

**MINUTES
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

AUGUST 15, 2023

SEA BRIGHT, NEW JERSEY

TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:

<https://meet.goto.com/521935429>

OR DIAL: (646) 749-3122

Access Code: 521-935-429

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:

**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, John M. Lamia, Jr.
ABSENT: Councilmember William J. Keeler
OTHERS: Attorney Roger McLaughlin, Administrator Joseph Verruni,
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.

**MOMENT OF SILENCE FOR THE FOLLOWING MEMBER OF THE SEA BRIGHT COMMUNITY
WHO RECENTLY PASSED AWAY: Peter James Lang IV**

PROCLAMATION: International Overdose Awareness Day – August 31, 2023

Official Proclamation

WHEREAS, the Borough of Sea Bright acknowledges the harm and hardship caused by drug overdose; and

WHEREAS, we affirm that the people affected by overdose are our loved ones – sons and daughters, mothers and fathers, brothers and sisters, and friends and neighbors – who are deserving of our compassion and support.

WHEREAS, we recognize the purpose of International Overdose Awareness Day as remembering those lost to addiction and ending the stigma of drug-related deaths; and

WHEREAS, we resolve to play our part in reducing the toll of overdose in our community which has claimed the lives of 37 Monmouth County residents from January 1, 2023 through March 31, 2023, along with countless others who have been affected; and

WHEREAS, we acknowledge that we must work together as a community to increase awareness about drug addiction and mental health; and

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 proclaim **August 31, 2023** as

INTERNATIONAL OVERDOSE AWARENESS DAY

in the Borough of Sea Bright, and by doing so, raise awareness that overdose death is preventable.

CONSENT AGENDA

Councilmember Lamia requested adding Resolution No. 140-2023 to the Consent Agenda which authorizes the hiring of full-time Public Works employee Timothy Linden.

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. 140-2023; seconded by Councilmember Booker:

Minutes

07-13-2023	Workshop Meeting
07-13-2023	Executive Session
07-18-2023	Regular Meeting

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

Resolutions:

No. 126-2023 Authorizing Farmer's Market

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

WHEREAS, the Borough of Sea Bright is in receipt of a proposal from Hear Here, LLC to organize a Farmer's Market on the Borough basketball court (next to 1097 Ocean Avenue) on Tuesdays from 9:00 a.m to 2:00 p.m. beginning August 8, 2023 through October 24, 2023; and

WHEREAS, the Borough Council believes a Farmer's Market will benefit our community, residents, businesses and visitors by providing a variety of goods and services from various local vendors; and

WHEREAS, the Farmers' Market will be operated according to the specifications on the attached proposal submitted by Hear Here, LLC; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey do hereby authorize the Borough Administrator and Borough Clerk to execute any and all required documents in order to permit Hear Here, LLC to operate a Farmers' Market within the community.

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

- 1. Borough Administrator
- 2. Borough Police Chief
- 3. Code Enforcement Officer
- 4. Hear Here, LLC
- 5. Sustainable Jersey

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

No. 127-2023 Authorizing Display of Fireworks at Sands Beach Club- August 22, 2023

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

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit" for the public display of fireworks after application has been made in writing; and

WHEREAS, Sands Beach Club, 825 Ocean Avenue (Block 23; Lot 13) has submitted an application to the Special Events Committee of the Borough of Sea Bright requesting permission for a display of fireworks to be held at Sands Beach Club on August 22, 2023 (rain-date August 23, 2023); and

WHEREAS, such requests need to be approved by the Chief of Police, Fire Marshall and Special Events Committee of the Borough of Sea Bright, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

WHEREAS, such displays shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chief of Police and Fire Marshall, after proper inspection, shall not be hazardous to property or endanger any person or persons; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the request for a fireworks display is hereby approved for Sands Beach Club to be held on August 22, 2023 in accordance with approvals obtained from the above mentioned officials, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

BE IT FURTHER RESOLVED that the Fire Official and Borough Clerk shall insure that all applicable regulations are enforced, all required permits are obtained and all necessary insurance documents are filed; and

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

- 1. Sands Beach Club
- 2. Fire Official
- 3. Borough Police Chief
- 4. Special Events Committee
- 5. U.S. Fish and Wildlife Services

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

No. 128-2023 Hiring Alternate Part-Time Plumbing Inspector/Sub-Code Official

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

WHEREAS, there exists a need to hire additional personnel in the Building Department; and

WHEREAS, the Borough Construction Official recommends the hiring of Michael Belicose as an Alternate Part-Time Plumbing Inspector/Sub-Code Official at an hourly rate of \$30.00.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Building Department - Salaries & Wages for the purposes stated herein.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that Michael Belicose is hereby hired as an Alternate Plumbing Inspector/Sub-Code Official and will receive an hourly rate of \$30.00 as specified in Ordinance No. 04-2021.

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

- 1. Finance Manager
- 2. Building Department
- 3. Michael Belicose

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

No. 129-2023 Hiring Volunteer Firefighters

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

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**
 Savanna Arabi-Katbi
 Ethan Chick
 Evan Chick
 Anthony Padilla
 Michael Saul
 Morgan Scherer
 Paul Sgro

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 Yes Yes Yes Absent Yes

**No. 130-2023 Authorizing the Purchase of Police Department Vehicle
 2023 Chevy Tahoe**

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

WHEREAS, the Borough of Sea Bright Police Department has the need to purchase a new police vehicle; and

WHEREAS, pursuant to N.J.A.C. 5:34-7.29, the Borough of Sea Bright may by resolution and without advertising for bids purchase any goods or services through the State of New Jersey’s Cooperative Purchasing Program; and

WHEREAS, the Borough of Sea Bright wishes to purchase a 2023 Chevy Tahoe from Mall Chevrolet of Cherry Hill, 75 Haddonfield Road, Cherry Hill, NJ, under Cooperative Purchasing Program - ESCNJ 20/21-09, for a base amount of \$51,724.45 and the necessary police apparatus installed from East Coast Emergency Lighting, 200 West Drive, Millstone, NJ, State Contract #17-FLEET-00761 in the amount of \$19,795.19 for a total cost of \$71,519.64; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$71,519.64 will be available in the 2023 Budget Line Item 3-01-25-240-251 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 authorizes the purchase of a 2023 Chevy Tahoe from Mall Chevrolet of Cherry Hill, 75 Haddonfield Road, Cherry Hill, New Jersey with the necessary police apparatus installed by East Coast Emergency Lighting, 200 West Drive, Millstone, New Jersey for a total cost of \$71,519.64; and

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

- 1. Police Chief
- 2. Finance Manager
- 3. Mall Chevrolet

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

**No. 131-2023 Authorizing Receipt of Bids FY2023 Municipal Aid Program for Road
 Improvements Island View Way, Garden Way, Longview Way and
 North Way**

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

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

- a) FY2023 Municipal Aid Program for Road Improvements
 Island View Way, Garden Way, Longview Way and North Way

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, State of New Jersey that it does hereby authorize the Borough Clerk to advertise for bids for the aforesaid item as per the specifications on file and will be received by the Borough on 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. Borough Engineer
- 3. CFO

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

No. 132-2023 Approving Proposal from T.R. Weniger, Inc. to Repair Trash Racks at the River Street Pump Station

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

WHEREAS, the pump station on River Street in the Borough of Sea Bright is in need of repairs to the trash rack; and

WHEREAS, in connection therewith, Borough Engineer Gregory Blash requested proposals from (3) contractors to make said repairs and received (2) completed proposals from 1) T.R. Weniger Inc., in the amount of \$10,940.00 and 2) T&T Commonwealth Construction Co, Inc. in the amount of \$13,822.00; and

WHEREAS, the Borough Administrator and Borough Engineer have reviewed the proposals and recommend Council approve the proposal received from T.R. Weniger, Inc., 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 \$10,940.00 will be available in Budget Line Item S0655507-001 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 T.R. Weniger, Inc. to make repairs to the River Street Pump Station, for sum of \$10,940.00; and

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

- 1. Leon S. Avakian
- 2. Finance Manager
- 3. Department of Public Works

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

No. 133-2023 Authorizing the Execution of a Commodity Resale Agreement with the County of Monmouth October 1, 2023 through September 30, 2028

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

WHEREAS, N.J.A.C. 5:34-7.15 authorizes local contracting units to enter into Commodity Resale Agreements for the purchase of certain commodities from other contracting units; and

WHEREAS, the County of Monmouth has authorized the renewal of the Monmouth County Commodity Resale System (SYSTEM IDENTIFIER 99174 – MCCR), for the period of October 1, 2023 through September 30, 2028; and

WHEREAS, it would be in the best interest of the Borough of Sea Bright to remain a member of the Monmouth County Commodity Resale System for that period.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Mayor and Borough Clerk be and are hereby authorized to execute the attached Commodity Resale Agreement with the County of Monmouth.

BE IT FURTHER RESOLVED that the Municipal Clerk forward a certified copy of this resolution, along with the executed Commodity Resale Agreement to:

- 1. Monmouth County Office of Shared Services
Hall of Records Annex
1 East Main Street
Freehold, New Jersey 07728
- 2. Director of Public Works
- 3. Finance Manager
- 4. CFO Michael Bascom

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

**No. 134-2023 Approving a Three-Year Extension of the Vehicle Lease Agreement
Between the Borough of Sea Bright and the Sea Bright Emergency
Services Squad**

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

WHEREAS, the Sea Bright Emergency Services Squad possess title and ownership of one 2010 Ford E-450, VIN:1FDXE-4FP9A-DA275-23 ("Ford") and one, 2013 Dodge Durango, VIN: 1C4RD-JAG0D-C6603-01("Dodge"); and

WHEREAS, the Borough of Sea Bright's Joint Insurance Fund (JIF) insurance plan insures all Borough vehicles and drivers ages 18 years and older; and

WHEREAS, the Borough of Sea Bright entered into a lease agreement dated October 1, 2021 with the Sea Bright Emergency Services Squad to lease both vehicles in order to provide insurance coverage for the vehicles and drivers under the Borough's JIF plan; and

WHEREAS, the termination date of the current lease agreement is September 30, 2023; and

WHEREAS, the Borough of Sea Bright and the Sea Bright Emergency Services Squad wish to extend the lease for the two Emergency Services Squad vehicles the equipment contained therein, for an additional three (3) years commencing October 1, 2023 through September 30, 2026 for an amount of \$1.00 per vehicle annually.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Borough Council approves a three-year extension of the lease agreement between the Borough of Sea Bright and the Sea Bright Emergency Services Squad for a cost of \$1.00 per vehicle each year.

BE IT FURTHER RESOLVED, the Mayor is authorized to sign and the Clerk to attest said lease Agreement.

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

1. First Aid Captain
2. Finance Manager

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

**No. 135-2023 A Resolution of the Borough Council of the Borough of Sea Bright
Authorizing Execution of a Right of Way Agreement with Munisite
Holding Group Partners, LLC**

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

WHEREAS, pursuant to N.J.S.A. 48:17-8 provides that any telegraph or telephone company organized under the laws of any state, or of the United States, may erect construct and maintain the necessary poles, wires, conduits and other fixtures for its lines, in, upon, along, over and under any public street, road or highway, upon first obtaining the consent in writing of the owner of the soil to the erection of such poles and such consent previously has been provided to such companies of the erection of such poles; and,

WHEREAS, Munisite Holding Group Partners, LLC ("Munisite") previously requested approval of a Right of Way Agreement (ROWA) with the Borough of Sea Bright (the "Borough") on September 19, 2022, whereby Munisite can locate, place, attach, install, operate, control, maintain, upgrade and enhance Small Wireless Facilities (SWF) in the Borough's rights of way; and,

WHEREAS, pursuant to N.J.S.A. 48:3-11, *et. seq.*, Munisite, as a Licensee, must petition the borough for consent for the foregoing; and,

WHEREAS, the Borough has adopted Ordinance No. 07-2023 regulating the deployment, placement, operation and permitting of SWF's.

NOW, THEREFORE, BE IT RESOLVED, that:

1. The Mayor is authorized to sign and the Clerk to attest a Small Wireless Facility Right of Way Agreement with Munisite in the form as attached to Ordinance No. 07-2023.
2. All terms of deployment, operation, permitting as well as all other facets of SWFs within the Borough shall be in accordance with Ordinance No. 07-2023.

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

- 1. Munisite
- 2. Borough Engineer
- 3. Borough Attorney

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

No. 136-2023 A Resolution of the Borough Council of the Borough of Sea Bright Authorizing the Execution of a Settlement Agreement and Release with T&M Associates

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

WHEREAS, in connection with the design and construction of the beach pavilion and municipal services buildings, the engineering firm of T&M Associates provided professional engineering services to the Borough; and

WHEREAS, during the course of construction of those projects the Borough encountered various issues which required correction and caused the Borough to incur additional costs; and

WHEREAS, the Borough and T&M had disagreed with respect to the responsibility for those issues and have reached a mutually acceptable settlement thereof; and

WHEREAS, the aforesaid settlement involves a payment to the Borough by T&M in the amount of \$6,200.00 as well as the release by T&M of claims for outstanding bills for engineering services in the amount of \$5,953.20

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey and the Mayor and Borough Clerk being it hereby authorized and directed to execute the aforesaid Settlement Agreement and Release with T&M Associates, a copy of which shall be maintained on file in the office of the Borough Clerk.

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

- 1. Borough Attorney
- 2. T&M Associates
- 3. Finance Manager

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

No. 137-2023 Authorize the Release of Performance Guarantee 1030 Liquor Partners, LLC 1030 Ocean Avenue - Block 17, Lots 4 & 5

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

WHEREAS, the Municipal Land Use Law (N.J.S.A. 40:55D-53) permits the Borough of Sea Bright to accept certain improvements and to release performance guarantees posted by Developers when said improvements have been certified as complete by the Borough Engineer; and

WHEREAS, on October 14, 2021, 1030 Liquor Partners, LLC dba Tommy’s Tavern and Tap, deposited with the Borough of Sea Bright a Safety and Stabilization Guarantee in the amount of \$5,000.00 (100% in the form of cash) to guarantee the completion of improvements on premises known as Block 17, Lots 4 & 5 also known as 1030 Ocean Avenue; and

WHEREAS, Planning Board Engineer, David J. Hoder, P.E. P.P., has advised the Borough Clerk by letter dated July 17, 2023, a copy of which is on file in the Office of the Borough Clerk, that the improvements are acceptable and in accordance with the resolution of approval from the Planning Board and recommends the acceptance of same and the release of the aforementioned guarantee; and

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 improvements hereinbefore referred to are hereby accepted as per the aforesaid memorandum from David J. Hoder, P.E. P.P., and the \$5,000.00 Safety and Stabilization Guarantee is hereby released along with any unused review and inspection fees; and

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

- 1. 1030 Liquor Partners, LLC
- 2. David J. Hoder
- 3. Fiscal Officer
- 4. Construction Official
- 5. Planning Board Secretary

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

No. 138-2023 Approving Proposal for Additional Engineering Services for Shrewsbury Riverfront Park – Phase II Improvements Colliers Engineering & Design

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

WHEREAS, by way of Resolution No. 192-2021, approved on December 21, 2021, the Borough approved a proposal from Borough Engineer, William H.R. White III, of Colliers Engineering & Design for professional engineering services, which included the submission of a CAFRA application and the preparation and execution of bid documents for the Shrewsbury Riverfront Park Phase II Improvements project in the amount of \$11,560.00; and

WHEREAS, in connection therewith, two bids were received which exceeded budget expectations and were rejected by way of Resolution No. 89-2023 on May 2, 2023; and

WHEREAS, the Borough of Sea Bright has altered the scope of the project and is in need of additional professional engineering services associated with the Shrewsbury Riverfront Park Phase II Improvements project; and

WHEREAS, the Borough Administrator obtained a proposal from Consulting Engineer, William H.R. White III, of Colliers Engineering & Design for additional engineering services, attached hereto, in an amount not to exceed \$10,620.00; and

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

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 2,500.00 are available in Bond Ordinance No. 03-2021 and the balance of \$8,120.00 is available in the engineering budget line (3-01-20-165-228) 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 does hereby approve the proposal submitted by Colliers Engineering & Design, dated August 2, 2023, for additional professional engineering services associated with the Shrewsbury Riverfront Park – Phase II Improvements project, for the sum of \$10,620.00; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise for bids for Phase II of the Shrewsbury Riverfront Park Improvements, per specifications filed in the office of the Borough Clerk, 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
- 2. Finance Manager
- 3. Department of Public Works
- 4. Frank Lawrence

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

No. 139-2023 Authorizing the Submission of a Grant Application to the County of Monmouth for Funds Toward the Cost of a Project for Protection Against Beach Erosion

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

WHEREAS, the Borough of Sea Bright has experienced severe and extraordinary beach erosion from Atlantic Ocean wave activity and must continue to protect and preserve their beaches; and

WHEREAS, the Borough of Sea Bright participated in the Construction of the Sandy Hook to Barnegat Inlet, Section I – Sea Bright to Ocean Township, New Jersey Hurricane and Storm Damage Reduction Project - Fourth Partial Renourishment Cycle (Project Number 6072-SB-R4-20) for beach

sand re-nourishment through the State of New Jersey Department of Environmental Protection for a projected cost to the Borough of \$1,232,669.56; and

WHEREAS, by way of Resolution No. 149-2019, approved on September 17, 2019, the Borough Council authorized a grant application to be submitted to the County of Monmouth for funding for protection against beach erosion to help reduce the Borough’s share; and

WHEREAS, the final cost of the sand re-nourishment project has been updated to reflect the increased quantities in actual costs of the completed project which increased the Borough’s obligation to \$1,591,748.97; and

WHEREAS, the Borough Council wishes to submit an amended grant application to the County of Monmouth requesting funds in the amount of \$636,699.59, to reflect the increase in costs, which would decrease the Borough’s obligation to \$955,049.38; and

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 Mayor and Borough Clerk to execute all documents for the submission of an amended Application for Grant funding from the County of Monmouth toward the cost of a Project for Protection Against Beach Erosion in an amount of \$636,699.59; and

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

- 1. Director of Finance
- 2. CFO
- 3. Monmouth County, Dept of Public Works and Engineering

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

No. 140-2023 Authorizing the Hiring of Full-Time Public Works Maintenance Employee

Councilmember Bieber offered the following Resolution and moved its adoption; seconded by Councilmember Booker:

WHEREAS, there exists a need for a full-time Public Works Maintenance employee in the Borough of Sea Bright; and

WHEREAS, Timothy Linden has been a permanent part-time employee in the Department of Public Works since May 16, 2019; and

WHEREAS, the Borough Administrator and Public Works Council Committee recommend it is in the best interest of the Borough to hire Timothy Linden to fill the full-time position of Public Works Maintenance employee and to be paid an annual salary of \$42,000.00 for the services to be performed; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds are available in Public Works S/W:



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Timothy Linden be hired as a full-time Public Works Maintenance employee in the Department of Public Works at a salary of \$42,000.00 per year, subject to standard background checks; and

BE IT FURTHER RESOLVED that any and all employees hired by the Borough of Sea Bright receive an annual salary as specified in Ordinance No. 04-2021 - Fixing Salaries and Compensation of Officers and Employees of the Borough and that a certified copy of this resolution be forwarded to the following:

- 1. Public Works Director
- 2. Finance Manager
- 3. Timothy Linden

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

ORDINANCE(s):

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

BOND ORDINANCE NO. 11-2023

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,100,000 FOR THE ACQUISITION OF AN AERIAL TRUCK FOR THE FIRE DEPARTMENT FOR AND BY THE BOROUGH OF SEA BRIGHT IN THE COUNTY OF MONMOUTH, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$1,045,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING PART OF THE APPROPRIATION.

Councilmember Booker offered a motion to open the public hearing on Ordinance No. 11-2023; seconded by Councilmember Bieber:

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

Public Hearing (Ord. No. 11-2023)

No one wished to be heard.

Councilmember Booker offered a motion to close the public hearing on Ordinance No. 11-2023; seconded by Councilmember Bieber:

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

Councilmember Booker offered a motion to adopt Ordinance No. 11-2023 and advertise according to law; seconded by Councilmember Bieber:

Roll Call:	Bieber,	Booker,	Catalano,	Gorman,	Keeler,	Lamia
	Yes	Yes	Yes	Yes	Absent	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 \$1,100,000, such sum includes the sum of \$55,000 as the down payment (the "Down Payment") 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"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the cost of the Improvements not covered by application of the Down Payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,045,000 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 \$1,045,000 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 the acquisition of an aerial truck for the Fire Department.
- (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 \$1,045,000.
- (c) The estimated cost of the Improvements is \$1,100,000 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 10 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 \$1,045,000 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 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 \$1,045,000.

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.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 11-2023 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on July 18, 2023, and will be further considered after a Public Hearing held on August 15, 2023, in the Mayor Dina Long Community Room, 1097 Ocean Avenue, at 7:00 pm.

Introduction: Mayor Kelly to read the ordinance by title:

ORDINANCE NO. 12-2023
ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF SEA BRIGHT, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO

Councilmember Booker offered a motion to introduce Ordinance No. 12-2023 for a public hearing to be held on September 5, 2023 and advertise according to law; seconded by Councilmember Bieber:

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

BE IT ORDAINED by the Borough Council of the Borough of Sea Bright, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. Pursuant to Section 78 of the County Improvement Authorities Law, N.J.S.A. 40:37A-44, et seq., the Borough of Sea Bright (the "Municipality") is hereby authorized to unconditionally and irrevocably lease certain items of capital equipment from The Monmouth County Improvement Authority (the "Authority") pursuant to a Lease and Agreement, substantially in the form submitted to this meeting (the "Lease"), a copy of which is on file in the office of the Clerk to the Municipality. The Mayor is hereby authorized to execute the Lease on behalf of the Municipality in substantially such form as submitted to this meeting and with such changes as may be approved by the Mayor, which approval shall be conclusively evidenced by the execution thereof, and the Clerk to the Municipality is hereby authorized to affix and attest the seal of the Municipality.

Section 2. The following additional matters are hereby determined, declared, recited and stated:

- (a) In recognition of the fact that the lease payment of the Municipality under the Lease will be based, in part, on the amount of bonds issued by the Authority to finance the acquisition of the leased equipment and the interest thereon, the maximum amount of bonds which the Authority shall issue to finance the acquisition of the equipment to be leased to the Municipality shall not exceed \$330,000 and the interest rate on said bonds shall not exceed five and fifty hundredths percent (5.50%) per annum;
- (b) The items to be leased from the Authority shall be as set forth in Schedule A hereto; provided that the Mayor or any authorized municipal representative (as defined in the Lease) may substitute or add items of equipment in accordance with the provisions of the Lease; and
- (c) The lease term applicable to a particular item of leased equipment shall not exceed the useful life of such item.

Section 3. This ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by law.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 11-2023 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on August 15, 2023, and will be further considered after a Public Hearing held on September 5, 2023, in the Mayor Dina Long Community Room, 1097 Ocean Avenue, at 7:00 pm.

Introduction: Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 13-2023
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 201 ENTITLED "VEHICLES AND TRAFFIC"
OF THE CODE OF THE BOROUGH OF SEA BRIGHT**

Councilmember Bieber offered a motion to introduce Ordinance No. 13-2023 for a public hearing to be held on September 5, 2023 and advertise according to law; seconded by Councilmember Booker:

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

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

SECTION ONE: Chapter 201, "Vehicles and Traffic", Article II, Parking Regulations, Section 201-6A, Prohibited Parking, of the Code of the Borough of Sea Bright is hereby amended and supplemented to read as follows:

A. No person shall park a vehicle at any time on the following described streets or parts thereof on the side designated:

Name of Street	Side	Location
Bellevue	Both	Entire Length
East Surf Street	Both	Entire Length
Front Street	West	Entire Length
Henry Lane	Both	Entire Length
Mountainview Way	Both	Entire Length
Sandpiper Lane	Both	Entire Length and cul-de-sac
South Street	South	Entire Length
Surf Street	North	Entire Length
Tradewinds Lane	East	Entire Length
Village Road	Both	North Section
Village Road	Both	South Section
Village Road	West	East Section
Waterview Way	Both	From westerly end of street eastward to intersection of North Way
Wayne Street	East	Entire Length
Willow Way	Both	Entire Length

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

SECTION THREE: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and publication as required by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on August 15, 2023 and will be further considered after a Public Hearing held on September 5, 2023.

Introduction: Mayor Kelly to read the ordinance by title:

**ORDINANCE NO. 14-2023
AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 195, ENTITLED "TOWING",
OF THE CODE OF THE BOROUGH OF SEA BRIGHT**

Councilmember Bieber offered a motion to introduce Ordinance No. 14-2023 for a public hearing to be held on September 5, 2023 and advertise according to law; seconded by Councilmember Lamia:

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

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

SECTION ONE: Chapter 195, "Towing", of the Code of the Borough of Sea Bright, Section 195-13, "Payment of charges; rates.," be and the same is hereby amended and supplemented to read, in full, as follows:

- "A. The vehicle owner shall pay charges for transportation, hauling or service of disabled vehicles. Any unoccupied vehicle parked or standing in violation of any provisions of this Code or contrary to the laws of the Borough, the County of Monmouth or the State of New Jersey shall be deemed a nuisance and a menace to the safe and proper regulation of traffic, and any police officer may provide for the removal of such vehicle by an approved tow truck/wrecker or operator of any approved tow truck/wrecker. The owner of the vehicle shall pay the costs of the removal and storage before regaining possession of the vehicle according to the following rates:
- (1) For towing any passenger automobiles, a maximum fee of \$175.00 may be charged.
 - (2) For every day of dead outdoor storage, \$50.00 per day may be charged for passenger automobiles, trucks and omnibuses and \$125.00 per day may be charged for tractor-trailers.
 - (3) Waiting time and/or winching time for wreckers may be charged at a flat rate fee of \$65.00 per 1/2 hour. Waiting time charged shall not begin until at least 1/2 hour after the time of arrival of the tow truck/wrecker at the scene.
 - (4) If a heavy-duty wrecker is required for towing, the charge shall be \$500.00 per vehicle, plus \$8.75 per mile for towing to the authorized storage facility. If a heavy-duty wrecker must be used for removal of vehicles from accidents, the maximum charge may be \$650.00.
 - (5) If an operator is called out to tow or remove from an accident and there is debris from the accident, such as broken glass, removed bumpers or panels or the like, the operator, upon satisfactory debris cleanup, can charge to the vehicle owner a flat fee of \$75.00 for cleanup services. If needed, \$15.00 per bag of absorbent material.
 - (6) In the event that a fatality is involved with an accident, a specialized tow company qualified by the appropriate agencies in reconstruction of accident scenes shall be called. Said company shall be responsible for cleanup as set forth in Subsection A(5) of this section.
- B. Every operator of a tow truck/wrecker shall give the owner of the vehicle a written, itemized receipt for the fee paid. Copies of receipts shall be maintained by the operator for two years and shall be available for inspection by authorized Borough officials. Each receipt shall have imprinted on the reverse side a schedule of fees and charges. The schedule of fees and charges shall be posted in the area where these transactions normally take place."
- C. Operators are permitted to petition the Borough Council, in writing, as to prevailing rates.
- D. The above rates shall comply with any promulgation of the Director of the Division of Community Affairs as per N.J.S.A. 56:13-1 et seq. regarding towing

and storage fee schedule for the reimbursement of towing charges and storage charges for private passenger automobiles that are damaged in accidents or are recovered after being stolen.”

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

SECTION THREE: If any section, subsection, paragraph, sentence or other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.

SECTION FOUR: This Ordinance shall take effect immediately upon its passage and publication as required by law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on August 15, 2023 and will be further considered after a Public Hearing held on September 5, 2023.

INDIVIDUAL ACTION/New Business:

Vouchers: \$ 1,429,102.22

Councilmember Booker offered a motion to approve the Voucher List dated August 15, 2023 as submitted by the Finance Manager; seconded by Councilmember Bieber:

Roll Call:	Bieber,	Booker,	Catalano,	Gorman,	Keeler,	Lamia
	Yes	Yes	Yes	Yes	Absent	Yes
2243						
23-00919					Open	5,222.23
2847						
23-00836					Open	430.89
2790						
23-00792					Open	3,888.73
2703						
23-00621					Open	192.00
02113						
23-00879					Open	330.90
02227						
23-00796					Open	425.00
2893						
23-00868					Open	410.29
02246						
23-00842					Open	500.00
2597						
23-00869					Open	312.28
2654						
23-00798					Open	1,430.00
01241						
23-00882					Open	781.13
01957						
23-00911					Open	696.00
00385						
23-00872					Open	490.00
2844						
23-00874					Open	1,510.73
01631						
23-00906					Open	6,500.00
00627						
23-00873					Open	500.00
01974						
23-00924					Open	24.90
00530						
23-00790					Open	397.00
2891						
23-00866					Open	430.00

REGULAR MEETING

AUGUST 15, 2023

00230	CERTIFIED SPEEDOMETER		
23-00813	07/19/23	Open	200.00
2680	CINTAS		
23-00572	05/23/23 Beach	Open	168.82
23-00573	05/23/23 Buildings & Grounds	Open	161.51
23-00574	05/23/23 Beach	Open	151.40
23-00575	05/23/23 Buildings & Grounds	Open	268.20
23-00576	05/23/23 Beach	Open	169.95
23-00582	05/23/23 Beach	Open	225.58
23-00583	05/23/23 Buildings & Grounds	Open	210.12
23-00793	07/14/23 Beach	Open	767.33
23-00794	07/14/23 Buildings & Grounds	Open	220.33
23-00810	07/19/23 Beach	Open	327.32
23-00811	07/19/23 Buildings & Grounds	Open	159.04
23-00859	08/01/23 Beach	Open	439.46
23-00860	08/01/23 Buildings & Grounds	Open	160.51

			3,429.57
2555	CJM ASSOC. OF SEA BRIGHT		
23-00904	08/09/23 LEASE	Open	500.00
00256	CLEARY, GIACOBBE, ALFIERI &		
23-00877	08/08/23 LEGAL	Open	297.00
01493	COOPERATIVE INDUSTRIES, L.L.C.		
23-00923	08/10/23 NAT GAS	Open	386.08
02231	COUSINS LANDSCAPING		
23-00491	05/04/23 LANDSCAPING	Open	5,925.00
02253	DAVID HODER ASSOCIATES		
23-00920	08/10/23 ENGINEER	Open	1,855.00
2528	DCH FORD		
23-00066	01/12/23	Open	141.83
23-00159	02/10/23	Open	83.28
23-00304	03/14/23	Open	1,318.71
23-00610	06/02/23 Streets & Roads	Open	468.39
23-00736	07/05/23 Streets & Roads	Open	72.95
23-00823	07/25/23	Open	72.78

			2,157.94
2655	DE SESA ENGINEERING CO.		
23-00727	06/30/23 Buildings & Grounds	Open	1,962.00
2892	DOGWIG PRINTING		
23-00867	08/02/23 BEACH	Open	842.50
00419	DRAGER SAFETY DIAGNOSTICS, INC		
23-00809	07/19/23 POLICE: MATERIALS & SUPPLIES	Open	239.00
01754	EDMUNDS & ASSOCIATES, INC.		
23-00843	07/31/23 TAX COLLECTOR	Open	350.46
00191	EXPERT GROUP, LLC		
23-00812	07/19/23	Open	3,514.00
2894	EXTRA DUTY SOLUTIONS		
23-00875	08/07/23 POLICE	Open	4,097.16
2833	FEDERAL RENT A FENCE		
23-00841	07/31/23 PARKING	Open	201.00
01817	FINEGAN, GEORGE		
23-00913	08/09/23 ANIMAL	Open	768.27
01720	FIREFIGHTER ONE, LLC		
23-00718	06/30/23 Squad Repairs	Open	1,537.56
23-00719	06/30/23 Squad Repairs	Open	1,004.40
23-00820	07/25/23 SCBA Repairs	Open	769.94

			3,311.90
02101	GANNETT NJ NEWSPAPERS		
23-00862	08/02/23 CLERK	Open	132.88
01887	HEIM ELECTRONICS, INC.		
23-00814	07/19/23 Buildings & Grounds	Open	344.25
01838	HOLMAN, FRENIA, ALLISON, P.C.		
23-00922	08/10/23 AUDIT	Open	2,550.00
2710	HOLMDEL TOWNSHIP		
23-00902	08/09/23 FISCAL	Open	3,567.17
01285	HOME DEPOT CREDIT SERVICES		
23-00731	06/30/23	Open	458.12
23-00791	07/14/23 Beach	Open	140.80
23-00833	07/25/23 Streets & Roads	Open	55.94
23-00856	08/01/23 Streets & Roads	Open	115.34

			770.20

REGULAR MEETING**AUGUST 15, 2023**

2791	HUDSON ENERGY SERVICES		
23-00921	08/10/23 ELECTRIC	Open	151.97
2561	INTRON TECHNOLOGY SOLUTIONS		
23-00429	04/25/23 PARKING	Open	1,782.46
23-00667	06/14/23 MDT Repairs	Open	90.00
23-00917	08/10/23 I.T. SERVICE	Open	11,862.09

			13,734.55
01419	J. SWANTON FUEL OIL CO., INC.		
23-00816	07/20/23 FUEL	Open	558.40
2573	JCP & L		
23-00926	08/10/23 ELECTRIC	Open	6,654.97
00297	JESSE A. HOWLAND & SONS, INC.		
23-00903	08/09/23 LEASE	Open	1,705.00
2442	KINTECH, INC.		
23-00838	07/25/23 TAX BILL MAILING	Open	611.38
2265	LEE'S GARAGE		
23-00666	06/14/23	Open	2,364.14
23-00799	07/18/23 POLICE	Open	1,331.01
23-00819	07/25/23 Repairs 4367	Open	830.38

			4,525.53
2804	LEGAL SHRED		
23-00871	08/07/23 A&E	Open	95.00
00108	LEON S. AVAKIAN, INC.		
23-00817	07/20/23 ENGINEER	Open	875.00
23-00818	07/20/23 ENGINEER	Open	30,416.69
23-00848	08/01/23 ENGINEER-BULKHEAD	Open	12,807.50
23-00918	08/10/23 ENGINEER	Open	7,710.00

			51,809.19
01603	M AND N VENTURES		
23-00439	04/26/23 PLAN BRD	Open	17.00
2793	MATHER RESCUE, LLC		
21-01406	11/30/21 BEACH	Open	2,033.00
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
23-00878	08/08/23 LEGAL	Open	3,920.30
00106	MGL PRINTING SOLUTIONS		
23-00721	06/30/23 Minute Books/Paper & Dog Tags	Open	666.00
00263	MITCHELL, CANDACE		
23-00912	08/09/23 PLAN.BOARD	Open	16.25
2838	MOBILE PAYMENT PROCESSING SYS		
23-00840	07/27/23 PARKING	Open	1,765.75
01322	MONMOUTH AND OCEAN COUNTY		
23-00075	01/12/23	Open	50.00
00688	MONMOUTH COUNTY POLICE ACADEMY		
23-00740	07/05/23	Open	100.00
02045	MONMOUTH COUNTY SPCA		
23-00907	08/09/23 ANIMALS	Open	325.00
2883	MONTENEGRO, THOMPSON, MONTENEGRO		
23-00863	08/02/23 PLAN.BOARD	Open	3,419.00
01399	NEW JERSEY AMERICAN WATER		
23-00846	07/31/23 WATER	Open	5,944.66
00311	NJ DIVISION OF ABC		
23-00832	07/25/23 2023/2024 Annual ABC Renewal	Open	54.00
00113	NJ NATURAL GAS COMPANY		
23-00854	08/01/23 NATURAL GAS	Open	852.01
00502	NJ STATE LEAGUE/MUNICIPALITIES		
23-00909	08/09/23 POLICE	Open	115.00
00885	OCEAN TWP FIRE DISTRICT NO. 2		
23-00905	08/09/23 FIRE MARSHAL	Open	350.00
01309	OCEANPORT BOARD OF EDUCATION		
23-00773	07/13/23 SCHOOL TAX	Open	74,140.00
00046	ONE CALL CONCEPTS, INC.		
23-00864	08/02/23 SEWER	Open	32.89
2525	POOR JOHNS PORTABLE TOILETS		
23-00847	08/01/23 BEACH	Open	616.00

REGULAR MEETING**AUGUST 15, 2023**

01250	R. KREMER & SON MARINE, LLC		
23-00488	05/04/23 STORMWATER	Open	15,000.00
00164	RAIN, WILLIAM		
23-00908	08/09/23 HEALTH	Open	161.10
2330	RAW POWER GENERATOR SERVICE		
23-00789	07/14/23 Sewer Department	Open	731.25
2728	READY REFRESH BY NESTLE		
23-00901	08/08/23 WATER	Open	1,095.43
02141	RELIANCE GRAPHICS, INC.		
23-00861	08/01/23 2023 Primary Election Printing	Open	860.00
01554	SEA BRIGHT SERVICE CENTER		
23-00824	07/25/23	Open	867.19
23-00887	08/08/23 POLICE: VEHICLE MAINTENANCE	Open	420.10
23-00890	08/08/23 POLICE: VEHICLE MAINTENANCE	Open	94.99
23-00895	08/08/23	Open	69.95

			1,452.23
00985	SEABOARD FIRE/SAFETY EQUIP CO.		
23-00830	07/25/23 Buildings & Grounds	Open	1,235.00
23-00831	07/25/23 Buildings & Grounds	Open	800.00

			2,035.00
01027	SHORE BUSINESS SOLUTIONS		
23-00925	08/10/23 COPIER	Open	280.64
00053	SHORE REGIONAL HIGH SCHOOL		
23-00778	07/13/23 HIGH SCHOOL TAX	Open	262,678.72
2998	SMITH III, ROBERT J.		
23-00910	08/09/23 SEWER	Open	155.65
02225	STAPLES ADVANTAGE		
23-00807	07/19/23 Office Supplies	Open	152.22
23-00837	07/25/23 laptop	Open	523.01

			675.23
2535	SUBURBAN DISPOSAL, INC.		
23-00914	08/10/23	Open	23,790.35
23-00915	08/10/23 DUMPSTERS	Open	2,950.35
23-00916	08/10/23 LANDFILL	Open	9,670.23

			36,410.93
2349	TAYLOR COMMUNICATIONS		
23-00739	07/05/23	Open	480.00
01779	TIMOTHY HILL ELECTRIC CO., INC		
23-00795	07/14/23 Sewer	Open	1,465.00
23-00808	07/19/23 Beach	Open	950.00
23-00834	07/25/23 Streets & Roads	Open	1,265.00
23-00835	07/25/23 Beach	Open	385.00

			4,065.00
01243	TREASURER, STATE OF NEW JERSEY		
23-00849	08/01/23 FEMA	Open	100,984.65
01577	TREASURER, STATE OF NJ		
23-00821	07/25/23 2023 Records Storage Services	Open	25.00
01774	ULINE		
23-00735	07/05/23 Buildings & Grounds	Open	847.34
02061	VERIZON WIRELESS		
23-00870	08/02/23 POLICE	Open	1,561.95
02150	WRIGHT NATIONAL FLOOD		
23-00815	07/19/23 INSURANCE	Open	21,968.00

TOTAL: \$ 687,604.43**Manual Checks / Wire Transfers**

23-00800	JCP & L		\$5,135.21
7/18/2023	PARTIAL BILLING-JULY		
23-00844	KLEIN, DONALD		\$2,000.00
8/1/2023	REIMB.PAYMENT/BELL BOTTOM BLUES BAND/CONCERT ON THE BEACH		
23-00876	NJ DEPT. OF LABOR AND WORKFORCE DEVELOPMENT		\$214.50
8/7/2023	UNEMPLOYMENT ASSESSMENT		
23-00845	POTTS, GENE		\$2,000.00
8/1/2023	GUNS 4 HIRE BAND/CONCERT ON THE BEACH		

23-00850	TREASURER, MONMOUTH COUNTY	\$590,488.88
8/1/2023	3/Q COUNTY TAX	
23-00851	TREASURER, MONMOUTH COUNTY	\$41,222.11
8/1/2023	3/Q COUNTY LIBRARY TAX	
23-00852	TREASURER, MONMOUTH COUNTY	\$90,104.98
8/1/2023	3/Q COUNTY OPEN SPACE TAX	
23-00801	VERIZON	\$366.97
7/18/2023	BEACH & MUNICIPAL COMPLEX/FIOS SERVICE	
23-00802	VERIZON	\$137.06
7/18/2023	POLICE:FAX LINE	
23-00803	VERIZON	\$760.92
7/18/2023	SEWER:PUMP ALARMS	
23-00804	VERIZON	\$501.74
7/18/2023	BEACH/LIBRARY/1167 OCEAN	
23-00853	VERIZON	\$69.32
5/18/2023	1167 OCEAN AVE	
23-00880	WEX BANK	\$8,496.10
8/8/2023	GASOLINE-JULY 2023	

TOTAL: \$ 741,497.79

GRAND TOTAL: \$ 1,429,102.22

MAYOR AND COUNCIL COMMENTS

Mayor Kelly provided an update on the ongoing school regionalization efforts with Highlands and Atlantic Highlands – at this point it is safe to say we will not be having a referendum question on the general election ballot this year.

Attorney McLaughlin reported that on August 4th we received four proposals for the Mad Hatter project and he has spoken with various interested individuals. In the meantime, the owners of the property filed a motion with the court which is based on potential refinancing and their own rehabilitation plan. Mr. McLaughlin feels their motion is premature as there is no real evidence of refinancing and the EDA has not made a decision on whether or not to subordinate the original loan....the EDA is still awaiting documents from the owners. At this time, the motion is being held by the court. The proposals are on hold for now until we know how the court is going to proceed. If the EDA does not subordinate the loan, our next step would be to meet with the proposers and decide who had the best ability to make the project work, and then sit down with the EDA and the owners of the Mad Hatter and try to put together a deal.

Mayor Kelly read a text message from Mike Chimento, owner of Sands Beach Club, thanking and commending our EMS for the great job they did responding to a recent incident.

Councilman Bieber reported that the Planning Board has been quiet and there have been a few meetings cancelled this summer, but they recently heard an application for a subdivision at 16 New Street.

Councilman Catalano provided an update on the beach – our revenue is currently at \$978,000 and is hoping for continued good weather - even though we had a tough June, we are still doing alright. Last year the beach revenue was \$1.2 million and is hoping to come close or beat that figure.

Councilwoman Gorman reported that we had the second day of the farmers market and asked if anyone has feedback or suggestions to send them her way and to continue to try and get the word out about the market as it adds value to our community. Councilman Gorman added that at the end of the market the farmer donates whatever they can't bring back to the farm to food banks – they are going to try to rotate who they deliver to each week.

Councilman Booker reported that the finance committee has been looking into the Borough's fleet inventory and they are putting together an analysis on steps to take moving forward.

Councilman Lamia reported that there are still 11 JCP&L lights out and has submitted new tickets to get them fixed. He also reported there will be a meeting with Public Works on Thursday.

EXECUTIVE SESSION

Councilmember Bieber offered a motion to enter in to Closed Session; seconded by Councilmember Gorman:

WHEREAS, Section 8 of the Open Public Meeting Act, N.J.S.A. 10:4-12 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, it is recommended by the Borough Attorney and Administrator that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that they meet in closed session to discuss the issues as herein set forth:

1. The general nature of the subject matters to be discussed are as follows:

A. Legal

BE IT FURTHER RESOLVED, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public; and

BE IT FURTHER RESOLVED, that the Mayor and Council may come back into Regular Session to conduct additional business.

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

ADJOURNMENT

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

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

Respectfully submitted,

Christine Pfeiffer
Borough Clerk