clerk of the Borough of Sea Bright by impressing thereon the Seal of the Borough, as provided by law, and such certified copy shall remain on file in the office of the Borough Clerk, to be made available to persons desiring to examine the same during all times while said Code is in effect.

- B. Additions or amendments to the Code, when adopted in such form as to indicate the intent of the Mayor and Council to make them a part thereof, shall be deemed to be incorporated into such Code so that reference to the "Code of the Borough of Sea Bright" shall be understood and intended to include such additions and amendments.

§ 1-4. Notice; publication.

The Clerk of the Borough of Sea Bright shall cause notice of the passage of this ordinance to be given in the manner required by law. The notice of passage of this ordinance coupled with filing of the Code in the office of the Borough Clerk as provided in § 1-3 shall be deemed, held and considered to be due and legal publication of all provisions of the Code for all purposes.

§ 1-5. Severability.

Each section of this ordinance and of the Code and every part of each section is an independent section or part of a section, and the holding of any section or part thereof to be unconstitutional,

void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-6. Repealer.

- A. Ordinances or parts of ordinances inconsistent with the provisions contained in the Code adopted by this ordinance are hereby repealed; provided, however, that such repeal shall only be to the extent of such inconsistency, and any valid legislation of the Borough of Sea Bright which is not in conflict with the provisions of the Code shall be deemed to remain in full force and effect.
- B. The following ordinances have been removed from the Code and are specifically repealed:
 - (1) Ordinance No. 107-99 (Chapter 134, Library, Article I, Fines for Overdue Materials), as amended by Ordinance No. 9-2003.
 - (2) Ordinance No. 114-99 (Chapter 134, Library, Article II, Use of Meeting Room), as amended by Ordinance No. 9-2003.
 - (3) Ordinance No. 21-00 (Chapter 134, Library, Article III, Nonresident Library Use), as amended by Ordinance No. 9-2003.
 - (4) Ordinance No. 5-2009 (Chapter 44, Retirement, Article I, Defined Contribution Retirement Program).

§ 1-7. Ordinances saved from repeal.

The adoption of this Code and the repeal of ordinances provided for in § 1-6 of this ordinance shall not affect the following ordinances, rights and obligations, which are hereby expressly saved from repeal:

- A. Any ordinance adopted subsequent to September 1, 2020.
- B. Any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance or any action or proceeding brought for the enforcement of such right or liability.
- C. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision or any penalty, punishment or forfeiture which may result therefrom.
- D. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered prior to the effective date of this ordinance, brought pursuant to any legislative provision.
- E. Any franchise, license, right, easement or privilege heretofore granted or conferred.
- F. Any ordinance providing for the laying out, opening, altering, widening, relocating, straightening, establishing of grade, changing of name, improvement, acceptance or

vacation of any right-of-way, easement, street, road, highway, park or other public place or any portion thereof.

- G. Any ordinance or resolution appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond or other instruments or evidence of the Borough's indebtedness.
- H. Ordinances authorizing the purchase, sale, lease or transfer of property or any lawful contract, agreement or obligation.
- I. The levy or imposition of taxes, assessments or charges or the approval of the municipal budget.
- J. The dedication of property or approval of preliminary or final subdivision plats.
- K. All currently effective ordinances pertaining to the rate and manner of payment of salaries and compensation of officers and employees.
- L. Any ordinance adopting or amending the Zoning Map.
- M. Any ordinance relating to or establishing a pension plan or pension fund for municipal employees.
- N. Ordinance Nos. 72-98 and 83-98 pertaining to the establishment of handicapped parking spaces in front of specific properties and any ordinances of this nature adopted in the future.

§ 1-8. Changes in previously adopted ordinances.

- A. In preparing the revision and codification of the Borough's ordinances pursuant to N.J.S.A. 40:49-4, certain minor grammatical and nonsubstantive changes were made in one or more of said ordinances. It is the intention of the Mayor and Council that all such changes be adopted as part of the Code as if the ordinances so changed had been formally amended to read as such.
- B. In addition, the changes, amendments or revisions as set forth in Schedule A attached hereto and made a part hereof are made herewith, to become effective upon the effective date of this ordinance. (Chapter and section number references are to the ordinances as they have been renumbered and appear in the Code.)
- C. Throughout the Code:
 - (1) References to "Finance Officer" and "Treasurer" are amended to read "Chief Financial Officer."
 - (2) References to "Chairman" and "Chair" are amended to "Chairperson."
 - (3) References to "Superintendent of Public Works" are amended to "Director of Public Works."

(4) References to "Construction Code Official" and "Building Inspector" are amended to "Construction Official."

(5) References to "Plumbing Inspector" are amended to "Plumbing Subcode Official."

§ 1-9. Titles and headings; editor's notes.

- A. Chapter and article titles, headings and titles of sections and other divisions of the Code are inserted in the Code and may be inserted in supplements to the Code for the convenience of persons using the Code and are not part of the legislation.
- B. Editor's notes indicating sources of sections, giving other information or referring to the statutes or to other parts of the Code are inserted in the Code and may be inserted in supplements to the Code for the convenience of persons using the Code and are not part of the legislation.

§ 1-10. Altering or tampering with Code; violations and penalties.

It shall be unlawful for anyone to change, alter or tamper with the Code in any manner which will cause the laws of the Borough of Sea Bright to be misrepresented thereby. Anyone violating this section shall be subject, upon conviction, to one or more of the following penalties: a fine of not more than \$2,000, imprisonment for not more than 90 days or a period of community service not exceeding 90 days, in the discretion of the Judge imposing the same.

§ 1-11. When effective.

This ordinance shall take effect immediately upon final passage and publication as provided 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 November 17, 2020 and will be further considered after a Public Hearing to be held remotely on December 15, 2020 at 7:00 pm.

INTRODUCED: November 17, 2020

PUBLIC HEARING: December 15, 2020

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, CLERK

BRIAN KELLY, MAYOR

**Sea Bright Code Adoption Ordinance
Schedule A
(As Referenced in § 1-8B)**

Ch. 1. General Provisions.

Article I, General Penalty, is amended in its entirety to read as follows:

§ 1-1. Violations and penalties.

- A. For violation of any provision of this Code or any ordinance of the Borough where no specific penalty is provided, the minimum penalty upon conviction shall be \$100 and the maximum penalty shall be one or more of the following: a fine not exceeding \$2,000, imprisonment for a period not exceeding 90 days or a period of community service not exceeding 90 days. Unless otherwise provided, each day a violation continues shall be considered a separate offense.*
- B. If the Borough of Sea Bright chooses to impose a fine in an amount greater than \$1,250 upon an owner for violations of housing or zoning code regulations the Borough shall provide a thirty-day period in which the owner shall be afforded the opportunity to cure or abate the condition and shall also be afforded an opportunity for a hearing before the Municipal Court for an independent determination concerning the violation. Subsequent to the expiration of the thirty-day period, a fine greater than \$1,250 may be imposed if the Court has not determined otherwise or, upon reinspection of the property, it is determined that the abatement has not been substantially completed.*

Ch. 3. Administrative Code.

Former § 3-11, Borough Bulletin, is repealed.

Ch. 13. Court.

Section 13-3 is amended to add "licensed" before "to practice."

Section 13-4A is amended to change "indictable defenses" to "indictable offenses."

Section 13-5 is amended to update the reference to N.J.S.A. 2B:12-28 to N.J.S.A. 2B:24-3.

Section 13-7B is amended to update the reference to N.J.S.A. 2B:12-28 to N.J.S.A. 2B:24-17.

Ch. 14, Criminal History Record Checks.

Section 14-1 is amended as follows: "Criminal history background checks shall be required for all future appointees to positions within the Borough on any subsidiary boards, commissions, agencies, committees, or departments[,] and all employees, as well as all volunteers for various activities in the Borough."

Section 14-2 is amended to revise the first sentence to read as follows: "As used in this chapter, the following terms shall have the meanings indicated."

Ch. 20. Fire Department.

Section 20-2 is amended to read as follows: "Pursuant to N.J.S.A. 40A:14-68, the members of the Sea Bright Fire Rescue shall be under the control of the Borough of Sea Bright at all times, acting through its Borough Administrator or his/her designee, and in performing fire duty shall be deemed to be exercising a governmental function."

Section 20-3 is amended to read as follows:

- A. *The SBFR will be comprised of the below-listed hierarchy. The job description for each position shall be described within this chapter of the Code of the Borough of Sea Bright.*
 - (1) *Department Fire Chief.*
 - (2) *Deputy/Assistant Fire Chief.*
 - (3) *Fire Captain.*
 - (4) *Fire Lieutenants.*
 - (5) *Chief Engineer.*
 - (6) *Firefighter.*
 - (7) *Fire Police Officer.*
- B. *Department Chief.*
 - (1) *In all cases of fire threatening danger or destruction of property within the Borough of Sea Bright, the Department Chief shall take prompt and efficient measures and use all the*

means of the SBFR to extinguish the fire. The Department Chief shall, at such time, and on all occasions of fire alarm, have sole and absolute control and command over all the apparatus and all members of the SBFR. The Department Chief shall have sole control and command of all other fire apparatus and persons aiding and assisting the SBFR in cases of actual fire pursuant to N.J.S.A. 40A:14-54.1, powers of Department Chief to supersede local police authority within fire lines.

- (2) The Department Chief will have the overall control of the operational and administrative duties of the SBFR.*
- (3) The Department Chief will be elected by the membership, as a whole, of the incorporated fire companies that comprise SBFR. This election will take place during a Department meeting during the month of November.*
- (4) The elected Department Chief shall be appointed on the first day of the New Year with the approval of the Borough Council for a term of one year, but shall hold office until his/her successor is appointed. The Department Chief must be an active member of one of the incorporated companies of the SBFR.*
- (5) In the event of a vacancy in the office of Department Chief, the Deputy Chief will be appointed by the Borough Council to serve as Acting Department Chief until a new Fire Chief is elected by the membership.*
- (6) No member shall be considered by the Borough Council for the position of Department Chief without prior proof that the member has met the standards and qualifications set forth by the State of New Jersey.*
- (7) The Department Chief shall periodically inspect all apparatus and satisfy himself/herself that it has been properly cleaned, maintained, and made ready for use when needed. The Department Chief shall call upon the Chief Engineer to gather a sufficient number of firefighters to assist in the work of putting and keeping everything in readiness for service. The Department Chief shall be required to stay familiar with the physical condition of the equipment, apparatus and firehouses and take all necessary measures to have all portions thereof ready for instant use. To this end, he/she shall make, or cause to be made, frequent visits for the purpose of inspections at least quarterly at each firehouse, and shall keep a record of such inspection by date and in detail as to the conditions then existing.*
- (8) The Department Chief shall render to the Borough Council through the Borough Administrator a monthly report giving in*

detail a record of the services of the SBFR during the previous month. An annual report shall be given by January 1 of each year summarizing the year's services. Each report shall include and describe each actual fire and the cause as well as the loss estimate sustained. In addition, each report shall also include full information as to the organization, personnel, equipment, records, apparatus, and firehouse and shall be accompanied by a financial statement of each company, if necessary, as provided by N.J.S.A. 40A:14-34. The Department Chief shall also make recommendations for the maintenance and betterment of the fire service. Furthermore, the Department Chief shall make specific reports on matters relating to the SBFR whenever directed to do so by the Borough Administrator and/or Borough Council.

- (9) The Department Chief shall have overall responsibility for the proper management, discipline, and training of SBFR members. He/she shall approve all tools, appliances, equipment and apparatus used by the Fire Department.*
- (10) The Department Chief shall have the authority to establish, organize, and manage subdivisions of the SBFR to carry out its mission subject to review and approval of the Borough Council.*
- (11) The Department Chief shall set Department policy, establish rules and regulations, and standard operating guidelines for the efficient operation of the SBFR.*
- (12) The Department Chief shall submit to the Borough Administrator a proposed budget for the following calendar year which shall be considered by the Borough Council as part of the Borough's budget process.*
- (13) The Department Chief shall administer discipline when necessary and when recommended by a Disciplinary Review Board.*
- (14) The Department Chief shall prescribe the specifications for, and the manner of wearing of, all SBFR uniforms and personal protective clothing used in the Department.*

C. Deputy/Assistant Chief.

- (1) The Deputy Chief of the SBFR will be responsible for all the duties of the Department Chief and shall assume those duties in the absence of the Department Chief.*
- (2) The Deputy Chief will assist the Department Chief with the organizational and administrative duties as needed.*
- (3) The Deputy Chief will be elected by the membership, as a whole, of the incorporated fire companies that comprise SBFR.*

This election will take place during a Department meeting during the month of November.

- (4) In the event of a vacancy in the office of Deputy Chief, said office will remain vacant until the membership conducts an election for the choosing of a replacement. Following that election, the chosen member will be appointed to the position by the Borough Council to complete the unexpired term.*
- (5) The elected Deputy Chief shall be appointed on the first day of the New Year at the advice of the Department Chief and approval of the Borough Council for a term of one year, but shall hold office until his/her successor is appointed. The Deputy Chief must be an active member of one of the incorporated companies of the SBFR.*
- (6) No member shall be considered by the Department Chief nor the Borough Council for the position of Deputy Chief without prior proof that the member has met the standards and qualifications set forth by the State of New Jersey.*

D. Fire Captain/Fire Lieutenants.

- (1) The Captains and Lieutenants of the SBFR shall be considered company level officers and will be immediately responsible for the direction of the members at a fire scene through orders given by the incident commander. The Fire Captain or Fire Lieutenant may assume the role of the Incident Commander when the Department Chief or Deputy Chief is absent. The Fire Captain and Fire Lieutenants may be assigned operational and administrative duties to assist the Department Chief or the Deputy Chief as needed.*
- (2) The Captains and Lieutenants of the SBFR will be elected by the membership, as a whole, of the incorporated fire companies that comprise SBFR. This election will take place during a Department meeting during the month of November.*
- (3) In the event of a vacancy in the office of the Captain or Lieutenants, said offices will remain vacant until the membership conducts an election for the choosing of a replacement. Following that election, the chosen member will be appointed to the position by the Borough Council to complete the unexpired term.*

E. Chief Engineer.

- (1) The position of Chief Engineer shall be filled by appointment of the approving authority (Borough Council) from a list of qualified candidates through a written letter of intent to the Borough Administrator and a review by the Borough Council for the best qualified candidate.*

(2) The Chief Engineer will be directly responsible for ensuring that the apparatus and all of its equipment is maintained and in good working order. It will be the responsibility of the Chief Engineer to ensure that all annual testing is completed and that any deficiencies are immediately reported to the Department Chief in writing.

Section 20-4 is amended to change "Administrative Chief" to "Department Chief" and to change the references to "volunteer fire departments" to "volunteer fire companies."

Section 20-5A(3) and B(3) are amended to read "Must be a citizen of the United States."

Sections 20-6 and 20-7B and E are amended to change "Administrative Chief" to "Department Chief."

Section 20-8B is amended to change "written consent of the Administrative Chief" to "written consent of the Department Chief" and to change "the Administrative Chief and/or the Department Chief" to "the Department Chief."

Section 20-10 is amended to delete "Administrative Chief or the" before "Department Chief" in the first paragraph; to change "Administrative Chief" to "Department Chief" in Subsections B and C(4) and (7); to revise Subsection C(1)(a) to read "A Disciplinary Review Board shall consist of three individuals as follows: the Borough Administrator, the Deputy Fire Chief and the Department Chief"; and to revise the first sentence in Subsection C(9) to read "The Borough Administrator shall hear matters in which the Department Chief or Deputy Fire Chief is a party."

Section 20-13A and B are amended to delete the references to the Board of Adjustment and to change "fireman" in Subsection B to "firefighter."

Ch. 31, Officers and Employees.

Former Article I, Superintendent of Borough Maintenance, is repealed.

Section 31-1 is amended to change "on January 1" to "in January."

Former Article IV, Professional Legal Services, is repealed.

Former Article VII, Drug Testing of Commercial Drivers, is repealed.

Ch. 39. Police Department.

Section 39-2A is amended to change "Business Administrator" to "Borough Administrator."

Section 39-2C is amended to change "patrolmen" to "patrol officers."

Ch. 48. Sustainable Sea Bright Advisory Committee.

Chapter 37, Sustainable Sea Bright Advisory Committee, is renumbered as Chapter 48.

Section 48-5A(6) is amended to change "The Superintendent of Public Works" to "An employee of the Department of Public Works."

Section 48-6C is amended to change the quorum requirement from five members to six members.

Ch. 53. Alarms.

Section 53-4C is amended to change "resolution" to "ordinance."

Section 53-22 is amended to read as follows:

When violations of the provisions of this chapter exist, the Borough of Sea Bright Police Department reserves the right to issue a summons to said violator. When a penalty is not otherwise provided in this chapter, any person, firm or corporation found guilty in the Municipal Court of violating the terms of this chapter shall be subject to a penalty as provided in § 1-1 of this Code.

Ch. 57. Alcoholic Beverages.

Section 57-5 is amended to change the license fee from \$2,400 to \$2,500.

Section 57-6 is amended to change the license fee from \$1,670 to \$2,000.

Section 57-7A is amended to change the license fee from \$180 to \$188.

Section 57-17E is amended as follows:

Any parent or legal guardian of a person under the legal age who accompanies such person ~~under the legal age~~ into a premises licensed under a plenary retail consumption license and who permits ~~or serves~~ the person under the legal age to possess or consume alcoholic beverages shall be presumed to have misrepresented the age of the person under the legal age.

Section 57-22 is amended to update the reference to the BOCA National Building Code to the International Building Code.

Section 57-33B is amended to change "this article shall be construed" to "this article shall not be construed."

Section 57-28 is amended to delete "to the Borough Clerk" after "shall pay" in the first sentence and to change the fee amount in Subsection B from \$10 to \$25.

Section 57-34 is added to read as follows:

§ 57-34. Exemption from prosecution.

- A. *An underage person and one or two other persons acting in concert with the underage person shall be immune from prosecution under this article if:*
- (1) One of the underage persons called 911 and reported that another underage person was in need of medical assistance due to alcohol consumption;*
 - (2) The underage person who called 911 and, if applicable, one or two other persons acting in concert with the underage person who called 911 provided each of their names to the 911 operator;*
 - (3) The underage person was the first person to make the 911 report; and*
 - (4) The underage person and, if applicable, one or two other persons acting in concert with the underage person who made the 911 call remained on the scene with the person under the legal age in need of medical assistance until assistance arrived and cooperated with medical assistance and law enforcement personnel on the scene.*
- B. *The underage person who received medical assistance as provided in Subsection A. of this section also shall be immune from prosecution under this article.*

Ch. 61. Animals.

Section 61-7B is amended to read as follows:

Each and every dog shall be duly licensed and shall bear evidence of such license at all times in accordance with the laws of the State of New Jersey. The annual fee for such license shall be \$15 for each spayed/neutered dog and \$20 for each unspayed/unneutered dog. Licenses issued between January 1 and June 30 shall expire one year from the date of issue. Licenses issued after June 30 shall expire on June 30 of the following year. There will be a late fee of \$5 for any expired license.

Section 61-8 is added to read as follows: "For regulations regarding dogs on beaches see Chapter 66, Beaches, § 66-19G."

Section 61-9B is amended as follows: "the Animal Control Officer or other designated authority may cause the dog to be ~~destroyed or~~ offered for adoption or euthanized in a manner causing as little pain as possible."

Article II, Cats, is amended in its entirety to read as follows:

§ 61-11. Responsibilities of owners of domesticated cats.

- A. *Owners of domesticated cats shall provide appropriate and adequate food, water and shelter for their cats. Owners of domesticated cats shall be encouraged to keep their cats indoors at all times.*
- B. *The owner of a domesticated cat shall exercise reasonable care to guard against the cat creating a nuisance.*
- C. *The owner of a sexually intact (not spayed or neutered) domesticated cat shall not permit his/her cat to roam unsupervised.*
- D. *An owner shall not abandon a domesticated cat.*
- E. *An owner shall adhere to the provisions of § 61-12 of this article.*
- F. *Terms used in this section shall have the meanings given in § 61-30.*

§ 61-12. Vaccination and license required.

- A. *Vaccination and license requirements. No person shall own, keep, harbor, or maintain any cat over seven months of age within the Borough of Sea Bright unless such cat is vaccinated and licensed.*
- B. *Exemptions. Any cat may be exempted from the requirements of such vaccination for a specified period of time by the Monmouth County Regional Health Commission No. 1, upon presentation of a veterinarian's certificate stating that, because of an infirmity or other*

physical condition, or regimen of therapy, the inoculation of such cat shall be deemed inadvisable.

§ 61-13. Licensing procedure.

- A. *Licensing period. The licensing period to obtain a cat license is January 1 through June 30.*
- B. *Cats must have license number displayed. Any person who shall own, keep, or harbor a cat of licensing age shall apply annually between January 1 and June 30 for and procure from the municipality a license and official registration tag with license number, or a registration sleeve, for each cat so owned, kept, or harbored, and shall place upon such cat a collar or other device with the license number securely fastened or displayed thereto. License tags or sleeves are not transferable.*
- C. *Time for applying for license. The owner of any newly acquired cat of licensing age, or of any cat which attains licensing age, shall make application for a license tag or sleeve for such cat within 10 days after such acquisition or age attainment. This requirement will not apply to a nonresident keeping a cat within the Borough of Sea Bright for no longer than 90 days.*
- D. *Cats brought into jurisdiction. Any person who shall bring or cause to be brought into the Borough of Sea Bright any cat licensed in another state for the current year, and bearing registration tag or sleeve, and shall keep the same or permit the same to be kept within the Borough of Sea Bright for a period of more than 90 days, shall immediately apply for a license and registration tag or sleeve for each such cat.*
- E. *Application; contents; preservation of information. The application shall state the breed, sex, age, color and markings of the cat for which license and registration are sought, and whether it is of a long or short haired variety; also the name and street and post office address of the owner, and the person who shall keep or harbor such cat.*
- F. *License forms and tags. License forms and official tags or sleeves shall be furnished by the municipality and shall be numbered serially, and shall bear the year of issuance and the name of the municipality.*
- G. *Vaccination. The owners of all cats seven months of age or older are required to apply annually between January 1 and June 30 to the licensing clerk of the municipality for a cat license. In order for the license to be issued, the owner must present proof that a licensed veterinarian has vaccinated the cat against rabies and that the duration of immunity from that vaccination extends through at least 10 months of the twelve-month licensing period. A valid license from another municipality shall be accepted.*
- H. *Fees. Each and every cat shall be duly licensed and shall bear evidence of such license at all times in accordance with the laws of the State of New Jersey. The annual fee for such license shall be \$15 for each neutered cat and \$20 for each unneutered cat. Licenses issued*

between January 1 and June 30 shall expire one year from the date of issue. Licenses issued after June 30 shall expire June 30 of the following year. There will be a late fee of \$5 for any expired license.

- I. *Proof of licensing. Proof of licensing shall be produced by any person owning, keeping, maintaining, or harboring a cat, upon the request of any health official, police officer, animal control officer, or other authorized person.*

§ 61-14. Restraint required.

No cat, either licensed or unlicensed, shall be permitted to run at large off the premises of the person owning or having the care, custody or control of the cat or to trespass upon the property of any other resident of the Borough.

§ 61-15. Owner's liability for damages.

The owner of a cat which bites a person while such person is on or in a public place, or lawfully on or in a private place, including the property of the owner of the cat, shall be liable for such damages as may be suffered by the person bitten, regardless of the former viciousness of such cat or the owner's knowledge of such viciousness. The owner of a cat shall be responsible for any damage caused by the destruction or wounding of domestic animals or poultry, except dogs and cats, committed by the cat.

§ 61-16. Impounding of cats.

The Chief of Police, Animal Control Officer, or any person appointed for that purpose by the Mayor and Council shall take into custody and impound any cat off the premises of the owner. When any cat so seized has been detained for seven days after notice, the Animal Control Officer or other designated authority may cause the cat to be offered for adoption or euthanized in a manner causing as little pain as possible.

§ 61-17. Violations and penalties.

Any person who violates any provision of this article shall be subject to the penalties as provided in Chapter 1, General Provisions, Article I, General Penalty.

Section 61-23 is amended to delete "of the Borough of Sea Bright" after "The Monmouth County Regional Health Commission No. 1."

The definition of "cat" in § 61-30 is amended to read as follows: "Any member of the domestic feline species, male, female or altered."

The definition of "neutered" in § 61-30 is amended to read as follows: "Rendered permanently incapable of reproduction as certified by a licensed veterinarian."

The definition of "owner" in § 61-30 is amended to read as follows: "When applied to the proprietorship of a cat, shall include every person having a right of property (or custody)

in such cat and every person who has such cat in his/her keeping, or who harbors or maintains a cat or knowingly permits a cat to remain on or about any premises occupied by that person."

Former § 61-29, Responsibilities of owners of domesticated cats, is repealed.

Ch. 66. Beaches.

Section 66-10 is amended to change "pedestrian-authorized motor vehicles" to "pedestrians and authorized motor vehicles."

The definition of "beach club" in § 66-15 is amended to delete "These clubs are designated as those operating under the following names" and to delete the list of clubs which followed, Subsections A through I.

Section 66-19D is amended as follows: "Vehicles operated by the ~~supervisory~~ personnel of ~~supervised and unsupervised beaches~~, the Sea Bright Police, Public Works, Fire, First Aid and Emergency Management Departments are not prohibited."

Section 66-19G(1) is amended to read as follows: "In conjunction with the Beach Management Plan (2015), the Borough will permit dogs, cats and other animals on the Municipal Public Beach from September 16 until May 14. Animals are prohibited on the Municipal Public Beach from May 15 through September 15."

Section 66-19G(2) is amended to change "Labor Day" to "September 15."

Ch. 70. Building Construction.

Section 70-1 is amended to change "Fire Protection Subcode Official" to "Fire Subcode Official."

Section 70-7 is amended to delete "and/or Zoning Board of Adjustment" after "Planning Board."

Ch. 84. Curfew.

Section 84-6 is amended to change "said violator shall be punished by a fine of not in excess of \$1,000" to "said violator shall be required to perform community service and may be subject to a fine of up to \$1,000."

Ch. 91. Disorderly Conduct.

Section 91-2I is amended to update "Board of Chosen Freeholders" to "Board of County Commissioners."

Ch. 108. Fire Prevention.

Section 108-3E is amended to read as follows: "See Chapter 201, Vehicles and Traffic, Article X, Fire Zones."

Ch. 115. Flood Damage Prevention.

Section 115-3F is amended to change "second use and development" to "sound use and development."

Ch. 121. Hazardous Materials.

Section 121-8 is amended to revise the first sentence to read as follows: "The person, concern or corporation responsible for any fire, leak, release or spill of hazardous materials who fails to reimburse the Borough and the Sea Bright Fire Department within the time required shall be subject to a penalty as provided in Chapter 1, General Provisions, Article I, General Penalty."

Ch. 126. Insurance.

Section 126-4B is added to read as follows:

In addition, prior to payment, the insured is required to submit an official certificate executed by the Borough of Sea Bright that demolition is not required or the costs of

demolition have been paid. If the demolition has not yet occurred on the date of receipt by the Borough of a request for execution of the certificate required by this section, the insured shall provide on that certificate an estimate of the anticipated costs of demolition. The insurer on notice to the insured shall then pay the anticipated costs of demolition to the Borough which shall hold the funds in an interest-bearing escrow account until the demolition occurs or the actual costs of demolition are determined and paid.

Ch. 130. Land Use.

Section 130-3A is amended to revise the last sentence to read as follows: "When such approval has been granted subject to conditions or required specific performance, failure to meet such conditions or perform as specified shall cause said approval to become null and void."

Section 130-3B(3) is amended to change "Zoning Board of Adjustment" to "Planning Board."

The definition of "family" in § 130-5 is amended to read as follows: "One or more persons occupying a dwelling unit as a single nonprofit housekeeping unit, who are living together as a bona fide, stable and committed living unit, being a traditional family unit or the functional equivalent thereof, exhibiting the generic character of a traditional family."

The definition of "front yard" in § 130-5 is repealed.

The definition of "Official County Map" in § 130-5 is amended to change "Board of Chosen Freeholders" to "Board of County Commissioners."

The definition of "public utilities" in § 130-5 is amended to change "Board of Regulatory Commissioners" to "Board of Public Utilities."

The definition of "sign area" in § 130-5 is amended to revise the second sentence to read as follows: "The area of signs having an irregular shape or letter signs shall be that area contained within the smallest regular rectangle encompassing all component parts of the sign."

The definition of "subdivision" in § 130-5 is amended to delete "or Subdivision Committee thereof" after "Planning Board" and to change "administrative officer" to "Zoning Officer."

The definition of "surface water runoff control plan" in § 130-5 is amended as follows: "A plan which fully indicates sufficient surface runoff control measures to effectively minimize surface water runoff damage before, during and after land disturbance."

Section 130-6C(3) is amended to change "Class II member" to "Class III member."

Section 130-7 is amended to delete the following:

A member of the Environmental Commission who is also a member of the Planning Board as required by N.J.S.A. 40:56A-1 shall be a Class IV Planning Board member unless there shall be among the Class IV members of the Planning Board both a member of the first, except for a Class II member who is also a member of the Environmental Commission. The term of a Class II or Class IV member who is also a member of the Environmental Commission shall be for three years or terminate at the completion of their term of office as a member of the Environmental Commission, whichever occurs first.

Section 130-17F is amended to delete the following: "provided that the governing body may provide, by ordinance, for the municipality to assume the expense of any transcripts necessary for appeal to the governing body pursuant to Article VI of this chapter, up to a maximum amount as specified by ordinance."

Section 130-18E is amended to change "A sum of \$0.25 per name or \$10, whichever is greater" to "A sum as provided in § 130-74E."

Section 130-18F is amended to update the references to the Director of the Division of State and Regional Planning of the Department of Community Affairs to the State Planning Commission.

Section 130-21H is amended to change "the Zoning Board of Adjustment" to "a board of adjustment."

Former § 130-23, Exercise of Board of Adjustment powers, is repealed.

Section 130-24D(2) is amended to delete the references to the First Aid Department, Board of Health and Recreational Committee.

Section 130-26B is amended to delete the following sentence: "The Board shall, at the same time, refer any subdivision application to its Subdivision Committee requesting a report prior to the date set for hearing and refer any site plan application to its Site and Design Committee, if any, for the same purpose."

Section 130-26C(5) is amended to change "95 days" to "120 days."

Section 130-27A is amended to change "sixty-five-day period" to "twenty-day period."

Section 130-27E is amended to revise the first sentence to read as follows: "The Planning Board shall render its decision not later than 120 days after the date an appeal is taken from the decision of the Construction Official or the submission of a complete application for development to the Board pursuant to the provisions of N.J.S.A. 40:55D-72b."

Section 130-29F is amended as follows: "The parking or storage of boats, vehicles or other equipment in any front yard setback, side yard setback or rear yard setback is prohibited, except that motor vehicles may be parked upon a driveway."

Former Subsection K, FEMA Flood Hazard Boundary Map, of § 130-40 (now § 130-29) is repealed.

Section 130-32C(2) is amended to read as follows: "Not more than two curb cuts, not less than 20 feet nor more than 30 feet in width, used as a means of ingress or egress for nonresidential off-street parking areas shall be permitted for each 200 feet of frontage on a public street, nor shall any such curb cut be located closer than 50 feet to the intersection of two public streets."

Section 130-38C(7)(b) is amended to delete "professional offices," "public buildings" and "public and private schools."

Section 130-38F(2)(d)[1] is amended to change "from Memorial Day through Labor Day" to "from the Friday of Memorial Day weekend through Labor Day."

Section 130-39A(4) is amended to read as follows: "Building height shall be defined as provided in § 130-5."

Section 130-42A is amended to change "Borough of Sea Bright Board of Health" to "Monmouth County Regional Health Commission No. 1."

Section 130-42E is amended to change "Permanent under- and aboveground pools" to "Permanent in-ground and aboveground pools."

Section 130-43C is amended to read as follows: "Monuments shall be of the size and shape required by N.J.S.A. 46:23B-3 and be placed in accordance with said statute."

Sections 130-43G and H(1), (3) and (4) and 130-49C(3)(a)[2] are amended to change "State Highway Department" to "Department of Transportation."

Section 130-48G(1) is amended to change "State Department of Labor and Industry" to "State Department of Community Affairs."

Section 130-49B is amended to update the reference to N.J.S.A. 46:23-9.9 et seq. to N.J.S.A. 46:26B-1 et seq.

Section 130-50I(3) is amended to correct the reference to the Coastal Area Facility Review Act from N.J.A.C. 7:7E-1 et seq. to N.J.S.A. 13:19-1 et seq.

Section 130-51A(1) is amended to change "comprehensive plans" to "Master Plan."

Former Subsection E, Hotels, of § 130-59 (now § 130-51) is repealed.

Section 130-51E is amended to update the references to the New Jersey Office of Aviation to the New Jersey Bureau of Aeronautics.

Section 130-52H is amended to change "Board of Health" to "Monmouth County Regional Health Commission No. 1."

Section 130-52L is added to read as follows: "The requirements of the Residential Site Improvement Standards (and any revisions) are hereby incorporated into this article."

Sections 130-53E(1) and 130-55B(25) are amended to update the reference to the Map Filing Law from N.J.S.A. 46:23-9.9 to N.J.S.A. 46:26B-1 et seq.

Section 130-55B(1)(a) is amended to update the reference to Chapter 141 of the Laws of 1960 of the State of New Jersey to N.J.S.A. 46:26B-1 et seq.

Section 130-55B(17) is amended to update the reference to Chapter 141 of the Laws of 1960 of the State of New Jersey to N.J.S.A. 46:26B-3.

Section 130-55E is amended to change "for a period not to exceed 95 days" to "for a period not to exceed 190 days."

Section 130-58C is amended to delete the following:

Evidence of a comprehensive general liability insurance policy in an amount not less than \$300,000 per occurrence indemnifying and saving harmless the Borough of Sea Bright and its agencies, employees and agents from any liability for any acts of the developer or his agents, contractor or employees in the implementing of the approved site plan. The insurance policy shall provide for 10 days' notice to the Borough prior to cancellation. It shall be a violation of this chapter for any property owner, developer or builder to carry on the construction of the site without having a current valid evidence of insurance on file.

Section 130-59C(2) is amended as follows:

All of the utility improvements shall be subject to inspection and approval by the owner of or agency controlling the utility, who shall be notified by the developer in accordance with the utility's requirements. No underground installation shall be covered until it is inspected and approved by the owner of or agency controlling the utility or by the Borough Engineer in all other cases.

Section 130-59D(1)(j) is amended to correct the reference to the "Uniform Manual on Traffic Control Devices" to the Manual on Uniform Traffic Control Devices.

Section 130-59E(2)(g) is amended to delete "upon the advice of the Shade Tree Commission" after "Borough Engineer."

Section 130-59E(2)(i) is amended to change "Borough Board of Health" to "Monmouth County Regional Health Commission No. 1."

Section 130-59E(2)(k) is amended to change "Chief of the Fire Prevention Bureau" to "Fire Subcode Official."

Section 130-63G is amended to change "between two feet on the ground and eight feet above the ground" to "between two feet and eight feet above the ground."

Section 130-69B is amended to change "Administrative Office" to "Zoning Officer."

Section 130-70C is amended to change "site plan" to "plot plan."

Section 130-70D is amended to change "in the amount of \$500" to "in the amount prescribed by the fee and escrow schedule in § 130-74E."

Sections 130-71 and 130-72 are amended to delete "State Building Officer (where applicable)."

Section 130-74E is amended to change the fee for a certified list of property owners from \$10 to "\$0.25 per name or \$10, whichever is greater."

Section 130-74G is amended to delete "the planning division."

Section 130-80 is amended to change "administrative officer" to "Zoning Officer."

The definition of "CAFRA centers, cores or nodes" in § 130-92 is amended to update the reference to N.J.A.C. 7:8E-5B to N.J.A.C. 7:7-13.

The definition of "CAFRA planning map" in § 130-92 is amended to update the reference to N.J.A.C. 7:7E-5B.3 to N.J.A.C. 7:7-13.16.

The definition of "County Review Agency" in § 130-92 is amended to change "County Board of Chosen Freeholders" to "Board of County Commissioners."

The definition of "municipality" in § 130-92 is amended to read "The Borough of Sea Bright, Monmouth County, New Jersey."

Section 130-97B(1) and (3) are amended to correct the reference to N.J.A.C. 2:90-1.3(a)4 to N.J.A.C. 2:90-1.3(a)3.

Section 130-99B is amended to change "Planning and/or Zoning Board (as appropriate)" to "Planning Board."

Ch. 136. Littering.

The definition of "enforcement officer" in § 136-1 is amended to delete "Zoning Officer."

The definition of "litter" in § 136-1 is amended to read as follows:

Any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper or other natural or synthetic material, or any combination thereof, including but not limited to any bottle, jar, can or any top, cap or detachable tab of any bottle, jar or can, any cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not

include the waste of the primary process of mining or other extraction processes, logging, sawmilling, farming or manufacturing.

Ch. 140. Mercantile Licenses.

The definition of "distributor of religious material" in § 140-2 is repealed.

Section 140-3B is amended to delete the following: "Soliciting business or funds or canvassing, peddling or hawking."

Section 140-5 is amended to change "Construction Official" in Subsection A to "Zoning Officer and to change "10 days" to "60 days" in the first sentence of Subsection B.

Former § 140-14.1, Massage, well-being and body work therapy, is repealed.

Ch. 146. Nuisances.

Section 146-1 is amended to change "Board of Health" to "Monmouth County Regional Health Commission No. 1."

Section 146-3 is amended to change "office of the Secretary of the local Board of Health" to "office of the Borough Clerk."

Section 146-5 is amended as follows: "to make, continue or cause to be made or ~~permitted~~ continued any unnecessary and ~~unreasonable~~ unreasonably loud, disturbing noise."

Section 146-12A is amended to change "the Borough License Officer and Health Officer" to "the Code Enforcement Officer and the Monmouth County Regional Health Commission No. 1."

Ch. 155. Peddling and Soliciting.

Section 155-10C is amended to delete the following sentence: "The time restrictions set forth in § 155-9 shall apply only to commercial canvassers and solicitors."

Ch. 161. Property Maintenance.

Chapter 161 is amended in its entirety to read as follows:

§ 161-1. Adoption of Property Maintenance Code.

A certain document, three copies of which are on file in the office of the Municipal Clerk of the Borough of Sea Bright, being marked and designated as the "International Property Maintenance Code, 2018 Edition," as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the Borough of Sea Bright, in the State of New Jersey, for regulating and governing the conditions and maintenance of all property, buildings and structures by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use, and for the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such existing structures as herein provided, and providing for the issuance of permits and collection of fees therefor, and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Municipal Clerk of the Borough of Sea Bright are hereby referred to, adopted and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in § 161-2 of this chapter.

§ 161-2. Additions, insertions and changes.

The following sections of the International Property Maintenance Code 2018 are hereby revised:

- A. In Section 101.1 insert "Borough of Sea Bright."*
- B. In Section 103.5 insert "Fees shall be within limits provided by the State of New Jersey or local ordinance."*
- C. Section 112.4 shall be amended as follows:*

112.4 Failure to comply. Any person who shall continue any work after having been served with a stop-work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a penalty as provided in § 161-3 of the Borough Code.

- D. Section 301.3 shall be amended so as to read, in its entirety, as follows:*

301.3 Vacant structures and open land. All vacant structures and premises thereof or vacant land shall be maintained in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety. If property is deemed to be in violation of this chapter by the Public Officer, all commercial open yards and commercial open

storage areas, vacant or otherwise, shall be completely screened from adjacent premises and the public right-of-way by a six-foot solid screen fence. The provisions of Chapter 130, Land Use, of the Borough Code regarding other requirements for outdoor storage shall apply notwithstanding these provisions. Nothing in this chapter shall grant a property owner the right to continue having a six-foot fence as part of a future development application.

E. Section 302.4 shall be amended as follows:

302.4 Weeds. All premises and exterior property shall be maintained free from weeds or plant growth in excess of six inches (152.4 millimeters).

F. In Section 304.14 insert "April 1 through November 1."

G. In Section 602.3 insert "October 1 through May 1 of the succeeding year."

H. In Section 602.4 insert "October 1 through May 1 of the succeeding year."

§ 161-3. Violations and penalties.

Any initial violation of the Property Maintenance Code of the Borough of Sea Bright shall be subject to a penalty as provided in Chapter 1, Article I, General Penalty. The monetary penalty imposed shall be in effect and continue to accrue on a per diem basis for each day that the violation goes unabated.

Ch. 167. Sanitary Standards.

Former § 167-3, Appointment of Health Officer, is repealed.

Section 167-3 is amended to change "Board of Health Secretary" to "Monmouth County Regional Health Commission No. 1" and to add "the license" before "shall expire."

Section 167-4A is amended to delete "metal" before "watertight container."

Chapter 170. Sewers.

Section 170-8A is amended to delete the following sentence: "Failure to pay the annual inspection fee and provide the required proof of maintenance will prohibit the issuance of a mercantile license for that year."

Section 170-10C is amended as follows: "All service charges, connection charges and other costs shall be paid to the utility at its office at 1167 Ocean Avenue, Sea Bright, New Jersey 07760, or at such other locations as the utility may from time to time require."

Section 170-19A is amended to delete: "as defined in N.J.A.C. 5:23-3.4" after "No dwelling unit."

Section 170-19B and C are amended to change "Construction Official/Code Enforcement Official or Housing Inspector/Assistant Code Enforcement Official" to "Construction Official or Code Enforcement Officer."

Section 170-19E is amended to change the sump pump inspection fee from \$20 to \$100.
Section 170-22A is amended to change "not to exceed \$250" to "in an amount sufficient to recover the Utility's costs, but not to exceed \$500."

Ch. 172, Sidewalk Cafes and Restaurants.

Section 172-4 is amended to change "in which the permit is issued" to "in which the license is issued."

Section 172-6 is amended to change "Sidewalk cafe permits" to "Sidewalk cafe licenses" and to change "obtain a permit" to "obtain a license."

Ch. 178. Solid Waste.

Section 178-3 is amended to change "within the time provided above" to "within 10 days after notice" and to change "Street Superintendent" to "Director of Public Works."

Section 178-6H(2)(b) is amended to change "Recycling Coordinator" to "Borough Clerk."

Section 178-6J is amended as follows:

All recyclable materials collected by the Borough (commingled bottles, plastics, cans and newspapers/cardboard), ~~whether placed at curbside or at the recycling center, must not~~ cannot be in bags. Newspaper and cardboard must be flat, bundled and tied. Commingled bottles, plastics and cans must be in receptacles at curbside ~~or placed in the dumpster at the recycling center.~~

Former Subsection K of § 178-6 is repealed.

Former § 178-8, Municipal Drop-Off Center, is repealed.

Section 178-9 is amended to delete "and/or from a drop-off center" from Subsection A and to delete "or from a drop-off center" from Subsection B.

Section 178-10A is amended to read as follows: "All designated recyclables become the property of the Borough and/or contracted collector once placed at curbside."

Section 178-10B is amended to read as follows: "It shall be a violation of this section for any unauthorized persons to pick up any recyclable materials as defined herein. Each such collection shall constitute a separate and distinct offense."

Former § 178-13, Prohibited acts, is repealed.

Ch. 179. Special Events.

Chapter 38, Special Events, is renumbered as Chapter 179.

Section 179-2D is amended to delete the following from the end of the subsection: "initially at \$25; said fee may be adjusted."

Sections 179-2I, 179-11C and 179-15 are amended to change "escrow" to "security deposit."

Ch. 182. Streets and Sidewalks.

Sections 182-4B and 182-5 are amended to change the application fee from \$50 to \$100.

Section 182-6A is amended to delete "The permittee must notify, in writing, the Borough Fire Marshal, First Aid squad, and Board of Education, prior to any detouring or restricting of traffic" and to delete "Fire Department, First Aid Squad, and Board of Education" from Subsection A(2).

Section 182-28 is amended to change "during the hours of 10:00 p.m. and 8:00 a.m." to "during the hours stated in § 146-7G of this Code."

Section 182-46 is amended to change "Superintendent of Highways" to "Director of Public Works."

Section 182-51 is amended to change the permit fee from \$25 to \$50.

Section 182-52A is amended as follows:

Sidewalks shall be four feet wide and at least four inches thick of Class ~~C~~ B concrete having a twenty-eight-day compressive strength of ~~3,500~~ 4,500 pounds per square inch, except at points of vehicular crossing where they shall be at least six inches thick of Class B concrete having a twenty-eight-day compressive strength of ~~4,000~~ 4,500 pounds per square inch and shall be air entrained.

Section 182-52D is amended to add "in accordance with the most current Americans with Disabilities Act (ADA) guidelines" after "shall have a barrier-free design."

Ch. 185. Swimming Pools.

Section 185-1 is added to read as follows: "Public swimming pools shall be subject to the State Sanitary Code, Title 8, Chapter 26, Public Recreational Bathing (N.J.A.C. 8:26)."

Former § 185-1, Establishment, § 185-2, Title, and § 185-3, Copies on file, are repealed.

Section 185-4 is amended to change "shall expire annually May 31" to "shall expire June 30."

Section 185-5 is amended to read as follows:

The Borough, the Monmouth County Regional Health Commission No. 1, or any of its members, agents or employees shall have the right of entry, at any reasonable hour, into and upon any public or private building or premises for the purpose of enforcing the provisions of the State Sanitary Code and of this chapter, or determining whether such provisions or the rules and regulations of the Regional Health Commission are being complied with and obeyed. No person shall oppose such entry or hinder or interfere with the Borough, the Regional Health Commission or any of its members, agents or employees in the performance of their duties.

Sections 185-6 and 185-9 are amended to change "the code" to "the State Sanitary Code."

Section 185-7 is amended to revise the first sentence to read as follows: "Any person who violates any provision of this chapter or the State Sanitary Code shall, upon conviction thereof, be liable to a penalty of not less than \$50 nor more than \$1,000 for each violation."

Section 185-8 is amended to read as follows:

In the event that any violation of this chapter shall also be a violation of a New Jersey state law for which a greater penalty is provided than that contained in the State Sanitary Code and this chapter, the Municipal Court Judge shall, in his discretion, have the right to impose in the place and in lieu of any penalty provided for herein that which is so provided for in the New Jersey state law which has been so violated.

Section 185-10 is amended to update the references to N.J.S.A. 26:4A-1 to N.J.S.A. 26:4A-4 and to change "Swim at your own risk" in Subsection B to "No swimming alone."

Section 185-11 is amended to update the reference to N.J.S.A. 26:4A-1 to N.J.S.A. 26:4A-4 et seq. and to change "private interest community" in Subsection B to "common interest community."

Ch. 190, Tobacco Sales.

Sections 190-2, 190-3, 190-4C and D and 190-6 are amended to update references to 18 years of age to 21 years of age.

Ch. 193, Toilets, Portable.

Section 193-5 is amended to change the permit fee from \$20 to \$50.

Section 193-6 is amended to change the renewal fee from \$15 to \$25.

Ch. 195, Towing.

The definition of "authorized storage facility" in § 195-1 is amended to change "the Borough of Sea Bright's or other municipality's Land Use Ordinance" to "Chapter 130, Land Use, of this Code."

Section 195-3 is amended to delete the following sentence: "Permits shall be valid for one calendar year (365 days) from the date of issuance."

Section 195-6A is amended as follows: "All requirements of this chapter and other ordinances of the Borough and other municipalities and the laws of the State of New Jersey."

Section 195-13A is amended to update the fees as follows: in Subsection A(1), \$100 is amended to \$130; in Subsection A(2), \$20 is amended to \$35 and \$30 is amended to \$90; in Subsection A(3), \$25 is amended to \$40; in Subsection A(4), \$150 is amended to \$175, \$2 is amended to \$6 and \$200 is amended to \$600; and in Subsection A(5), \$30 is amended to \$50.

Section 195-13D is amended to change "the Commissioner of Insurance as per N.J.S.A. 17:33B-47" to "the Director of the Division of Community Affairs as per N.J.S.A. 56:13-1 et seq."

Ch. 198. Vehicles, Abandoned.

Sections 198-3, 198-5 and 198-6 are amended to update the references to the Director of the Motor Vehicle Commission to the Chief Administrator of the Motor Vehicle Commission.

Ch. 201. Vehicles and Traffic.

In § 201-2 the following entries are added:

South Way - South and east - South and east sections

Village Road - West - East section

Waterview Way - Both - From westerly end of street eastward to intersection of North Way

Wayne Street - East - Entire length

Willow Way - Both - Entire length

Section 201-25 is amended to add: "Any person parking in violation of this section shall be subject to a penalty as prescribed by N.J.S.A. 39:4-197(3)c."

Section 201-38A is amended to change "within the following sections" and "with the following sections" to "within this subsection."

Section 201-40A is amended as follows: "If any such permit is used on any vehicle that it is not ~~regulated~~ related to the business to which the permit was issued."

**VOUCHER LIST
NOVEMBER 17, 2020
BOROUGH OF SEA BRIGHT**

2703	ACTION UNIFORM CO.		
20-01229	10/16/20 POLICE	Open	725.47
01005	ADP, INC.		
20-01332	11/10/20 FINANCE	Open	2,283.85
01062	ALL HANDS FIRE EQUIPMENT, LLC		
20-01123	09/22/20 FIRE DEPT	Open	250.00
02113	AMERICAN WATER		
20-01267	10/29/20 SEWER	Open	327.33
2597	AT&T MOBILITY		
20-01337	11/12/20 BEACH	Open	64.46
2718	ATLANTIC PLUMBING & HEAT		
20-01188	10/14/20 SEWER	Open	1,450.00
01494	ATLANTIC TACTICAL, INC.		
20-01152	10/01/20 POLICE	Open	95.94
01042	ATLANTIC TOMORROWS OFFICE		
20-01268	10/29/20 A&E	Open	694.81
01241	BAIN'S HARDWARE, INC.		
20-01295	11/03/20 HARDWARE	Open	429.34
01957	BENEMAX BENEFIT MANAGEMENT CO.		
20-01232	10/20/20 HEALTH	Open	996.00
01631	BOROUGH OF OCEANPORT		
20-01259	10/29/20 COURT	Open	6,500.00
00627	BOROUGH OF RUMSON		
20-01277	10/30/20 EMERGENCY REPAIR	Open	149,752.75
01565	BOROUGH OF SEA BRIGHT		
20-01265	10/29/20 SPECIAL DUTY ADMIN	Open	8,400.00
01974	BOROUGH OF SEA BRIGHT COURT		
20-01297	11/05/20 COURT	Open	164.13
20-01309	11/09/20 COURT	Open	165.62

			329.75
2706	BROAD WAVERLY STAFFING		
20-01227	10/16/20 BEACH	Open	450.75
02115	C & L SWEEPER SERVICE		
20-01333	11/10/20 DPW	Open	706.00
2557	C.M.R.S.- FP (US POSTAL SRVC)		
20-01340	11/12/20 POSTAGE	Open	600.00
2646	CAMPBELL SUPPLY CO.		
20-01092	09/15/20 FIRE	Open	835.78
2680	CINTAS		
20-01187	10/14/20 BEACH	Open	236.60
20-01242	10/27/20 BLDGS & GRDS	Open	210.25
20-01287	11/03/20 BLDGS & GRDS:JANITORIAL	Open	161.99
20-01288	11/03/20 Bldgs. & Grnds. -Janitorial	Open	182.11
20-01289	11/03/20 BEACH: Materials & Supplies	Open	112.49

			903.44
2555	CJM ASSOC. OF SEA BRIGHT		
20-01260	10/29/20 STORAGE LEASE	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI &		
20-01302	11/05/20 LEGAL SERVICES	Open	60.40
20-01346	11/12/20 LEGAL	Open	1,260.00

			1,320.40

01799	CONNELL CONSULTING, LLC		
20-01189	10/14/20 POLICE	Open	298.00
2386	CRANEY INTERPRETING SERVICE		
20-01301	11/05/20 COURT	Open	112.50
2528	DCH FORD		
20-01245	10/27/20 DPW	Open	63.22
20-01314	11/09/20 STREETS & ROADS	Open	58.89

			122.11
2655	DE SESA ENGINEERING CO.		
20-01290	11/03/20 Bldgs. & Grds.-Maintenance	Open	270.00
2286	DIFRANCESCO, BATEMAN, KUNZMAN		
20-01266	10/29/20 LEGAL	Open	960.00
20-01282	11/02/20 LEGAL	Open	2,480.00

			3,440.00
2461	DRUM POINT EXCAVATING		
20-01243	10/27/20 BEACH	Open	2,900.00
2444	EAST COAST EMERGENCY LIGHTING		
20-01226	10/16/20 DPW	Open	300.00
01754	EDMUNDS & ASSOCIATES, INC.		
20-01330	11/10/20 TAX COLLECTOR	Open	270.00
01068	EDWARD J. ALBERT & SON, INC.		
20-01237	10/20/20 SEWER	Open	797.25
00978	FRIEDMAN, BRETT		
20-01328	11/10/20 POLICE	Open	464.59
02101	GANNETT NJ		
20-01279	11/02/20 CLERK	Open	27.00
20-01293	11/03/20 CLERK	Open	50.40
20-01303	11/05/20 CLERK	Open	28.80
20-01331	11/10/20 CLERK	Open	42.75

			148.95
2374	GARDEN STATE ROOFING & SIDING		
20-01238	10/20/20 SEWER	Open	850.00
2686	GARDEN STATE SEALING		
20-00611	05/21/20 PARKING LOT IMPROVEMENT	Open	10,222.50
01549	GENERAL CODE, LLC		
20-01336	11/12/20 A&E	Open	1,480.00
02219	GOODYEAR AUTO CENTER		
20-01254	10/27/20 POLICE	Open	314.52
2281	GRAINGER		
20-01236	10/20/20 SEWER	Open	159.90
2588	HOAGLAND, LONGO, MORAN, DUNST		
20-01274	10/30/20 COURT	Open	5,600.00
2721	HOEKER, KATHLEEN		
20-01278	11/02/20 JR. LIFEGUARD	Open	375.00
02044	HOLDEN, ESQ., ROBERT J.		
20-01252	10/27/20 PUBLIC DEFENDER	Open	800.00
2478	HOLISTIC WELLNESS, LLC		
20-01230	10/19/20 LIBRARY	Open	100.00
20-01298	11/05/20 LIBRARY	Open	225.00

			325.00
2601	HUDSON, MICHAEL		
20-01348	11/12/20 BEACH	Open	249.00
00526	IEI ELECTRONICS, INC.		
20-01275	10/30/20 CLERK	Open	35.00

2323	INTEGRATED SYSTEMS & SERVICES		
20-01285	11/03/20 Repair to Don's office door	Open	216.00
2561	INTRON TECHNOLOGY SOLUTIONS		
20-01347	11/12/20 COMPUTERS	Open	2,042.90
2470	JAX LLC NW SHIRT SHOP		
20-01271	10/30/20 BEACH	Open	3,130.00
20-01273	10/30/20 BEACH	Open	800.00
20-01325	11/10/20 BEACH	Open	1,817.00

			5,747.00
2573	JCP & L		
20-01327	11/10/20 ELECTRIC	Open	8,218.14
2448	JERSEY MAIL SYSTEMS, LLC		
20-00888	07/29/20 A&E	Open	354.90
2488	JERSEY SHORE POWERSPORTS		
20-01246	10/27/20 BEACH & POLICE	Open	4,970.76
00297	JESSE A. HOWLAND & SONS, INC.		
20-01261	10/29/20 GARAGE LEASE	Open	1,705.00
01784	JUNGLE LASERS, LLC		
20-01349	11/12/20 BLDG DEPT	Open	420.00
2264	KETCHAM, MICHELLE		
20-01310	11/09/20 ELECTION COSTS	Open	35.00
00015	LANIGAN ASSOCIATES, INC.		
20-01193	10/14/20 POLICE	Open	610.00
2638	LAWES OUTDOOR POWER EQUIPMENT		
20-01178	10/07/20 BLDGS & GRDS	Open	544.21
2265	LEE'S GARAGE		
20-01284	11/03/20 POLICE	Open	4,680.43
2417	MARLIN BUSINESS BANK		
20-01341	11/12/20 LEASE	Open	47.00
01801	MASER CONSULTING, P.A.		
20-01262	10/29/20	Open	577.50
01900	MCKENNA, DUPONT, HIGGINS &		
20-01307	11/09/20 PLAN BRD-LEGAL	Open	6,630.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
20-01299	11/05/20 LEGAL	Open	7,832.00
00110	MONM CNTY REGIONAL HEALTH		
20-01257	10/28/20 BOARD OF HEALTH	Open	15,360.34
01854	MONMOUTH COUNTY BOARD/TAXATION		
20-01320	11/09/20 TAX ASSESSOR	Open	500.00
2716	MORRIS COUNTY PUBLIC SAFETY		
20-01121	09/22/20 FIRE DEPT	Open	400.00
2720	MUSIC PLAY PATROL		
20-01228	10/16/20 LIBRARY	Open	74.50
00339	NAPA AUTO PARTS CENTER		
19-01523	12/31/19 DPW	Open	169.99
20-00659	06/05/20 DPW	Open	91.55
20-01079	09/15/20 SEWER	Open	9.98

			271.52
2473	NAYLORS AUTO PARTS		
20-01122	09/22/20 FIRE DEPT	Open	250.80
00019	NJ AMERICAN WATER		
20-01329	11/10/20 HYDRANTS	Open	2,530.00
00113	NJ NATURAL GAS COMPANY		
20-01255	10/28/20	Open	705.35

00885	OCEAN TWP FIRE DISTRICT NO. 2		
	20-01258 10/29/20 FIRE OFFICIAL	Open	300.00
01309	OCEANPORT BOARD OF EDUCATION		
	20-00807 07/15/20 SCHOOL TAX	Open	52,042.00
00046	ONE CALL CONCEPTS, INC.		
	20-01283 11/02/20 SEWER	Open	31.46
01662	ORIENTAL TRADING COMPANY		
	20-01162 10/01/20 RECREATION	Open	382.57
00163	OSWALD ENTERPRISES, INC.		
	20-01239 10/20/20 SEWER	Open	600.00
2694	P2 RESCUE		
	20-00748 06/22/20 BEACH	Open	2,265.00
2372	PAYARGO, INC.		
	20-01300 11/05/20 TAX COLLECTOR	Open	102.75
2290	PORZIO, BROMBERG & NEWMAN		
	20-01342 11/12/20 LEGAL	Open	636.09
00164	RAIN, WILLIAM		
	20-01256 10/28/20 HEALTH	Open	144.60
00025	REALTY APPRAISAL CO.		
	20-01231 10/19/20 TAX ASSESSOR	Open	100.00
2421	RED WING OF EATONTOWN		
	20-01145 09/30/20 DPW	Open	652.49
2618	RIVISTAS SUBSCRIPTION SERVICE		
	20-01296 11/04/20 LIBRARY	Open	1,395.58
01554	SEA BRIGHT SERVICE CENTER		
	20-01191 10/14/20 POLICE	Open	190.65
	20-01235 10/20/20 DPW	Open	116.75
	20-01244 10/27/20 DPW	Open	87.95
	20-01251 10/27/20 Vehicle Service	Open	58.00

			453.35
00027	SEABOARD WELDING SUPPLY, INC.		
	20-01338 11/12/20 DPW	Open	14.50
00053	SHORE REGIONAL HIGH SCHOOL		
	20-00809 07/15/20 SCHOOL TAX	Open	193,570.00
01515	STALKER RADAR		
	20-01085 09/15/20 POLICE	Open	3,002.15
02225	STAPLES ADVANTAGE		
	20-00600 05/19/20 DPW	Open	84.41
2535	SUBURBAN DISPOSAL, INC.		
	20-01322 11/10/20 TRASH	Open	20,604.06
	20-01323 11/10/20 DUMPSTERS	Open	928.55
	20-01324 11/10/20 LANDFILL	Open	7,766.70

			29,299.31
01285	THE HOME DEPOT		
	20-01225 10/16/20 DPW	Open	354.61
	20-01241 10/27/20 SEWER	Open	155.91
	20-01291 11/03/20 B & G- Maintenance	Open	229.00

			739.52
00973	THE TWO RIVER TIMES		
	20-01263 10/29/20 LEGAL AD	Open	26.66
	20-01318 11/09/20 CLERK	Open	18.60

			45.26
2658	VERIZON		
	20-01334 11/12/20 PHONE	Open	296.20
	20-01335 11/12/20 SEWER	Open	519.84

			816.04

2291	VERIZON		
20-01345	11/12/20 FIOS	Open	183.99
02061	VERIZON WIRELESS		
20-01344	11/12/20 POLICE	Open	1,350.98
01164	WATCHUNG SPRING WATER CO, INC.		
20-01339	11/12/20 WATER	Open	160.86
00077	WEX BANK		
20-01317	11/09/20 GASOLINE	Open	4,877.62

TOTAL: \$565,124.27

Manual Checks:

20-01210	BATHGATE, WEGENER & WOLF	\$5,778.99
11/12/2020	PLAN. BRD:LEGAL SERVICES/ESCROW ACCTS.	
20-01270	BATHGATE, WEGENER & WOLF	\$2,196.75
10/30/2020	PLAN. BRD:LEGAL SERVICES/ESCROW ACCTS.	
20-01321	BOROUGH EE' HEALTH INSURANCE	\$6,564.79
10/20/2020	REPLENISH FUND	
20-01269	DAVID HODER ASSOCIATES	\$5,375.00
10/30/2020	PLAN BRD:ENGINEER REVIEW/ESCROW ACCT.	
20-01294	DAVID HODER ASSOCIATES	\$1,070.00
11/3/2020	PLAN BRD:ENGINEER REVIEW & INPCTN/ESCROW ACCTS.	
11/12/2020	GAGLIANO & COMPANY	\$4,250.00
	PLAN. BRD:REDEVELOPMENT APPRAISAL/ESCROW ACCT.	
20-01280	GANNETT NJ	\$21.60
11/2/2020	PLAN. BRD:LEGAL AD/ESCROW ACCT.	
20-01306	MCKENNA, DUPONT, HIGGINS & STONE	\$3,790.00
11/9/2020	PLAN, BRD:LEGAL SRVCS-REVIEW/ESCROW ACCTS.	
20-01281	NJ DEPT. OF HEALTH	\$3.60
11/2/2020	MONTHLY DOG LICENSE REPORT	

TOTAL: \$29,050.73

GRAND TOTAL: \$594,174.00