

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

FEBRUARY 7, 2023

SEA BRIGHT, NEW JERSEY

TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:

<https://meet.goto.com/872335397>

OR DIAL: (408) 650-3123

Access Code: 872-335-397

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 10, 2023. In each instance, the Date, Time, And Location of This Meeting Were Provided in The Notice. This Meeting Is Open To The Public."

ROLL CALL:

Councilmember(s)	BIEBER ____	BOOKER ____	CATALANO ____
	GORMAN ____	KEELER ____	LAMIA ____
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

01-07-2023	Reorganization Meeting
01-12-2023	Workshop Meeting
01-12-2023	Executive Session
01-17-2023	Regular Meeting

Resolutions:

No. 43-2023 Authorizes the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the Borough of Sea Bright

No. 44-2023 Authorizing Submittal of an Application for FEMA Assistance to Firefighters Grant

No. 45-2023 Hiring Volunteer Firefighters Borough of Sea Bright Fire Department

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

ORDINANCE(s):

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

ORDINANCE NO. 01-2023
CALENDAR YEAR 2023
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

Councilmember _____ offered a motion to open the public hearing on Ordinance No. 01-2023; seconded by Councilmember _____

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

Public Hearing (Ord. No. 01-2023)

Councilmember _____ offered a motion to close the public hearing on Ordinance No. 01-2023; seconded by Councilmember _____

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

Councilmember _____ offered a motion to adopt Ordinance No. 01-2023 and advertise according to law; seconded by Councilmember _____

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

INDIVIDUAL ACTION/New Business:

Vouchers: \$ 1,134,542.45

Councilmember _____ offered a motion to approve the Voucher List dated February 7, 2023 as submitted by the Finance Manager; seconded by Councilmember _____

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

MAYOR AND COUNCIL COMMENTS

EXECUTIVE SESSION

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

Resolution to discuss: TBD

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

ADJOURNMENT

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

Roll Call: Bieber____ Booker____ Catalano____ Gorman____ Keeler____ Lamia____

RESOLUTION NO. 43-2023

**Authorizes the County of Monmouth Mosquito Control Division
to Conduct Aerial Mosquito Control Operations within the Borough of Sea Bright**

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

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the County; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the County of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and

WHEREAS, the Borough of Sea Bright is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright in the County of Monmouth, State of New Jersey, does hereby authorize the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:

- a. the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
- b. such operations will be performed in compliance with applicable Federal and State regulations, and
- c. the County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

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

1. Monmouth County Mosquito Extermination Commission
2. Chief of Police
3. Director of Public Works

Roll Call: Bieber, Booker, Catalano, Gorman, Keeler, Lamia

February 7, 2023

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 February 7, 2023.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 44-2023
AUTHORIZING SUBMITTAL OF AN APPLICATION
FOR FEMA ASSISTANCE TO FIREFIGHTERS GRANT

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

WHEREAS, the Federal Emergency Management Agency (FEMA) provides aid to local firefighters and first responders through its Assistance to Firefighters Grant (AFG) Program to enhance the safety of the public and firefighters by providing direct financial assistance to obtain critically needed equipment, protective gear, emergency vehicles, training and other resources required to protect the public and emergency personnel from fire and related hazards; and

WHEREAS, the Sea Bright Fire Department is seeking such assistance to purchase twenty (20) sets of personal protective equipment for new members serving our community; and

WHEREAS, the Sea Bright Fire Department is eligible and desires to apply for \$80,000.00 in Assistance to Firefighters grant funds for the purpose stated herein; and

WHEREAS, the Borough of Sea Bright Fire Department is prepared to provide the required 5% local share of \$4,000.00 should an application be successful; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds will be available in the 2023 budget under Fire Department Line Item #3-01-25-265-230 for the required 5% matching portion in the amount of \$4,000.00.

Michael J. Bascom

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the Borough of Sea Bright Fire Department Chief to prepare and submit said Grant application to fund the purchase of twenty (20) sets of personal protection equipment for new members and further authorizes the Mayor and Borough Clerk to execute any documents related to such application; and

BE IT FURTHER RESOLUTION, the Borough Council authorizes payment of the local share of \$4,000.00 should the application be approved; and

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

1. C. Murphy, Fire Chief
2. CFO
3. Finance Manager

Roll Call: Bieber, Booker, Catalano, Gorman, Keeler, Lamia

February 7, 2023

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 February 7, 2023.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 45-2023
HIRING VOLUNTEER FIREFIGHTERS
BOROUGH OF SEA BRIGHT FIRE DEPARTMENT

Councilmember offered the following resolution for approval; seconded by Councilmember
:

WHEREAS, Chapter 20, Section 20.4 of the General Code, Fire Department membership requires any person desiring membership in a volunteer fire department, shall complete an application; may be required to have a pre-appointment physical by a physician; and the Borough Council shall order a criminal background check to be conducted by the Chief of Police; and

WHEREAS, the Fire Department received applications from the following individuals, all pre-appointment requirements have been met and the Fire Chief recommends they be hired to serve as a volunteer firefighters in the Sea Bright Fire/Rescue Department:

Full Membership

Christopher Hurley

Seasonal Membership

Dylan Drahos

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby accept and approve appointing the above-named individuals to serve as members in the Sea Bright Fire Department; and

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

1. Sea Bright Fire Chief
2. Individual Members

Roll Call: Bieber, Booker, Catalano, Gorman, Keeler, Lamia

February 7, 2023

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 February 7, 2023.

Christine Pfeiffer, Borough Clerk

ORDINANCE NO. 01-2023

CALENDAR YEAR 2023

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Sea Bright in the County of Monmouth finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$55,139.16 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Sea Bright shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$192,987.06. and that the CY 2023 municipal budget for the Borough of Sea Bright be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

INTRODUCED: January 17, 2023

PUBLIC HEARING: February 7, 2023

ADOPTION:

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 January 17, 2023 and will be further considered after a Public Hearing held on February 7, 2023 at the regular council meeting at 7:00 P.M in the Mayor Dina Long Community Room at 1097 Ocean Avenue. Remote meeting access information is available on the Borough website: www.seabrightnj.org.

Christine Pfeiffer
Clerk, Borough of Sea Bright

Brian P. Kelly
Mayor, Borough of Sea Bright

**VOUCHER LIST
FEBRUARY 7, 2023
BOROUGH OF SEA BRIGHT**

00218	ALICE'S KITCHEN		
23-00095	01/27/23 Re-Org Mtg Food & Bev	Open	250.00
01062	ALL HANDS FIRE EQUIPMENT, LLC		
23-00061	01/12/23 RIT Training	Open	750.00
02113	AMERICAN WATER		
23-00101	01/30/23 SEWER	Open	326.82
2640	BATHGATE, WEGENER & WOLF		
23-00113	02/01/23 LEGAL	Open	7,284.62
2521	BELSON OUTDOORS		
22-01303	11/30/22 MEMORIAL BENCH-MACEDA	Open	1,395.06
01631	BOROUGH OF OCEANPORT		
23-00122	02/02/23 COURT	Open	6,500.00
01565	BOROUGH OF SEA BRIGHT		
23-00120	02/02/23 ADMIN	Open	7,777.50
01974	BOROUGH OF SEA BRIGHT COURT		
23-00099	01/30/23 COURT	Open	24.90
2370	C. ROONEY PRODUCE CO.		
23-00082	01/24/23 REC.	Open	225.00
2680	CINTAS		
23-00056	01/12/23 Buildings & Grounds	Open	221.96
2555	CJM ASSOC. OF SEA BRIGHT		
23-00124	02/02/23 LEASE	Open	500.00
2843	COASTAL CAMERA NETWORK		
22-00765	06/28/22 BEACH	Open	394.50
01493	COOPERATIVE INDUSTRIES, L.L.C.		
23-00109	01/31/23 NAT GAS	Open	2,489.17
01720	FIREFIGHTER ONE, LLC		
23-00062	01/12/23 Air Leak - 4386	Open	1,300.97
00711	FOLEY/CAT, INC.		
23-00096	01/27/23 Streets & Roads	Open	890.40
23-00097	01/27/23 Streets & Roads	Open	462.16
23-00098	01/27/23 Streets & Roads	Open	2,408.41

			3,760.97
02101	GANNETT NJ NEWSPAPERS		
23-00100	01/30/23 CLERK	Open	18.48
01549	GENERAL CODE, LLC		
23-00073	01/12/23 Clerks Manual Update	Open	49.00
02219	GOODYEAR AUTO CENTER		
23-00067	01/12/23	Open	758.28
2710	HOLMDEL TOWNSHIP		
23-00125	02/02/23 FISCAL	Open	6,827.84
2561	INTRON TECHNOLOGY SOLUTIONS		
22-01231	11/04/22 POLICE: MATERIALS & SUPPLIES	Open	1,889.00
23-00128	02/02/23 COMPUTERS	Open	16,490.31

			18,379.31
2573	JCP & L		
23-00126	02/02/23 ELECTRIC	Open	16,118.60

00297	JESSE A. HOWLAND & SONS, INC. 23-00123 02/02/23 LEASE	Open	1,705.00
00028	JNM HOLDINGS, INC. 23-00127 02/02/23 PARKING	Open	67,546.63
00108	LEON S. AVAKIAN, INC. 23-00116 02/01/23 ENGINEER 23-00131 02/03/23 PLANNER	Open Open	7,135.00 697.50
			----- 7,832.50
01603	M AND N VENTURES 23-00064 01/12/23 Nameplate - Gorman 23-00079 01/24/23 PLAN.BRD	Open Open	17.25 17.25
			----- 34.50
00531	MIDDLESEX COUNTY FIRE ACADEMY 23-00063 01/12/23 Live Burn 11.6.22	Open	361.00
02229	MONMOUTH COUNTY PUBLIC WORKS 23-00059 01/12/23 Repairs - 4390 23-00060 01/12/23 Repairs - 4386	Open Open	2,770.49 4,056.09
			----- 6,826.58
02045	MONMOUTH COUNTY SPCA 23-00121 02/02/23 ANIMAL	Open	325.00
00188	MONMOUTH/OCEAN TCTA 23-00106 01/31/23 TAX	Open	80.00
00189	MUNICIPAL CLERKS ASSN/MONMOUTH 23-00094 01/27/23 2023 Membership Dues	Open	150.00
01399	NEW JERSEY AMERICAN WATER 23-00108 01/31/23 WATER	Open	4,791.80
00012	NJ ASSOCIATION OF PLANNING & 23-00080 01/24/23 PLAN.BRD.	Open	49.50
00131	NJ CONFERENCE OF MAYORS 23-00070 01/12/23 2023 Membership Dues	Open	295.00
00671	NJ DEPT OF COMMUNITY AFFAIRS 23-00103 01/30/23 BLDG DEPT.	Open	670.00
00113	NJ NATURAL GAS COMPANY 23-00102 01/30/23 GAS	Open	4,195.73
00502	NJ STATE LEAGUE/MUNICIPALITIES 23-00071 01/12/23 2023 Membership Dues	Open	301.00
01309	OCEANPORT BOARD OF EDUCATION 22-00760 06/28/22 SCHOOL TAX	Open	116,523.42
00046	ONE CALL CONCEPTS, INC. 23-00129 02/02/23 SEWER	Open	31.46
01662	OTC BRANDS, INC 22-01061 09/20/22 RECREATION	Open	471.95
2525	POOR JOHNS PORTABLE TOILETS 23-00085 01/27/23 Beach	Open	366.00
2290	PORZIO, BROMBERG & NEWMAN 23-00115 02/01/23 LEGAL	Open	4,312.00
00071	R.R. DONNELLEY 22-01132 10/07/22 CLERK	Open	142.00
00164	RAIN, WILLIAM 23-00104 01/30/23 HEALTH	Open	322.20

01554	SEA BRIGHT SERVICE CENTER		
23-00074	01/12/23	Open	2,517.66
00053	SHORE REGIONAL HIGH SCHOOL		
22-00758	06/28/22 SCHOOL TAX	Open	181,370.18
00260	SODON'S ELECTRIC, INC.		
23-00068	01/12/23 Streets & Roads	Open	807.44
02225	STAPLES ADVANTAGE		
23-00036	01/11/23 OFFICE	Open	511.94
00223	TREASURER, COUNTY OF MONMOUTH		
23-00117	02/02/23 COUNTY TAX	Open	542,477.71
00439	TREASURER, COUNTY OF MONMOUTH		
23-00118	02/02/23 LIBRARY TAX	Open	40,802.23
00523	TREASURER, COUNTY OF MONMOUTH		
23-00119	02/02/23 OPEN SPACE TAX	Open	70,275.71
2859	TROPOLI LAW FIRM		
23-00114	02/01/23 LEGAL	Open	525.00
2658	VERIZON		
23-00132	02/03/23 PHONE	Open	75.48
2291	VERIZON		
23-00133	02/03/23 FIOS	Open	88.99
02061	VERIZON WIRELESS		
23-00110	01/31/23 CELLS	Open	1,640.64
23-00111	01/31/23 CELLS	Open	187.33
23-00130	02/02/23 FIRE	Open	268.08

			2,096.05
01791	VERRUNI, JOSEPH		
23-00078	01/24/23 A&E	Open	76.01

TOTAL: \$ 1,134,310.65

Manual Checks

23-00107	NJ DEPT. OF ENVIRONMENTAL PROTECTION	\$200.00
1/31/2023	SEWER:2023 PHYSICAL CONNECTION FEE PERMIT	
23-00112	NJ DEPT OF HEALTH	\$31.80
2/1/2023	JANUARY DOG LICENSE REPORT & FEES	

TOTAL: \$ 231.80

GRAND TOTAL: \$ 1,134,542.45