

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

APRIL 18, 2023

SEA BRIGHT, NEW JERSEY

TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:

<https://meet.goto.com/443334445>

OR DIAL: (571) 317-3122

Access Code: 443-334-445

Mayor Kelly called the meeting to order at 7:12 p.m. and requested those present to join in the Pledge of Allegiance.

Mayor Kelly read the following Compliance Statement:

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."

PRESENT: Mayor Brian P. Kelly
Councilmembers, Erwin Bieber, Jefferey M. Booker Sr., Samuel A. Catalano,
Heather Gorman, William J. Keeler, John M. Lamia, Jr.

OTHERS: Attorney Roger McLaughlin, Administrator Joseph Verruni,
CFO Michael Bascom, Borough 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.

No one wished to be heard.

PROCLAMATION: Child Abuse Prevention and Awareness Month – April 2023

Official Proclamation

WHEREAS, there are about two million youth aged 17 and younger, living in New Jersey; and

WHEREAS, it is estimated that one in 100 children experience abuse; and

WHEREAS, childhood maltreatment and abuse are traumatic events that increase an individual's adverse childhood experiences, which, without intervention, can result in life-long negative emotional, physical, financial, educational and social health outcomes; and

WHEREAS, child abuse is a public health crisis; and

WHEREAS, all children deserve to be nurtured, protected and free from physical or emotional harm; and

WHEREAS, our children are our most valuable resources and will shape the future of the State of New Jersey; and

WHEREAS, effective child abuse prevention activities succeed because of the partnerships created between child welfare professionals, education, health, community and faith-based organizations, businesses, law enforcement agencies, and families; and

WHEREAS, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

WHEREAS, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable environment; and

WHEREAS, prevention remains the best defense for our children and families.

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

CHILD ABUSE PREVENTION AND AWARENESS MONTH

in the Borough of Sea Bright and urge all citizens to recognize this month by dedicating themselves to the task of improving the quality of life for all children and families.

CONSENT AGENDA

Councilmember Bieber offered a motion to approve the items that are considered routine in nature under the consent agenda with the addition of Resolution No. 83-2023; seconded by Councilmember Keeler:

Minutes

04-01-2023 Capital Plan Meeting
04-04-2023 Regular Meeting

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

Resolutions:

No. 71-2023 Authorizing Request for Proposals for Professional Services – State Tax Court Appeals

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

WHEREAS, the Borough Council is desirous of receiving proposals for the following:

- a) Professional Appraisal Services to Defend the 2023 State Tax Court Appeals

WHEREAS, specifications for the aforesaid items will be on file in the Borough Clerk’s Office and will be available for inspection.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that it does hereby authorize the Borough Clerk to advertise for requests for proposals for the aforesaid items as per the specifications on file and will be received by the Borough Tax Assessor, 1099 Ocean Avenue, Sea Bright, New Jersey at a date and time to be determined; and

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

- 1. Finance Manager
- 2. CFO
- 3. Tax Assessor

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

No. 72-2023 Approving Proposal from Colliers Engineering & Design for Engineering Services to Construct a Street-End Viewing Platform on Beach Street

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

WHEREAS, the Borough of Sea Bright has a need for professional engineering and construction administration services associated with the construction of a street-end viewing platform adjacent to the Shrewsbury River at the terminus of Beach Street; and

WHEREAS, the Borough Administrator received a proposal from Borough Consulting Engineer, William H.R. White III, of Colliers Engineering & Design for professional engineering services for the construction of a street-end viewing platform in the amount of \$7,000.00; and

WHEREAS, the Borough Administrator has reviewed and recommends Council approve the proposal received from Colliers Engineering & Design, attached hereto.

CERTIFICATION OF FUNDS: I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$7,000.00 will be available in Bond Ordinance No. 14-2021 for the purposes stated herein.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, that the Borough Council hereby approves the proposal submitted by Colliers Engineering and Design dated March 21, 2023 for professional engineering services associated with the construction of a street-end viewing platform adjacent to the Shrewsbury River at the terminus of Beach Street, for the sum of \$7,000.00; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise for bids for the construction of a street-end viewing platform on Beach Street as per the specifications on file to be received at a date and time to be determined; and

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

- 1. William White – Colliers Engineering & Design
- 2. Finance Manager

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

No. 73-2023 Supporting the Development of The New Jersey Department of Transportation Route 36 Mid-Block Crosswalk Improvements in The Borough of Sea Bright

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

WHEREAS, the New Jersey Department of Transportation (NJDOT) initiated a Limited Scope Concept Development study to address pedestrian safety concerns on State roadways; and

WHEREAS, the Borough of Sea Bright is committed to improving vehicular and pedestrian safety throughout the entire Borough, specifically on State Highway 36 – Ocean Avenue; and

WHEREAS, on January 18, 2023, the NJDOT submitted to the Borough for review, proposed concept plans for the design and construction of an additional seven (7) mid-block crosswalks on Ocean Avenue; and

WHEREAS, the Borough has reviewed the concept plan, has met with the NJDOT project team and has determined that the plan will greatly enhance pedestrian safety throughout the Borough; and

WHEREAS, the Borough understands that these mid-block crosswalk improvements will not require any Borough funds to construct; and

WHEREAS, the Borough wishes to support the mid-block crosswalk improvement plan and to express that support to the NJDOT.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby support the NJDOT proposed concept plans for mid-block crosswalk improvements on Ocean Avenue, and authorizes the Mayor to accept this plan and execute any and all required documents in order to implement this project; and

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

- 1. Borough Administrator
- 2. Borough Police Chief
- 3. New Jersey Department of Transportation

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

No. 74-2023 Authorizing the Borough of Sea Bright to Enter into a Cooperative Pricing Agreement with The Interlocal Purchasing System (TIPS)

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

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, The Interlocal Purchasing System (TIPS), hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for eligible entities to perform governmental functions and services, including the purchase of goods and services; and

WHEREAS, on April 18, 2023 the governing body of the Borough of Sea Bright, County of Monmouth, State of New Jersey duly considered participation in the Interlocal Purchasing System.

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE: This Resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Borough of Sea Bright.

AUTHORITY: Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor and the Borough Administrator are hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT: The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE: This resolution shall take effect immediately upon passage.

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

No. 75-2023 Authorizing an Agreement with Edgewater Beach and Cabana Club for 2023 Ocean Rescue Lifeguard Services

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

WHEREAS, the Borough of Sea Bright ("Sea Bright") and Edgewater Beach and Cabana Club, Sea Bright, New Jersey (Edgewater) wish to enter into an Agreement for the provision of ocean rescue lifeguard services by the Borough of Sea Bright for the 2023 beach season; and

WHEREAS, Sea Bright and Edgewater agree that Sea Bright is to provide lifeguard services to Edgewater's beach according to the terms and conditions outlined in the attached agreement on weekends and holidays beginning Saturday, May 27, 2023 to Friday, June 9, 2023; full-time (seven days a week) from Saturday, June 10, 2023 through Monday, September 4, 2023; and, weekends in September following Monday, September 4, 2023 for a fee of \$54,275.00; and

WHEREAS, the parties acknowledge and agree that they are associated for only the purposes set forth in the Agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an agreement for ocean rescue lifeguard services with Edgewater Beach and Cabana Club for the 2023 summer season for a fee of \$54,275.00; and

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Borough Attorney
- 4. Edgewater Beach and Cabana Club
- 5. Monmouth County JIF

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

No. 76-2023 Authorizing Agreement with JNM Holdings, Inc. for use of Parking Lot at 1139 Ocean Avenue – Block19, Lots 2 & 2.01 for the 2023 Summer Season

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

WHEREAS, the Borough of Sea Bright recognizes the need to increase parking within the Borough of Sea Bright during the summer season to better serve the needs and convenience of residents and the general public; and

WHEREAS, the Borough of Sea Bright and JNM Holdings, Inc. have agreed to use the premises known as 1139 Ocean Avenue (Block 19, Lots 2 & 2.01) for additional parking pursuant to Chapter 130- 49F, " Temporary Uses," of the Code of the Borough of Sea Bright; and

WHEREAS, the Borough Administrator negotiated an agreement with JNM Holdings, Inc., attached hereto, outlining the terms and conditions for the use of 1139 Ocean Avenue; and

WHEREAS, the Borough Administrator proposed that the fee to park in said lot should be \$25.00 per day and all vehicles must be removed from the lot by 8:00 am the following day or will be subject to towing; and

WHEREAS, the Borough Council of the Borough of Sea Bright wish to enter into such an agreement, effective May 15, 2023, for the operation of a temporary municipal parking lot at the rate of \$25.00/per day.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that it does hereby authorize the Borough Administrator to execute an agreement with JNM Holdings, Inc. for the use of the parking lot at 1139 Ocean Avenue according to the terms and conditions in the attached agreement throughout the 2023 summer season; and

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Borough Attorney
- 4. JNM Holdings, Inc.
- 5. Police Department

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

No. 77-2023 Donation of 2023 Beach Badges Borough of Sea Bright

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

WHEREAS, the Governing Body of the Borough of Sea Bright wish to support the fundraising efforts for the local organizations listed below by donating four (4) 2023 beach badges as requested:

- 1. Rumson PTO **2 Badges**
Annual Parents Night Out – May 12, 2023
- 2. Clean Ocean Action **2 Badges**
Shore Shindig – May 5, 2023

WHEREAS, the Borough Auditor has been informed and advised that a resolution should be considered in order to donate 2023 Season Beach Badges.

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey authorize the donation of four (4) 2023 Season Beach Badges to the aforementioned charitable organizations; and

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

- 1. Borough Administrator
- 2. Borough Auditor
- 3. Individual Requestor

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

**No. 78-2023 Authorizing Hiring of Police Officers
Designation of Special Law Enforcement Officer - Class I**

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

WHEREAS, there exists a need for Class I Special Officers in the Police Department in the Borough of Sea Bright; and

WHEREAS, Chief Brett Friedman requested that the following be appointed as a Class I Special Police Officers after fulfilling the required training at the Monmouth County Police Academy.

CLASS I SPECIAL POLICE OFFICERS
Peter A. McGovern
Cole W. Riebe

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Police S/W 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, does hereby approve the appointment of Class I Special Officers Peter A. McGovern and Cole W. Riebe at an hourly rate of pay as specified in Ordinance No. 04-2021; and

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

- 1. Khristi Jacobs, Finance Manager
- 2. Brett Friedman, Police Chief
- 3. Appointees

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

No. 79-2023 Hiring Volunteer Firefighters Borough of Sea Bright Fire Department

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

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

Ryan Jennings
Robert Policht

Seasonal Membership

Ameer Abugosh
Patel Dev
Kush Patel
Gavin Plant
Ryan Rivera
Russell Van Liew

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
 Yes Absent Yes Yes Yes Yes

No. 80-2023 2022 Recycling Tonnage Grant

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

WHEREAS, the Mandatory Source Separation and Recycling Act P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulation imposes on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for 2022 recycling tonnage grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Borough of Sea Bright to the efforts undertaken by the municipality and the requirements contained in the recycling act and recycling regulations; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Borough of Sea Bright hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Shawn Thomas, Recycling Coordinator to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

- 1. New Jersey Department of Environmental Protection
- 2. Department of Public Works

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

No. 83-2023 Authorizing the Installation of a Surf Wax Stand at the Via Ripa Beach Access Point

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

WHEREAS, the scholar’s program at Christian Brothers Academy (CBA) allows students to plan and create projects for which they are passionate about; and

WHEREAS, Manuel McPolin, a student at CBA in the scholar’s program, has crafted a technique which creates brand new surf wax by recycling scrapings of old wax off surfboards; and

WHEREAS, Mr. McPolin contacted the Borough on March 7, 2023 and proposed placing a small wooden stand/kiosk at the Via Ripa public access point which would be stocked with the recycled wax for surfers to take at no cost; and

WHEREAS, the Governing Body wishes to support this educational endeavor.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby approve the placement of a surf wax stand at the public access stairway at Via Ripa; and

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

- 1. Beach Manager
- 2. Department of Public Works
- 3. Manuel McPolin

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

ORDINANCE(s):

Introduction: Mayor Kelly to read the ordinance by title:

BOND ORDINANCE NO. 05-2023
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$250,000 FOR VARIOUS ROAD IMPROVEMENTS FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$53,240 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

Councilmember Keeler offered a motion to introduce Bond Ordinance No. 05-2023 for a public hearing to be held on May 2, 2023 and advertise according to law; seconded by Councilmember Catalano:

Roll Call:	Bieber,	Booker,	Catalano,	Gorman,	Keeler,	Lamia
	Yes	Absent	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 members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

The improvements described in Section 3 of this bond ordinance (the “Improvements”) are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the “Borough”) as general improvements. For the said Improvement there is hereby appropriated the amount of \$250,000, such sum includes the sum of \$196,760 expected to be received as a grant from the New Jersey Department of Transportation 2023 Municipal Aid Program. No down payment is required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the “Local Bond Law”) as the purpose authorized herein involve a project funded by a State grant from the New Jersey Department of Transportation as permitted under N.J.S.A. 40A:2-11c.

SECTION 2:

In order to finance the cost of the Improvements, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$53,240 pursuant to the provisions of the Local Bond Law (the “Bonds”). In anticipation of the issuance of the Bonds and to temporarily finance said improvements or purposes, negotiable bond anticipation notes of the Borough are hereby authorized to be issued in the principal amount not exceeding \$53,240 pursuant to the provisions of the Local Bond Law (the “Bond Anticipation Notes” or “Notes”).

SECTION 3:

(a) The Improvements authorized and the purpose for the financing of which said obligations are to be issued is for various road improvements, including the reconstruction of Island View Way, Garden Way and Long View Way, and including curbing, drainage and other ancillary improvements, including all work and materials necessary therefor and incidental thereto, and as shown on and in accordance with the plans and specifications on file with the Borough Clerk.

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvements is \$53,240.

(c) The estimated cost of the Improvements is \$250,000 which amount represents the initial appropriation made by the Borough.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the chief financial officer of the Borough (the “Chief Financial Officer”); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Borough Council of the Borough at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

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 resolution 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, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Borough Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvements described in Section 3 of this bond ordinance are not current expenses, and are capital improvements or properties that the Borough may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvements, within the limitations of the Local Bond Law, and according to the reasonable life thereof computed from the date of the Bonds authorized by this bond ordinance, is 20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Borough, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this bond ordinance by \$53,240 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$60,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds received from time to time by the Borough as contributions in aid of financing the purposes described in Section 3 of this Ordinance shall be used for financing said Improvements by application thereof either to direct payment of the cost of said Improvements or to the payment or reduction of the authorization of the obligations of the Borough authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvements shall, be held and applied by the Borough as funds applicable only to the payment of obligations of the Borough authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Borough and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 10:

This Bond Ordinance 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 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 \$53,240.

SECTION 11:

This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INDIVIDUAL ACTION/New Business:
Vouchers: \$ 174,343.72

Councilmember Bieber offered a motion to approve the Voucher List dated April 18, 2023 as submitted by the Finance Manager; seconded by Councilmember Catalano:

Roll Call:	Bieber,	Booker,	Catalano,	Gorman,	Keeler,	Lamia
	Yes	Absent	Yes	Yes	Yes	Yes
02036 Bahrle, David 23-00377 04/11/23 DPW				Open		64.65
01241 BAIN'S HARDWARE, INC. 23-00404 04/12/23 HARDWARE				Open		268.55
2640 BATHGATE, WEGENER & WOLF 23-00400 04/12/23 LEGAL				Open		940.56
2521 BELSON OUTDOORS 23-00083 01/26/23 BENCH				Open		2,403.88
01957 BENEMAX BENEFIT MANAGEMENT CO. 23-00410 04/13/23 HEALTH				Open		348.00
01974 BOROUGH OF SEA BRIGHT COURT 23-00389 04/11/23 COURT				Open		24.90
00230 CERTIFIED SPEEDOMETER 23-00333 03/22/23				Open		264.00
00256 CLEARY, GIACOBBE, ALFIERI & 23-00402 04/12/23 LEGAL				Open		3,365.90
2843 COASTAL CAMERA NETWORK 23-00406 04/13/23 BEACH				Open		26.02
01493 COOPERATIVE INDUSTRIES, L.L.C. 23-00420 04/13/23 NAT GAS				Open		2,425.36
02253 DAVID HODER ASSOCIATES 23-00378 04/11/23 ENGINEER				Open		2,710.00
02181 GATEWAY PRESS 23-00384 04/11/23				Open		2,360.00
2791 HUDSON ENERGY SERVICES 23-00419 04/13/23 ELECTRIC				Open		427.01
2573 JCP & L 23-00421 04/13/23 ELECTRIC				Open		25,517.88
01762 JOHN GUIRE COMPANY 23-00303 03/14/23 Saw Repairs				Open		60.00
2265 LEE'S GARAGE 23-00338 03/22/23				Open		4,180.85
00108 LEON S. AVAKIAN, INC. 23-00379 04/11/23 ENGINEER				Open		822.50
23-00405 04/12/23 ENGINEER				Open		5,392.50

						6,215.00
01433 MALL CHEVROLET, INC. 22-00662 06/06/22				Open		48,484.83
2278 MCLAUGHLIN, STAUFFER & SHAKLEE 23-00403 04/12/23 LEGAL				Open		10,717.75
2878 MILLENNIUM STRATEGIES 23-00390 04/11/23 GRANTS				Open		650.00

REGULAR MEETING

APRIL 18, 2023

2838	MOBILE PAYMENT PROCESSING SYS		
23-00376	04/11/23 PARKING	Open	41.25
00162	MONMOUTH MUNICIPAL JUDGES ASSN		
23-00386	04/11/23 COURT	Open	160.00
01694	NAVESINK MARINA		
23-00300	03/14/23 Repairs - Marine 43	Open	499.02
2473	NAYLORS AUTO PARTS		
23-00418	04/13/23 FIRE	Open	359.16
01810	NJ DEPT OF HEALTH		
23-00394	04/12/23 ANIMAL	Open	7.20
00894	NOLZE GARAGE DOOR, LLC		
23-00337	03/22/23 Buildings & Grounds	Open	160.00
00046	ONE CALL CONCEPTS, INC.		
23-00392	04/12/23 SEWER	Open	37.18
2525	POOR JOHNS PORTABLE TOILETS		
23-00398	04/12/23 BEACH	Open	366.00
2290	PORZIO,BROMBERG & NEWMAN		
23-00401	04/12/23 LEGAL	Open	1,826.30
2330	RAW POWER GENERATOR SERVICE		
23-00370	03/31/23 Buildings & Grounds	Open	913.55
2728	READY REFRESH BY NESTLE		
23-00422	04/13/23 WATER	Open	370.78
00987	REGISTRARS' ASSOCIATION OF NJ		
23-00242	02/28/23 CLERK	Open	75.00
2745	REMINGTON & VERNICK ENGINEERS		
22-00904	08/11/22 ENGINEER	Open	17,606.00
01554	SEA BRIGHT SERVICE CENTER		
23-00336	03/22/23	Open	325.25
23-00368	03/31/23	Open	475.10

			800.35
00027	SEABOARD WELDING SUPPLY, INC.		
23-00391	04/12/23 DPW	Open	18.50
02225	STAPLES ADVANTAGE		
23-00346	03/28/23 LIBRARY	Open	162.02
2535	SUBURBAN DISPOSAL, INC.		
23-00395	04/12/23 TRASH	Open	6,461.09
23-00396	04/12/23 DUMPSTER	Open	626.47
23-00397	04/12/23 TRASH	Open	21,773.78

			28,861.34
00192	TAX COLL & TREAS ASSOC OF NJ		
23-00374	04/06/23 TAX	Open	430.00
00973	THE TWO RIVER TIMES		
23-00380	04/11/23 A&E	Open	65.01
00331	TREASURER, STATE OF NJ		
23-00399	04/12/23 PERMIT	Open	1,050.00
02061	VERIZON WIRELESS		
23-00407	04/13/23 CELLS	Open	186.99
23-00411	04/13/23 FIRE	Open	268.07

			455.06
01791	VERRUNI, JOSEPH		
23-00373	04/04/23 A&E	Open	38.37

TOTAL: \$ 165,757.23

Manual Checks

4/4/2023	CMRS - FP/US POSTAL SERVICE	\$607.00
23-00375	POSTAGE MACHINE REFILL	
4/3/2023	UNITED STATES POSTAL SERVICE	\$1,000.00
23-00387	SEWER BILLING/LETTER TO RESIDENTS	
4/13/2023	VERIZON	\$369.51
23-00424	SEWER:PHONE SERVICE-PUMP ALARMS	
4/13/2023	VERIZON	\$286.46
23-00425	PHONE SERVICE	
4/11/2023	WEX BANK	\$6,414.52
23-00388	GASOLINE:MARCH BILLING	

TOTAL: \$ 8,677.49

GRAND TOTAL: \$ 174,434.72

2023 MUNICIPAL BUDGET

BUDGET COMMENTS – MAYOR/COUNCIL

Councilman Bieber stated that there were many meetings regarding the budget preparation and thanked all the departments for their efforts and collaboration especially CFO Michael Bascom.

Res. No. 81-2023 Authorizing the Budget to be read by Title

Councilmember Bieber offered a motion to approve **Resolution No. 81-2023**; seconded by Councilmember Catalano:

WHEREAS, N.J.S.A. 40A:4-8, as amended, provides that the Budget shall be read in full at the public hearing, or that it may be read by title only, if:

- 1. At least one week prior to the date of the hearing a complete copy of the approved Municipal Budget:
 - a. shall be made available for public inspection.
 - b. is made available to each person requesting the same, during said week and during the public hearing.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the conditions of N.J.S.A. 40A:4-8, as amended, set forth in subsections 1(a) and 1(b) above have been met and therefore the 2023 Municipal Budget shall be read by title only.

Vote:	Bieber,	Booker,	Catalano,	Gorman,	Keeler,	Lamia
	Yes	Absent	Yes	Yes	Yes	Yes

Public Hearing 2023 Municipal Budget

Councilmember Keeler offered a motion to **open the public hearing** on the 2023 Municipal Budget, seconded by Councilmember Catalano:

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

Public Hearing – 2023 Budget
No one wished to be heard.

Councilmember Keeler offered a motion to **close the public hearing** on 2023 Municipal Budget, seconded by Councilmember Catalano:

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

2023 MUNICIPAL BUDGET ADOPTION

Res. No. 82-2023 Adoption of the 2023 Municipal Budget

Councilmember Bieber offered a motion to approve **Resolution No. 82-2023**; seconded by Councilmember Catalano:

WHEREAS, by way of Resolution No. 62-2023, the local municipal budget for the year 2023 was introduced/approved on the 21st day of March, 2023; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is the desire of the Borough Council to adopt the 2023 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the 2023 Municipal Budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated, and the sums therein set forth as appropriations and authorizations in the amount of \$5,035,000.00.

SUMMARY OF REVENUES

General Revenues

Surplus Anticipated	\$ 663,747.85
Miscellaneous Revenue Anticipated	\$ 1,548,538.78
Receipts from Delinquent Taxes	\$ 209,505.85
Local tax for Municipal Purposes	\$ 5,035,000.00

Total Revenues **\$ 7,456,792.48**

General Appropriations Within "CAPS"

Operations Including Contingent Deferred Charges and Statutory Expenditures – Municipal	\$ 5,024,374.00
	\$ 658,290.00

Excluded From "CAPS"

Operations	\$ 544,535.03
Capital Improvements	\$ 150,000.00
Municipal Debt Service	\$ 681,118.45
Reserve for Uncollected Taxes	\$ 398,475.00

Total Appropriations **\$ 7,456,792.48**

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

1. Chief Financial Officer
2. Borough Fiscal Officer
3. Borough Auditor

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

MAYOR AND COUNCIL COMMITTEE COMMENTS

Councilman Bieber provided a handout and discussed the following two items:

Public Space Ordinance Enforcement -

At the request of Mayor Kelly, a small group was convened to address Public Space Ordinance enforcement specifically around smoking, alcohol, and dog violations.

Team focused on 3 primary questions:

1. What has been the enforcement level in the past?
2. Is the issue significant enough to increase enforcement?
3. How would added enforcement best be achieved?

In the past, while the Beach Team and Police Department will talk to flagrant violators, there has been limited formal enforcement (i.e. 1 smoking ticket issued in last 2 years). A primary reason for this was limited resources on both the part of the Police Department and the Beach Management Team.

The group felt that the concerns regarding violations were worthy of exploring potential methods to increase adherence to existing public space ordinances.

As a result of multiple discussions, it is felt that the best potential way to achieve increased public adherence would include some or all of the following steps:

1. Review and ensure that there is adequate signage in place
2. Beach team assigns trained Deputy Manager to adherence focus
3. Police Department increases patrols in public areas with focus on the sea wall offering rapid response ability to Beach Team calls for enforcement
4. Conduct of a "Blitz" on enforcement first several weeks of summer season
5. Add public notification on digital sign and website
6. Monitor response and adjust as deemed appropriate by Police/Beach Team
7. At year end, review incident numbers, citations, and changes for next year

The steps outlined are the recommended path forward and are ready to be implemented.

Resident Permit Parking

At the request of the Mayor and Council, we established a small Team to review challenges our residents experience with Resident Permit parking in both the Downtown and North Beach area. The major issue is that there appears to be insufficient parking to meet residents' needs. Major complaints from residents are illegal parkers and need for more than 2 passes per household.

Some facts determined during the review:

Residents showing proof of address can get 2 permits per household. 464 in 2022

Based upon the number of homes and passes issued, spot availability in balance

Many homes in downtown area have been raised resulting in off-street parking

Uneven demand and supply determined by specific streets circumstances

Enforcement focused on this with hundreds of tickets issued for illegal resident parking

Present means available for resident parking limitation relief:

Free 24 hour per day parking in public lot from Sept 15-May 15th

All year overnight parking in public lot, 9:00PM to 9:00AM at no charge

Owners can park in own curb cut-out with permit visible and will not be ticketed
 Additional potential steps to improve situation:
 Increase enforcement of illegal parking to maintain spots for residents
 Add 4-6 resident only spots on Poppinger Place to help in the downtown area
 Allocate some of the public spots planned for the Haven to non-Haven residents only
 Additional steps not recommended:
 Allocate public lot spots to a limited number of residents (loss of up to \$1600/spot)
 Increase allocation of permits to 3 per household where needed. Won't solve issue
 Bottom line: No easy solutions due to space limitations but we should focus on increased enforcement and adding spaces where possible.

Councilwoman Gorman reported the Fireman's Fair (May 11th – 14th) is coming up – volunteers are needed and asked Council to sign up for five-hour shifts to run the game booths to support the Fire Department – all proceeds from the booths goes to the Rec Center. Councilmember Gorman reported she is looking into a National Fitness Grant which would provide outdoor exercise machines for a park, potentially Shrewsbury Riverfront Park. Councilmember Gorman also reported she recently learned that last year there was a Local Recreation Improvement Grant which some of our neighboring towns received funds for – she wants to keep our eyes open and be prepared for this grant next year.

Councilman Lamia stated that this Saturday is the Cub Scout's Pinewood Derby at the Recreation Center and we are expecting over 100 kids. We received \$15,000 for applying for the DEP's stormwater grant. The repaving project moved back to May 8th. We continue to work on the check valve installations - DPW received a proposal from a new contractor to install the remaining two - he and Mr. Verruni will reach out to the former contractor as well. Councilman Lamia spoke with New Jersey American Water regarding adding a meter behind the Recreation Center to have a foot washing station next to the stairs – it would be a minimal fee and a good option. The Public Works Department is looking for seasonal employees. Public Works employee, Robert (Bob) Gail has retired.

Councilman Catalano stated that he has the specs for the foot washing station. Our beach cam is back up and running after being down for a few days. This past weekend we had great weather and the beach was slammed for the first time this year. Right now the beach is fully staffed and we have contracts with the Highlands, Edgewater and Surf Rider for lifeguarding services and we have already generated about \$425,000 in revenue.

Councilman Keeler previously stated that the First Aid Squad is hosting a blood drive on May 2nd and is requesting that the Council be there at 4:30 pm for a photo.

Mayor Kelly mentioned the Police Department hosted the Rumson Girls Scouts earlier today - Chief Friedman said they had a great time! Regarding school regionalization, Mayor Kelly reported that the Commissioner of Education denied the petitions by Shore Regional and Oceanport and reported progress.

EXECUTIVE SESSION

Executive session not held.

ADJOURNMENT

Councilmember Keeler offered a motion to adjourn the meeting; seconded by Councilmember Gorman:

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

Respectfully Submitted,

Christine Pfeiffer
 Borough Clerk