# AGENDA REGULAR MEETING BOROUGH OF SEA BRIGHT

| <b>APRIL</b>                            | 16. | 2019 | ì |
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**SEA BRIGHT, NEW JERSEY** 

**CALL MEETING TO ORDER:** 7:00pm

**PLEDGE OF ALLEGIANCE** 

# **COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)**

Good Evening Ladies and Gentlemen. This Meeting Is Now Called To Order: In Line With The Borough Of Sea Bright's Longstanding Policy Of Open Government, And In Compliance With The "Open Public Meetings Act" I Wish To Advise You That Adequate Notice Of This Regularly Scheduled Meeting Was Sent to the Asbury Park Press and other local newspapers on January 7, 2019. In each instance, the Date, Time, And Location Of This Meeting Were Provided In The Notice. This Meeting Is Open To The Public."

| ROLL CALL:        |                                  |  |
|-------------------|----------------------------------|--|
| Councilmember (s) | BIRDSALL KEELER KELLY LECKSTEIN_ |  |
|                   | ROONEY SCHWARTZ                  |  |
| Mayor             | LONG                             |  |

PROCLAMATION: April - Child Abuse Prevention and Awareness Month

REMARKS FROM THE AUDIENCE (limited to 3 minutes)

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

#### **CONSENT AGENDA**

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

#### **Minutes**

# Resolutions:

| NO. 71-2019 | Authorizing Hiring of Police Officer Designation of<br>Special Law Enforcement Officer - Class I                      |
|-------------|---|
| no. 72-2019 | Opposing the Turning Pattern Design of the Sea Bright-Rumson Bridge on Rumson Road (CR 520) over the Shrewsbury River |
| <del></del> |   |

no. 73-2019 Authorizing the Donation of Fire Fighting Equipment to Gateway National Recreation Area – Sandy Hook Unit

Birdsall\_\_\_ Keeler\_\_ Kelly\_\_ Leckstein \_\_\_ Rooney\_\_\_ Schwartz\_\_\_

Roll Call:

| Cour<br>and advert                       | ncilmember<br>ise accordin | g to law; s                      | offere<br>econded b              | ed a motion to<br>by Councilmer                       | adopt Ordin<br>mber       | ance No. 07-2019                        |
|--|----------------------------|----------------------------------|----------------------------------|---|---------------------------|---|
| Roll Call:                               | Birdsall                   | Keeler                           | _ Kelly                          | _ Leckstein _   | Rooney                    | Schwartz                                |
| Public Hea                               | <b>aring:</b> Ma           | yor Long to                      | read the                         | ordinance by  | / title:                  |   |
| AN ORDI<br>OF PARKI                      | INANCE PR<br>ING KIOSK     | OVIDING<br>S FOR TH              | FUNDIN<br>E BOROU                | NANCE NO. (<br>G FOR ACQU<br>GH OF SEA<br>R SUCH PURI | JISITION AN<br>BRIGHT ANI | ID INSTALLATION  APPROPRIATING          |
| Cour<br>Ordinance I                      | ncilmember<br>No. 08-2019  | ; seconde                        | offered<br>d by Coun             | d a motion to cilmember                               | open the pub              | olic hearing on                         |
| Roll Call:                               | Birdsall                   | _ Keeler                         | _ Kelly                          | _ Leckstein   | Rooney                    | Schwartz                                |
| <u>Public Hea</u>                        | aring (Ord.                | No. 08-20                        | 019)                             |   |                           |   |
| Coun<br>Ordinance f                      | ncilmember<br>No. 08-2019  | ; seconded                       | offere<br>d by Coun              | d a motion to<br>cilmember                            | close the pu              | blic hearing on                         |
| Roll Call:                               | Birdsall                   | _ Keeler                         | _ Kelly                          | _ Leckstein   | Rooney                    | _ Schwartz                              |
| Coun<br>and adverti                      | icilmember<br>se according | g to law; se                     | offere<br>econded b              | d a motion to<br>y Councilmer                         | adopt Ordina<br>nber      | ance No. 08-2019                        |
| Roll Call:                               | Birdsall                   | _ Keeler                         | _ Kelly                          | _ Leckstein   | Rooney                    | _ Schwartz                              |
| Introduct                                | : <b>ion:</b> Mayo         | Long to r                        | ead the                          | ordinance by  | / title:                  |   |
| BOF                                      | `AREA, BUI<br>ROUGH OF     | ING CHA<br>.K AND US<br>SEA BRIG | PTER 130<br>SE REQUI<br>HT, SECT | REMENTS,"<br>TION 130-49                              | E," ARTICLE OF THE COL    | DE OF THE<br>RARY USES,"                |
| Councilmen<br>public heari<br>Councilmen | ng to be hel               |                                  |                                  |   |                           | ce No. 09-2019 for a<br>aw; seconded by |
| Roll Call:                               | Birdsall                   | _ Keeler                         | _ Kelly                          | _ Leckstein   | Rooney                    | _ Schwartz                              |

Councilmember

**Introduction:** Mayor Long to read the ordinance by title:

# TENTATIVE BOND ORDINANCE NO. 10-2019

AMENDING GENERAL BOND ORDINANCE NO. 13-2018, ADOPTED ON DECEMBER 18, 2018, BY APPROPRIATING AN ADDITIONAL \$80,000.00 (FRON \$200,000.00 TO \$280,000.00) FOR THE RECONSTRUCTION OF EAST OCEAN AVENUE AND MOUNTAINVIEW WAY TO INCLUDE ROADWAY RECONSTRUCTION, CURBING, DRAINAGE AND OTHER ANCILLARY IMPROVEMENTS.

offered a motion to introduce Bond Ordinance No. 10-2019

| for a public by Councilm          |                | oe held on I | May 7, 20 | 19 and advert                  | tise accordin | g to law; seconded               |
|-----------------------------------|----------------|--------------|-----------|--------------------------------|---------------|----------------------------------|
| Roll Call:                        | Birdsall       | _ Keeler     | _ Kelly   | _ Leckstein                    | _ Rooney      | _ Schwartz                       |
| INDIVIDUA                         | AL ACTION      | /New Bus     | iness:    |                                |               |                                  |
| Vouchers:                         | <b>\$101,1</b> | 01.52        |           |                                |               |                                  |
|                                   |                |              |           | a motion to ap<br>Manager; sec |               | oucher List dated<br>uncilmember |
| Roll Call:                        | Birdsall       | _ Keeler     | _ Kelly   | _ Leckstein                    | _ Rooney      | _ Schwartz                       |
| EXECUTIVE<br>Cound<br>seconded by | cilmember      |              | offere    | ed a motion to                 | enter into C  | losed Session;                   |
| Resolution                        | to discuss     | : TBD        |           |                                |               |                                  |
| Roll Call:                        | Birdsall       | _Keeler      | _ Kelly   | _ Leckstein                    | _ Rooney      | _ Schwartz                       |
| ADJOURNM<br>Counc<br>by Councilm  | cilmember      |              | offere    | ed a motion to                 | adjourn the   | meeting; seconded                |
| Roll Call:                        | Birdsall       | _ Keeler     | _ Kelly   | _ Leckstein                    | _ Rooney      | _ Schwartz                       |

# RESOLUTION NO. 71-2019 AUTHORIZING HIRING OF POLICE OFFICER DESIGNATION OF SPECIAL LAW ENFORCEMENT OFFICER - CLASS I

Councilmember

introduced and offered for adoption the following Resolution; seconded by

Councilmember

.

**WHEREAS,** there exists a need for an additional part-time officer in the Police Department in the Borough of Sea Bright; and

**WHEREAS**, Madison E. Taylor, is an intern with the Sea Bright Police Department and is attending the Monmouth County Vocational Academy of Law and Public Safety; and

**WHEREAS,** the Sea Bright Police Department submitted a request dated March 8, 2019, that Madison E. Taylor be appointed as a Class I Special Police Officer and recommended Ms. Taylor attend the Class I Training Course exclusive to Academy of Law and Public Safety students and the Matron Training at the Monmouth County Police Academy on May 17, 2019; 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 Police S/W for the purpose stated herein:

Michael J. Bascom

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that Madison E. Taylor be hired as a Class I Special Law Enforcement Officer to be paid at an hourly rate as specified in Ordinance No. 15-2015 and attend the law enforcement courses outlined above; and

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

- 1. K. Jacobs, Finance Manager
- 2. B. Friedman, Police Chief
- 3. James A. McCue, Jr., Police Sergeant
- 4. Madison E. Taylor

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION No. 72-2019 OPPOSING THE TURNING PATTERN DESIGN OF THE SEA BRIGHT-RUMSON BRIDGE ON RUMSON ROAD (CR 520) OVER THE SHREWSBURY RIVER

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

WHEREAS, the final design phase of the Sea Bright-Rumson Bridge is underway; and

**WHEREAS**, there are certain design criteria that needs to be decided prior to construction that could negatively impact residents, businesses and emergency services in the Borough of Sea Bright; and

**WHEREAS**, the Mayor and Council of Sea Bright are concerned with the ability of residents of the Nautilus Condominiums, 2 Rumson Road, to access their property as well as receive emergency services; and

WHEREAS, any impediment that delays receiving emergency services is unacceptable; and

WHEREAS, the existing turning pattern is sufficient and should be maintained.

**NOW, THEREFORE BE IT RESOLVED**, that the Governing Body of the Borough of Sea Bright, County of Monmouth, State of New Jersey, wish to be on record opposing the change to the current traffic flow that will impact this turn movement; and

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

- 1. Borough Attorney
- 2. Sea Bright Police Dept.
- 3. Joseph M. Ettore, P.E., Monmouth County Engineer
- 4. Martine Culbertson, Community Involvement Facilitator

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION NO. 73-2019 AUTHORIZING THE DONATION OF FIRE FIGHTING EQUIPMENT TO GATEWAY NATIONAL RECREATION AREA – SANDY HOOK UNIT

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

**WHEREAS,** the Sea Bright Fire Department owns 20 Scott air packs for firefighting purposes; and

**WHEREAS,** said air packs are outdated and have been replaced with upgraded equipment and are no longer needed for use by the Fire Department; and

**WHEREAS,** the Sea Bright Fire Department is in receipt of a letter attached hereto from Aaron Lyle, Supervisory US Park Ranger expressing interest in air packs for use by the Gateway National Recreation Area, Sandy Hook Unit; and

**WHEREAS,** it is the recommendation of the Sea Bright Fire Chief that the Borough donate the 20 Scott air packs to the Gateway National Recreation Area – Sandy Hook Unit.

**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 Sea Bright Fire Department to donate 20 Scott air packs to the Gateway National Recreation Area, Sandy Hook Unit.

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

- 1. Sea Bright Fire Department
- 2. Gateway National Recreation Area, Sandy Hook Unit

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

April 16, 2019

#### CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# **RESOLUTION NO. 74-2019 AUTHORIZING SALE OF BOROUGH** SURPLUS PROPERTY THROUGH GOVDEALS.COM

Sale will be conducted pursuant to Local Finance Notice 2008-9

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

WHEREAS, the Borough of Sea Bright is the owner of surplus property which is no longer needed for public use; and

WHEREAS, the Borough Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties, as follows:

1. 2003 Ford F250 (DPW) VIN# 1FTNF21L33EA31999 Minimum Bid: \$2,000.00

2006 Kawasaki UTV (Beach) 2. VIN# JK1AFCE157B545738

Minimum Bid: \$750.00

2011 Polaris UTV (Police) 3. VIN# 4XARH45A9CB447936 Minimum Bid: \$750.00

WHEREAS, the Borough Clerk of the Borough of Sea Bright will provide Specifications of equipment for the proposed sale; and

WHEREAS, the Borough of Sea Bright would like to sell aforesaid items on GovDeals.com, an online government service auction program, pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey hereby authorizes the Borough Clerk to sell the aforesaid items as per the guidelines set by Govdeals.com.

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

- 1. Finance Manager
- 2. Beach Manager
- 3. Public Works
- 4. Chief of Police
- 5. Govdeals.com

Roll Call:

Schwartz Kelly, Birdsall, Keeler, Leckstein, Rooney,

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION NO. 75-2019 AUTHORIZING THE BOROUGH OF SEA BRIGHT TO APPLY FOR NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY 2019 "CLICK IT OR TICKET" SEAT BELT MOBILIZATION GRANT

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

**WHEREAS,** the safety and security of the citizens of the Borough of Sea Bright and surrounding areas is vitally important; and

**WHEREAS**, the use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle accident; and

**WHEREAS,** the State of New Jersey Division of Highway Traffic Safety is participating in the National 2019 "Click It or Ticket" seat belt mobilization campaign from May 20 – June 2, 2019 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

**WHEREAS,** the federally funded grant funds in the amount of \$5,500.00 are available, with no local match, from the New Jersey Division of Highway Traffic Safety to reimburse police personnel for overtime enforcement during the two week enforcement period; and

WHEREAS, the deadline to apply for the grant is April 26, 2019; and

**WHEREAS,** the Borough of Sea Bright Police Chief has recommended that the Borough apply for said Grant; and

**WHEREAS**, the Governing Body of the Borough of Sea Bright wish to apply for this seat belt enforcement grant from the State of New Jersey Division of Highway Traffic Safety.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the appropriate officials are hereby authorized to execute all documents in order to effectuate the receipt of the aforementioned grant funds in the amount of \$5,500.00 from the Division of Highway Traffic Safety for the 2019 "Click it or Ticket" Seat Belt Mobilization Grant.

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

- 1. Director of Finance
- 2. Chief of Police
- 3. CFO

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council meeting held on April 16, 2019.

| Christine | Pfeiffer, | Borough | Clerk |
|-----------|-----------|---------|-------|
| 00        | , ,       |         |       |

# RESOLUTION NO. 76-2019 APPOINTMENT OF THE BUSINESS REPRESENATIVE FOR THE SPECIAL EVENTS AND GREEN TEAM COMMITTEES

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

**WHEREAS**, § 31-3 of Chapter 38 of the Borough's General Code empowers the Mayor to appoint an owner of a business located in the Borough of Sea Bright, who is not an official of or in the employ of the municipality, to the Borough's Special Events and Green Team Committees; and

**WHEREAS**, the Mayor appointed Felecia Stratton as the aforesaid business representative for the 2019 term, however Ms. Stratton resigned due to scheduling conflicts; and

**WHEREAS**, the Mayor would like to appoint Melissa D'Anna as the aforesaid business representative on the Borough's Special Events and Green Team Committees to fill the vacated seat for the remainder of the 2019 term which concludes on December 31, 2019; and

**WHEREAS**, the above named individual requires the approval of the Borough Council in order to be made official;

**NOW THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Melissa D'Anna, be and is hereby appointed as business representative of the Borough's Special Events and Green Team Committees, and

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

- 1. Melissa D'Anna
- 2. Secretary of the Special Events Committee
- 3. Green Team

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

#### **RESOLUTION NO. 77-2019**

Resolution Opposing the Williams/NESE Raritan Bay Pipeline and Urging the New Jersey Department of Environmental Protection to Conduct a Public Hearing on the Bayshore and Extend the Public Comment Period

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

**WHEREAS**, Williams is proposing the Northeast Supply Enhancement Project to build a 23.4 mile methane natural gas pipeline through Raritan Bay and Lower New York Bay, from Old Bridge to Rockaway, New York; and,

**WHEREAS**, the purpose of the proposed project is to transport 400 million cubic feet of methane natural gas per day, extracted through the environmentally destructive process of hydraulic fracturing, from the Marcellus Shale to New York markedly contributing to climate change; and,

**WHEREAS**, the project will in no way serve the interests of the State of New Jersey, or its residents, and will only supply methane natural gas to Brooklyn, Queens and Long Island New York; and,

WHEREAS, the Williams/NESE pipeline will have severe negatively impacts to the Raritan and Lower New York Bays such as disturbing roughly, 14,165 acres of the seabed of the Raritan Bay, discharging 690,000 gallons of drilling fluid and chemicals into the bay, resuspending over 1,090,000 tons of toxic much contaminated by PCBs, dioxin, lead, mercury, and arsenic, and destroying over 1,000 acres of benthic habitat that houses marine fish, shellfish, and larva; and,

**WHEREAS**, the project poses serious concerns related to environmental harm to marine and coastal ecosystems, as well as negative impacts to the safety, health and wellbeing of Bayshore coastal communities, resulting in well documented public opposition; and,

**WHEREAS**, the Williams/NESE pipeline will endanger marine life and fisheries through decrease water quality from re-suspended toxins, sieving of over 3.5 Million gallons of seawater destroying any living thing in caught in the process, loud sounds and powerful vibrations that accompany pipeline development which will impact migration patterns, communication systems and other important biological processes; and,

**WHEREAS**, the Williams/NESE pipeline will have significant upstream environmental impacts that will directly harm the Raritan bay such as negatively affecting 41 acres of wetlands, including approximately 20 acres of forested wetland; and,

**WHEREAS**, the Williams/NESE pipeline will adversely impact industries important to the New Jersey Bayshore communities, disturb commercial and recreational fishing and shell fishing activities, and potentially damage the tourism industry; and,

**WHEREAS**, despite being directly affected from the proposed Williams/NESE pipeline, there has been no public hearing within the Bayshore; and,

**WHEREAS**, the Williams/NESE pipeline will increase dependency on fossil fuels, reverses the state's renewable energy agenda, and contributes to climate change through increased emissions of methane and carbon dioxide; and,

**WHEREAS**, the company Williams and Associate Transcontinental Gas Pipeline Company (Transco) demonstrate a history of mismanaged facilities that resulted in explosions and fires, and do not show results of the pipeline test to governing bodies in any municipalities through which the existing pipeline runs.

**NOW, THEREFORE, BE IT RESOLVED,** that on this date, April 16, 2019, the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby opposes the construction and instillation of a 23.4 mile methane natural gas pipeline through Raritan Bay from Old Bridge to Rockaway, New York. Construction of the pipeline will negatively impact the health of the Bayshore, coastal ecosystems, marine life, benthic habitats, and coastal communities.

**Be It Further Resolved,** that the Borough Council urges the company Williams to eliminate any further consideration for a pipeline.

**Be It Further Resolved**, that the Borough Council urges the New Jersey Department of Environmental Protection to deny any permit application for the project and any other pipeline, and urges its representatives of the New Jersey Legislature, United States Congress and United States Senate as well as the Governor of New Jersey to oppose this pipeline application.

**Be It Further Resolved**, that the Borough Council hereby calls on the New Jersey Department of Environmental Protection extend the public comment period 45 days and within the extention conduct a public hearing on the Williams NESE pipeline in the Bayshore region.

**Be It Further Resolved,** that good governance depends on transparency and due process and thus, the Bayshore must have an opportunity to be heard.

**Be It Further Resolved**, that this resolution be certified and forwarded to the New Jersey Governor Philip D. Murphy; Matthew Resnick of the New Jersey Department of Environmental Protection Division of Land Use Regulation; Senator Declan J. O'Scanlon, Jr.; Assemblywoman Serena DiMaso, Esq.

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

| Christine | Pfeiffer, | Borough | Clerk |
|-----------|-----------|---------|-------|

# RESOLUTION No. 78-2019 Authorizing Contract Extension for 2019 Street Sweeping of Roadways within the Borough of Sea Bright

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

**WHEREAS,** the Mayor and Council of the Borough of Sea Bright approved Resolution No. 88-2018 on April 17, 2018, awarding a contract for Street Sweeping services to C&L Sweeper Service Corp., Jackson, NJ; and

**WHEREAS**, the street sweeping contract was for six months (May 1, 2018 through October 31, 2018) with the option to renew for an additional seven month term (April 1, 2019 through October 31, 2019); and

**WHEREAS,** the bid amount for 2019 was \$353.00 per bi-weekly sweep for an amount not to exceed \$20,474.00 and an additional \$800.00 for any emergency or post storm sweepings; and

**WHEREAS**, the Borough overpaid C&L Sweeper Service Corp. over the 2018 contract term and wishes to exercise the renewal option for one year and apply the credit to pay for the 2019 contract term for Street Sweeping services; 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 Borough Administrator and the Municipal Clerk to execute said contract renewal option with C&L Sweeper Service Corp. of Jackson, New Jersey in accordance to the contract terms for a period commencing April 1, 2019 through October 31, 2019; and

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

- 1. Borough Attorney
- 2. Finance Manager
- 3. DPW Director
- 4. C&L Sweeper Service Corp.

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION NO. 79-2019 REFUND OF 2018 TAX OVERPAYMENT BLOCK 21, LOT 10

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

**WHEREAS**, an overpayment was made by John & Regina Guarino for  $4^{th}$  Quarter 2018 property taxes in the amount of \$740.36 for Block 21, Lot 10-8 East Church Street; and

**WHEREAS**, the tax overpayment should be refunded to John & Regina Guarino, 8 East Church Street, Sea Bright, New Jersey.

| BLOCK | LOT | PAYER NAME            | AMOUNT   | REASON         |
|-------|-----|-----------------------|----------|----------------|
| 21    | 10  | John & Regina Guarino | \$740.36 | 4Q Overpayment |

**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 Tax Collector and the Finance Manager to refund the said 2018 tax overpayment of \$740.36, and

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

- 1. Tax Collector
- 2. Finance Manager
- 3. John & Regina Guarino

Roll Call: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth State of New Jersey, at a Council Meeting held on April 16, 2019.

| Christine | Pfeiffer, | Borough | Clerk |  |
|-----------|-----------|---------|-------|--|

# RESOLUTION No. 80-2019 CONSIDERATION OF AWARD LEASE AGREEMENT FOR MORNING YOGA CLASSES

Councilmember by Councilmember

introduced and offered the following resolution for approval; seconded

**WHEREAS,** the Borough Council authorized by resolution for the Borough Clerk to duly advertise for vendors to conduct (morning) yoga classes through a seasonal lease agreement for the use of a portion of property on the Sea Bright Municipal Beach during the 2019 summer season; and

**WHEREAS**, the Borough Clerk did duly advertise on February 28, 2019 to receive bids no later than 12 noon on April 3, 2019, for vendors to conduct (morning) yoga classes on the Sea Bright Municipal Beach for a minimum bid amount of \$25.00; and

**WHEREAS**, in connection therewith one (1) bid was received by the Borough Clerk from 1) Christa Russo, Highlands, NJ, in the amount of \$30.00; and

WHEREAS, the Beach Manager recommended that a lease agreement be awarded to Christ.

**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 a 2019 seasonal lease agreement for morning yoga classes on the Sea Bright Municipal Beach to Christa Russo of Highlands, New Jersey in the amount of \$30.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute a contract for said lease agreement, copies of which shall be maintained by the Borough Clerk; and

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

- 1. Finance Manager
- 2. Police Department
- 3. Beach Manager
- 4. Borough Attorney
- 5. Christa Russo

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION No. 81-2019 CONSIDERATION OF AWARD 2019 LEASE AGREEMENT FOR SKIM BOARD CAMP

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

**WHEREAS,** the Borough Council authorized by resolution for the Borough Clerk to duly advertise for vendors to conduct skim board camp for a seasonal lease agreement for the use of a portion of property on the Sea Bright Municipal Beach during the 2019 summer season; and

**WHEREAS**, the Borough Clerk did duly advertise on February 28, 2019 to receive bids by 12 noon on April 3, 2019, for vendors to conduct skim board camps on the Sea Bright Municipal Beach for a minimum bid amount of \$1,000.00; and

**WHEREAS**, in connection therewith one (1) bid was received by the Borough Clerk from Jersey Shore Skim Camp, Felecia Stratton, Sea Bright, NJ in the amount of \$1,000.00; and

**WHEREAS**, the Beach Manager recommended that a lease agreement be awarded to Jersey Shore Skim Camp, Felecia Stratton of Sea Bright, New Jersey as per the bid proposal in the amount of \$1,000.00; 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 a 2019 seasonal lease agreement to operate a skim board camp on the Sea Bright Municipal Beach to Jersey Shore Skim Camp, Felecia Stratton of Sea Bright, New Jersey in the amount of \$1,000.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute a contract for said lease agreement, a copy of which shall be maintained by the Borough Clerk; and

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

- Finance Manager
- 2. Police Department
- 3. Beach Manager
- 4. Borough Attorney
- 5. Jersey Shore Skim Camp

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION No. 82-2019 CONSIDERATION OF AWARD LEASE AGREEMENT FOR SURF CAMP

Councilmember by Councilmember

introduced and offered the following resolution for approval; seconded

**WHEREAS,** the Borough Council authorized by resolution for the Borough Clerk to duly advertise for vendors to conduct surf camps through a seasonal lease agreement for the use of a portion of property on the Sea Bright Municipal Beach during the 2019 summer season; and

**WHEREAS**, the Borough Clerk did duly advertise on February 28, 2019 to receive bids no later than 12 noon on April 3, 2019, for vendors to conduct surf camps on the Sea Bright Municipal Beach for a minimum bid amount of \$1,000.00; and

WHEREAS, in connection therewith one (1) bid was received by the Borough Clerk on April 3, 2019 from Lucky Dog Surf Co., Melissa D'Anna, Sea Bright, NJ in the amount of \$1,200.00; and

**WHEREAS,** the Beach Manager recommended that a lease agreement be awarded to Lucky Dog Surf Co., Melissa D'Anna, Sea Bright, NJ as per their bid proposal in the amount of \$1,200.00; 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 a 2019 seasonal lease agreement to operate a surf camp on the Sea Bright Municipal Beach to Lucky Dog Surf Co., Melissa D'Anna, Sea Bright, NJ in the amount of \$1,200.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute a contract for said lease agreement, copies of which shall be maintained by the Borough Clerk; and

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

- 1. Finance Manager
- 2. Police Department
- 3. Beach Manager
- 4. Borough Attorney
- 5. Lucky Dog Surf Co.

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

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION No. 83-2019 CONSIDERATION OF AWARD LEASE AGREEMENT FOR 2019 VOLLEYBALL LEAGUE

Councilmember by Councilmember

introduced and offered the following resolution for approval; seconded

**WHEREAS,** the Borough Council authorized by resolution for the Borough Clerk to duly advertise for vendors to conduct a volleyball league through a seasonal lease agreement for the use of a portion of property on the Sea Bright Municipal Beach during the 2019 summer season; and

**WHEREAS**, the Borough Clerk did duly advertise on February 28, 2019 to receive bids no later than 12 noon on April 3, 2019, for vendors to conduct a volleyball league on the Sea Bright Municipal Beach for a minimum bid amount of \$3,000.00; and

**WHEREAS**, in connection therewith one (1) bid was received by the Borough Clerk on April 3, 2019 from Sand Pit Volleyball LLC, Corey Wagner, Tinton Falls, NJ in the amount of \$3,050.00; and

**WHEREAS,** the Beach Manager recommended that a lease agreement be awarded to Sand Pit Volleyball LLC, Corey Wagner, Tinton Falls, NJ as per their bid proposal in the amount of \$3,050.00; 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 a 2019 seasonal lease agreement to operate a volleyball league to Sand Pit Volleyball LLC, Corey Wagner, Tinton Falls, NJ in the amount of \$3,050.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and Borough Clerk are hereby authorized and directed to execute a contract for said lease agreement, copies of which shall be maintained by the Borough Clerk; and

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

- 1. Finance Manager
- 2. Police Department
- 3. Beach Manager
- 4. Borough Attorney
- 5. Sand Pit Volleyball LLC

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

April 16, 2019

#### CERTIFICATION

I, Christine Pfeiffer, do hereby certify that the foregoing is a resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION NO. 84-2019 AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF HIGHLANDS FOR LIFE GUARD SERVICES

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

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et. seq. authorizes the approval of Shared Services Agreements between local units by Resolution; and

**WHEREAS,** the Borough of Sea Bright ("Sea Bright") and the Borough of Highlands ("Highlands") wish to enter into a Shared Services Agreement for the provision of life guard services by Sea Bright to Highlands; and

**WHEREAS,** Sea Bright and Highlands agree that Sea Bright is to provide life guard services to Highlands for the period of June 15, 2019 through and including September 2, 2019 as per the terms of the Agreement attached for an amount of \$41,661.00; and

**WHEREAS,** the parties acknowledge and agree that they are associated for only the purposes set forth in the Agreement and any other duly ratified Shared Services Agreement between them, and that each is a public entity separate and distinct from the other.

**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 a Shared Services Agreement for life guard services with the Borough of Highlands for the 2019 summer season for a fee of \$41,661.00; 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. Borough of Highlands
- 5. Department of Community Affairs, DLGS

Vote: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz

April 16, 2019

### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

# RESOLUTION NO. 85-2019 AUTHORIZING AN AGREEMENT WITH EDGEWATER BEACH AND CABANA CLUB FOR OCEAN RESCUE LIFE GUARD SERVICES

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

**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 life guard services by the Borough of Sea Bright for the 2019 beach season; and

WHEREAS, Sea Bright and Edgewater agree that Sea Bright is to provide life guard services to Edgewater's beach from 10:00 a.m. to 6:00 p.m. beginning Saturday, May 25, 2019 to Wednesday, June 12, 2019 only on the weekends and holidays; full-time (seven days a week) from Thursday, June 13, 2019 through Monday, September 2, 2019; and, weekends (Saturday and Sunday) from Saturday, September 7 through Sunday, September 29, 2019 for an amount of \$39,513.00; 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 life guard services with Edgewater Beach and Cabana Club for the 2019 summer season for a fee of \$39,513.00; 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

Vote: Birdsall, Keeler, Kelly, Leckstein, Rooney, Schwartz

April 16, 2019

#### **CERTIFICATION**

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, at a Council Meeting held on April 16, 2019.

| Christine | Pfeiffer. | Borough | Clerk |  |
|-----------|-----------|---------|-------|--|

# ORDINANCE NO. 07-2019

# AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 201, "VEHICLES AND TRAFFIC", OF THE CODE OF THE BOROUGH OF SEA BRIGHT

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

**SECTION ONE:** Chapter 201, "Vehicles and Traffic", of the Code of the Borough of Sea Bright, be and the same is hereby amended and supplemented to read, in full, as follows:

"Chapter 201. Vehicles and Traffic

Article I. Traffic and Parking

§ 201-1. One-way streets.

The following roadways are hereby established as one-way streets:

| Name of Street            | Direction of Travel        | Location                              |
|---------------------------|----------------------------|---------------------------------------|
| Beach Street              | Westbound                  | Entire length                         |
| East Surf Street          | Eastbound                  | Entire length                         |
| Front Street              | Northbound Surf Street     | Between Beach Street and              |
| Front Street              | Southbound Surf Street     | Between Beach Street and              |
| New Street                | Westbound                  | Entire length                         |
| Riverview Place Extension | Eastbound and Ocean Avenue | Between Riverview Place               |
| Surf Street               | Eastbound                  | Entire length                         |
| Tradewinds Lane           | Southbound                 | Entire length                         |
| Village Road              | Counterclockwise           | Entire length                         |
| Wayne Street              | Southbound Borough Hall    | From East Surf Street to the north    |
|                           |                            | perimeter of the parking lot behind   |
| West Ocean Avenue         | Southbound Center Street   | Between Surf Street and Center Street |

## § 201-2. Prohibited parking.

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 Place   | Both  | Entire length                |
| East Surf Street | Both  | Entire length                |
| Front Street     | West  | 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                |
| Village Road     | Both  | North section                |
| Village Road     | Both  | South section                |
| _                |       |                              |

| West      | East section                         |
|-----------|--------------------------------------|
| 2 0 4 1 1 | From westerly end of street eastward |
| 30111     | to intersection of North Way         |
| East      | Entire length                        |
| Both      | Entire length                        |
|           | Both<br>East                         |

# § 201-3. Prohibited parking of certain vehicles.

- A. No vehicle over 17 feet long and six feet seven inches in width shall be parked on either side of any side street of the Borough of Sea Bright between the hours of 6:00 p.m. and 6:00 a.m. of any day of the week.
- B. The words "side street" shall include all streets in the Borough with the exception of State Highway 36 (Ocean Avenue).
- C. "Vehicle," as used in this section, shall mean any motor vehicle that is required by law to bear any license plate for passenger car use. Also, any motor vehicle which, by reason of a characteristic, coloring or marking exceeding one square foot in area, is identified or commonly associated with any business, industry or public agency shall be considered a vehicle within the terms of this section. A passenger car used in business by a resident shall be considered a "vehicle" for purposes of this section.
- D. No recreational vehicles shall be permitted in any Borough-owned parking lot or on any Borough street between the hours of 6:00 p.m. and 6:00 a.m.

# § 201-4. Regulations governing Route 36.

- A. No stopping or standing is permitted along both sides of Route 36 from County Road 520 North to the Bridge and Center Street South to Monmouth Beach.
- B. No stopping or standing is permitted along one side, northbound easterly, of Route 36 from the northerly curb line of River Street to County Road 520 and the from the northerly cub line of Center Street to the southerly curb line of East Church Street.

# C. Parking is established as follows:

- (1) Northbound on Route 36, thirty-minute time limit parking between 10:00 a.m. and 6:00 p.m., Sunday through Saturday, including holidays.
  - (a) Beginning at the northerly curb line of East Church Street extending 220 feet northerly therefrom.
  - (b) Beginning at the northerly curb line of River Street and extending 555 feet northerly therefrom.
- (2) Southbound on Route 36, thirty-minute time limit parking between 10:00 a.m. and 6:00 p.m., Sunday through Saturday, including holidays.

(a) Beginning at a point 395 feet south of the southerly curb line of Rumson Road (County Road 520) and extending to the northerly curb line of Center Street.

# D. Bus stops:

- (1) Northbound Route 36 at curb south of River Street, no parking in designated area.
- E. Speed limits. The rate of speed designated for State Highway Route NJ 36/Ocean Avenue in Sea Bright Borough shall be established and adopted as the maximum legal rate of speed:
  - (1) For both directions of traffic from September 15 to May 15 annually:
    - (a) Zone 1: 40 miles per hour between the Monmouth Beach Borough-Sea Bright Borough corporate line and Marius Lane (approximate mileposts 8:00 to 8:82).
    - (b) Zone 2: 30 miles per hour between Marius Lane and 500 feet north of Rumson Road (County Road 520) (approximate mileposts 8:82 to 9:38).
    - (c) Zone 3: 40 miles per hour between 500 feet north of Rumson Road (County Road 520) and the Sea Bright Borough-Highlands Borough corporate line (approximate mileposts 9:38 to 11.68).
  - (2) For both directions of traffic from May 15 to September 15 annually:
    - (a) Zone 1: 35 miles per hour between the Monmouth Beach Borough-Sea Bright corporate line and Marius Lane (approximate mileposts 8.00 to 8.82).
    - (b) Zone 2: 30 miles per hour between Marius Lane and 500 feet north of Rumson Road (County Road 520) (approximate mileposts 8.82 to 9.38).
    - (c) Zone 3: 35 miles per hour between 500 feet north of Rumson Road (County Road 520) and the Sea Bright Borough-Highlands Borough corporate line (approximate mileposts 9.38 to 11.68).

# § 201-5. Regulations governing East Ocean Avenue.

# A. General parking.

- (1) All vehicles shall be parked in designated areas and between the lines provided.
- (2) No person shall park a vehicle for longer than the time limit upon any of the streets or parts of streets described below:

Name of Street Sides Time Limit Location

| East Ocean Avenue | One, | thirty-minute, 10:00 | East New Street     |
|-------------------|------|----------------------|---------------------|
|                   | West | a.m. to 6:00 p.m.,   | to East Surf Street |
|                   |      | May 1 to October 1   |                     |

(3) Angle parking. Angle parking shall be established on the following streets:

| Name of Street    | Side | Type | Location                         |
|-------------------|------|------|----------------------------------|
| East Ocean Avenue | East | 45°  | Between Rt. NJ 36 (Ocean Avenue) |
|                   |      |      | and East Surf Street             |

B. Stop intersections. The following described intersections are hereby designated as stop intersections. Stop signs shall be installed as provided herein.

| Intersection                             | Stop Sign(s) On                     |
|--|-------------------------------------|
| East Ocean Avenue and East New Street    | East New Street                     |
| East Ocean Avenue and East Church Street | East Ocean Avenue (both approaches) |

C. One-way streets. The following described streets or parts of streets are hereby designated as one-way streets:

| Name of Street    | Direction | Limits                       | <b>Parking Prohibited</b> |
|-------------------|-----------|------------------------------|---------------------------|
| East Ocean Avenue | North     | Between Rt. N.J. 36 (Ocean   | West side                 |
|                   |           | Avenue) and East Surf Street |                           |

# D. Speed limits.

(1) The speed limit for both directions of travel on the following roadways shall be:

| i) The speed infilt for D | Speed limit | Limits        |  |
|---------------------------|-------------|---------------|--|
| Name of Street            | (mph)       |               |  |
| East Ocean Avenue         | 15          | Entire length |  |

- (2) Regulatory and warning signs shall be erected and maintained to affect the above-designated speed limits.
- E. Tow-away zones. Any vehicle parked or standing as to obstruct or impede a normal flow of traffic, block entrances or exit ways, fire zones, loading zones, oil fills, any grassy area or pedestrian walkway or to present in any way a safety or traffic hazard may be removed by towing the vehicle at the owner's expense.
- F. All signs, posts or other necessary materials installed by the Borough shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and 39:4-183.27.

# G. Thirty-minute parking.

- (1) Seven thirty-minute parking spots on the northbound easterly side, between East New Street and East Surf Street.
- H. Fifteen-Minute parking.
  - (1) Two fifteen-minute parking spots on the west side of Wayne Street.

# § 201-6. Regulations governing West Ocean Avenue.

- A. General parking.
  - (1) All vehicles shall be parked in designated areas and between the lines provided.
  - (2) No person shall park a vehicle for longer than the time limit upon any of the streets or parts of streets described below:

| Name of Street    | Sides | Time Limit                   | Location                     |
|-------------------|-------|------------------------------|------------------------------|
| West Ocean Avenue | West  | thirty minute, 10:00 a.m. to | Surf Street to Center Street |
|                   |       | 6:00 p.m., May 1 to Oct. 1   |                              |

(3) Angle parking. Angle parking shall be established on the following streets:

| Name of Street    | Side | Type | Location                     |
|-------------------|------|------|------------------------------|
| West Ocean Avenue | West | 45°  | Surf Street to Center Street |

B. Stop intersections. The following described intersections are hereby designated as stop intersections. Stop signs shall be installed as provided herein.

| Intersection                        | Stop Sign(s) On |
|-------------------------------------|-----------------|
| West Ocean Avenue and Center Street | Center Street   |

C. One-way streets. The following described streets or parts of streets are hereby designated as one-way streets:

| Name of Street    | Direction | Limits              | <b>Parking Prohibited</b> |
|-------------------|-----------|---------------------|---------------------------|
| West Ocean Avenue | South     | From Surf Street to | East side                 |
|                   |           | Center Street       |                           |

- D. Speed limits.
  - (1) The speed limit for the direction of travel on the following roadway shall be:

|                   | Speed Limit |               |  |
|-------------------|-------------|---------------|--|
| Name of Street    | (mph)       | Limits        |  |
| West Ocean Avenue | 15          | Entire length |  |

- (2) Regulatory and warning signs shall be erected and maintained to effect the above-designated speed limits.
- E. Tow-away zones. Any vehicle parked or standing as to obstruct or impede a normal flow of traffic, block entrances or exit ways, fire zones, loading zones, oil fills, any grassy area or pedestrian walkway, or to present in any way a safety or traffic hazard may be removed by towing the vehicle at the owner's expense.
- F. All signs, posts or other necessary materials installed by the Borough shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and 39:4-183.27.

# § 201-7. Loading and unloading.

- A. All loading and unloading of trucks and delivery vehicles shall be made with such trucks or vehicles parked parallel with the curb line.
- B. Loading zones. The locations described below are hereby designated as loading zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

| Streets                 | Time                   | Sides      | Location                                  |
|-------------------------|------------------------|------------|---|
| Beach Street            | 7:00 a.m. to 3:00 p.m. | South west | From Ocean Avenue to a point 135          |
|                         |                        | thereof    | feet                                      |
| East Surf Street        | 8:00 a.m. to 6:00 p.m. | South      | 25 feet east from the apex (corner)       |
|                         |                        |            | of East Ocean Avenue and East Surf Street |
|                         |                        |            |   |
| <b>East Surf Street</b> | 8:00 a.m. to 6:00 p.m. | South      | 25 west from the apex (corner) of         |
|                         |                        |            | Wayne Street and East Surf Street         |

# § 201-8. Reserved.

# § 201-8.1 Pay to Park Areas.

- A. No person shall park a vehicle in municipality regulated pay to park areas without paying the required parking fee.
- B. Parking of vehicles in municipally regulated pay to park areas shall be permitted at such rates for paid parking as set forth in rules and regulations adopted by Resolution of the Mayor and Council.

# Article II. (Emergency) Street Clearance

# § 201-9. Declaration of emergency.

Upon declaration of an emergency, there shall be no parking upon streets or sections of streets where temporary emergency no-parking signs are displayed. The Chief of Police or, in his

absence, the ranking police officer is authorized to declare an emergency and to direct the posting of said emergency no-parking signs when weather conditions, accidents, fires or public celebrations dictate or require the avoidance of hazards or other conditions which interfere with the free flow of traffic. Notification that the emergency no-parking signs are being or will be posted shall be given to the operator or owner of any vehicle which has been parked prior to the posting of the signs.

# § 201-10. Removal of illegally parked vehicles; redemption fee.

Any unoccupied vehicle parked or standing in violation of this Chapter 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 said vehicle. The owner shall pay the reasonable cost of the removal and storage which may result from such removal before regaining possession of the vehicle.

### § 201-11. Signs.

The effectiveness of this chapter is contingent on signs being erected as required by law.

### Article III. Street Cleaning

# § 201-12. No parking on streets designated for street cleaning.

There shall be no parking upon streets or sections of streets or sections of streets where signs are posted indicating no parking as designated for street cleaning.

# § 201-13. Reserved.

# Article IV. Municipal Parking

# § 201-14. Definitions.

For purposes of this article, the following definitions shall apply:

## MUNICIPAL PARKING AREAS

### Includes:

- A. The municipal parking lot owned and operated by the Borough of Sea Bright situated on the easterly side of Ocean Avenue adjacent to the police and fire stations and on which the Beach Pavilion/Library and the Municipal Complex are to be situated.
- B. The Peninsula-House Lot which shall mean the municipally owned parking lot owned and operated by the Borough of Sea Bright situated on the easterly side of Ocean Avenue north of the municipal parking lot but directly contiguous to it.
- C. The Anchorage lot.

- D. The municipal parking lot located behind Borough Hall at the intersection of East Center Street and Wayne Street.
- E Any other municipal parking lot owned or operated by the Borough of Sea Bright.

# § 201-15. Parking regulations.

The Chief of Police shall cause lines or appropriate markings to be painted upon the surface of the municipal parking areas, outlining and designating each parking space, and each and every vehicle shall be parked within said lines or markings. It shall be unlawful for any operator to park any vehicle outside of said lines or markings or to park any vehicle in such a position that it shall not be entirely within the space designated by such lines or markings within the municipal parking areas. Parking within the Peninsula-House Lot, which generally does not have painted designated parking areas, shall be at the direction of a representative of the Police Department when the lot is used for parking purposes. It shall be illegal to park any vehicle within the Peninsula-House Lot in a manner inconsistent with the direction of a representative of the Police Department.

# § 201-16. Type of vehicles; parking allowed.

The parking of vehicles in any of the municipal parking areas covered by this article shall be limited to any types of vehicles commonly referred to as private passenger automobiles, motorcycles, motor scooters and light commercial vehicles not in excess of 25 feet in length. It shall be unlawful to park any other vehicle thereon.

# § 201-17. Prohibited hours for parking; exceptions.

- A. No parking shall be allowed within the municipal parking areas from May 1 to October 1, other than for emergencies, between the hours of 2:00 a.m. and 7:00 a.m.
- B. No parking shall be allowed other than as set forth herein between the hours of 7:00 a.m. and 2:00 a.m., except as designated.

# § 201-18. Reserved Parking Lot For Borough Employees.

The following parking spaces shall be reserved as indicated in the municipal parking lot located behind Borough Hall:

A. Eight reserved parking spaces for Borough employee parking, Monday through Friday, 8:00 a.m. to 5:00 p.m.

# § 201-19. Removal and storage of vehicles; responsibility for fees and fines.

If any vehicle is parked in any parking lot or area, as herein referred, in violation of any of the provisions of this article, the Police Department may cause such vehicle to be removed to such place as is designated by the Chief of Police or his designee. The owner or operator of any such vehicle so removed shall be responsible for the reasonable costs and expenses of such removal and storage which may result therefrom, and any person, firm or corporation desiring to claim such motor vehicle may do so by first paying the parking fine and then paying the costs and expenses of such removal and storage.

# Article V. Removal of Vehicles for Plowing of Streets

# § 201-20. Parking prohibited on certain streets.

- A. Parking is prohibited on all streets in the Borough were signs have been erected indicating such prohibition for purposes of snowplowing by the Borough.
- B. Any unoccupied vehicle parked or standing in violation of this article shall be deemed a nuisance and any police officer may provide for the removal and subsequent storage of said vehicle. The owner shall pay the reasonable costs incidental to said removal and storage before regaining possession of the vehicle.

### Article VI. Handicapped Parking

### § 201-21. Definitions.

As used in this article, the following terms have the following meanings:

### HANDICAPPED PARKING SPACE

Any parking space marked with a white striped outline and designated by a sign that contains the reserved parking with universal handicapped symbol in accordance with the R7-8 and R7-8P reserved parking sign and penalty plate of the current Manual on Uniform Traffic Control Devices.

# § 201-22. Handicapped parking spaces to be provided.

The Borough of Sea Bright shall maintain handicapped parking places at the following locations:

#### Parking Area

Number of Handicapped Spaces

East Ocean Avenue Municipal

Three (3)

Parking Lot

Main/Peninsula-House Municipal

Eleven (11)

Lot

Peninsula House Municipal

Parking Lot

Four parking spaces closest to the entrance area to the

Borough Beach

Four parking spaces located to the entrance onto State

Highway Route N. 36 on the south side

Wayne Street Municipal Parking

Lot

West Ocean Avenue

Two (2)

One (1)

Anchorage Lot

Two (2)

# § 201-23. Restricted parking spaces.

Parking spaces restricted to occupants of the following premises shall be maintained as follows:

Name of Street

Location

15 Church Street

North side

17 Church Street

North side

# § 201-24. Construction guidelines; signs.

Parking spaces for the handicapped shall be constructed and marked with signs in accordance with the Uniform Construction Code of the State of New Jersey, Barrier Free Subcode.

# § 201-25. Parking prohibited without identification marker.

No person shall park a vehicle in any parking space designated and marked as being set aside for the handicapped in any public or private parking facility unless said vehicle shall have affixed thereto an identification certificate or marker issued by the New Jersey Motor Vehicle Commission. Parking in a handicapped space without the aforesaid identification shall create a rebuttable presumption that use of the space was not for the handicapped.

#### Article VII. Mid-Block Crosswalks

# § 201-26. Mid-block crosswalks designated.

The following mid-block crosswalks are established in the locations indicated:

- 1. 1566 Ocean Avenue, by northern entrance.
- 2. Islandview Way, northern corner of intersection.
- 3. Imbrie Place, northern corner of intersection.
- 4. 1340 Ocean Avenue & Tradewinds Lane. Northern entrance to 1340.

- 5. Village Road, southern entrance.
- 6. New Street, southern corner of intersection.
- 7. Church Street, southern corner of intersection.
- 8. Peninsula Avenue, southern corner of intersection.
- 9. 960 Ocean Avenue Lot, by southern entrance.
- 10. Sands Beach Club, 825 Ocean Avenue.
- 11. Ship Ahoy Beach Club, 801 Ocean Avenue,
- 12. 700 Ocean Avenue.
- 13. Riverview Place, southern intersection with Ocean Avenue.
- 14. Shrewsbury Way, northern corner of intersection.
- 15. Beach Way, southern corner of intersection.
- 16. 344 Ocean Avenue, by northern entrance.
- 17. 280 Ocean Avenue, old Quay.
- 18. Mountainview Way, southern corner of intersection.

§ 201-27. through § 201-30. (Reserved)

# Article VIII. Residential Permit Parking

### § 201-31. Rules and regulations.

- A. Resident parking permit restrictions shall be established on streets where there has been demonstrated an ongoing, excessive and daily problem which creates a hardship and public safety issues for residents of a municipal street. The purpose of the residential permit parking program is to establish a residential parking program in those areas of the Borough in order to facilitate and make more convenient parking within the Borough for persons who reside in those residential areas; to protect residential areas from excessive traffic and parking demand caused by the entry of vehicles from outside that residential neighborhood; to protect residents from unreasonable burdens in gaining access to their residences; and to identify the areas of the Borough where residential parking is preserved so as to not interfere with the provision of parking for the general public. The streets and portions of streets identified in § 201-38 are hereby designated as "residential permit parking only" parking zones.
- B. A residential parking permit of a design specified by the Sea Bright Police Department will be issued to residents of Sea Bright who own or lease a motor vehicle.
- C. Application for residential parking permits shall be made on a form issued by the Sea Bright Police Department. Proof of residency of the owner or lessee of a vehicle must be presented when applying for a permit. The following is proof of residency: a copy of a valid New Jersey driver's license reflecting an address on a street upon which the permit parking restrictions are imposed in the Borough of Sea Bright, and a copy of a valid New Jersey motor vehicle registration for which the permit is sought, showing an address on a street upon which the permit parking restrictions are imposed. In the case of a vehicle claimed to be leased and used by a Sea Bright resident, a copy of the automobile lease shall be presented to the Borough in lieu of the New Jersey motor vehicle registration.

Completed applications shall be submitted to the Sea Bright Police Department. Applications submitted without a copy of a driver's license and vehicle registration or lease shall not be processed.

- D. Permit applications shall be available at the Sea Bright Police Department.
- E. The resident's placard is to be placed on the rear view mirror and should be visible at all times while parked in a Permit Zone.
- F. There shall be no visitor permits issued.
- G. The sale or transfer of a permit is prohibited by anyone other than the Sea Bright Police Department.
- H. There shall be a maximum of two parking permits issued for each residential dwelling unit.
- I. The issuance of a resident parking permit does not guarantee parking.

### § 201-32. Abuse of permit.

Residential parking permits are subject to revocation for the following:

- A. If any such permit is used on any vehicle to which it is not registered under this section.
- B. Willfully providing any false or inaccurate information for the purpose of obtaining a permit hereunder.

# § 201-33. Reproduction of residential parking permits prohibited.

- A. No person, unless authorized by the Borough of Sea Bright, shall:
  - (1) Copy, reproduce or otherwise create a resident parking permit authorized by § 201-31 above.
  - (2) Create a facsimile or counterfeit resident parking permit.
  - (3) Display or use a residential parking permit knowing the same to have been copied, reproduced or otherwise created in violation of Subsections **A** or **B** of this section.
- B. No person shall furnish false information or fraudulent documents in connection with an application for a residential parking permit.
- C. Any person violating the provisions of Subsections A and B of this section is subject to a fine not to exceed \$300 and forfeits the right to receive or use a residential parking permit under this chapter for a period of three years.

D. No residential parking permit shall be issued to a person with three or more outstanding summonses for violations of this chapter.

### § 201-34. Term of permits.

Residential parking permits shall be valid from May 1 thru October 1 of each year as indicated on the parking permit placard. Any vehicle bearing an expired residential parking permit and parking on a street posted as "Residential Permit Parking Only" shall be subject to the penalty as a vehicle parked on the street without a resident permit as set forth in § 201-36 below.

## § 201-35. Exemptions.

The prohibition set forth in § 201-38 below shall not apply to the following:

- A. Contractor/service and delivery vehicles. Contractor, service and deliver vehicles bearing the name and address of a commercial business may park adjacent to the residential premises where they are working without a permit during the times they are rendering service.
- B. Emergency and utility vehicles. Emergency vehicles, municipal vehicles, gas, electric, telecommunications and other similar vehicles may park within the Borough during times they are rendering service or repairs within the Borough.
- C. Health care providers. Health care providers may park their vehicles within the Borough during the times they are rendering assistance or health care service to residents of the Borough. "Health care provider" is defined as a nurse, home health aide, physical therapist or any other medical professional. A health care provider can obtain a badge to display on his or her windshield from the Sea Bright Police Department. Such a badge is not transferrable to another health care provider. Such badges may be issued on a daily or monthly basis by the Sea Bright Police Department.

# § 201-36. Violations and penalties.

- A. Any vehicle parked on a street posted "residential permit parking only" without a valid residential parking permit shall be subject to a parking fine of \$50.
- B. Any violation of § 201-32 above shall result in the offending person being subject to a fine in the amount of \$150 for a first offense and \$300 for each subsequent offense thereafter.
- C. The possession of a residential parking permit does not exempt the resident from obeying all traffic rules, regulations and ordinances, including but not limited to parking too close to stop signs or intersections.

D. The Sea Bright Police Department may remove and impound any vehicles which are parked in violation of this article. The cost of said removal shall be borne by the vehicle owner or lessee.

# § 201-37. Enforcement.

- A. The Sea Bright Police Department shall have the authority to issue summonses for violations of this article.
- B. Enforcement of this article shall be under the jurisdiction of either the Sea Bright Police Department and/or Chief of Police of the Sea Bright Police Department.

# § 201-38. Residential permit parking designated.

A. No person shall park or cause to be parked any vehicle on streets or parts of streets as described within the following sections unless an appropriate and current parking permit issued by the Borough of Sea Bright is displayed on said vehicle for those streets or parts of streets as described or listed with the following sections:

| Name of Street     | Side        |
|--------------------|-------------|
| Beach Street       | North/South |
| Beach Way          | North       |
| Center Street      | North/South |
| Church Street      | North/South |
| East Church Street | North/South |
| East New Street    | South       |
| Front Street       | East        |
| New Street         | North/South |
| Normandy Place     | East        |
| North Way          | East        |
| Peninsula Avenue   | North/South |
| River Street       | North/South |
| South Street       | North       |
| Surf Street        | South       |
| Via Ripa           | South       |
| Waterview Way      | North       |

B. Effective 24 hours a day, seven days a week, the side or sides of every designated street will be limited to resident permit parking only. These zones are valid only for vehicles displaying a valid resident parking permit and are indicated by signage.

### Article IX. Business Permit Parking

§ 201-39. Rules and regulations.

- A. The purpose of the business permit parking program is to establish a parking program in those business areas of the Borough in order to facilitate and make more convenient parking within the Borough for persons who work in the commercial areas of the Borough; to protect residential areas from excessive traffic and parking demands caused by the entry of business vehicles from outside the residential neighborhood; and to identify the areas of the Borough where business parking is preserved so as to not interfere with the provision of parking for the general public.
- B. Application for business parking permits shall be made on a form issued by the Sea Bright Police Department. All applicants shall identify the location of their business in the Borough, as well as the vehicles that may utilize the parking permit. The businesses that do not have on-site parking that are located in the B-1 Central Business District area of the Borough shall be eligible to apply for a business parking permit provided they show proof of a valid mercantile license for the current year. The issuance of a business parking permit is not a representation by the Borough of a guaranteed parking space for the business that is issued such a parking permit. Completed applications shall be submitted to the Sea Bright Police Department.
- C. The business parking permits shall be issued by the Sea Bright Police Department. Applicants shall supply the following information: business name, address and telephone number; a copy of a valid mercantile license for the current year; number of permits requested; license plate and owner of vehicles who are employed at the business who shall be the sole users of these permits; and such other information as deemed necessary by the Sea Bright Police Department. A vehicle that is not properly registered and licensed in the State of New Jersey shall not be permitted to use a business parking permit. Permitted vehicles shall be private passenger automobiles, motorcycles, motor scooters and light commercial vehicles not in excess of 25 feet in length. It shall be unlawful to park any other vehicle.
- D. Permit applications shall be available at the Sea Bright Police Department.
- E. The business parking permit placard is to be placed on the rear-view mirror of the vehicle for the business that has been issued the permit.
- F. The cost of the permit shall be \$75 per permit. The fees collected shall be used to offset the cost of administering this program.
- G. The sale or transfer of a permit is prohibited by anyone other than the Sea Bright Police Department. Permits are only valid for the business they are issued to by the Borough Police Department.
- H. There shall be a maximum of five parking permits issued for each business applicant without on-site parking available.

# § 201-40. Abuse of permit.

Business parking permits are subject to revocation for the following:

- A. If any such permit is used on any vehicle that it is not regulated to the business to which the permit was issued.
- B. Willfully providing any false or inaccurate information for the purpose of obtaining a permit hereunder.

## § 201-41. Reproduction of permits.

Reproduction of business parking permits is prohibited.

## § 201-42. Term of permits.

Business parking permits shall be valid from May 1 to October 1 in each year. Any vehicle bearing an expired business parking permit and parking in a parking space posted as "business permit parking only" shall be subject to the penalty as set forth in § 201-44 below.

### § 201-43. Exemptions.

The prohibition set forth in § 201-45 below shall not apply to emergency and utility vehicles. Emergency vehicles, municipal vehicles, gas, electric, telecommunications and other similar vehicles may park within the Borough during times they are rendering service or repairs within the Borough.

# § 201-44. Violations and penalties.

- A. Any vehicle parked in a space posted "business permit parking only" without a valid business parking permit shall be subject to a parking fine in the amount of \$100.
- B. Any violation of § 201-40 above shall result in the offending person being subject to a fine in the amount of \$150 for a first offense and \$300 for each subsequent offense thereafter.
- C. The possession of a business parking permit does not exempt the vehicle operator from obeying all traffic rules, regulations and ordinances, including but not limited to parking too close to stop signs or intersections.
- D. The Sea Bright Police Department may remove and impound any vehicles which are parked in violation of this article. The cost of said removal shall be borne by the vehicle owner or lessee.

#### § 201-45. Parking Prohibited.

No person should park or cause to be parked any vehicle in a designated business parking space unless a current, valid parking permit is displayed on such vehicle.

### § 201-46 through § 201-47 (RESERVED)

#### **Article X. FIRE ZONES**

### § 201-50. Fire zones designated.

- A. The following fire zones are established:
  - (1) Any and all fire hydrants shall be covered under Title 39, New Jersey State Motor Vehicle Statute.
  - (2) Waterview Way from the end of street bulkhead to a point 49 feet east.
  - (3) Via Ripa from the end of street bulkhead to a point 51 feet east to include the paper street proceeding to South Way.
  - (4) South Way from the end of street bulkhead to a point 43 feet east.
  - (4) Beach Way from the end of street bulkhead to a point 25 feet east.
  - (5) Atlantic Way from the end of street bulkhead to a point 72 feet east along south side curb line. South to north distance shall be 12 feet in width.
  - (7) Willow Way from the end of street bulkhead to a point 86 feet east. From the north side bulkhead south to a distance of 50 feet.
  - (8) Shrewsbury Way from the end of street bulkhead to a point 18 feet east. All other fire zones should be removed and new no parking or two zones should be created.
  - (9) Riverview Place from the corner of Shrewsbury Place to a point 40 feet south on the east side of the street; from the corner of Shrewsbury Place to a point 36 feet south on the west side of the street.
  - (10) River Way from the end of street bulkhead to a point 26 feet east.
  - (11) Peninsula Ave from the end of street bulkhead to a point 36 feet east.
  - (12) River Street from the end of street bulkhead to a point 21 feet east.
  - (13) Church Street from the end of street bulkhead to a point 80 feet east; from the north side curb line to a point 25 feet south.
  - (14) Beach Street from the end of street bulkhead to a point 24 feet east.
  - (15) Center Street from the end of street bulkhead to a point 41 feet east.

- (16) Osborne Place from the end of street bulkhead to a point 36 feet east.
- (17) Islandview Way from the end of street bulkhead to a point 25 feet east; must be painted and new signs placed.
- (18) Imbrie Place from the end of street bulkhead to a point 27 feet east.
- (19) Tradewinds Lane the entire length of the east side.
- (20) Sandpiper Lane end of street turnaround shall be zoned fire lane.
- B. Bureau of Fire Prevention. Upon the finding that such action is necessary for public safety, the Bureau of Fire Prevention in the Borough of Sea Bright may require the owner or owners of any shopping center, commercial structure, place of public assembly, multiple dwelling groups, or industrial park office buildings to designate "fire zone" in the driveways of the premises leading to and from the parking area to the above-type buildings or structures, public streets or rights-of-way. Such fire zones, also known as "fire lanes," shall be no less than 10 feet nor more than 50 feet in width and shall be outlined and lettered in yellow on a paved surface, such lettering to remain legible at all times. Metal "fire zone" signs, the lettering of the same to be legible at all times, shall be provided, erected and maintained by said owner or owners and placed at the discretion of the Bureau of Fire Prevention. Said signs are to be of a design and quality and lettered in accordance with applicable state law and approved by the Bureau of Fire Prevention.

#### C. Violations and enforcement.

- (1) Any person who parks a vehicle in, obstructs, or allows the obstruction of a designated fire lane who is found to be in violation of the provisions of this article shall be subject to the penalties as provided in Chapter 1, General Provisions, Article I.
- (2) Any vehicle or object obstructing a designated fire lane, whether public or private, may be towed or removed without prior notification of the owner, and at the owner's expense.
- (3) The registered owner of the vehicle parked in the fire lane shall be responsible for all penalties issued and any towing or related charges accruing hereunder.

# Article XI. Municipal Buildings and Parking Lots (Reserved)

**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 according to law and upon filing with the Monmouth County Planning Board.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 2, 2019 and will be further considered after a Public Hearing held on April 16, 2019 at the Sea Bright Beach Pavilion at 7:00 pm.

| INTRODUCED:<br>PUBLIC HEARING:<br>ADOPTED: | April 2, 2019<br>April 16, 2019 |                        |  |
|--|---------------------------------|------------------------|--|
| Witness                                    |                                 | BOROUGH OF SEA BRIGHT, |  |
| CHRISTINE PFEIFFE                          | R. CLERK                        | DINA LONG, Mayor       |  |

#### ORDINANCE NO. 08-2019

AN ORDINANCE PROVIDING FUNDING FOR ACQUISITION AND INSTALLATION OF PARKING KIOSKS FOR THE BOROUGH OF SEA BRIGHT AND APPROPRIATING \$25,000 FOR SUCH PURPOSE.

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

- <u>Section 1</u>. The Borough of Sea Bright, in the County of Monmouth, New Jersey, authorizes for the acquisition and installation of parking kiosks, including all work and materials necessary therefor and incidental thereto for the Borough of Sea Bright, to be funded from the sources specified in Section 2 of the Ordinance.
- <u>Section 2</u>. The amount of \$25,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the General Capital Improvement Fund in the amount of \$25,000.
- Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Borough determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Borough of Sea Bright may lawfully make as a general improvement.
- <u>Section 4</u>. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.
- <u>Section 5</u>. This Ordinance shall take effect immediately upon due passage and publication according to law.

I HEREBY CERTIFY this to be a true and correct Ordinance of the Mayor and Borough Council of the Borough of Sea Bright, introduced on April 2, 2019 and will be further considered after a Public Hearing held on April 16, 2019 at the Sea Bright Beach Pavilion at 7:00 pm.

| INTRODUCED:     | April 2, 2019  |
|-----------------|----------------|
| PUBLIC HEARING: | April 16, 2019 |
| ADOPTED:        |                |

| Witness                   | BOROUGH OF SEA BRIGHT, |  |  |
|---------------------------|------------------------|--|--|
|                           |                        |  |  |
| CHRISTINE PFEIFFER, CLERK | DINA LONG, MAYOR       |  |  |

### ORDINANCE NO. 09-2019

# AN ORDINANCE AMENDING CHAPTER 130, "LAND USE," ARTICLE VII, "AREA, BULK AND USE REQUIREMENTS," OF THE CODE OF THE BOROUGH OF SEA BRIGHT, SECTION 130-49F, "TEMPORARY USES," PERTAINING TO SEASONAL PARKING FACILITIES

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

**SECTION ONE.** Chapter 130-49F, "Temporary Uses," subsection 130-49F(2), "Examples of Temporary Uses," subparagraph 130-49F(2)(d), "Seasonal Parking Facilities," be and the same is hereby amended and supplemented to read, in full, as follows:

- "(d) Seasonal parking facilities. On vacant lots located in the B1 and BR Zoning Districts, seasonal parking facilities may be maintained, subject to the following conditions:
- (1) Seasonal parking facilities shall be permitted only from Memorial Day through Labor Day each year.
- (2) A permit shall be obtained on an annual basis from the Zoning Officer for each vacant lot to be used for seasonal parking on an annual basis.
- (3) No permit shall be issued unless all property taxes and assessments through the second quarter and all water and sewer fees due through the first quarter of the year are paid for the lot for which the permit is issued.
- (4) An application for each lot shall be submitted to the Zoning Officer together with a review fee of \$500.00 no later than May 1.
- (5) The Zoning Officer shall include such reasonable conditions on a J4 permit which are necessary to protect the public health, safety or welfare.
- (6) Any property owner who operates or permits, suffers or allows a seasonal parking facility to operate without a permit shall be subject to the penalty provision hereof and shall also be ineligible to obtain a permit hereunder for the year in which such illegal use occurs and the year following such use.
- (7) Any person, firm or corporation that violates any provision hereof shall be subject to a fine of no less than \$1,250.00 for each day the violation occurs."

All Ordinances or parts thereof inconsistent with the SECTION TWO: 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 April 16, 2019 and will be further considered after a Public Hearing held on May 7, 2019 at the Municipal Building at 7:00 pm.

INTRODUCED:

April 16, 2019

PUBLIC HEARING: May 7, 2019

ADOPTED:

| Witness                   | BOROUGH OF SEA BRIGHT, |
|---------------------------|------------------------|
|                           |                        |
| CHRISTINE PFEIFFER, CLERK | DINA LONG, MAYOR       |

# VOUCHER LIST BOROUGH OF SEA BRIGHT APRIL 16, 2019

| 01005 ADP, INC.<br>19-00443 04/11/19 PAYROLL                        | Open   | 569.48   |
|---|--------|----------|
| 00820 APOLLO SEWER & PLUMBING, INC.<br>19-00414 04/02/19 BEACH      | Open   | 725.00   |
| 00210 ATLANTIC PLUMBING SUPPLY CORP.<br>19-00226 02/27/19 FIRE DEPT | Open   | 157.24   |
| 01042 ATLANTIC TOMORROWS OFFICE<br>19-00457 04/12/19 COPY CLICK     | Open . | 599.31   |
| 01241 BAIN'S HARDWARE, INC.<br>19-00440 04/11/19 HARWARE            | Open   | 955.89   |
| 01974 BOROUGH OF SEA BRIGHT COURT<br>19-00448 04/11/19 COURT        | Open   | 79.88    |
| 00230 CERTIFIED SPEEDOMETER<br>19-00356 03/21/19 POLICE             | Open   | 156.00   |
| 00256 CLEARY, GIACOBBE, ALFIERI &<br>19-00434 04/09/19 LEGAL        | Open   | 2,040.00 |
| 00198 COMCAST<br>19-00437 04/10/19 INTERNET                         | Open   | 320.99   |
| 00088 CROWN TIRE MART<br>19-00383 03/26/19 DPW                      | Open   | 919.95   |
| 2348 EDDIE'S DEPT.<br>19-00353 03/21/19 PLAN. BRD.                  | Open   | 45.00    |
| 01068 EDWARD J. ALBERT & SON, INC.<br>19-00377 03/26/19 DPW         | Open   | 1,076.80 |
| 01817 FINEGAN, GEORGE<br>19-00444 04/11/19 ANIMAL CONTROL           | Open   | 598.53   |
| 02101 GANNETT NJ<br>19-00428 04/09/19 CLERK                         | Open   | 208.32   |
| 02181 GATEWAY PRESS<br>19-00379 03/26/19 A&E                        | Open   | 728.00   |
| 2576 GUARINO, JOHN AND REGINA<br>19-00419 04/02/19 TAX COLLECTOR    | Open   | 740.36   |
| 01685 HILSEN TERMITE & PEST<br>19-00412 04/02/19 BLDGS & GRDS       | Open   | 165.00   |
| 2478 HOLISTIC WELLNESS, LLC<br>19-00370 03/22/19 LIBRARY            | Open   | 45.00    |
| 01838 HOLMAN, FRENIA, ALLISON, P.C.<br>19-00447 04/11/19 AUDIT      | Open   | 500.00   |
| 2517 INTERGLOBE COMMUNICATIONS<br>19-00445 04/11/19 POLICE          | Open   | 521.27   |
| 01526 JCP & L<br>19-00442 04/11/19 ELECTRIC                         | Open   | 3,636.53 |

| 2568 KELLY WINTHROP, LLC<br>19-00283 03/11/19 DPW                       | Open         | 70.00                 |   |  |
|---|--------------|-----------------------|---|--|
| 00015 LANIGAN ASSOCIATES, INC.<br>19-00153 02/01/19 POLICE              | Open         | 370.00                |   |  |
| 2563 LEGACY CONSTRUCTION MNGMNT.<br>19-00184 02/12/19 MUNICIPAL COMPLEX | Open         | 6,525.00              |   |  |
| 2417 MARLIN BUSINESS BANK<br>19-00466 04/12/19 A&E                      | Open         | 94.00                 |   |  |
| 2278 MCLAUGHLIN,STAUFFER & SHAKLEE<br>19-00433 04/09/19 LEGAL           | Open         | 9,839.88              |   |  |
| 00457 MONMOUTH COUNTY ASSESSORS ASSN<br>19-00431 04/09/19 TAX ASSESSOR  | Open         | 150.00                |   |  |
| 01854 MONMOUTH COUNTY BOARD/TAXATION<br>19-00430 04/09/19 TAX ASSESSOR  | Open         | 464.80                |   |  |
| 00688 MONMOUTH COUNTY POLICE ACADEMY<br>19-00337 03/19/19 POLICE        | Open         | 25.00                 |   |  |
| 2384 MONMOUTH HOSE & HYDRAULICS<br>19-00381 03/26/19 BEACH              | Open         | 264.78                | · |  |
| 02256 MONMOUTH TELECOM<br>19-00435 04/09/19 PHONE                       | Open         | 1,261.75              |   |  |
| 00046 ONE CALL CONCEPTS, INC.<br>19-00456 04/11/19 CALL BEFORE YOU DIG  | Open         | 44.88                 |   |  |
| 2525 POOR JOHNS PORTABLE TOILETS<br>19-00438 04/10/19 BEACH             | Open         | 296.00                |   |  |
| 2290 PORZIO,BROMBERG & NEWMAN<br>19-00462 04/12/19 LEGAL                | Open         | 2,931.14              |   |  |
| 02026 PUBLIC STORAGE<br>19-00465 04/12/19 POLICE                        | Open         | 390.00                |   |  |
| 01088 RYSER'S LANDSCAPE SUP YARD,INC<br>19-00413 04/02/19 BLDGS & GRDS  | Open         | 60.00                 |   |  |
| 01554 SEA BRIGHT SERVICE CENTER<br>19-00385 03/26/19 POLICE             | Open         | 170.96                |   |  |
| 00985 SEABOARD FIRE/SAFETY EQUIP CO.<br>19-00386 03/26/19 POLICE        | Open         | 59.00                 |   |  |
| 00027 SEABOARD WELDING SUPPLY, INC.                                     |              | 44.50                 |   |  |
| 19-00460 04/12/19 DPW<br>02217 Settembrino Architects                   | Open         | 14.50                 |   |  |
| 17-00024 01/18/17 ARCHITECT   | Open         | 35,164.60             |   |  |
| 01603 SIGNS BY TOMORROW   |              |                       |   |  |
| 19-00403 03/29/19   | Open         | 415.00                |   |  |
| 19-00421 04/04/19 A&E   | Open         | 341.00                |   |  |
|   |              | 756.00                |   |  |
| 2535 SUBURBAN DISPOSAL, INC.  | Onen         | 1 270 00              |   |  |
| 19-00453 04/11/19 DUMPSTERS<br>19-00454 04/11/19 TRASH                  | Open<br>Open | 1,378.89<br>11,630.78 |   |  |
| 19-00454 04/11/19 TRASH<br>19-00455 04/11/19 LANDFILL                   | Open         | 4,660.00              |   |  |
|   | •            | 17,669.67             |   |  |
|   |              | 11,000.01             |   |  |

| 01931 SUBURBAN PROPANE<br>19-00451 04/11/19 PROPANE | Open | 523.80 |
|---|------|--------|
| 2438 THOMAS,SHAWN<br>19-00432 04/09/19 DPW          | Open | 110.89 |
| 2291 VERIZON  |      |        |
| 19-00452 04/11/19 POLICE                            | Open | 99.99  |
| 01960 VERIZON                                       |      |        |
| 19-00458 04/12/19 PHONE                             | Open | 209.46 |
| 02061 VERIZON WIRELESS                              |      |        |
| 19-00459 04/12/19 FIRE DEPT                         | Open | 192.05 |
| 19-00463 04/12/19 CELL PHONE                        | Open | 149.46 |
| 19-00464 04/12/19 CELL PHONE                        | Open | 104.56 |
| 01164 WATCHUNG SPRING WATER CO, INC.                |      | 446.07 |
| 19-00461 04/12/19 WATER                             | Open | 249.04 |

Total: \$97,680.59

| MANUAL<br>CHECKS |   |            |
|------------------|---|------------|
| 4/9/2019         | David Hoder Associates                    | \$2,357.50 |
| 19-00427         | Engineer:Review/Inspections-Escrow Accts. | Ų2,337.30  |
| 4/11/2019        | Gannett NJ                                | \$45.60    |
| 19-00449         | Plan. Brd:Legal Ads/Escrow Accts.         |            |
| 4/11/2019        | McKenna, Dupont, Higgins & Stone          | \$380.00   |
| 19-00450         | Plan . Brd:Legal Review/Escrow Acct.      |            |
| 4/11/2019        | NJ Dept of Health                         | \$2.40     |
| 19-00446         | Monthly Dog License Report                |            |
| 4/11/2019        | NJ Dept. of Transportation                | \$130.00   |
| 19-00441         | Hwy. Occupancy Permit - B/O 2018-13       | ·          |
| 4/2/2019         | State of NJ MVC                           | \$12.00    |
| 19-00420         | Beach: Vehicle Reg. & Title               | ·          |
| 4/9/2019         | United States Postal Service              | \$253.75   |
| 19-00424         | 2019 1/Q Sewer Billing                    | ·          |
| 4/4/2019         | United States Postal Service              | \$239.68   |
| 19-00422         | Town Hall Meeting Post Card Mailing       | , , , , ,  |

TOTAL: \$3,420.93

**GRAND TOTAL: \$101,101.52**