

**MINUTES  
REGULAR MEETING  
BOROUGH OF SEA BRIGHT**

**MAY 4, 2021**

**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/489454701>

United States: +1 (571) 317-3122

**Access Code:** 489-454-701

**Mayor Kelly** called the meeting to order at 7:00 p.m. and requested those present to join in the Pledge of Allegiance.

**Mayor Kelly** read the following Compliance Statement:

**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 4, 2021. In each instance, the Date, Time, And Location of This Meeting Were Provided in The Notice. This Meeting Is Open to The Public."**

**PRESENT:** Mayor Brian P. Kelly  
Councilmember's Kevin Birdsall, Jefferey M. Booker, Sr.,  
Samuel A. Catalano, William J. Keeler,  
John M. Lamia, Jr., Marc A. Leckstein

**OTHERS:** Administrator Joseph Verruni, Attorney Richard Shaklee,  
CFO Michael Bascom, Clerk Christine Pfeiffer

**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.

Jon Schwartz, 24 Longview Way, had three questions/concerns – when are we going to enforce the plastics ordinance, when are we going to start enforcing the bulkhead ordinance, and he hopes that everyone took a look at the voucher list – it is over \$1,000,000 this month. Council confirmed that they have reviewed the voucher list and the County and school board tax payments are on the list which are big numbers. Councilman Leckstein explained why we've been lenient during COVID on the plastics ordinance enforcement and feels we should send a warning to all business owners that we plan to start strictly enforcing it in the near future. Councilman Leckstein added that once the budget is adopted tonight we will be able to hire an engineer to begin evaluating the bulkheads.

Alicia DeSanta, 1062 Ocean Avenue, expressed her concerns about the parking situation in the municipal lot for the residents that live above the businesses on Ocean Avenue and asked if Council would designate spots in the lot for Ocean Avenue residents. Mayor Kelly explained that parking is an ongoing problem and we are trying to find a solution. Chief Friedman explained that they cannot provide parking for every resident but we do try to accommodate everyone as best as possible. Administrator Verruni stated that we may have a temporary solution at the old Dunkin Donuts parking lot which we will discuss at the next workshop meeting along with raising fines.

**CONSENT AGENDA**

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

**Minutes**

04-14-2021 Workshop Meeting

04-20-2021 Regular Meeting

04-20-2021 Closed Session

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**Resolutions:**

**No. 100-2021      Borough of Sea Bright Authorize Grant Application for the SFY21 Body-Worn Camera Grant Program**

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

**WHEREAS**, P.L. 2020, Chapter 128 (approved November 24, 2020) requires that all uniformed patrol officers be equipped with body-worn cameras; and

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**WHEREAS**, the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General has established the SFY21 Body-Worn Camera Grant Program designed to provide eligible law enforcement agencies with state funding to aid in the purchase of body-worn cameras, ancillary equipment and storage and has made \$57,500,000.00 available for distribution; and

**WHEREAS**, the SFY21 Body-Worn Camera Grant program provides funding for a 60-month period from January 1, 2021 through December 31, 2025; and

**WHEREAS**, the Grant application deadline for the SFY21 Body-Worn Camera Grant Program is April 30, 2021 and

**WHEREAS**, the Borough of Sea Bright Chief of Police recommends participation in the Grant program in order to supplement funding for the purchase of Body-Worn Cameras and other necessary equipment for the Police Department in accordance with P.L. 2020, Chapter 128; and

**WHEREAS**, the Borough desires for the Sea Bright Police Department to be in compliance with the State requirements;

**NOW THEREFORE, BE IT RESOLVED**, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby approve the submission of a grant application, by the Sea Bright Police Department, for the SFY21 Body-Worn Camera Grant Program for funding to aid in the purchase of the body-worn cameras, ancillary equipment and storage as required to be in compliance with State regulations;

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

- 1. Sea Bright Police Chief
- 2. Finance Manager
- 3. Chief Financial Officer

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**No. 101-2021 Authorizing the Purchase of a Sportsman 570 (ATV) for the Sea Bright Beach Department**

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

**WHEREAS**, the Borough of Sea Bright is in need of a new beach vehicle for the Beach Department; and

**WHEREAS**, the Beach Manager is in receipt of three (3) quotes from Jersey Shore Powersports, Middletown, NJ, Midstate Power Sports, Redmond, OR, and Apex Cycle Sports, Cambridge, ON, Canada, for a Sportsman 570 (ATV); and

**WHEREAS**, the Borough of Sea Bright wishes to purchase the Sportsman 570 ATV from Jersey Shore Powersports, Middletown, NJ in the amount of \$6,800 including the following additional items for a total cost of \$7,817.70; and

Base Price:	\$ 6,800.00
Rear Cargo Box:	\$ 267.60
Emergency Lights:	\$ 500.00
Undercoating:	\$ 250.00
TOTAL:	\$ 7,817.70

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, NJSA 40A:11-12.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, certify that funds in the amount of \$7,817.70 are available in Beach Capital Outlay for the purpose stated herein.



**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 Beach Manger to purchase a Sportsman 570 (ATV) for an amount not to exceed \$7,817.70 from Jersey Shore Powersports, Middletown, New Jersey; and

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

- 1. Beach Manager
- 2. Finance Manager
- 3. Jersey Shore Powersports

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**No. 102-2021      Authorizing the Purchase of Polaris Ranger 1000 Utility Vehicle (UTV) for the Sea Bright Beach Department**

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

**WHEREAS**, the Borough of Sea Bright is in need of a new beach vehicle for the Beach Department; and

**WHEREAS**, the Beach Manager is in receipt of three (3) quotes from Jersey Shore Powersports, Middletown, NJ, Powersports Plus, Albany, GA, and Sky Powersports Sanford, FL, for a Polaris Ranger 1000 utility vehicle (UTV); and

**WHEREAS**, the Borough of Sea Bright wishes to purchase the Polaris Ranger 1000 UTV from Jersey Shore Powersports, Middletown, NJ in the amount of \$12,229.29 including the following additional items for a total cost of \$13,972.29; and

Base Price:	\$12,222.29
Emergency Light:	\$ 750.00
Siren for Side by Side:	\$ 750.00
Undercoating:	\$ 250.00
TOTAL:	\$13,972.29

**WHEREAS**, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, NJSA 40A:11-12.

**CERTIFICATION OF FUNDS**

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, certify that funds in the amount of \$13,972.29 are available in Beach Capital Outlay for the purpose stated herein.

  
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 Beach Manger to purchase a Polaris Ranger 1000 Utility Vehicle (UTV) for an amount not to exceed \$13,972.29 from Jersey Shore Powersports, Middletown, New Jersey; and

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

1. Beach Manager
2. Finance Manager
3. Jersey Shore Powersports

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**No. 103-2021      Authorize Emergency Repairs to Sanitary Sewer Lateral on Ocean Avenue at Center Street**

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

**WHEREAS**, the Borough has issues with sanitary back-ups, grease build-up and a pipe sag in the sanitary main on Ocean Avenue at Center Street; and

**WHEREAS**, the work to repair the above mentioned issues will require working within the Route 36 Right-of-Way, which will be very difficult during the peak summer season; and

**WHEREAS**, Remington & Vernick Engineers, Inc., Consulting Borough Engineer, recommend the Borough award an emergency contract pursuant to N.J.S.A. 40A:11-6 according to the criteria listed on the attached letter dated April 30, 2021 to restore the sanitary sewer main; and

**WHEREAS**, the Borough Council desires to complete the necessary improvements to the existing sanitary lateral prior to the peak summer season and eliminate any public health, safety and welfare risks caused by the back-ups; and

**NOW THEREFORE, BE IT RESOLVED**, the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, do hereby authorize Consulting Borough Engineer to complete the work to restore the sanitary sewer main on an emergency basis in accordance with procedures for emergency contracts as promulgated in the Local Public Contract Laws; and

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

- 1. Sea Bright DPW DIRECTOR
- 2. Finance Manager
- 3. Chief Financial Officer

**Roll Call:**      Birdsall,      Booker,      Catalano,      Keeler,      Lamia,      Leckstein  
                          Yes                    Yes                    Yes                    Yes                    Yes                    Yes

Councilman Birdsall stated that by adopting 103-2021 we authorized emergency repairs to the sanitary sewer lateral on Ocean Avenue by Donovan’s and requested that we send out a Nixle to make the community aware of the temporary road closures when appropriate.

Gregory Sullivan from Remington & Vernick Engineering firm was on the call and gave a brief summary of the project and the timeline.

**ORDINANCE(s):**

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

**ORDINANCE NO. 04-2021**  
**AN ORDINANCE TO FIX THE COMPENSATION OF OFFICERS AND  
 EMPLOYEES OF THE BOROUGH OF SEA BRIGHT FOR THE  
 YEARS 2021 THROUGH 2023 IN ITS ENTIRETY.**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 04-2021; seconded by Councilmember Booker:

**Roll Call:**      Birdsall,      Booker,      Catalano,      Keeler,      Lamia,      Leckstein  
                          Yes                    Yes                    Yes                    Yes                    Yes                    Yes

**Public Hearing (Ord. No. 04-2021)**

**No one wished to be heard.**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 04-2021; seconded by Councilmember Booker:

**Roll Call:**      Birdsall,      Booker,      Catalano,      Keeler,      Lamia,      Leckstein  
                          Yes                    Yes                    Yes                    Yes                    Yes                    Yes

Councilmember Leckstein offered a motion to adopt Ordinance No. 04-2021 and advertise according to law; seconded by Councilmember Booker:

**Roll Call:**      Birdsall,      Booker,      Catalano,      Keeler,      Lamia,      Leckstein  
                          Yes                    Yes                    Yes                    Yes                    Yes                    Yes

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

**Section 1. Unless otherwise noted the yearly compensation, salaries and wages of various officers and employees shall be paid semi- monthly. In lieu of all fees as follows:**

	2021	2022	2023
<b>GROUP I – <u>Part Time Employees</u></b>	1,000 – 32,800	1,000 – 33,456	1,000 – 34,125
• Assessment Searches			
• Administrative Assistant			
• Board of Health Secretary			
• Emergency Management Coordinator/Deputy			
• Assistant Code Enforcement			
• Beach Manager			
• Certified Public Works Manager			
• Chief Financial Officer			
• Code Enforcement			
• Collection Operator			
• Construction Officer			
• Electrical Inspector			

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	2021	2022	2023
<ul style="list-style-type: none"> <li>• Fire Department Administrator</li> <li>• Fire Official/Fire Marshall</li> <li>• Fiscal Officer</li> <li>• Fire Sub-code Official Inspector</li> <li>• Flood Plain Manager</li> <li>• Housing Inspector</li> <li>• Municipal Court Judge</li> <li>• Planning/Zoning Board Secretary</li> <li>• Plumbing Sub Code Official</li> <li>• Public Building Custodian</li> <li>• Recreation Director</li> <li>• Registrar of Vital Statistics</li> <li>• Deputy Registrar of Vital Statistics</li> <li>• Recycling Coordinator</li> <li>• Tax Assessor</li> <li>• Tax Search Officer</li> <li>• Water Safety Director</li> <li>• Zoning Officer</li> </ul>	1,000 – 33,456	1,000 – 34,125	1,000 – 34,808
	2021	2022	2023
<b>GROUP II – <u>Hourly Employees</u></b>	<b>12.00 – 53.50</b>	<b>13.00 – 54.50</b>	<b>14.00 – 55.50</b>
<ul style="list-style-type: none"> <li>• Administrative Assistant Secretary</li> <li>• Construction Department Secretary Assistant</li> <li>• Custodian</li> <li>• Library Cultural Arts Assistant</li> <li>• Library Cultural Arts Director</li> <li>• Planner</li> <li>• Recreation Assistant</li> </ul>			
<b>GROUP III – <u>Permanent Employees</u></b>	<b>2,000 – 67,650</b>	<b>2,000 – 69,003</b>	<b>2,000 – 70,383</b>
<ul style="list-style-type: none"> <li>• Administrative Assistant</li> <li>• Construction Department Secretary and Technical Assistant</li> <li>• Deputy Borough Clerk</li> <li>• Deputy Court Administrator</li> <li>• Finance Manager</li> <li>• Payroll/Account Payable Clerk</li> </ul>			
	2021	2022	2023
<b>GROUP IV – <u>Public Works Employees</u></b>	<b>5,000 – 84,000</b>	<b>5,000 – 85,680</b>	<b>5,000 – 87,394</b>
<ul style="list-style-type: none"> <li>• Beach Maintenance Supervisor</li> <li>• Deputy Director</li> <li>• Equipment Operator</li> <li>• Public Works Maintenance</li> <li>• Working Forman</li> </ul>			

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	2021	2022	2023
<b>GROUP V – <u>Police</u></b>	<b>25,000 – 123,000</b>	<b>25,000 – 126,000</b>	<b>25,000 – 130,000</b>
<ul style="list-style-type: none"> <li>• Captain</li> <li>• Lieutenant</li> <li>• Sergeant</li> <li>• Corporal</li> <li>• Detective</li> <li>• Patrolman</li> </ul>			
<b>GROUP VI - <u>Police - HOURLY</u></b>			
<ul style="list-style-type: none"> <li>• Crossing Guard</li> <li>• Special 1<sup>st</sup> Class</li> <li>• Special 2nd Class</li> <li>• Police Matron</li> </ul>	12.00 – 14.00  12.00 – 15.00  14.00 – 17.00  12.00 - 15.00	13.00 – 15.00  13.00 – 15.00  14.00 – 17.00  13.00 - 15.00	14.00 – 16.00  14.00 – 16.00  14.00 – 17.50  14.00 -- 16.00
<b>GROUP VII – <u>Department Head</u></b>	<b>20,000 – 148,000</b>	<b>20,000 – 152,000</b>	<b>20,000 – 155,000</b>
<ul style="list-style-type: none"> <li>• Borough Administrator</li> <li>• Borough Clerk</li> <li>• Director of Public Works</li> <li>• Municipal Court Administrator</li> <li>• Police Chief</li> <li>• Sewer Clerk</li> <li>• Tax Collector</li> </ul>			
<b>GROUP VIII - <u>Seasonal - HOURLY</u></b>			
<ul style="list-style-type: none"> <li>• Assistant to the Beach Manager</li> <li>• Beach Maintenance</li> <li>• Beach Office Attendant</li> <li>• Gate Attendant</li> <li>• Lifeguards               <ul style="list-style-type: none"> <li>Tier 1 - Rookie - year 2</li> <li>Tier 2 - Beginning year 3 - 5th year</li> <li>Tier 3 - Beginning year 5 and up</li> </ul> </li> <li>• Lifeguard Officer               <ul style="list-style-type: none"> <li>Tier 4 - Supervisors</li> <li>Tier 5 – Captains</li> </ul> </li> </ul>	12.00 – 18.00  11.10 – 16.00  11.10 – 14.00  11.10 – 14.00  11.10 – 12.50 11.10 – 14.00 13.00 – 15.00	12.00 – 18.50  11.90 – 16.50  11.90 – 14.00  11.90 – 14.00  11.90 – 14.00 11.90 – 15.00 13.00 – 16.00	12.70 – 19.00  12.70 – 16.50  12.70 – 14.50  12.70 – 14.50  12.70 – 14.50 12.70 – 15.50 14.00 – 16.50
<b>GROUP IX - <u>Other</u></b>	<b>2021 1,000 – 3,000</b>	<b>2022 1,000 – 3,000</b>	<b>2023 1,000 – 3,000</b>
<ul style="list-style-type: none"> <li>• Mayor</li> <li>• Borough Council</li> </ul>			

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect upon passage and publication as required to Law.

INTRODUCED: April 20, 2021  
 PUBLIC HEARING: May 4, 2021  
 ADOPTION: May 4, 2021

I hereby certify this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 20, 2021 and will be further considered after a virtual Public Hearing on May 2, 2021 at the regular council meeting at 7:00 P.M. Meeting access information is posted on the Borough website: [www.seabrightnj.org](http://www.seabrightnj.org).

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

**BOND ORDINANCE NO. 05-2021**  
**AMENDING BOND ORDINANCE NUMBER 15-2017 FINALLY**  
**ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF**  
**SEA BRIGHT, NEW JERSEY ON SEPTEMBER 5, 2017**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 05-2021; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

**Public Hearing (Ord. No. 05-2021)**  
**No one wished to be heard.**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 05-2021; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

Councilmember Birdsall offered a motion to adopt Ordinance No. 05-2021 and advertise according to law; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

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

Section 1. The Bond Ordinance of the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough") entitled "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" finally adopted on September 5, 2017 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. The Ordinance is hereby amended by deleting the reference to "\$10,000" for Section 20 costs and substituting in lieu thereof "\$50,000".

Section 3. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$380,000. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

**I HEREBY CERTIFY** this to be a true and correct Bond Ordinance No. 05-2021 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 20, 2021 and will be further considered after a Public Hearing held on May 4, 2021 at a virtual meeting of the Borough Council at 7:00 pm. Meeting access instructions will be published with the public hearing notice and will be available on the Borough website.

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

**ORDINANCE NO. 06-2021**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND**  
**SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT,**  
**CHAPTER 172, "SIDEWALK CAFES AND RESTAURANTS", SECTION 2, "APPLICATION FOR**  
**LICENSE" AND SECTION 6, "VIOLATIONS AND PENALTIES."**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 06-2021; seconded by Councilmember Birdsall:

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**Public Hearing (Ord. No. 06-2021)**

**No one wished to be heard.**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 06-2021; seconded by Councilmember Birdsall:

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

Councilmember Booker offered a motion to adopt Ordinance No. 06-2021 and advertise according to law; seconded by Councilmember Leckstein:

<b>Roll Call:</b>	Birdsall,	Booker,	Catalano,	Keeler,	Lamia,	Leckstein
	Yes	Yes	Yes	Yes	Yes	Yes

**SECTION ONE.** Chapter 172 "Sidewalk Cafes and Restaurants", Section 172-2 "Application for license," of the Code of the Borough of Sea Bright be and the same is hereby amended as follows:

**§ 172-2 Application for License.**

B. An applicant proposing to establish a sidewalk café area shall submit to the Borough Clerk a ~~sketch of the proposed seating area which shall include but not be limited to a depiction of all aisles, clearances between tables and the seating area at the curb.~~ an accurate diagram showing placement of tables and chairs, total number of people permitted for seating, a depiction of all aisles, clearances between tables and between the seating area at the curb. No less than four feet of unobstructed sidewalk shall be open and maintained for pedestrians. Any umbrella or other cover shall maintain a clearance of not less than seven feet for the fabric and not less than eight feet for any frame or rigid material.

**SECTION TWO.** All other provisions of § 172-2, "Application for License," remain unchanged and remain in full force and effect.

**SECTION THREE.** Chapter 172 "Sidewalks and Café Restaurants, Section 172-6 "Violations and Penalties," of the Code of the Borough of Sea Bright be and the same is hereby amended as follows:

**§ 172-6 Violations and Penalties**

~~Sidewalk café licenses may be revoked for violating any of the provisions of this chapter, and the applicant may be ineligible to obtain a license hereunder for the year following such violation. Violators shall be subject to the penalties as provided in Chapter 1, Article I, General Penalty.~~ Sidewalk café licenses may be revoked for violating any of the provisions of This Chapter, and will be revoked where the café has been cited for more than two violations in a single calendar year. The applicant may be ineligible to obtain a license hereunder for the year following such violations. Violators will be subject to the penalties as provided in Chapter 1, Article I, General Penalty.

**SECTION FOUR.** All Ordinances or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION FIVE.** Should any section, paragraph, clause or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

**SECTION SIX.** This Ordinance shall take effect upon its passage and publication according to law.

**I HEREBY CERTIFY** this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 20, 2021 and will be further considered after a Public Hearing held on May 4, 2021.

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

**ORDINANCE NO. 07-2021**  
**AN ORDINANCE OF THE BOROUGH OF SEA BRIGHT AMENDING AND SUPPLEMENTING THE CODE OF THE BOROUGH OF SEA BRIGHT, CHAPTER 66, "BEACHES," ARTICLE I, "GENERAL REGULATIONS," Section 66-1**

Councilmember Leckstein offered a motion to open the public hearing on Ordinance No. 07-2021; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

**Public Hearing (Ord. No. 07-2021)**  
**No one wished to be heard.**

Councilmember Leckstein offered a motion to close the public hearing on Ordinance No. 07-2021; seconded by Councilmember Birdsall:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

Councilmember Leckstein offered a motion to adopt Ordinance No. 07-2021 and advertise according to law; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

**SECTION ONE:** Chapter 66 "Beaches", Article I "General Regulations", Section 66-1 "Regulations Adopted", of the Code of the Borough of Sea Bright be and the same is hereby amended as follows:

**§66-1 Regulations Adopted.**

- (a) The Mayor and Council, and/or The Beach Manager are hereby authorized and empowered to adopt such other rules and regulations that may be necessary for the proper control of the bathing beach and waters adjacent thereto, and any person violating such rules or regulations shall be subject to the same penalties as are hereafter provided for violations of the provisions of this article.
- (b) Any rule or regulation adopted by the Beach Manager may be amended, supplemented or repealed by resolution of the Borough Council.

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

**SECTION THREE:** If any section, 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 April 20, 2021 and will be further considered after a Public Hearing held on May 4, 2021.

**INDIVIDUAL ACTION/New Business:**

**Vouchers: \$1,041,898.60**

Councilmember Booker offered a motion to approve the Voucher List dated May 4, 2021 as submitted by the Finance Manager; seconded by Councilmember Keeler:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
Yes Yes Yes Yes Yes Yes

2703	ACTION UNIFORM CO.				
	21-00047 01/15/21 POLICE: UNIFORMS MARELLI	Open	371.98		
01042	ATLANTIC TOMORROWS OFFICE				
	21-00533 04/30/21 COPIER	Open	795.22		
00631	BARG'S LAWN & GARDEN SHOP, INC				
	21-00453 04/15/21 STREETS- MAINT. OF EQUIPMENT	Open	390.90		

**REGULAR MEETING****MAY 4, 2021**

2746	BECKER HARDWARE/CENTRAL REPAIR 21-00455 04/15/21 STREETS- MAINTENANCE OF EQUIP	Open	357.83
01631	BOROUGH OF OCEANPORT 21-00501 04/23/21 COURT	Open	6,500.00
2680	CINTAS 21-00447 04/15/21 BLDGS. & GRDS.-MATERIALS & SUP 21-00472 04/21/21 BLDGS. & GRDS.- MATERIAL & SUP 21-00478 04/21/21 BEACH- MATERIALS & SUPPLIES 21-00479 04/21/21 BLDGS. & GRDS- MATERIALS & SUP	Open Open Open Open	95.30 87.29 35.00 110.96
			----- 328.55
2555	CJM ASSOC. OF SEA BRIGHT 21-00500 04/23/21 LEASE	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI & 21-00525 04/29/21 LEGAL	Open	208.00
2749	COAST BIOMEDICAL EQUIPMENT 21-00480 04/21/21 BEACH	Open	1,016.80
01801	COLLIER ENGINEERING & DESIGN 21-00261 03/03/21 ENGINEER 21-00532 04/30/21 ENGINEER	Open Open	5,390.00 3,263.70
			----- 8,653.70
2655	DE SESA ENGINEERING CO. 21-00441 04/15/21 BLDG. & GRDS.-MAINT. OF B&G	Open	546.00
2286	DIFRANCESCO,BATEMAN,KUNZMAN 21-00503 04/26/21 LEGAL	Open	760.00
00609	EAGLE POINT GUN 20-533 8/20 POLICE 20-00533 05/04/20 POLICE	Open Open	106.00 7,906.51
			----- 8,012.51
2587	EASTERN JANITORIAL CO. 21-00042 01/15/21 JANITORIAL 21-00450 04/15/21 BLDS. & GRDS. - CONTRACTUAL 21-00451 04/15/21 BEACH- CONTRACTUAL	Open Open Open	1,700.00 1,320.00 1,700.00
			----- 4,720.00
01720	FIREFIGHTER ONE, LLC 21-00439 04/15/21 Relay Repairs 4377	Open	526.92
01288	FISLER, CHRISTOPHER 21-00321 03/16/21 POLICE-CLOTHING ALLOWANCE	Open	422.74
00711	FOLEY/CAT, INC. 21-00445 04/15/21 STREETS-MAINT. OF EQUIPMENT	Open	3,349.37
02101	GANNETT NJ 21-00514 04/29/21 CLERK	Open	122.40
00979	GIBBONS, P.C. 21-00513 04/28/21 LEGAL	Open	475.00
01657	GOWAN, KERRY 21-00531 04/30/21 ANIMAL	Open	440.00
2281	GRAINGER 20-01090 09/15/20 FIRE	Open	84.60
01887	HEIM ELECTRONICS, INC. 21-00528 04/29/21 ALARMS	Open	344.25
2710	HOLMDEL TOWNSHIP 21-00497 04/23/21 FISCAL	Open	3,312.50
00297	JESSE A. HOWLAND & SONS, INC. 21-00499 04/23/21 LEASE	Open	1,705.00
01784	JUNGLE LASERS, LLC 21-00504 04/26/21 BLDG. DEPT	Open	640.00
2442	KINTECH, INC. 21-00502 04/26/21 A&E	Open	261.90
00015	LANIGAN ASSOCIATES, INC. 21-00416 04/14/21 POLICE-MATERIALS AND SUPPLIES	Open	640.00
2296	MAKAI SURF & RESCUE 21-00484 04/21/21 BEACH	Open	1,150.00

**REGULAR MEETING**

**MAY 4, 2021**

02045	MONMOUTH COUNTY SPCA		
21-00495	04/23/21 ANIMAL	Open	325.00
00441	MONMOUTH COUNTY TREASURER		
21-00505	04/26/21 COUNTY 911	Open	85,650.00
2382	MORGAN,MICHAEL		
21-00523	04/29/21 POLICE-CLOTHING ALLOWANCE	Open	172.27
01694	NAVESINK MARINA		
21-00438	04/15/21 Annual Maintenance M43	Open	1,657.96
00113	NJ NATURAL GAS COMPANY		
21-00507	04/26/21 NATURAL GAS	Open	2,045.87
01309	OCEANPORT BOARD OF EDUCATION		
20-00807	07/15/20 SCHOOL TAX	Open	52,042.00
2292	PETRUZZELLI BROS EXCAVATING CO		
21-00477	04/21/21 STREETS- MAINT & REPAIRS	Open	450.00
2525	POOR JOHNS PORTABLE TOILETS		
21-00529	04/29/21 BEACH	Open	366.00
2290	PORZIO,BROMBERG & NEWMAN		
21-00524	04/29/21 LEGAL	Open	6,283.49
00164	RAIN, WILLIAM		
21-00496	04/23/21 HEALTH	Open	144.60
00244	SEA BRIGHT FIRST AID, INC.		
21-00494	04/23/21 FIRST AID	Open	18,000.00
01554	SEA BRIGHT SERVICE CENTER		
20-00885	07/24/20 POLICE	Open	699.78
20-01083	09/15/20 POLICE	Open	52.95
21-00417	04/14/21 POLICE-VEHICLE MAINTENANCE	Open	568.19
21-00436	04/15/21	Open	661.08
			-----
			1,982.00
00053	SHORE REGIONAL HIGH SCHOOL		
20-00809	07/15/20 SCHOOL TAX	Open	193,570.00
02225	STAPLES ADVANTAGE		
21-00476	04/21/21 New Library Printer	Open	388.57
2574	TARGET SOLUTIONS		
21-00483	04/21/21 BEACH	Open	1,434.60
00656	TAYLOR FENCE CO., INC.		
21-00473	04/21/21 DUNE	Open	1,060.29
01285	THE HOME DEPOT		
21-00446	04/15/21 STREETS- MATERIALS & SUPPLIES	Open	38.96
00223	TREASURER, COUNTY OF MONMOUTH		
21-00490	04/23/21 COUNTY TAX	Open	525,034.77
00439	TREASURER, COUNTY OF MONMOUTH		
21-00491	04/23/21 LIBRARY TAX	Open	38,212.97
00523	TREASURER, COUNTY OF MONMOUTH		
21-00492	04/23/21 OPEN SPACE TAX	Open	61,301.31
01243	TREASURER, STATE OF NEW JERSEY		
21-00493	04/23/21 PERMIT FEES	Open	1,436.00
2658	VERIZON		
21-00530	04/30/21 SEWER	Open	530.48
00877	WITMER ASSOCIATES, INC.		
21-00440	04/15/21 POLICE: MATERIALS & SUPPLIES	Open	1,882.00
	<b>Totals:</b>		<b>\$1,040,645.31</b>

**Manual Checks**

21-00527	DAVID HODER ASSOCIATES	\$1,120.00
4/29/2021	PLAN. BRD:ENGINEER REVIEW/ESCROW ACCTS.	
21-00508	GANNETT NJ	\$19.80
4/26/2021	PLAN. BRD:LEGAL AD/REVIEW-ESCROW ACCT.	
21-00526	SHREWSBURY RIVER, INC.	\$113.49
4/29/2021	RELEASE OF ESCROW/INSPECTION FEES	

**\$1,253.29**  
**GRAND TOTAL: \$1,041,898.60**

**2021 MUNICIPAL BUDGET ADOPTION**

Councilmember Booker offered a motion to approve **Resolution No. 104-2021**; seconded by Councilmember Birdsall:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
 Yes Yes Yes Yes Yes Yes

**SECTION 2 - UPON ADOPTION FOR YEAR 2021**  
**RESOLUTION NO. 104-2021**

Be it Resolved by the COUNCIL MEMBERS of the SEA BRIGHT County of MONMOUTH BOROUGH that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$ 4,720,000.00 (Item 2 below) for municipal purposes, and  
 (b) \$ \_\_\_\_\_ (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,  
 (c) \$ \_\_\_\_\_ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.  
 (d) \$ \_\_\_\_\_ (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy  
 (e) \$ \_\_\_\_\_ (Sheet 44) Arts and Culture Trust Fund Levy  
 (f) \$ \_\_\_\_\_ (Item 5 Below) Minimum Library Tax

**RECORDED VOTE**  
 (Insert last name)

Ayes	Nays	Abstained	Absent
Birdsall Booker Catalano Keeler Lamia Leckstein			

**SUMMARY OF REVENUES**

1. General Revenues			
Surplus Anticipated	08-100	\$	612,136.94
Miscellaneous Revenues Anticipated	13-089	\$	1,219,266.43
Receipts from Delinquent Taxes	16-499	\$	327,124.83
<b>2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)</b>	<b>07-190</b>	<b>\$</b>	<b>4,720,000.00</b>
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-198	\$	-
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY			
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$	-
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$	-
<b>Total Revenues</b>	<b>13-299</b>	<b>\$</b>	<b>6,075,897.30</b>

Sheet 41

Councilman Booker commended our CFO, Administrator, and Borough staff on the budget – a 4% municipal tax rate in this environment is significant.

**MAYOR AND COUNCIL COMMITTEE COMMENTS**

Mayor Kelly reported that our first in-person meeting will be May 18<sup>th</sup> with the option to join remotely. NJDOT approved the emergency order to place barricades on Ocean Avenue to expand outdoor dining through October 1<sup>st</sup>. We received a LEAP grant for the school regionalization study for approximately \$140,000. Mr. Verruni said he spoke to the business owners to let them know the Borough is not going to supply the barricades this year and said they were more than happy to get them and supply us with a plan.

Councilman Leckstein reported that the upgrade to the cell tower has been completed and the flag is flying high and the Planning Board approved the AT&T equipment building. Mr. Verruni will reach out to Senator O’Scanlon’s office to confirm the temporary tower will be removed by Memorial Day.

Councilman Catalano stated that a resident from Sunrise Condos has reached out regarding the planting of flowers by the new welcome sign – Mr. Verruni explained that it is handled and should be completed sometime next week.

Councilman Keeler asked if we received any additional information regarding the new bridge – Mr. Verruni explained that the County is optimistic that they will receive the additional Federal funding because the bids came in \$7 million over budget, but as of now there have not received a definitive answer.

Councilman Birdsall thanked the DPW and the beach committee for getting the beach ready and looking forward to another successful summer.

**EXECUTIVE SESSION**

**Executive session not held.**

**ADJOURNMENT**

Councilmember Leckstein offered a motion to adjourn the meeting; seconded by Councilmember Booker:

**Roll Call:** Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein  
 Yes Yes Yes Yes Yes Yes

Prepared by:

Christine Pfeiffer, Borough Clerk