

MINUTES
REORGANIZATION MEETING
BOROUGH OF SEA BRIGHT

JANUARY 4, 2020 - 10:30 AM

BOROUGH OF SEA BRIGHT

1. PLEDGE OF ALLEGIANCE:

Mayor Kelly called the meeting to order at 10:30 AM and requested those present to join in the Pledge of Allegiance.

2. Mayor Long read the following COMPLIANCE STATEMENT (N.J.S.A. 10:4-18):

Good Morning 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 Has Been 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.”

3. MOMENT OF SILENCE FOR THE FOLLOWING SEA BRIGHT RESIDENTS WHO PASSED AWAY IN 2019.

**Helen Downey
Shirley M. Hicks
Richard S. Laczynski
James H. Linford
Douglas S. O’Connor
Maryana Robertson
Alex Seidler
Joan J. Tagliaferro**

4. INVOCATION: Father Michael Manning

5. STATEMENT OF DETERMINATION:

“A statement of the determination of the Board of County Canvassers relative to an election held in the Borough of Sea Bright on the 5th day of November, in the year Two Thousand and Nineteen for the election of Municipal Officers for said **BOROUGH OF SEA BRIGHT**

The Board determined at the General Election:

MAYOR - BOROUGH OF SEA BRIGHT

BRIAN P. KELLY

Was duly elected to the **Office of Mayor, Full Four (4) Year Term**
(January 1, 2020 - December 31, 2023)

COUNCILMEMBERS - BOROUGH OF SEA BRIGHT

***KEVIN BIRDSALL
SAMUEL A. CATALANO***

Were duly elected as **Members of the Borough Council, Full Three (3) Year Term**
(January 1, 2020 – December 31, 2022)

SWEARING IN / OATHS OF OFFICE

**Mayor Kelly was sworn in by Senator Declan O’Scanlon
Councilman Birdsall was sworn in by Mayor Kelly
Councilman Catalano was sworn in by Senator Vin Gopal**

Mayor Kelly welcomed Senator Declan O’Scanlon, Senator Vin Gopal, Assemblywoman Serena DiMaso, Assemblyman Gerry P. Scharfenberger, PhD. Assemblywoman Serena DiMaso thanked the Governing Body for coming together and always making her feel like this is her home away from home.

MEETING ROLL CALL:

PRESENT: Mayor Kelly
Councilmembers Kevin Birdsall, Samuel A. Catalano, William J. Keeler,
Marc A. Leckstein, Charles H. Rooney
ABSENT: Councilmember Jon D. Schwartz

6. 2019 COUNCIL PRESIDENT MARC A. LECKSTEIN: 2019 YEAR-END ADDRESS

Good morning and welcome to Sea Bright’s Annual re-organization meeting. For those who attended last year’s meeting you may recall that the weather was much the way it is today – dreary – yet I am happy to report that bad weather on re-organization day has shown itself to be a sign of great things to come.

A year ago, I had the honor, as Council President, to be the first Sea Bright official to offer public comments from within these beautiful new council chambers. I was incredibly proud that day of all that this Borough has accomplished since the days of Super Storm Sandy and as I stand here today, that sense of pride has only strengthened. In 2019 we have continued to show the world how anything is possible if people simply listen to one another and work together for a common goal. Teamwork continues to be the mantra here in Sea Bright. The present council behind me, led by our outgoing Mayor Dina Long, has always worked as a united body. Unlike other governmental entities which you hear about far too often in the news today, Sea Bright’s Mayor and Council have worked together – regardless of political affiliation or ideology to get the job done. In fact, we often joke amongst ourselves that we don’t even know which amongst are Democrats, Republicans or Independents. It just doesn’t matter here in Sea Bright. With the recent election of Brian Kelly as our new Mayor, the re-election of Kevin Birdsall and the new addition of Sam Catalano, I know that sense of bipartisanship will only continue to endure.

With the tremendous support of this Council backed by the entire Sea Bright community, we have accomplished amazing things – and honestly, I see no end to our potential on the horizon. When I look around Sea Bright these days, I see a thriving, close knit community. Our little borough is once again a point of destination for people from all over. And let’s be clear, we’ve become much more than just a beach town. People now come to Sea Bright 365 days a year as we are the host of some of the most amazing restaurants that any community has to offer. We have OAK, we have Yumi, we have Tommy’s, we have Ocean House, Woody’s, Second Jetty.... You can go on and on.... And you will find many of these places to be packed even in the dead of winter. Just the other day I read in the news that our own Anjelica’s had been ranked by Open Table as one of the top 100 Restaurants in the entire country. I didn’t say in Monmouth County. I didn’t say in New Jersey. I said the entire country! It is truly amazing what is happening here.

Legislatively the Borough continues to be a progressive leader, just recently having adopted an ordinance which will put an end to the use of plastic bags and utensils. Contrary to what many may have expected, we did this with the overwhelming support of our business community. Why? Because once again, in Sea Bright, we work together to get things done.

I do not want to take up much time here – but I would be remiss if I did not give credit to our tremendous municipal staff that works non-stop to ensure that our town is kept beautiful. Our streetscapes and our beaches have never looked better. We are most definitely the envy of the communities around us.

I want to thank you all for coming out this morning. And now, it is my honor to welcome our new Mayor – and my friend – Brian Kelly.

7. MAYOR BRIAN P. KELLY: 2020 NEW YEAR MESSAGE

Happy New Year! 2020 will be a great year for Sea Bright. We are going to work hard throughout the year and have a lot of fun along the way.

Thank you, Dina, for the past eight years!

Thank you to all our employees, professionals, and volunteers, which is best said with our new buildings for our essential and community services.

Two state-of-the-art facilities better position Sea Bright to respond more successfully to storms and emergencies.

Thanks to our Governing body, including newly elected Sam Catalano. We are elected officials who volunteer our time week-to-week, year-to-year!

With costs, needs, and taxation all increasing, small towns are vulnerable to change, but we are proving that we are resilient.

Major rebuilding for a generation or two is coming to an end, and we are positioned for a phase of economic growth!

We needed stability first, then growth!

Property values have gone up dramatically in the past five years, which is generally a good thing. Our tax rate was reduced this year, but property taxes can still increase due in large part to an obsolete Shore Regional state tax formula that we will continue to challenge in 2020.

Regarding revenue generation, our Borough has exceeded goals with little to no negative consequences, and we will continue to do so moving forward. Our cell towers met the needs of residents and essential services while generating revenue for Sea Brighters.

Our seasonal municipal paid parking has been in place since 2016 and has been very successful! Initially projected to deliver about \$100,000 to \$150,000 annually to Sea Bright, paid parking generated about \$390,000 in 2019 alone! While the revenue can fluctuate year-to-year, the success is due to careful economic planning and implementation.

We will continue beautification projects into 2020, including the downtown and Anchorage Park, acquired through Blue Acres.

As you can see, Sea Bright has made tremendous progress over the past couple of years, and we are positioned for even greater success and growth moving forward into 2020.

THANK YOU.

**8. STANDING COUNCIL COMMITTEE APPOINTMENTS:
Chapter 3. Administrative Code §3-7. Committees (A.)**

The following Council Committee Appointments are presented for the year 2020:

Motion: Leckstein

Second: Birdsall

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

A. Beach/Grants/Finance:

Chair works with council committee to recommend policy and oversee operations and maintenance of the beach, including serving as liaison to the Dune Community Advisory Committee; tracks existing grant progress, monitors opportunities and coordinates the timely application for future grant possibilities. Chair works with council committee and CFO to recommend policy and oversee budget and financial operations.

- **Jon Schwartz, Chair**
- **Kevin Birdsall**
- **William J. Keeler**

B. Insurance/Court/Public Safety:

Chair works with council committee and CFO and department heads to recommend policy ensure compliance and oversee insurance premiums and coverage. Chair works with council committee, Public Safety Director and Fire Chief to oversee and recommend policy for borough public safety functions, including the Police Department, Fire Department, First Aid, Emergency Management and Water Safety and the Municipal Court.

- **William J. Keeler, Chair**
- **Charles H. Rooney III**
- **Jon Schwartz**

C. Administration/Shared Services/Capital Plan:

Chair oversees administration including Personnel and Code Enforcement, also oversees all shared services. Chair works with council committee to prioritize and oversee implementation of capital projects.

- **Marc A. Leckstein, Chair**
- **Samuel A. Catalano**
- **Charles H. Rooney III**

D. Education/Flood Control:

Chair of Education monitors education issues affecting Sea Bright students K-12. Chair works with council committee to prioritize and oversee implementation of flood mitigation efforts.

- **Charles H. Rooney III, Chair**
- **William J. Keeler**
- **Samuel A. Catalano**

E. Public Works/Building Department/Beautification:

Chair works with council committee to recommend policy and oversee operations of the Department of Public Works. Chair works with council committee and administration to oversee Building Department. Chair of Beautification serves as liaison to Beautification Advisory Committee and oversees Beautification projects.

- **Kevin Birdsall, Chair**
- **Jon Schwartz**
- **Marc A. Leckstein**

F. Library/Recreation/Public Relations:

Chair of Library serves as liaison to the Library Advisory Committee. Chair of Recreation serves as liaison to the Recreation Advisory Committee. Public Relations Chair works with advisory committee and oversees the website, newsletter, Sea Bright 365 and promotions.

- **Samuel A. Catalano, Chair**
- **Marc A. Leckstein**
- **Kevin Birdsall**

9. COMMUNITY ADVISORY COMMITTEES:

Chapter 3. Administrative Code §3-7. Committees (C.)

The following Community Advisory Committee Appointments are presented for the year 2020:

Motion: Leckstein

Second: Birdsall

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
Yes Yes Yes Yes Yes Absent

A. Beautification:

Oversees seasonal plantings and decorations in public spaces and at public buildings, raises funds to offset costs for Beautification Trust Fund.

- **KEVIN BIRDSALL, Liaison**
- Peggy Bills
- Christina Doxey
- Diane Kaplan
- Frank Lawrence
- Nancy Mulheren
- Barbara Nadler
- Joann Sheridan

B. Dune Restoration Committee:

Oversees maintenance of dunes including annual plantings, public education about Dunes and fundraising to offset costs.

- **JON SCHWARTZ, Liaison**
- Heather Bedenko
- Chris Cappillo
- Sue DiMassa
- MaryBeth Lederman
- Paulette Sakariassen
- Ira Schussheim
- Karolyn Stevens Wray

C. Library:

Oversees library programming and improvements, raises funds to offset costs for Library Trust Fund.

- **SAMUEL A. CATALANO, Liaison**
- MaryAnn Chevalier
- Elizabeth DeGiulio
- Joan Neuhoff
- Robert Reid
- Margaret Saxton
- Liz Von Ziegesar

D. Recreation:

Oversees recreation programming for residents of all ages, raises funds to offset costs for the Recreation Trust Fund.

- **SAMUEL A. CATALANO, Liaison**
- Peggy Bills
- Linda Blevins
- Don Klein
- Felecia Stratton
- Robert Long

E. Safety and Loss Committee:

Comprised of borough officials from all departments, the committee meets regularly to review procedures to improve safety and reduce losses through insurance claims.

- **WILLIAM KEELER, Liaison**
- Brian P. Kelly, Mayor

- Borough Administrator
- Police Chief Brett Friedman
- Charles R. Murphy, Jr.
- David Bahrle
- Felecia Stratton
- Daniel Drogin
- Recreation Director
- Monmouth County Regional Health Commission Representative

F. Green Team Committee:

The Green Team is a permanent advisory committee created by Ordinance 04-2016 to recommend and implement sustainable practices for the Borough, according to Chapter 37, "Sustainable Sea Bright Advisory Committee" in the code of the Borough of Sea Bright.

- **MARC LECKSTEIN, Liaison**
- Brian P. Kelly, Mayor
- Kevin Birdsall, Councilman
- Planning Board Member - to be appointed by Planning Board
- Christine Pfeiffer, Borough Clerk
- Michelle Ketcham, Administrative Assistant
- Brett Friedman, Police Chief
- Elizabeth DiGiulio, Elected Representative, Shore Regional School Board
- Karolyn Wray, Citizen Member
- Felecia Stratton, Business Owner
- Susana Markson, Mayor's designee

G. Public Relations Advisory Committee

Oversees promotion and marketing of Sea Bright inside and outside of the community via Sea Bright 365 initiatives. Assists, where needed, with Borough newsletter and social media. Raises funds for the Public Relations Trust Fund.

- **SAMUEL A. CATALANO, Liaison**
- Linda Blevins
- Kristine Kelly
- Susana Markson
- Adrianna Polony-Sands
- Joann Sheridan
- Felecia Stratton

10. APPOINTMENTS FOR 2020:

ONE YEAR TERMS:

RES. NO. 01-2020 Appointment of **2020 Council President, Charles H. Rooney, III**

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

WHEREAS, it is necessary that a member of the Council be elected as **President** of said Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey to fulfill the duties of the Mayor during his absence for the year ending December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that Charles H. Rooney, III be and is hereby elected as **"President"** of said Council.

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

Charles H. Rooney, III, Council President

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Abstain	Absent

SWEARING IN / OATHS OF OFFICE

Council President Rooney was sworn in by Mayor Kelly

Councilman Rooney thanked everyone for being here and congratulated Mayor Kelly and newly elected Councilmember Samuel Catalano and re-elected Councilmember Kevin Birdsall. Councilman Rooney explained that he wanted to show Councilman Catalano the "Sea Bright way" of being a councilman - so at 6:15 am this morning he picked him up and drove around town looking for rain puddles that need to be swept. Bottom line is that is how we roll in Sea Bright - we dig in. That is how we got to where we are today. Everyone of these councilmembers care about all the people in

this town. If you would have said in 2010 that this is where we would be now, I would have never believed you. What has happened to this town is amazing and we all deserve so much credit. The residents got behind us and we had an opportunity of a lifetime. It is an honor to be part of this group. 2020 is another year that we need to keep focused and get things done - we have to do everything we can to keep our taxes down and increase our ratables. Paid parking has been a huge success especially because it helps pay down our bonds for the new buildings. We need to stay on top of abandoned properties and keep the town clean. Councilman Rooney thanked everyone again for being here today.

RES. NO. 02-2020 Appointment of **Borough Attorney, Roger McLaughlin, Esquire
McLaughlin Stauffer & Shaklee, P.C.**

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

WHEREAS, pursuant to N.J.S.A. 40A:9-139 there exists a need to appoint a qualified individual as Borough Attorney in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Attorney was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, two proposals for Borough Attorney were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal submitted by McLaughlin, Stauffer & Shaklee, PC, of Wall Township, New Jersey is being considered for the term of one year (January 1, 2020 - December 31, 2020) at a rate not to exceed \$145.00 per hour; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$100,000.00, said amount subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-20-155-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **ROGER McLAUGHLIN of the Law Firm of McLAUGHLIN STAUFFER & SHAKLEE, PC** to serve as the Borough Attorney for (1) one-year term commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in their proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional services, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Roger McLaughlin, McLaughlin Stauffer & Shaklee PC
- 2. Finance Manager

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
Yes Yes Yes Yes Yes Absent

RES. NO. 03-2020 Appointment of **Borough Special/Conflicts Counsel:
Porzio, Bromberg & Newman, Vito Gagliardi, Jr. & Kerri A. Wright
(Educational Matters)**

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

WHEREAS, pursuant to §31-13 of the Borough Code there exists a need to appoint a qualified Special/Conflicts Counsel in the Borough of Sea Bright; and

WHEREAS, a request for proposals for the above-mentioned professional service was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, four proposals for Special/Conflicts Counsel were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, CFO, hereby certify that funds will be provided for this purpose by Resolution at the time legal services are awarded in the appropriation entitled Legal #20-01-20-155-000.


MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey authorizes the Mayor and Borough Clerk to execute a contract with the following for Special/Conflicts Counsel for litigation relating to educational matters:

Porzio, Bromberg & Newman, P.C., Vito A. Gagliardi, Jr. & Kerri A. Wright

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. All Attorneys
- 2. Finance Manager

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
Yes Yes Yes Yes Yes Absent

RES. NO. 04-2020 Appointment of **Borough Auditor, Robert W. Allison, RMA Holman Frenia Allison, PC**

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

WHEREAS, pursuant to N.J.S.A. 40:81-11 there exists a need to appoint a qualified individual as Borough Auditor in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Auditor was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, four proposals for Borough Auditor were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from Holman Frenia Allison, P.C., PC of Freehold, New Jersey is being considered for the term of one year commencing January 1, 2020 through December 31, 2020 at a rate not to exceed \$200.00 per hour; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, CFO, do hereby certify that funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted in the amount of \$45,000.00 in the appropriation entitled Audit Service #20-01-20-135-000 and Finance #20-01-20-130-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **Robert W. Allison, CPA, RMA, PSA, CGMA of HOLMAN FRENIA ALLISON, P.C.** to serve as Borough Auditor for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in their proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Robert W. Allison, Holman Frenia Allison, PC
- 2. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Asbent

RES. NO. 05-2020 Appointment of **Borough Planner, Christine Cofone Cofone Consulting Group, LLC**

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

WHEREAS, the request for proposals for various professional services, including Borough Planner, was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, six proposals for Borough Planner were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from Christine Cofone, Cofone Consulting Group, LLC of Red Bank, New Jersey is being considered for the term of one year commencing January 1, 2020 through December 31, 2020 at the rate of \$140.00 per hour; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds anticipated for these services, it is estimated that the total 2020 appropriation for this contract will not exceed \$17,500.00. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Engineer #20-01-20-165-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to Christine Cofone, Cofone Consulting Group, LLC of Red Bank, New Jersey to serve as Borough Planner for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in the proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Christine Cofone
- 2. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 06-2020 Appointment of **Borough Consulting Engineers**

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

WHEREAS, the request for proposals for professional engineering services to provide services that cannot be addressed entirely by the Borough Engineer was posted, and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, eight proposals for Consulting Borough Engineer were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, Borough Council has determined that appointing multiple qualified consulting engineering firms to be assigned on a case-by-case basis based on expertise, availability and pricing would best serve the Borough.

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, CFO, hereby certify that funds will be provided for this purpose by Resolution at the time engineering services for a specific project are awarded in the appropriation entitled Engineer #20-01-20-165-000.



MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the engineering firms listed below are hereby offered and awarded professional services contracts to serve as Consulting Engineers for 2020 pursuant to the rate schedules provided for in their proposals received on December 4, 2019;

- Leon Avakian Inc., Gregory Blash**
- CME Associates, Gregory R. Valesi**
- Hoder Associates, David Hoder**
- French & Parrello, Keith B. Smith**
- Maser Consulting, William White**
- Suburban Consulting Engineers, Robert C. Gregoria**
- T&M Associates, Francis W. Mullan**
- Van Cleef Engineering Associates, Millis J. Looney**

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. All Engineers
- 2. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 07-2020 Appointment of **Borough Prosecutor, William G. McGuinn, Esq., Hoagland, Longo, Moran, Dunst LLP**

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

WHEREAS, pursuant to §31.1 of the Borough Code, there exists a need to appoint a qualified individual as Borough Prosecutor in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Prosecutor was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, one proposal for Borough Prosecutor was received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from Hoagland, Longo, Moran, Dunst & Doukas, LLP of Red Bank, New Jersey is being considered for the term of one year commencing January 1, 2020 through December 31, 2020 at the rate of \$350.00 per session; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$6,800.00, subject to unforeseen decreases or increases in litigation. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the

balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Court #20-01-43-490-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **William G. McGuinn, ESQ of the Law Firm of Longo, Moran, Dunst & Doukas, LLP** to serve as Borough Prosecutor for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in the proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. William G. McGuinn, Esq.
- 2. Finance Manager
- 3. Certified Court Administrator

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 08-2020 Appointment of **Public Defender, Robert J. Holden, Esquire, Robert J. Holden, Esquire, LLC**

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

WHEREAS, pursuant to N.J.S.A. 2B:24-3 there exists a need to appoint a qualified individual as Public Defender in the Borough of Sea Bright for a one year term, January 1, 2020 through December 31, 2020; and

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5) and no bids were received; and

WHEREAS, Robert J. Holden, Esquire, LLC submitted a proposal/letter dated December 9, 2019 to provide public defender services at the rate of \$200 per assignment; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$3,500.00, said amount subject to unforeseen decreases or increases in litigation. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Public Defender #20-01-43-495-000.


MICHAEL J. BASCOM, CFO

NOW THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the Mayor and Borough Clerk to enter into a contract with **Robert J. Holden, Esquire, LLC** as described herein; and

BE IT FURTHER RESOLVED, Robert J. Holden, Esquire, LLC is to submit an executed contract, a Business Entity Disclosure Certification which certifies that Robert J. Holden, Esquire, has not made any reportable contributions to a political or candidate committee in the Borough of Sea Bright in the previous one year, and that the contract will prohibit Robert J. Holden, Esquire, from making any reportable contributions through the term of the contract along with a Certificate of Insurance; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Robert J. Holden, Esq.
- 2. Finance Manager
- 3. Certified Court Administrator

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 09-2020 Appointment of **Alternate Public Defender, Kevin P. Wigenton, Esq. Wigenton Law Firm**

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

WHEREAS, the Borough is in need of an individual/firm to act as Alternate Public Defender to provide services that cannot be addressed by the Public Defender; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)) does not require competitive bidding for this position; and

WHEREAS, a letter dated December 16, 2019, was received from Kevin P. Wigenton of Wigenton Law Firm to provide Alternate Public Defender services for the year 2020 at the rate of \$200 per assignment; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will not exceed \$5,000.00, subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Court #20-01-43-490-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional services contract to Kevin P. Wigenton, Esq. of Wigenton Law Firm to serve as the Alternate Public Defender for the year 2020 pursuant to the rate of \$200 per assignment; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional services, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Kevin P. Wigenton, Esq.
- 2. Finance Manager
- 3. Certified Court Administrator

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 10-2020 Appointment of **Bond Counsel, John Draikiwicz, Esquire, Gibbons. P.C.**

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

WHEREAS, pursuant to §31-12 of the Borough Code, there exists a need to appoint a qualified individual as Bond Counsel in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Bond Counsel was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a)) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, five proposals for Bond Counsel were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal from Gibbons, P.C. of Newark, New Jersey is being considered for the term of one year commencing January 1, 2020 through December 31, 2020; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$10,000.00, said amount subject to unforeseen decreases or increases in bond issues. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and

funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-20-155-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **JOHN DRAIKIWICZ, Esq. of the Law Firm of GIBBONS, P.C.** to serve as Bond Counsel for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rates provided in their proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. John Draikiwicz, Gibbons, P.C.
- 2. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

RES. NO. 11-2020 Appointment of **Labor Attorney, Bruce Padula, Esquire, Cleary, Giacobbe, Alfieri, Jacobs, LLC**

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

WHEREAS, pursuant to §31-12 of the Borough Code, there exists a need to appoint a qualified individual as Borough Labor Attorney in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Labor Attorney was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, three proposals for Borough Labor Attorney were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from Cleary, Giacobbe, Alfieri, Jacobs, LLC of Matawan, New Jersey is being considered for the term of one year (January 1, 2020 - December 31, 2020) at the rate of \$150.00 per hour; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$5,000.00, said amount subject to unforeseen decreases or increases in litigation and other labor matters. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-20-155-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **BRUCE W. PADULA of the Law Firm of CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC** to serve as Labor Attorney for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in the proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Bruce W. Padula, Cleary, Giacobbe, Alfieri, Jacobs, LLC
- 2. Finance Manager

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

RES. NO. 12-2020 Appointment of **Tax Appeal Attorney, Salvatore Alfieri, Esquire Cleary, Giacobbe, Alfieri, Jacobs, LLC**

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

WHEREAS, pursuant to §31-12 of the Borough Code, there exists a need to appoint a qualified individual as Borough Tax Appeal Attorney in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Tax Appeal Attorney was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, four proposals for Borough Tax Appeal Attorney were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from Cleary, Giacobbe, Alfieri, Jacobs, LLC of Matawan, New Jersey is being considered for the term of one year (January 1, 2020 - December 31, 2020) at the rate of \$150.00 per hour; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$2,500.00, said amount subject to unforeseen decreases or increases in litigation and other tax appeal matters. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-20-155-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **SALVATORE ALFIERI, ESQ. of the Law Firm of CLEARY, GIACOBBE, ALFIERI, JACOBS, LLC** to serve as Borough Tax Appeal Attorney for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in the proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Salvatore Alfieri, Esq. Cleary, Giacobbe, Alfieri, Jacobs, LLC
- 2. Finance Manager

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

RES. NO. 13-2020 Appointment of **Special Tax Appeal Attorney, Martin Allen, Esquire DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. (Beach Club Appeals)**

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

WHEREAS, pursuant to §31-12 of the Borough Code, there exists a need to appoint a qualified individual as Special Tax Appeal Attorney to provide tax appeal services for beach club appeals in the Borough of Sea Bright; and

WHEREAS, a request for proposals for Borough Tax Appeal Attorney was posted and advertised in the Asbury Park Press to be received on December 4, 2019; and,

WHEREAS, while the Local Public Contracts Law (N.J.S.A. 40A:11-5 (1)(a) does not require competitive bidding for this position, it was nevertheless advertised pursuant to the fair and open process (N.J.S.A. 19:44A-20.5); and

WHEREAS, four proposals for Tax Appeal Attorney were received on December 4, 2019 and evaluated by the Governing Body with due consideration as to qualifications, experience, compensation and other factors and criteria; and

WHEREAS, the proposal received from **Martin Allen, DeFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. of Warren, New Jersey**, is being considered for Special Tax Appeal Attorney for Beach Club appeals for the term of one year commencing January 1, 2020 through December 31, 2020 at the rate of \$200.00 per hour; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$22,000.00, said amount subject to unforeseen decreases or increases in litigation and other tax appeal matters. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Legal #20-01-21-155-000.


MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby award a professional service contract to **MARTIN ALLEN, ESQ. of the Law Firm of DeFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. of Warren, New Jersey** to serve as Borough Special Tax Appeal Attorney (Beach Club appeals) for one year commencing January 1, 2020 through December 31, 2020 pursuant to the rate provided in their proposal; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk are hereby authorized and directed to execute an agreement for the provision of such professional service, a copy of which shall be maintained by the Borough Clerk; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

- 1. Martin Allen, Esq., DeFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C.
- 2. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Abstain	Yes	Absent

RES. NO. 14-2020 Appointment of **Council Liaison** to the **Planning Board**, **MARC A. LECKSTEIN**

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

WHEREAS, it is necessary that a member of the Council be appointed as liaison to the Sea Bright Planning/Zoning Board to represent the Governing Body as a Class III - Member for a one-year term commencing January 1, 2020 through December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that **MARC A. LECKSTEIN, Council Liaison to the Planning Board** be and is hereby appointed to this position.

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

- 1. **Marc A. Leckstein, Council Liaison**
- 2. **Planning Board Secretary**

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Abstain	Yes	Absent

11. CONSENT AGENDA:

Res. No. 15-2020 APPOINTING MAYOR BRIAN KELLY as COMMUNITY DEVELOPMENT BLOCK GRANT REPRESENTATIVE and JACK KEELER, as the ALTERNATE REPRESENTATIVE

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

WHEREAS, there exists a need for the appointment of a 2020 **Community Development Block Grant Representative** for the Borough of Sea Bright, County of Monmouth, State of New Jersey; and,

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that **Mayor Brian P. Kelly** is appointed **Community Development Block Grant Representative** and **William J. Keeler** is appointed **Alternate Representative** for the year 2020.

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

- 1. Monmouth County Community Development

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 16-2020 APPOINTING MUNICIPAL EMERGENCY MANAGEMENT COORDINATOR

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

WHEREAS, the State of New Jersey Office of Emergency Management requires each municipality to appoint an "Emergency Management Coordinator", and

WHEREAS, the Municipal Emergency Management Coordinator, Office of Emergency Management for the Borough of Sea Bright shall serve a term of three years, and

WHEREAS, the Municipal Emergency Management Coordinator is responsible for the planning, activating, coordinating and the conduct of Emergency Management operations with the municipality; and

WHEREAS, it is the intention of the Borough Council of the Borough of Sea Bright to comply with the requirements set forth under the provision of N.J.S.A. App.A:9-40.1 of the State Disaster Control Act; and

WHEREAS, the Borough Council wishes to appoint Daniel J. Chernavsky, Detective, Sea Bright Police Department as the Municipal Emergency Management Coordinator for a three (3) year term commencing January 1, 2020 for a salary of \$3,000.00; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Office of Emergency Management S/W #20-01-25-252-1-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright in the County of Monmouth, does hereby appoint Daniel J. Chernavsky as the "Municipal Emergency Management Coordinator" to serve a term of three (3) years, January 1, 2020 through December 31, 2022; and

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

- 1. Monmouth County Sheriff's Office of Emergency Management
- 2. Borough of Sea Bright Office of Emergency Management
- 3. Chief of Police
- 4. Finance Manager
- 5. Daniel J. Chernavsky

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 17-2020 APPOINTING REGISTRAR, DEPUTY REGISTRAR AND ALTERNATES OF VITAL STATISTICS

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

WHEREAS, the Mayor and Borough Council of the Borough of Sea Bright hereby authorize the following appointments to the Office of Vital Statistics for the Borough of Sea Bright for three-year terms, as per N.J.S.A. 26:8-13, commencing January 1, 2020 through December 31, 2022:

- Borough Registrar, Candace B. Mitchell
- Deputy Registrar, Michelle Ketcham
- Alternate Deputy Registrar, Karen DiBerardino
- Alternate Deputy Registrar, Christine Pfeiffer

NOW, THEREFORE, BE IT RESOLVED the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the above appointments and the Borough Clerk to forward one (1) certified copy of this resolution with a copy of each oath of office to the following:

- 1. New Jersey Department of Health
Office of the Registrar of Vital Statistics
PO Box 370, Trenton NJ 08625-0370

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 18-2020 APPOINTMENTS TO THE BOROUGH'S SPECIAL EVENTS COMMITTEE

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

WHEREAS, § 38-3 of Chapter 38 of the Borough’s General Code empowers the Mayor to appoint (1) an owner of a business located in the Borough of Sea Bright and (2) a resident of the Borough of Sea Bright, neither of whom may be an official of or in the full-time employ of the municipality, to the Borough’s Special Events Committee; and

WHEREAS, the Mayor has chosen to appoint **MELISSA D’ANNA** as the aforesaid business representative and **SUSANA MARKSON** as the aforesaid residential representative on the Borough’s Special Events Committee for 2020; and

WHEREAS, § 38-3 of Chapter 38 of the Borough’s General Code also empowers the Borough Council to choose from its membership a representative to serve on the Borough’s Special Events Committee and § 38-4 of Chapter 38 of the Borough’s General Code empowers the Borough Council to choose an alternate from its membership to serve on the Borough’s Special Events Committee in the absence of its regular representative; and

WHEREAS, the Borough Council have chosen **MARC A. LECKSTEIN** as its regular representative and **CHARLES H. ROONEY, III** as its alternate representative for 2020; and

WHEREAS, all of the above named individuals require 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 the above named individuals be and are hereby appointed as members of the Borough’s Special Events Committee in the capacities stated for a one year (January 1, 2020 – December 31, 2020).

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

- 1. Melissa D’Anna
- 2. Susana Markson
- 3. Marc A. Leckstein
- 4. Charles H. Rooney III
- 5. Candace Mitchell, Secretary of the Special Events Committee

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 19-2020 OFFICIAL NEWSPAPERS

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

WHEREAS, N.J.S.A. 10:4-18 authorizes a municipality to designate an official Newspaper for the Borough of Sea Bright; and

WHEREAS, "Official Newspaper" means paid, published and circulated in the Municipality - if there is no such newspaper, then at least one published in the County in which the municipality is located and said newspaper is circulated;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey that the following newspapers be and are hereby designated as the "official newspapers" in the Borough of Sea Bright for the year 2020 in which any and all legal notices of the Borough are authorized to be published:

- **ASBURY PARK PRESS**
- **THE ATLANTIC HUB**
- **THE LINK**
- **TWO RIVER TIMES**
- **STAR LEDGER**

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

1. Asbury Park Press
2. The Atlantic Hub
3. The Link
4. Two River Times
5. Star Ledger

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 20-2020 2020 ANIMAL CONTROL AGREEMENT WITH KERRY GOWAN, ANIMAL CONTROL OFFICER

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

WHEREAS, the Borough Council of the Borough of Sea Bright wish to enter into an Agreement for Animal Control Services with Kerry Gowan; and

WHEREAS, the Animal Control Services for the year 2020 (January 1, 2020 through December 31, 2020) are for stray cats, dogs and injured/rabid animals apprehended within the Borough Sea Bright seven days a week; and

WHEREAS, the annual administrative fee of \$400.00 for these services shall to be paid quarterly in four equal payments to Kerry Gowan; and

WHEREAS, all additional services and/or charges shall be billed and submitted monthly to the Borough as follows: Call Out initiated by SB Police Department - \$30.00 per call

WHEREAS, all other calls for critters (ground hogs, possum, muskrats, squirrels, birds, raccoons or dead animals, etc) will be billed by Kerry Gowan directly to the private party requesting the service; and

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, Chief Financial Officer, hereby certify that based on the amount of funds expended in the prior year for these services, it is estimated that the total 2020 appropriation for this contract will be \$1,500.00, subject to unforeseen decreases or increases in animal control services. Funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Animal Control #20-01-27-340-000 and Animal Trust #T-18-00-000-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby authorize the Mayor and Borough Clerk to execute a contract with Animal Control Services, Kerry Gowan for the year 2020.

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a certified copy of this resolution to the following:

1. Animal Control Services, Kerry Gowan
2. Police Department
3. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 21-2020 2020 SHARED SERVICE AGREEMENT WITH THE TOWNSHIP OF OCEAN FIRE DEPARTMENT FOR FIRE OFFICAL/CODE ENFORCEMENT VEHICLE

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

WHEREAS, the Fire Official for the Township of Ocean Fire District No. 2 is also the Housing Inspector for the Borough of Sea Bright; and

WHEREAS, the entities have an arrangement whereby, the Borough of Sea Bright will pay to the Township of Ocean Fire District No. 2, an annual rental fee for the use of the fire official vehicle in the sum of \$800.00 and for the use as Housing Inspection the sum of \$400.00 for an annual total of \$1,200.00; and

WHEREAS, the Borough of Sea Bright and Township of Ocean Fire District No. 2 wish to enter into a two-year shared service agreement (January 1, 2020 through December 31, 2021); and

WHEREAS, under the terms of the Agreement, the Borough of Sea Bright will pay to the Township of Ocean Fire District No. 2, \$1,200.00 annually; and

WHEREAS, it has been determined by the Borough of Sea Bright and the Township of Ocean Fire District No. 2 that it is in the best interest of both entities to share the expenses for a fire official vehicle.

CERTIFICATION OF FUNDS:

I, Michael J. Bascom, CFO, hereby certify that funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 and 2021 will be provided in the Budgets for those years, when finally adopted, in an amount of \$1,200 per year in the appropriation entitled Inter-local Municipal Services Agreement #20-01-42-200-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Mayor and Borough Clerk are hereby authorized to execute a two-year shared services agreement with the Township of Ocean Fire District No. 2, as outlined above for the years 2020 and 2021; and

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

- 1. Township of Ocean Fire Department
- 2. Finance Manager
- 3. Construction Department Secretary

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

Res. No. 22-2020 AUTHORIZING AWARD OF CONTRACT NAMING BROWN AND BROWN, METRO, INC. AS BROKER/CONSULTANT FOR THE "MONMOUTH COUNTY JOINT INSURANCE FUND"

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

WHEREAS, Resolution No. 136-2018 authorized an agreement between the Borough of Sea Bright and Monmouth County Joint Insurance Fund for a three-year term ending December 31, 2021; and

WHEREAS, the Borough Council of the Borough of Sea Bright is required to appoint a brokerage and consulting service for Risk Management Services as stated in the bylaws of Monmouth Municipal Joint Insurance Fund, and

WHEREAS, the Borough Council is in receipt of a proposal dated December 19, 2019, from Brown & Brown Metro, LLC, a Public Risk Advisor of New Jersey, 56 Livingston Avenue, Roseland, NJ 07068 for a one year policy period from January 1, 2020 through January 1, 2021; and

WHEREAS, such services, i.e. insurance, including benefits consulting and brokerage services are Extraordinary Unspecifiable Services, and may be awarded without competitive bidding pursuant to N.J.S.A. 40A:11-5(m); and

WHEREAS, Brown & Brown Metro, LLC is qualified and agreed to provide such services with fees to be paid by insurance companies and/or Joint Insurance Funds and it is anticipated that the services provided will result in minimal or no direct cost to or payments by the Borough.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby authorize the Mayor and Borough Clerk to execute a contract, without competitive bidding, as an Extraordinary Unspecifiable Services to Brown & Brown Metro, LLC, of Roseland, NJ for a one-year period January 1, 2020 through January 1, 2021; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to advertise this award of contract according to law in the local newspaper and is further authorized to forward a copy of this resolution to the following:

- 1. Brown & Brown Metro, LLC
- 2. Monmouth County Joint Insurance Fund
- 3. Finance Manager

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 23-2020 OFFICIAL DEPOSITORIES

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

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies, a bank or trust company having its place of business in the State, and organized under the laws of the United States or this State:

WHEREAS, on the 4th day of January 2020, by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, New Jersey, that:

- 1. Valley National Bank
- 2. New Jersey Cash Management Fund
- 3. TD Bank
- 4. Bank of New York
- 5. US Bank
- 6. JP Morgan Chase

be, and hereby are, designated as depositories for the Borough of Sea Bright for the year 2020. Prior to the deposit of any municipal funds in the above-mentioned depositories, the bank shall file with the Chief Financial Officer a statement indicating that the bank is covered under the Government Units Deposit Protection Act (R.S. 17:9-41).

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid banks are hereby authorized and directed to honor checks drawn upon the Borough funds signed by the Chief Financial Officer, Mayor, Tax Collector, Finance Manager and Borough Clerk, with the exception of:

- **Municipal Court Account**
Court Administrator, Deputy Court Administrator, or Municipal Judge, as authorized signatories.
- **Bail Account**
Court Administrator, Deputy Court Administrator or Municipal Judge, as authorized signatories.
- **Law Enforcement MAC Account**
Chief Brett Friedman and Detective Daniel Chernavsky as authorized signatories.
- **Health Insurance Fund**
Designated Benemax signatories.
- **Redemption Account**
Tax Collector, Finance Manager, Clerk as authorized signatories.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Fiscal Officer, Police Chief and Court Clerk.

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 24-2020 INTEREST ON DELINQUENT TAXES, SEWER AND OTHER MUNICIPAL CHARGES

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

WHEREAS, N.J.S.A. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for non payment of taxes, sewer and other municipal charges or assessments subject to any abatement or discount for the late payment of taxes, sewer and municipal charges as provided by law; and

WHEREAS, the Borough Council finds it appropriate and necessary to establish interest rates for delinquent tax and assessment payments within the provisions of the aforesaid statute.

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

1. The Tax/Sewer Collector is hereby authorized and directed to charge 8% per annum on The first \$1,500.00 of taxes, sewer and other municipal charges becoming delinquent after the due date and 18% per annum on any amount of taxes, sewer and other municipal charges in excess of \$1,500.00 becoming delinquent after the due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of 6% shall be charged against the delinquency.
2. Effective January 1, 2020, there will be a ten (10) day grace period of quarterly tax/ sewer/payments made by cash, check or money order.
3. Any payments not made in accordance with paragraph two, shall be charged interest from the due date as set forth in paragraph one of this Resolution.

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

1. Tax Collector
2. Borough Attorney
3. Borough Auditor

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 25-2020 ANNUAL FEE SCHEDULES

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

WHEREAS, the Borough Council had established the "Code of the Borough of Sea Bright, 1998" to annually renew all fee schedules by resolution as referenced in each Chapter; and

WHEREAS, the Borough Council wish to approve the following fee schedules for the year 2020 as referenced below:

SECTION I
CHAPTER 3 – ADMINISTRATIVE CODE
Section 3-8.1 Fees for extraordinary requests

Fees:

- Copies:

Letter size pages	\$ 0.05
Legal size pages	\$ 0.07
Ledger	\$ 0.10
Other materials (CD, DVD, etc)	\$ 3.00
- Delivery: Delivery / postage fees additional depending upon delivery type
- Extras: Special service charge may be applied for administrative and postage fees, if applicable, and,
- Deposit: If request exceeds \$5.00 to reproduce.

SECTION II
CHAPTER 201 - "VEHICLES AND TRAFFIC"
ARTICLE I - Traffic and Parking
Section 201-8.1. - Pay-to-park areas.

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 of the Borough of Sea Bright.

- Pay to Park: \$ 1.00/per hour

SECTION III

CHAPTER 134 - "LIBRARY"

ARTICLE I – Fines for Overdue Materials

Fines for late return of Cultural Arts Center / Library materials will be assessed by resolution annually.

134.1. Fines established.

Fines for Overdue Materials (per day)	FEES
<ul style="list-style-type: none"> • Books, Audio Tapes • Videotapes/DVDs 	<ul style="list-style-type: none"> \$ 0.10 \$ 1.00

ARTICLE III – Nonresident Library Use (Ordinance #09-2003)

Any nonresident wishing to utilize the Sea Bright Library shall pay a library use fee as established by resolution.

134-8. Fee for Library Use by Nonresidents.

Annual Nonresident Fee	\$ 35.00
Seasonal Nonresident Fee (Memorial Day through Labor Day)	\$ 25.00*
*At expiration, if member wishes to convert to an annual membership, an additional fee of \$10.00 will be collected.	
Other:	
Fax	\$ 1.00 plus \$ 0.10 per page

SECTION IV

CHAPTER 38 - "Special Events"

Section 38-2D. There shall be a fee for the filing of any permit application, said fee to be set by the Borough Council on an annual basis.

Application Fee	\$ 25.00
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SECTION V

CHAPTER 172 – "Sidewalk Cafes and Restaurants"

Section 172-3. Licensing Fees: The annual fee for the operation of a sidewalk café shall be set by resolution by the Borough Council.

<u>Number of Seats</u>	<u>Fee</u>
1-8	\$100.00
9-16	\$200.00
17+	\$500.00

SECTION VI

CHAPTER 170 – "Sewers"

ARTICLE II: Rates and Charges

Section 170-6B.5. There shall be an annual fee for the administration and enforcement of the sewer deduct program set by resolution by the Borough Council.

ANNUAL FEE: \$100.00

SECTION VII

CHAPTER 178 - "Solid Waste"

ARTICLE II "Recycling", 178.6 Enumerations of Mandatory Recyclables, Section H. "Appliance and White Goods Collection"

Subsection (2)(b):

Prior to placing any appliance at the curbside offer collection, the owner, tenant or resident of the promises shall complete a form provided by the Recycling Coordinator and pay a permit fee in order to obtain a removal permit.

<u>COLLECTION FEE PAID TO HAULER</u>	<u>ADMINISTRATION FEE</u>	<u>TOTAL</u>
\$20.00	\$5.00	\$ 25.00

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the above fees for the year 2020 are hereby approved effective immediately.

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

- 1. Administrative Assistant
- 2. Public Works Department
- 3. Library

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 26-2020 POLICE SPECIAL DUTY RATES FOR 2020

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

WHEREAS, Chapter 39 of the General Code of the Borough of Sea Bright entitled Police Department, Article III, Special Duty Assignments that requires the charges for such service be set forth annually in a resolution adopted by the governing body, and

WHEREAS, various businesses working within the Borough of Sea Bright from time to time make requests for assistance from members of the municipal police department to perform special duty assignment services; and

WHEREAS, it is deemed to be in the interest of safety that personnel specially trained to undertake these activities be used in the performance of these duties; and

WHEREAS, work performed is to be considered a "special duty assignment from independent contractors" and as such is exempt from Fair Labor Standards Act; and

WHEREAS, the Chief of Police has recommended that the hourly rates (minimum of four (4) hours) as follows:

39-17. Payments for service.

<u>Assignment</u>	<u>Salary</u>	<u>Insurance/Admin</u>	<u>Total</u>
Construction Work	\$85.00	\$15.00	\$100.00
Security Work	\$85.00	\$15.00	\$100.00
Sporting Events	\$85.00	\$15.00	\$100.00
Enhanced Local Business Patrols	\$15.00	\$ 5.00	\$20.00

IN ADDITION to the hourly rates above to be charged, when the Chief of Police deems that it is in the best interest of police officers assigned to construction work, the interest of the Borough and the construction workers, that police officers assigned to special duty utilize a marked police car or police equipment, an additional charge to be paid for utilization of said police vehicle or equipment shall be at the rate of \$10.00 per hour (minimum of four (4) hours); and

WHEREAS, such assignments are to be approved through the Chief of Police.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that the Chief of Police is hereby authorized to enter in to agreements providing for special duty assignments for which the municipality shall be compensated at the rates herein above mentioned; and

BE IT FURTHER RESOLVED, that the rate and authority given by virtue of this resolution may be amended or revoked at any time by the Governing Body.

BE IT FURTHER BE RESOLVED, that any and all municipal officials required to take any and all action as a result of the adoption of this resolution are hereby empowered to do so.

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

- 1. Police Department
- 2. Finance Manager

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

Res. No. 27-2020 PETTY CASH FUNDS and CHANGE FUNDS

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

WHEREAS, the New Jersey Division of Local Government Services pursuant to N.J.S.A. 40A:5-21 has established rules governing the issuance of **Petty Cash Funds**.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that application be made to the Director, Division of Local Government Services, for approval to maintain the following **Petty Cash Funds** for the year 2020 for the following department in the following amount:

Finance Department:

Petty Cash	\$ 100.00
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BE IT FURTHER RESOLVED that the following **change funds** be maintained in the Borough of Sea Bright:

Police Department	\$ 25.00
Library	\$ 25.00
Office of the Municipal Clerk	\$ 100.00
Tax and Sewer Collector	\$ 250.00
Municipal Court Administrator	\$ 100.00
Recreation/Public Event Change Fund (seasonal)	\$ 2,000.00
Beach (May – September)	\$ 6,000.00

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

- 1. Finance Manager
- 2. Director, Local Government Services

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

Res. No. 28-2020 2020 CASH MANAGEMENT PLAN

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

WHEREAS, the Director of the Division of Local Government Services requires the annual adoption of a Cash Management Plan pursuant to guidelines in N.J.S.A. 40A:5-14; and

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, approve and adopt the 2020 Cash Management Plan; and

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

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

Roll Call: Birdsall, Catalano, Keeler, Leckstein, Rooney, Schwartz
 Yes Yes Yes Yes Yes Absent

Res. No. 29-2020 AUTHORIZING HIRING OF SPECIAL LAW ENFORCEMENT OFFICERS – CLASS I & CLASS II

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

WHEREAS, there exists a need for Class I and Class II Special Officers in the Police Department for 2020 in the Borough of Sea Bright; and

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

CLASS II SPECIAL POLICE OFFICERS:

- Robert Alvator
- Ryan D. Lauer
- Sean Marelli
- Arturo Rios, III
- Tyler J. Schick
- Liam T. Stephens
- Daniel Patrick Welsh

CLASS I SPECIAL POLICE OFFICERS:

- Kerry Gowan
- Emily Skillman
- Madison Taylor

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer, hereby certify that funds will be provided for the first three months of 2020 in the 2020 Temporary Budget and funds for the balance of 2020 will be provided in the Budget for the year 2020, when finally adopted, in the appropriation entitled Police S/W #20-01-25-240-1-000.



MICHAEL J. BASCOM, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth that the aforementioned Class I and Class II Special Officers be paid at an hourly rate as specified in Ordinance No. 22-2019 and complete the required training; and

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

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

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Res. No. 30-2020 AUTHORIZING FIRST AMENDMENT TO THE TEMPORARY CELL TOWER LEASE AGREEMENT WITH T-MOBILE NORTHEAST LLC

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

WHEREAS, the Borough of Sea Bright (Lessor) is the owner of property located at the corner of Wayne Street and East Center Street, Block 20, Lot 7, located in the Borough of Sea Bright, County of Monmouth, State of New Jersey; and

WHEREAS, The Lessor and T-Mobile Northeast LLC, a Delaware limited liability company (Lessee), entered into a Temporary Tower Agreement for use of the aforesaid property a for co-location on an existing telecommunications tower dated May 31, 2018 in the amount of \$45,000.00/year; and

WHEREAS, the term of the Temporary Agreement expired on May 14, 2019 and the Borough is desirous to amend and restate the Temporary Agreement as set forth below:

- 1. Term.** The Lessor and Lessee agree to extend the term of the temporary agreement for a period of twelve (12) months ("Extension Term") commencing May 15, 2019 ("Extension Commencement Date"). The Extension Term shall terminate on the earlier of the date of either the completion of construction of permanent tower and full operation of the Lessee's facilities on the permanent tower or the termination date of May 14, 2020 ("Termination Date"). Any rent for any fractional month from the termination date shall be appropriately prorated.
- 2. Rent.** Effective on the Extension Commencement Date (May 15, 2019), the monthly rent shall increase by \$112.50 (from \$3,750.00 to \$3,862.50).
- 3. Terms; Conflicts.** The terms and conditions of the license are incorporated herein by this reference, and capitalized terms used in this Frist Amendment shall have the same meanings such terms are given the License. Except as specifically set forth herein, this First Amendment shall in no way modify, alter or amend the remaining terms of the License, all of which are ratified by the parties and shall remain in full force and effect. To the extent there is any conflict between the terms and conditions of the License and this First Amendment, the terms and conditions of this First Amendment will govern and control.

FIRE MARSHALL	O/E	250.00
LIABILITY INSURANCE	O/E	25,000.00
WORKMAN'S COMPENSATION INSURANCE	O/E	25,000.00
EMPLOYEE HEALTH INSURANCE	O/E	130,000.00
UNEMPLOYMENT INSURANCE	O/E	1,000.00
POLICE	S&W	315,000.00
POLICE	O/E	30,000.00
PARKING	O/E	30,000.00
EMERGENY MANAGEMENT	S&W	1,000.00
EMERGENY MANAGEMENT	O/E	2,000.00
FIRST AID	O/E	4,500.00
VOLUNTEER FIRE	O/E	14,000.00
FIRE HYDRANT RENTAL	O/E	8,000.00
MUNICIPAL PROSECUTOR	O/E	1,000.00
STREETS AND ROADS	S&W	60,000.00
STREETS AND ROADS	O/E	29,000.00
SOLID WASTE	O/E	50,000.00
BUILDINGS AND GROUNDS	S&W	2,000.00
BUILDINGS AND GROUNDS	O/E	12,000.00
BEAUTIFICATION OF BORO	O/E	500.00
HEALTH DEPARTMENT	O/E	15,000.00
ANIMAL CONTROL	O/E	2,000.00
PARKS & RECREATION	S&W	1,500.00
PARKS & RECREATION	O/E	2,500.00
CELEBRATION OF PUBLIC EVENTS	O/E	500.00
LIBRARY	S&W	12,000.00
LIBRARY	O/E	4,500.00
ELECTRIC	O/E	10,000.00
STREET LIGHTING	O/E	10,000.00
TELEPHONE	O/E	9,000.00
WATER	O/E	2,000.00
NATURAL GAS	O/E	6,000.00
GASOLINE	O/E	17,500.00
LANDFILL	O/E	30,000.00
RECYCLING TAX	O/E	1,300.00
FICA	O/E	26,000.00
MUNICIPAL COURT	S&W	7,000.00
MUNICIPAL COURT	O/E	2,500.00
PUBLIC DEFENDER	O/E	500.00
TOTAL CURRENT FUND		\$ <u>1,178,350.00</u>

**BOROUGH OF SEA BRIGHT
SEWER OPERATING FUND - TEMPORARY BUDGET
JANUARY 4, 2020**

			TEMPORARY BUDGET
SEWER	S&W	\$	37,500.00
SEWER	O/E		40,500.00
TWO RIVER WATER RECLAMATION	O/E		135,000.00
FICA	O/E		2,000.00
TOTAL SEWER OPERATING		\$	<u>215,000.00</u>

**BOROUGH OF SEA BRIGHT
BEACH OPERATING FUND- TEMPORARY BUDGET
JANUARY 4, 2020**

			TEMPORARY BUDGET
BEACH	S&W	\$	50,000.00
BEACH	O/E		40,000.00
DUNE MAINTENANCE	O/E		6,500.00
JUNIOR LIFEGUARD	O/E		2,500.00
FICA	O/E		5,000.00
TOTAL BEACH OPERATING		\$	<u>104,000.00</u>

NOW, THEREFORE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the attached Temporary Budget for the year 2020 be adopted; and

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

- 1. Director of Finance
- 2. Township Auditor

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

**12. BOROUGH EMPLOYEES/APPOINTMENTS:
Chapter 3. Administrative Code §3-5. (A.) Mayor Appointments**

The following Employees/Appointments are presented for the year 2020:

- **BOROUGH CLERK:** Christine Pfeiffer
(3-year appointment 1/1/2018 – 12/31/2020)
- **BOROUGH DEPUTY CLERK:** Michelle Ketcham
- **BOROUGH JUDGE** Nicole Sonnenblick
(3-year appointment 1/1/2018 – 12/31/2020)
- **REGISTRAR AND ADMINISTRATIVE ASSISTANT:** Candace Mitchell
- **BEACH MANAGER:** Don Klein
- **BOARD OF HEALTH SECRETARY:** Patricia Spahr
- **ADMINISTRATIVE ASSISTANT/SPECIAL PROJECTS:** Frank Lawrence
- **SECRETARY & TECHNICAL ASSISTANT, CONSTRUCTION DEPARTMENT:** Karen DiBerardino
- **CONSTRUCTION OFFICIAL/BUILDING SUBCODE OFFICIAL:** Edward Wheeler
- **HOUSING INSPECTOR/CODE ENFORCEMENT OFFICER/FIRE INSPECTOR/FIRE SUB-CODE OFFICIAL** Thomas Haege
- **FLOOD PLAIN MANAGER, PLANNER AND ZONING OFFICER:** Mary Tangolics
- **BUILDING INSPECTOR** Jeff Losacco
- **ELECTRICAL SUBCODE OFFICIAL:** Paul Vitale
- **PLUMBING SUBCODE OFFICIAL:** John Palmer
- **FINANCE MANAGER:** Khristi Jacobs
- **CHIEF FINANCIAL OFFICER:** Michael Bascom
- **OFFICIAL TAX SEARCHER:** Patricia M. Spahr
- **OFFICIAL ASSESSMENT SEARCHER:** Christine Pfeiffer
- **PUBLIC OFFICER FOR ABANDONED PROPERTIES:** Thomas Haege
- **DIRECTOR OF PUBLIC WORKS:** David Bahrle
- **DEPUTY DIRECTOR OF PUBLIC WORKS & RIGHT TO KNOW AND SAFETY COORDINATOR/ RECYCLING COORDINATOR:** Shawn Thomas
- **PUBLIC WORKS MAINTENANCE:** Joseph Eskridge
Randall Allen
- **TAX/SEWER UTILITY COLLECTOR:** Patricia M. Spahr

- **LIBRARY DIRECTOR:** Jane Farmer
- **LIBRARY PROGRAM DIRECTOR:** Alessandra Scalgione
- **LIBRARY ASSISTANTS:** Deanna Andriola
Patricia Andriola
Patricia McCory
- **RECREATION DIRECTOR:** Don Klein
- **CERTIFIED COURT ADMINISTRATOR:** Carol Smith
- **BOROUGH PHYSICIAN:** Monmouth Medical Center Occupational Health
- **SPECIAL EVENTS COMMITTEE:** (General Code: §38-3):
Councilmember, Marc A. Leckstein
Alternate Councilmember, Charles H. Rooney III
Borough Business Owner, Melissa D’Anna
Borough Resident, Susana Markson
Brian P. Kelly, Mayor
Joseph L. Verruni, Administrator or Christine Pfeiffer, Clerk
Brett Friedman, Police Chief
David Bahrle, Director of Public Works
Don Klein, Recreation Director
Daniel Chernavsky, OEM Coordinator
Candace Mitchell, Committee Secretary
Monmouth County Regional Health Commission Representative
- **REPRESENTATIVES TO MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUND:**

William J. Keeler, Councilmember
Joseph Verruni, Alternate
- **FIRE DEPARTMENT LINE OFFICERS:** (General Code: §20-3 A.)

Department Chief: Charles Murphy, Jr.
Assistant Chief: Charles Rivera
Captain: Scott Shanker
First Lieutenant: Kevin Covert
Second Lieutenant: Nicholas Luiten
Third Lieutenant: Sean Marelli
- **AUXILIARY FIRE DRIVERS:** (General Code: §20-7)

David Estelle
James Forsman
Charles Murphy, Jr
Charles Rivera
Scott Shanker
David Covert
Daniel Drogin
Nick Luiten
Patrick Mason
Aaron Rock
- **PROBATIONARY DRIVERS:**

Kevin Covert
Sean Marelli
Ryan Naclerio
Joseph Eskridge
James Corrao
Robert Eyerkuss
Darren Berry
Jacob Simon
Robert Kegley
Nicholas Hubbard
Aaron Lyle
Angelo Ciaglia
Frank Santore
Stephen Campbell
Anthony Nolin
James Fenn
Andrew Heganberg

William Trivett
John Wankle
John Spierto
Steven Lang

• **FIRE DEPARTMENT – ENGINEERS:**

David Estelle - Chief
James Forsman – Assistant Chief

• **FIRE POLICE:** Five year term

Daniel Drogin, Captain (01/01/19 - 12/31/23)
David H. Estelle (01/01/19 - 12/31/23)
Joseph Eskridge (01/01/16 - 12/31/20)
Patrick Mason, Jr. (01/01/16 - 12/31/20)
Patrick Covert (01/01/16 - 12/31/20)
Michael Estelle (01/01/16 - 12/31/20)

• **PURCHASING AGENTS – FIRE DEPARTMENT:**

Charles Murphy, Jr
Charles Rivera

• **POLICE OFFICERS:**

Brett Friedman, Chief
John Arias, Captain
James McCue, Lieutenant
Charles Murphy, Sergeant
Richard Huegel, Sergeant
Erich Bennett, Corporal
Chris Fisler, Patrolman
Daniel J. Chernavsky, Detective
Andrew Hendricks, Patrolman
Michael Morgan, Patrolman
Ty Manning, Patrolman

• **CLASS II SPECIAL POLICE OFFICERS:**

Robert Alvator
Ryan D. Lauer
Sean Marelli
Arturo Rios, III
Tyler J. Schick
Liam T. Stephens
Daniel Patrick Welsh

• **CLASS I SPECIAL POLICE OFFICER:**

Kerry Gowan
Emily Skillman
Madison Taylor

• **POLICE MATRON:** Kerry Gowa

• **EMERGENCY MANAGEMENT:**

Coordinator: 3-year term
Daniel J. Chernavsky (01/01/2020 – 12/31/2022)

Deputy Coordinators: 3-year term
Daniel Drogin (01/01/20 – 12/31/22)
Ryan B. Murphy (01/01/20 – 12/31/22)

• **LOCAL EMERGENCY PLANNING COMMITTEE:**

Brian P. Kelly, Chair
Christine Pfeiffer, Borough Clerk
Joseph Verruni, Borough Administrator
Brett Friedman, Chief of Police
Charles R. Murphy, Jr., Fire Chief
Daniel J. Chernavsky, OEM Coordinator
David Estelle, EMS Captain

Tom Haege, Fire Official
 David Bahrle, DPW Director
 Lance Cunningham, Carriage House Marina, Owner
 James LoBiondo, Surfrider Beach Club, Owner
 Michael Stavola, Driftwood Beach Club, Owner
 Chris Wood, Woody’s Ocean Grille, Owner
 Candance Brunswick, Resident
 Marc A. Leckstein, Councilmember/Administration Chair
 William J. Keeler, Councilmember/Public Safety Chair

13. BENEDICTION: Pastor Turner

14. ADJOURNMENT

Motion: Leckstein

Second: Birdsall

Roll Call:	Birdsall,	Catalano,	Keeler,	Leckstein,	Rooney,	Schwartz
	Yes	Yes	Yes	Yes	Yes	Absent

Respectfully Submitted,

Christine Pfeiffer
Borough Clerk