

**AGENDA
REGULAR MEETING
BOROUGH OF SEA BRIGHT**

MARCH 16, 2021

SEA BRIGHT, NEW JERSEY

**DUE TO THE CORONAVIRUS AND THE NEED FOR SOCIAL DISTANCING, THIS MEETING WILL BE
HELD REMOTELY AND OPEN TO THE PUBLIC BY FOLLOWING THE INSTRUCTIONS BELOW.**

PUBLIC ACCESS LINK

<https://global.gotomeeting.com/join/781825909>

United States: +1 (571) 317-3122

Access Code: 781-825-909

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 4, 2021. 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_____	BOOKER_____	CATALANO _____
	KEELER_____	LAMIA_____	LECKSTEIN_____
Mayor	KELLY _____		

REMARKS FROM THE AUDIENCE (limited to 3 minutes)

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

CONSENT AGENDA

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

Minutes

03-02-2021	Regular Meeting
03-02-2021	Executive Session
03-04-2021	Special Budget Workshop

Resolutions:

No. 64-2021	Hiring Part-Time Borough Employee Department of Public Works
No. 65-2021	Authorizes the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the Borough of Sea Bright

- No. 66-2021** **Shrewsbury Riverfront Park – Phase I Improvements Release of Performance Guarantee Capela Construction Inc.**
- No. 67-2021** **Authorizing Receipt of Bids Landscaping Services in The Borough of Sea Bright**
- No. 68-2021** **Consideration of Bids Received for Beach Way Outfall Improvements**
- No. 69-2021** **Authorize Refund of Registrar Fee**
- No. 70-2021** **Consideration of Award of Contract Replacement of Sanitary Sewer Lateral Borough of Sea Bright**
- No. 71-2021** **Approving Proposal from Cofone Consulting Group, LLC for the Preparation of the Housing Element and Fair Share Plan of the Municipal Master Plan and Spending Plan**
- No. 72-2021** **Accept the Performance Guarantee(s) for Block 4, Lot 6 – 1465 Ocean Avenue Edgewater Beach and Cabana Club**
- No. 73-2021** **Authorizing a Shared Services Agreement with the Borough of Highlands 2021 Ocean Rescue Lifeguard Services**
- No. 74-2021** **Authorizing an Agreement with Edgewater Beach and Cabana Club for 2021 Ocean Rescue Lifeguard Services**
- No. 75-2021** **Authorizing a Special Event - Wedding on Municipal Beach**
- No. 76-2021** **Urging the Immediate Amending Of Senate Bill No. 3454 – State Of New Jersey**
- No. 78-2021** **Person-to-Person / Place-to-Place Transfer (Expansion of Premises) Liquor License #1343-33-002-010 from Nothing Fishy, LLC to 2nd Jetty Holdings, LLC**

Roll Call: Birdsall____ Booker____ Catalano____ Keeler____ Lamia____ Leckstein ____

ORDINANCE(s)

Introduction: Mayor Kelly to read the ordinance by title:

BOND ORDINANCE NO. 03-2021
BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 12-2019 FINALLY ADOPTED BY THE BOROUGH
COUNCIL OF THE BOROUGH OF SEA BRIGHT, NEW JERSEY
ON JUNE 18, 2019

Councilmember _____ offered a motion to introduce Ordinance No. 03-2021 for a public hearing to be held on _____, 2021 and advertise according to law; seconded by Councilmember _____

Roll Call: Birdsall____ Booker____ Catalano____ Keeler____ Lamia____ Leckstein ____

INDIVIDUAL ACTION/New Business:**Vouchers: \$100,083.57**

Councilmember _____ offered a motion to approve the Voucher List dated March 16, 2021 as submitted by the Finance Manager; seconded by Councilmember _____

Roll Call: Birdsall____ Booker____ Catalano____ Keeler____ Lamia____ Leckstein ____

BUDGET INTRODUCTION:

PRESENTATION OF 2021 BUDGET: Michael Bascom, Chief Financial Officer

Councilmember _____ offered a motion to introduce 2021 Municipal Budget and to hold a public hearing on April 20, 2021; seconded by Councilmember _____

Res. No. 77-2021 Introduction of the 2021 Municipal Budget

Vote: Birdsall____ Booker____ Catalano ____ Keeler____ Lamia____ Leckstein ____

MAYOR AND COUNCIL COMMITTEE COMMENTS**EXECUTIVE SESSION**

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

Resolution to discuss: TBD

Roll Call: Birdsall____ Booker____ Catalano____ Keeler____ Lamia____ Leckstein ____

ADJOURNMENT

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

Roll Call: Birdsall____ Booker____ Catalano____ Keeler____ Lamia____ Leckstein ____

RESOLUTION NO. 64-2021
HIRING PART-TIME BOROUGH EMPLOYEE
DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, there exists a need for an additional seasonal part-time employee in the Department of Public Works in the Borough of Sea Bright, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth that William Phillips be hired and receive the hourly rate of pay as specified in Ordinance No. 22-2019.

CERTIFICATION OF FUNDS

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

MICHAEL J. BASCOM, CFO

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

1. Finance Manager
2. DPW Director

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 65-2021

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

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

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

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

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

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

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

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

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

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

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

CERTIFICATION

I, Christine Pfeiffer, Borough Clerk, do hereby certify that the foregoing is a Resolution adopted by the Borough of Sea Bright, County of Monmouth, State of New Jersey at a Council Meeting held March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 66-2021
Shrewsbury Riverfront Park – Phase I Improvements
Release of Performance Guarantee
Capela Construction Inc.

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

WHEREAS, the Borough of Sea Bright awarded a contract to Capela Construction, Inc. for the Shrewsbury Riverfront Park – Phase I development project on December 19, 2019, Resolution No. 191-2019; and

WHEREAS, Steven R. Krog, the Landscape Architect of record on this project, has inspected the project and provided a certification dated November 17, 2020, a copy of which is on file in the Office of the Borough Clerk and made a part hereof, that the project has been completed in substantial accordance with the contract documents and scope of the project approved by the County of Monmouth and further certifies that the construction meets all state, county and local codes and engineering practices; and

WHEREAS, on the basis of the certification indicated above, it is now appropriate to release the performance bond in the amount of \$154,650.00 (The Main Street America Group Payment Bond No. S328136) and accept the two-year maintenance guarantee in the amount of 10% (\$15,465.00) of the cost of the project (NGM Insurance Company Bond No. S328136) which is on file in the Borough Clerk's office.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the project, Shrewsbury Riverfront Park – Phase I Improvements hereinbefore referred to be and the same are hereby accepted as per the aforesaid certification and that the performance guarantee totaling \$154,650.00 is hereby released, canceled and discharged.

BE IT FURTHER RESOLVED, by the Borough Council of the Borough of Sea Bright that the required two-year maintenance guarantee (expires April 24, 2022) in the amount of \$15,465.00 is hereby accepted; and

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

1. Borough Engineer
2. Finance Manager
3. Capela Construction Inc.
4. The Main Street America Group

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 67-2021
AUTHORIZING RECEIPT OF BIDS
LANDSCAPING SERVICES IN THE BOROUGH OF SEA BRIGHT

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

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

- a) Landscaping Services

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

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

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

- 1. Finance Manager
- 2. Department of Public Works
- 3. CFO

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 21st

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 68-2021
CONSIDERATION OF BIDS RECEIVED FOR
BEACH WAY OUTFALL IMPROVEMENTS

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

WHEREAS, by way of Resolution No. 133-2019 duly adopted on July 16, 2019, the Borough of Sea Bright approved a proposal for professional engineering services from Leon S. Avakian, Inc. for the improvements of the Beach Way outfall; and

WHEREAS, the Engineer did duly advertise on February 9, 2021 to receive bids on February 24, 2021 for the Beach Way Outfall Improvements; and

WHEREAS, in connection therewith, six (6) bids were received by the Borough of Sea Bright on February 23, 2021 from the following: 1) Capela Construction, Inc., Southampton, NJ in the amount of \$33,800.00; 2) Brayco, Inc., Cream Ridge, NJ in the amount of \$34,816.00; 3) R. Kremer & Son Marine Contractors, Brick, NJ in the amount of \$36,330.00; 4) Albert Marine Construction, Inc., Waretown, NJ in the amount of \$39,690.00; 5) T.R. Weniger, Inc., Piscataway, NJ in the amount of \$43,000.00; 6) Compass Construction, New Egypt, NJ in the amount of \$101,800.00; and

WHEREAS, the Borough Administrator, Consulting Engineer and Attorney have reviewed the bid documents and determined the lowest responsible bidder meeting specifications for this bid is Capela Construction, Inc. of Southampton, New Jersey for the improvements of the Beach Way outfall and recommend that a contract be awarded at a cost not to exceed \$33,800.00.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that there are adequate funds available for the purpose of this award of contract in the following account: B/O No. 14-2019.

Michael J. Bascom

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 bid proposal for the Beach Way Outfall Improvements as set forth in the bid submitted in the amount of \$33,800.00 be awarded to Capela Construction, Inc. of Southampton, New Jersey; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed one time in the "Asbury Park Press" newspaper.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to return all bid bonds and/or certified checks received from unsuccessful bidders; and

BE IT FURTHER RESOLVED that this award of contract is conditioned upon delivery and execution thereof within ten (10) days from the date of the within Resolution accompanied by such appropriate insurance certificate, affirmative action certificate and performance bonds as may be required by the specifications; and

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

1. Finance Manager
2. Public Works
3. Borough Engineer
4. Capela Construction, Inc.

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein,

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 69-2021
AUTHORIZE REFUND OF REGISTRAR FEE
BOROUGH OF SEA BRIGHT

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

WHEREAS, a \$20.00 payment was received by the Borough of Sea Bright Registrar from Eugene Miller, Daytona Beach, Florida as payment for two certified copies of his Certificate of Marriage; and

WHEREAS, the Borough Registrar was unable to locate the record and advised Mr. Miller that he must contact the New Jersey State Office of Vital Statistics and Registry to obtain copies of his Certificate of Marriage; and

WHEREAS, said fee of \$20.00 shall be refunded.

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 Finance Manager to refund the \$20.00 registrar fee to Eugene Miller; and

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

1. Finance Manager
2. Eugene Miller

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 70-2020
CONSIDERATION OF AWARD OF CONTRACT
REPLACEMENT OF SANITARY SEWER LATERAL
BOROUGH OF SEA BRIGHT

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

WHEREAS, the Borough of Sea Bright has a need for professional engineering services in connection with the replacement of the existing sanitary sewer lateral on Ocean Avenue at Center Street; and

WHEREAS, the Borough Administrator obtained three proposals for professional engineering services for the replacement of the existing sanitary sewer lateral on Ocean Avenue at Center Street as follows:

	<u>NAME</u>	<u>TOTAL FEE</u>
	CME Associates	\$29,000.00
(Maser)	Colliers Engineering & Design, Inc.	\$36,625.00
	Remington & Vernick Engineers	\$25,900.00

WHEREAS, after reviewing, it is the recommendation of the Borough Administrator that the proposal from Remington & Vernick Engineers be accepted for the replacement of the existing sanitary sewer lateral on Ocean Avenue at Center Street.

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright do hereby certify that funds are available for this contract in Bond Ordinance No. 15-2017.

Michael J. Bascom, CFO

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, hereby authorize the Mayor and Borough Clerk to enter into a contract with the consulting engineer firm of Remington & Vernick Engineers for the replacement of the existing sanitary sewer lateral on Ocean Avenue at Center Street for an amount not to exceed \$25,900.00; and

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

1. Remington & Vernick Engineers
2. Finance Manager
3. Borough DPW Director

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 71-2021
APPROVING PROPOSAL FROM COFONE CONSULTING GROUP, LLC
FOR THE PREPARATION OF THE HOUSING ELEMENT AND
FAIR SHARE PLAN OF THE MUNICIPAL MASTER PLAN AND SPENDING PLAN

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

WHEREAS, the Borough of Sea Bright recognizes the need to prepare a Housing Element and Fair Share Plan within Sea Bright's Master Plan in accordance with N.J.S.A. 52:27D-310 as it relates to a municipalities protection from builder's remedy lawsuits; and

WHEREAS, the Borough Council of the Borough of Sea Bright approved Resolution No. 06-2021 on January 2, 2021 awarding a professional service contract to Christine Cofone, Cofone Consulting Group, LLC to serve as 2021 Borough Planner; and

WHEREAS, Cofone Consulting Group, LLC has submitted a proposal dated February, 2021 (attached hereto), consisting of a Project Scope to prepare a housing element designed to achieve the goal of access to affordable housing to meet present and prospective housing needs, for a fee of \$12,000.00; and

WHEREAS, it is the recommendation of the Borough Administrator that the proposal dated February, 2021 be accepted from Cofone Consulting Group, LLC; and

CERTIFICATION OF FUNDS

I, Michael J. Bascom, Chief Financial Officer of the Borough of Sea Bright, do hereby certify that funds in the amount of \$12,000.00 are available in Planning Board Budget Line No. 1-01-21-180-228 for the purpose stated herein.

Michael J. Bascom, CFO

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, in the County of Monmouth, State of New Jersey that the proposal submitted by Cofone Consulting Group, LLC to prepare the Housing Element and Fair Share Plan of the Municipal Master Plan and a Spending Plan is hereby approved for an amount not to exceed \$12,000.00; and

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

1. Cofone Consulting Group, LLC
2. Finance Manager
3. Planning Board Secretary

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

Certification

I, Christine Pfeiffer, Borough Clerk, do hereby certify the foregoing is a Resolution adopted by the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, at a Council Meeting held on March 16, 2021

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 72-2021
Accept the Performance Guarantee(s) for
Block 4, Lot 6 – 1465 Ocean Avenue
Edgewater Beach and Cabana Club

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

WHEREAS, the Borough of Sea Bright Unified Planning Board has granted site plan approval with variances for improvements at Edgewater Beach and Cabana Club on premises Block 4, Lot 6 also known as 1465 Ocean Avenue; and

WHEREAS, David J. Hoder, Hoder Associates, prepared a performance guarantee estimate received March 8, 2021 for said improvements at Edgewater Beach and Cabana Club; and

WHEREAS, in accordance with Mr. Hoder's estimate, Edgewater Beach and Cabana Club posted an all-cash Site Safety and Stabilization guarantee in the amount of \$7,300.00 and \$4,800.00 for engineering inspection fees; and

WHEREAS, the cash payments received from Edgewater Beach and Cabana Club were deposited with the Borough in accordance to the ordinances of the Borough of Sea Bright.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that all requirements for entering into a developer's agreement are hereby waived; and

BE IT FURTHER RESOLVED that the guarantees and inspection fees are hereby accepted.

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

1. Borough Engineer
2. Construction Official
3. Finance Manager
4. Edgewater Beach and Cabana Club

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 73-2021
AUTHORIZING A SHARED SERVICES AGREEMENT
WITH THE BOROUGH OF HIGHLANDS
2021 OCEAN RESCUE LIFEGUARD 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 for the 2021 summer season; and

WHEREAS, Sea Bright and Highlands agree that Sea Bright is to provide lifeguard services to Highlands for the period of June 19, 2021 through and including September 6, 2021 as per the terms of the Agreement attached for an amount of \$51,972.00; 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 lifeguard services with the Borough of Highlands for the 2021 summer season for a fee of \$51,972.00; 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
6. Monmouth County JIF

Vote: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk



BOROUGH OF SEA BRIGHT

MONMOUTH COUNTY, NEW JERSEY

www.seabrightnj.org

BOROUGH OFFICES:
1167 OCEAN AVENUE
SEA BRIGHT, NJ 07760
TEL: (732) 842-0099
FAX: (732) 741-3116

Re: Highlands Lifeguard/River Rescue Program Summer 2021

Sea Bright Ocean Rescue is a nationally certified ocean rescue agency. Currently SBOR is a USLA certified agency and holds a concurrent lifeguard program certification by the North Shore Lifesaving Association Monmouth County, NJ. Sea Bright Ocean Rescue is one of only a hand full of NATIONAL USLA certified agencies in New Jersey with a Surf Rescue Team that holds its own USLA certification as an Aquatic Response Rescue Team. SBOR was also recently awarded a Personal Rescue Watercraft certification by the USLA. SBOR is certified by the state of NJ as an ocean & tidal water beach lifeguard service under NJAC 8:26.

Staffing and Hours of Operation

- Lifeguard operations will fall under the supervision and operational command of Sea Bright Ocean Rescue.
- One Ocean Rescue supervisor will provide daily oversight of operations.
- Two beaches will be guarded full time (7 days/week) starting on **Saturday, June 19th to Monday, September 6th, 2020.**
 - Snug Harbor
 - Miller Street
- One lifeguard stand per beach staffed from 10:00 am until 4:00 pm 7 days a week.
- Snug Harbor will be assigned (2) two USLA qualified open water beach lifeguards and Miller Street will be assigned (2) USLA qualified open water beach lifeguard until roughly August 16th. There will also be a roving duty supervisor between Sea Bright and the Highlands.
- August 16th to Labor Day staffing **may** drop to only one lifeguard per beach during the weekdays dependent on available personnel. Our roster will be unknown until 2021 candidates are evaluated, hired, and trained. Although we reserve the right to do this, we do not anticipate staffing being an issue.
- Bay and River rescue services and advanced rescue response from Sea Bright's Aquatic Response Rescue Team 24 hours a day becomes available to Highlands.
- Highlands would be expected to maintain a safe and clean beach; free of large or sharp jagged debris.
- Highlands would be expected to perform routine maintenance on lifeguard stands.
- Highlands would be expected to provide appropriate storage at Snug Harbor beach for rescue equipment.
- Highlands would be expected to provide appropriate signage.
- Sea Bright Ocean Rescue will hold the exclusive right to determine condition flags and water closure.

Lifeguard Training and Certification

- Each of Sea Bright's Lifeguards no matter rank or assignment will attend well over 40 hours of a USLA compliant open water lifesaving training program.
- Re-current/returning lifeguards complete at least 16 hours of annual rescue and medical refresher training.
- Completion of a 500 meter open water (surf) swim completed in less than 10 minutes.
- Maintain annual physician clearance of sound health, and possess necessary physical abilities to perform the duty of an ocean or river lifeguard.
- Each ocean lifeguard will hold the following professional level of certification:
 - AHA Basic Life Support for Health Care Professionals or equivalent level
 - AHA, ASHI or ARC Lifeguard / First Aid Certification
 - 20 hours of additional and 8 hours per year of Aquatic Medical Response Training

- Ocean Rescue supervisors will maintain all training and certification of a front line Ocean Lifeguard with the following additional certifications and training:
 - State or National certification as a Paramedic, EMT or EMR
 - FEMA Incident Command Courses IC 100 IC 700 and IC 800
 - Rescue Water Craft Operator or Crewman
 - Completion of annual EVOC training (emergency vehicle operations course)

Lifeguard and Rescue Services

- Water surveillance and risk reduction of drowning and/or traumatic injury.
- Water rescue response either in open water or swift water (guarded area)
- Code-X missing swimmer search and rescue (still water)
- First -Aid to the sick and injured within the staffed beach areas
- Emergent resuscitation of ill or injured patrons within the staffed beach areas
- Emergency medical care and ambulance coordination within the boundaries of the staffed beach and bathing areas.
- Coordination and resource management of major water related emergencies (Lifeguard Supervisor)
 - Capsized boat or water craft with swimmers in distress
 - Rescue response to swimmers outside of guarded areas (swift water)
 - Assist Injured swimmers and boaters unguarded areas of Highlands
 - Assessment and safety management of dangerous aquatic life

Lifeguard Rescue Equipment and Medical Supplies

- Docked and Prepped PWC = \$3,000 (includes labor, fuel, and maintenance)
- Rescue Board - \$500.00
- Marine warning flags = (8 Flags) x \$21.50 = \$172.00
- Surf Rescue Fins (4) x \$100.00 = \$400.00
- Medical kit (2) x \$125.00= \$250.00
- Uniforms (7) x \$175.00 = \$1225.00
- Gas for Truck - \$500.00
- **Total = \$6047 in Equipment/Supplies**

Personnel

- Sea Bright Ocean Rescue will add 7 Lifeguards to its roster to meet the need of properly supervising the two beaches in the Highlands.
- A total of 4 Lifeguards will be assigned to Highlands beaches (with a roving supervisor) from **Saturday, June 19th to Monday, September 6th, 2020 (7 days/week).**
- $4 \times \$13.00/\text{hr} = \$52.00 \times 8 \text{ hours/day} = \$416/\text{day} \times 80 \text{ days} = \$33,280$
- $1 \times \$16.00/\text{hr} = \$16.00 \times 4 \text{ hours/day} \$64/\text{day} \times 80 \text{ days} = \$5,120$
- **Total = \$38,400 Rescue Personnel Salaries**

Beach Maintenance

- Holland Raking of Snug Harbor beach 1x per week (3 hours per raking) including labor, fuel, and maintenance
 $\$45.00 / \text{hour} \times 3 = \$135.00 / \text{week} \$135.00 \times 15 \text{ weeks} = \$2,025$
- **Total = \$2,025**
- *** In the event that Highlands requests an extra raking of the beaches, this request will be accepted (if DPW schedule permits), at a cost of \$250 / extra raking.

Total Estimated Direct Cost (Including Administrative Fee) –

- Equipment/Supplies - \$6047
- Salaries - \$38,400
- Beach Maintenance - \$2,025
- Administrative Fee - \$5500
- **Total Cost of Contract - \$51,972**

RESOLUTION NO. 74-2021
AUTHORIZING AN AGREEMENT WITH
EDGEWATER BEACH AND CABANA CLUB FOR
2021 OCEAN RESCUE LIFEGUARD 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 lifeguard services by the Borough of Sea Bright for the 2021 beach season; and

WHEREAS, Sea Bright and Edgewater agree that Sea Bright is to provide life guard services to Edgewater's beach according to the terms and conditions outlined in the attached agreement on weekends and holidays beginning Saturday, May 29, 2021 to Friday, June 11, 2021; full-time (seven days a week) from Saturday, June 12, 2021 through Monday, September 6, 2021; and, weekends in September following Monday, September 6, 2021 for a fee of \$47,732.50; and

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

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey that the Mayor and Borough Clerk are hereby authorized to execute an agreement for ocean rescue lifeguard services with Edgewater Beach and Cabana Club for the 2021 summer season for a fee of \$47,732.50; and

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

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

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk



BOROUGH OF SEA BRIGHT

MONMOUTH COUNTY, NEW JERSEY

www.seabrightnj.org

BOROUGH OFFICES:
1167 OCEAN AVENUE
SEA BRIGHT, NJ 07760
TEL: (732) 842-0099
FAX: (732) 741-3116

Re: Edgewater Beach and Cabana Club Ocean Rescue Proposal Summer 2021

Sea Bright Ocean Rescue is a nationally certified ocean rescue agency. Currently SBOR is a USLA certified agency and holds a concurrent lifeguard program certification by the North Shore Lifesaving Association Monmouth County, NJ. Sea Bright Ocean Rescue is one of only a handful of NATIONAL USLA certified agencies in New Jersey. SBOR also has a separate individual USLA certification as an Aquatic Response Rescue Team and was recently granted a Personal Rescue Watercraft certification by the USLA. SBOR is a certified agency by the State of NJ as an ocean & tidal water beach lifeguard service under NJAC 8:26.

Staffing and Hours of Operation

- Lifeguard operations will fall under the supervision and operational command of Sea Bright Ocean Rescue.
- One roving Ocean Rescue supervisor will provide daily oversight of operations.
- Edgewater Beach and Cabana Club's beach/ocean will be guarded from Saturday May 29th to Friday, June 11th only on the weekends and holidays. SBOR will begin full time (7 days/week) on Saturday, June 12th through Monday Sept 6th 2021. SBOR will guard Edgewater beaches on the weekends only in September following Monday, September 6th 2021 from 10:00 am to 6:00 pm.
- One lifeguard stand per beach staffed from 10:00 am until 6:00 pm.
- Edgewater Beach and Cabana Club will be assigned (3) three USLA qualified open water beach lifeguards with (2) on the stand or within the beach area at all times.
- After Labor Day, for the month of September, staffing may drop to (2) two USLA qualified open water beach lifeguards during the weekends in September that Edgewater Beach and Cabana Club is in operation.
- Advanced rescue response from Sea Bright's Aquatic Response Rescue Team 24 hours a day is available.
- Edgewater Beach and Cabana Club would be expected to maintain a safe and clean beach; free of large or sharp jagged debris.
- Edgewater Beach and Cabana Club would be expected to provide appropriate storage on site for equipment.
- Edgewater Beach and Cabana Club will supply signage for unguarded areas north and south of property lines.
- Edgewater Beach and Cabana Club will supply an AED and bleeding control kit proximal to the lifeguard stand (current location at tiki bar is good).
- Edgewater Beach and Cabana Club will supply one rescue board, RFD's, as well as an umbrella and American flag for the lifeguard stand.
- Sea Bright Ocean Rescue will hold the exclusive right to determine condition flags that are set for Edgewater Beach and Cabana Club as well as the right to close the water if conditions warrant.
- In the event that conditions warrant closure of the water, Sea Bright Ocean Rescue would maintain a reactive patrol to Edgewater from the Main Municipal Beach. If Lifeguards are not present, it would be the responsibility of Edgewater Beach and Cabana Club to supervise their water and keep people out.
- If the ocean water is closed for more than 5 consecutive days during the summer, Sea Bright would be willing to discuss potentially refunding some of the money paid to the municipality to provide ocean rescue services.

Lifeguard Training and Certification

- Each of Sea Bright's Lifeguards no matter rank or assignment will attend well over 40 hours of a USLA compliant open water lifesaving training program.
- Re-current/returning lifeguards complete at least 16 hours of annual rescue and medical refresher training.
- Completion of a 500 meter open water (surf) swim completed in less than 10 minutes.

- Maintain annual physician clearance of sound health, and possess necessary physical abilities to perform the duty of an ocean or river lifeguard.
- Each ocean lifeguard will hold the following professional level of certification:
 - AHA Basic Life Support for Health Care Professionals or equivalent level
 - AHA, ASHI or ARC Lifeguard / First Aid Certification
 - 20 hours of additional and 8 hours per year of Aquatic Medical Response Training
- Ocean Rescue supervisors will maintain all training and certification of a front line Ocean Lifeguard with the following additional certifications and training:
 - State or National certification as a Paramedic, EMT or EMR
 - FEMA Incident Command Courses IC 100 IC 700 and IC 800
 - Rescue Water Craft Operator or Crewman
 - Completion of annual EVOC training (emergency vehicle operations course)

Lifeguard and Rescue Services

- Water surveillance and risk reduction of drowning and/or traumatic injury
- Water rescue response either in open water or swift water (guarded area)
- Code-X missing swimmer search and rescue (still water)
- First-Aid to the sick and injured within the staffed beach areas
- Emergent resuscitation of ill or injured patrons within the staffed beach areas
- Emergency medical care and ambulance coordination within the boundaries of the staffed beach and bathing areas.
- Coordination and resource management of major water related emergencies (Lifeguard Supervisor)
 - Capsized boat or water craft with swimmers in distress
 - Rescue response to swimmers outside of guarded areas (swift water)
 - Assist Injured swimmers and boaters unguarded areas of Highlands
 - Assessment and safety management of dangerous aquatic life

Rescue Equipment and Uniforms

- Uniforms 6 x \$175.00 = \$1050
- Rescue Board x \$500.00 = \$500
- **Total = \$1050 in Equipment/Supplies**

Personnel

- Sea Bright Ocean Rescue will add 6 Lifeguards to its roster to meet the needs of properly supervising the beach at Edgewater Beach and Cabana Club.
- A total of 3 Lifeguards will be assigned to Edgewater Beach and Cabana Club on weekends and holidays starting Saturday, May 29th and ending Friday, June 11th; a total of 3 lifeguards will be assigned 7 days a week from Saturday, June 12th – Sunday, August 15th from 10:00 am – 6:00 pm. A total of 2 Lifeguards (with roving supervisor) 7 days a week from Monday, August 16th – Monday, September 6th from 10:00 am – 6:00 pm.
- A total of 2 Lifeguards (with roving supervisor) may be assigned to Edgewater Beach and Cabana Club on the weekends in September (only) following Monday, September 6th, 2020 from 10:00 am – 6:00 pm.
- 1 x \$17.00/hr = \$17.00 x 9 hours/day = \$153/day x 98 days = \$14,994
- 2 x \$14.00/hr = \$28.00 x 8 hours/day = \$224/day x 98 days = \$21,952
- **Total Cost of Salaries (Beach) = \$36,946**

Total Cost of Equipment/Uniforms: = \$1550

Total Cost of 2021 Edgewater Beach and Cabana Club Beach Lifeguards Salaries: \$36,946

Administrative Fee: (25% on top of salaries) = \$9,236.50

Total Cost of 2021 Edgewater Beach and Cabana Club Contract - \$47,732.50

RESOLUTION NO. 75-2021
AUTHORIZING A SPECIAL EVENT
WEDDING ON MUNICIPAL BEACH
BOROUGH OF SEA BRIGHT

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

WHEREAS, the Special Events Committee of the Borough of Sea Bright received an application on March 11, 2021 from Kristen Cline requesting a permit to hold a wedding on the municipal beach on April 5, 2021 with approximately 11 people in attendance; and

WHEREAS, since the Special Events Committee is not meeting prior to the proposed date of April 5, 2021, the Borough Council may exercise its authority under Chapter 179 of the Code of the Borough of Sea Bright to grant approval for this event; 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 Special Events permit application received on March 11, 2021 from Kristen Cline is hereby approved to hold a wedding on the municipal beach on April 5, 2021; and

BE IT FURTHER RESOLVED that the Special Events Secretary and Borough Clerk shall insure that all required permits are obtained and all necessary insurance documents are filed with the Borough; and

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

1. Special Events Secretary
2. Applicant
3. Borough Police Chief

Roll Call: Birsdall, Booker, Catalano, Kelly, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

RESOLUTION NO. 76-2021
URGING THE IMMEDIATE AMENDING OF SENATE BILL NO. 3454
STATE OF NEW JERSEY

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

WHEREAS, Public Question 1, the "Marijuana Legalization Amendment," was on the ballot in New Jersey as a legislatively referred constitutional amendment on November 3, 2020; and

WHEREAS, the text of the ballot question was provided as follows:

CONSTITUTIONAL AMENDMENT TO LEGALIZE MARIJUANA

Do you approve amending the Constitution to legalize a controlled form of marijuana called "cannabis"?

Only adults at least 21 years of age could use cannabis. The State commission created to oversee the State's medical cannabis program would also oversee the new, personal use cannabis market.

Cannabis products would be subject to the State sales tax. If authorized by the Legislature, a municipality may pass a local ordinance to charge a local tax on cannabis products.

WHEREAS, Public Question 1 was approved with 67.08% "Yes" votes and 32.92% "No" votes; and

WHEREAS, on February 22, 2021, legislation was signed into law legalizing and regulating cannabis use and possession for adults 21 years and older (A-21, The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act) and decriminalizing marijuana and hashish possession (A-1897). Also signed into law was S-3454, addressing marijuana and cannabis use and possession penalties for individuals younger than 21 years old and imposing criminal penalties on law enforcement officers; and

WHEREAS, the majority of New Jersey residents last Fall voted in favor to legalize marijuana for use by adults at least 21 years of age. There is no question, nor debate, on the outcome of the ballot question. However, New Jersey residents were not aware at the time of their vote that this would eventually lead to a new law making law enforcement officers "guilty of a crime" if they notify parents of children under the age of 18 that their child was caught with marijuana or alcohol, on the first offense; and

WHEREAS, as a result of this new law, our law enforcement officers will be guilty of a crime if they notify parents that an underage child is using or in possession of marijuana or alcohol on their first offense. Only if the child is found again using or in possession can a law enforcement officer notify the parents; and

WHEREAS, the legislation is treacherous to law enforcement officers because it creates a penalty of 3rd Degree Deprivation of Civil Rights if an officer uses the odor or possession of marijuana or alcoholic beverages as the reason for initiating an investigatory stop of a person. The new law states that a law enforcement officer cannot use the odor of marijuana or alcohol as reasonable articulable suspicion to initiate an investigatory stop. The new law states a minor cannot consent to be searched and that a law enforcement officer no longer has probable cause to search a minor for illegally using marijuana or alcohol. Further, if an officer violates a minor's rights by using pot or alcohol as the reason for a search, then the officer will be charged with the crime of Deprivation of Civil Rights; and

WHEREAS, Senate Bill No. 3454 establishes penalties of only warnings for illegal use by minors of marijuana or alcohol but it essentially prevents an officer from even approaching a person suspected of being a minor. The smell of marijuana and its use in the presence of a law enforcement officer will no longer be grounds to search an individual. While marijuana is now legal for those 21 and older, Senate Bill No. 3454 is an assault on law enforcement's ability to enforce the law. Senate Bill No. 3454 is an attack on law enforcement officers by making law enforcement officers the target of punishment rather than the individuals breaking the law. This language will have dangerous consequences for the public and law enforcement officers; and

WHEREAS, the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey continue to strive to support the local law enforcement effort and recognize that the resources of law enforcement is already drastically strained.

NOW, THEREFORE, BE IT RESOLVED the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey does hereby urge the immediate amending of Senate Bill No. 3454 so as to remove the offending provisions cited above based upon the below stated findings:

1. Senate Bill No. 3454 ignores the judgment of parents over the lives of their children. The requirements of the new law will keep parents in the dark about what may be happening in their children's lives. It shows children there are no major consequences if they are found using marijuana or alcohol for the first time. Parents should have the right to know if their child is using or in possession of marijuana from the first encounter and be given the chance to discuss its consequences before it potentially becomes a larger issue.
2. Senate Bill No. 3454 takes a huge step backward on the path of ensuring children are aware of both the short-term and long-term consequences of drug and alcohol use. Essentially, the new law is telling children they have one "free pass" to get caught with marijuana or alcohol before there are any real consequences.
3. Senate Bill No. 3454 unfairly and unreasonably imposes criminal penalties on law enforcement officers if they are found to have violated new rules dictating underage possession. The odor of cannabis or alcohol will no longer be enough to justify a search. The same holds true for "the unconcealed possession" of an alcoholic beverage, marijuana, hashish or cannabis item, according to the bill text.
4. Senate Bill No. 3454 turns law enforcement officers into criminals. It establishes a legal set of enforcement powers, but it criminalizes the actual enforcement of those powers.
5. Senate Bill No. 3454 contradicts a prior law that banned smoking tobacco products on beaches and boardwalks, something which was of extreme benefit to beach communities such as the Borough of Sea Bright, but now that law may be essentially unenforceable when it comes to smoking marijuana on beaches and boardwalks. Underage users of marijuana will now be free to smoke it anywhere, including in places the law says is illegal, because merely stopping a person to enforce the law is now illegal for police. Drug dealers will quickly learn to hide their drugs, guns and evidence of crimes on anyone under 18 years of age since merely lighting a joint as the officer approaches will put the officer in jeopardy of making an illegal search and being charged criminally.
6. Senate Bill No. 3454 goes well beyond the express terms of the ballot question and the intent of New Jersey's voters when they approved the question.
7. Governor Murphy and the State Legislature should take urgent steps to amend Senate Bill No. 3454 to protect our children and law enforcement officers.

BE IT FURTHER RESOLVED that the Borough Clerk of the Borough of Sea Bright shall forward a certified true copy of this resolution to the Governor of the State of New Jersey; Lieutenant Governor of the State of New Jersey; the New Jersey State Legislature; the members of the Monmouth County Legislative Delegation; New Jersey League of Municipalities; all County Boards of County Commissioners; the Mayor and Council of all towns within the County of Monmouth and the New Jersey State PBA, 158 Main Street, Woodbridge, New Jersey 07095.

Roll Call: Birdsall, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

Certification

I, Christine Pfeiffer, Borough Clerk, do hereby certify the foregoing is a Resolution adopted by the Borough of Sea Bright, in the County of Monmouth, State of New Jersey, at a Council Meeting held on March 16, 2021

Christine Pfeiffer, Borough Clerk

RESOLUTION No. 78-2021
Person-to-Person / Place-to-Place Transfer
(Expansion of Premises)
Liquor License #1343-33-002-010
From Nothing Fishy, LLC to 2nd Jetty Holdings, LLC

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

WHEREAS, an application has been filed for a person-to-person and a place-to-place (expansion of licensed premises) transfer of Plenary Retail Consumption Liquor License, Number 1343-33-002-010, heretofore issued to Nothing Fishy, LLC, 140 Ocean Avenue, Sea Bright, New Jersey; and

WHEREAS, the application submitted is complete in all respects, all appropriate State and Borough fees have been paid, and the tax clearance certificate was issued. The license has been properly renewed for the current license term (July 1, 2020 – June 30, 2021); and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant disclosed and the issuing authority reviewed the source of all funds used in the purchase of said liquor license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, does hereby approve, effective March 16, 2021, the person-to-person and place-to-place transfer (expansion of premises) of the aforesaid Plenary Retail Consumption License to 2nd Jetty Holdings, LLC, premises located 140 Ocean Avenue, Sea Bright, New Jersey, and does hereby direct the Borough Clerk to endorse the license certificate as follows:

"This license, subject to all of its terms and conditions, is hereby transferred to 2nd Jetty Holdings, LLC, effective March 16, 2021."

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

1. Chief of Police
2. State of New Jersey, Division of ABC
3. 2nd Jetty Holdings, LLC

Roll Call: Birdsell, Booker, Catalano, Keeler, Lamia, Leckstein

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

BOND ORDINANCE NO. 03-2021
BOND ORDINANCE AMENDING BOND ORDINANCE
NUMBER 12-2019 FINALLY ADOPTED BY THE
BOROUGH COUNCIL OF THE BOROUGH OF SEA
BRIGHT, NEW JERSEY ON JUNE 18, 2019

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF SEA BRIGHT, IN THE COUNTY OF MONMOUTH, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The Bond Ordinance of the Borough Council of the Borough of Sea Bright, in the County of Monmouth, New Jersey (the "Borough") entitled "Bond Ordinance Providing An Appropriation Of \$170,000 For Improvements To Shrewsbury Riverside Park And Various Other Recreation Areas For And By The Borough Of Sea Bright In The County Of Monmouth, New Jersey And, Authorizing The Issuance Of \$66,500 Bonds Or Notes Of The Borough For Financing Part Of The Appropriation" finally adopted on June 18, 2019 (the "Ordinance") is hereby incorporated by reference in its entirety.

Section 2. Section 1 of the Ordinance is amended in its entirety as follows:

"The improvements described in Section 3 of this bond ordinance (the "Improvements") are hereby authorized to be undertaken by the Borough of Sea Bright, New Jersey (the "Borough") as general improvements. For the said Improvement there is hereby appropriated the amount of \$216,296, such sum includes the sum of (a) \$100,000 expected to be received as a Monmouth County Open Space Grant, (b) \$46,296 expected to be received as a Monmouth County Community Development Block Grant and (c) \$3,500 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provisions in one or more previously adopted budgets for down payments for capital improvement purposes."

The Ordinance is hereby further amended by deleting the reference of "\$170,000" for the appropriation and estimated cost and substituting in lieu therefor "\$216,296".

Section 3. The capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolutions in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This Section 4 constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Borough reasonably expects to pay expenditures with respect to the Improvements prior to the date that the Borough incurs debt obligations under this Bond

Ordinance. The Borough reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Borough under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the costs of the Improvements is \$66,500. All other provisions of the Ordinance shall remain unchanged.

Section 5. This amendatory bond ordinance shall take effect twenty days after the first publication thereof after final adoption as provided by Local Bond Law.

I HEREBY CERTIFY this to be a true and correct Bond Ordinance No. 03-2021 of the Mayor and Borough Council of the Borough of Sea Bright, introduced on March 16, 2021 and will be further considered after a Public Hearing held on April 6, 2021 at a virtual meeting of the Borough Council at 7:00 pm. Meeting access instructions will be published with the public hearing notice and will be available on the Borough website.

INTRODUCED: March 16, 2021

Public Hearing: April 6, 2021

ADOPTED:

Witness

BOROUGH OF SEA BRIGHT,

CHRISTINE PFEIFFER, Borough Clerk

BRIAN P. KELLY, Mayor

VOUCHER LIST
MARCH 16, 2021
BOROUGH OF SEA BRIGHT

02113	AMERICAN WATER		
21-00259	03/03/21 SEWER	Open	325.63
2593	ASSOCIATION OF N.J. RECYCLERS		
21-00256	03/02/21 STREETS- CONF. & MEETINGS	Open	60.00
01241	BAIN'S HARDWARE, INC.		
21-00285	03/08/21 HARDWARE	Open	132.55
01957	BENEMAX BENEFIT MANAGEMENT CO.		
21-00295	03/09/21 HEALTH INS.	Open	336.00
01565	BOROUGH OF SEA BRIGHT		
21-00291	03/08/21 ADMIN	Open	4,110.00
01974	BOROUGH OF SEA BRIGHT COURT		
21-00286	03/08/21 COURT	Open	24.90
01780	CDW GOVERNMENT, INC.		
20-01272	10/30/20 FINANCE	Open	155.09
01547	CHURCH'S GARDEN CENTER &		
20-01316	11/09/20 DUNE GRASS	Open	2,449.96
00256	CLEARY, GIACOBBE, ALFIERI &		
21-00300	03/11/21 LEGAL	Open	304.00
2386	CRANEY INTERPRETING SERVICE		
21-00290	03/08/21 COURT	Open	120.00
21-00308	03/11/21 COURT	Open	690.00

			810.00
00088	CROWN TIRE MART		
21-00254	03/02/21 BEACH- VEHICLE MAINTENANCE	Open	1,000.00
2591	DATA STRUCTION		
21-00279	03/05/21 BLDGS. & GRDS.-MISC.	Open	750.00
2528	DCH FORD		
21-00272	03/05/21 STREETS- VEHICLE MAINTENANCE	Open	89.81
21-00273	03/05/21 STREETS- VEHICLE MAINTENANCE	Open	188.00

			277.81
2286	DIFRANCESCO, BATEMAN, KUNZMAN		
21-00258	03/03/21 LEGAL	Open	200.00
00609	EAGLE POINT GUN		
21-00113	01/28/21 POLICE: MATERIALS & SUPPLIES	Open	8,203.54
00506	FARMER, JANE		
21-00302	03/11/21 Domain Listing Yearly Payment	Open	228.00
01817	FINEGAN, GEORGE		
21-00305	03/11/21 ANIMAL	Open	486.07
00575	GALLS, INC.		
21-00197	02/17/21 POLICE-CLOTHING ALLOWANCE	Open	95.65
21-00198	02/17/21 POLICE-CLOTHING ALLOWANCE	Open	101.96

			197.61

02101	GANNETT NJ		
21-00307	03/11/21 CLERK	Open	27.90
02181	GATEWAY PRESS		
21-00264	03/03/21 A&E	Open	840.00
02219	GOODYEAR AUTO CENTER		
21-00205	02/17/21 POLICE: VEHICLE MAINTENANCE	Open	230.00
02252	GRAINGER, INC.		
21-00116	01/28/21 Tool Fuel	Open	237.66
21-00255	03/02/21 STREETS- MINOR TOOLS & HRDWRE	Open	259.00

			496.66
2588	HOAGLAND, LONGO, MORAN, DUNST		
21-00298	03/11/21 COURT	Open	1,750.00
01526	JCP & L		
21-00311	03/12/21 ELECTRIC	Open	7,820.09
02224	JERSEY CAPE DIAGONOSTIC CENTER		
21-00310	03/12/21 BEACH	Open	1,353.00
01784	JUNGLE LASERS, LLC		
21-00284	03/08/21 BLDG DEPT	Open	190.00
2568	KELLY WINTHROP, LLC		
21-00277	03/05/21 STREETS- OTHER	Open	32.00
00015	LANIGAN ASSOCIATES, INC.		
20-01315	11/09/20 POLICE:CLOTHING ALLOWANCE	Open	1,047.00
2265	LEE'S GARAGE		
21-00248	03/02/21 POLICE-VEHICLE MAINTENANCE	Open	2,604.32
2417	MARLIN BUSINESS BANK		
21-00301	03/11/21 A&E	Open	94.00
01900	MCKENNA, DUPONT, HIGGINS &		
21-00292	03/09/21 PLAN. BRD.	Open	310.30
2278	MCLAUGHLIN, STAUFFER & SHAKLEE		
21-00281	03/08/21 LEGAL	Open	5,616.66
2744	MILLER, EUGENE		
21-00309	03/11/21 CLERK	Open	20.00
00688	MONMOUTH COUNTY POLICE ACADEMY		
21-00203	02/17/21 POLICE: EDUCATION & TRAINING	Open	1,500.00
00378	MONMOUTH TRUCK EQUIPMENT		
21-00269	03/05/21 MAINTENANCE OF OTHER EQUIPMENT	Open	101.52
21-00274	03/05/21 STREETS- MAINT. OF OTHER EQUIP	Open	420.00

			521.52
00462	MUNICIPAL MAINTENANCE COMPANY		
21-00252	03/02/21 SEWER-MAINTENANCE OF EQUIPMENT	Open	1,925.00
00019	NJ AMERICAN WATER		
21-00289	03/08/21 HYDRANTS	Open	2,747.70
00020	NJ ASSOC OF CHIEFS OF POLICE		
21-00196	02/17/21 POLICE-DUES	Open	275.00

02188	NJ GRAVEL & SAND COMPANY, INC.		
21-00276	03/05/21 STREETS-MATERIALS & SUPPLIES	Open	750.00
00113	NJ NATURAL GAS COMPANY		
21-00260	03/03/21 NATURAL GAS	Open	2,976.10
00502	NJ STATE LEAGUE/MUNICIPALITIES		
21-00247	03/01/21 BLDG. DEPT	Open	116.00
02255	POWER DMS		
21-00201	02/17/21 POLICE-CONTRACTUAL SERVICES	Open	3,549.00
01554	SEA BRIGHT SERVICE CENTER		
21-00251	03/02/21 BATTERY 4367	Open	219.90
00027	SEABOARD WELDING SUPPLY, INC.		
21-00315	03/12/21 DPW	Open	14.50
2739	SOME'S WORLD-WIDE UNIFORMS INC		
21-00216	02/17/21 POLICE-MISCELLANEOUS	Open	1,582.50
02225	STAPLES ADVANTAGE		
21-00148	02/05/21 OFFICE SUPPLIES	Open	220.11
21-00193	02/16/21 OFFICE SUPPLIES	Open	227.67
21-00200	02/17/21 Office Supplies	Open	57.20

			504.98
2535	SUBURBAN DISPOSAL, INC.		
21-00293	03/09/21 LANDFILL	Open	5,782.92
21-00294	03/09/21 TRASH	Open	20,675.63

			26,458.55
01285	THE HOME DEPOT		
21-00275	03/05/21 BLDGS. & GRDS.-GENERAL HRDWRE.	Open	61.53
2679	TOSHIBA BUSINESS CARD SOLUTION		
21-00202	02/17/21 POLICE-CONTRACTUAL SERVICES	Open	2,743.28
01243	TREASURER, STATE OF NEW JERSEY		
21-00296	03/09/21 TIDELANDS	Open	200.00
2575	UNDER THE SUN		
21-00278	03/05/21 BLDGS. & GRDS.-MAINT. OF	Open	1,600.00
2291	VERIZON		
21-00312	03/12/21 FIOS	Open	257.56
2658	VERIZON		
21-00313	03/12/21 PHONE	Open	306.98
21-00314	03/12/21 SEWER	Open	526.03

			833.01
00251	W.B. MASON COMPANY, INC.		
21-00257	03/02/21 COURT	Open	971.98
00077	WEX BANK		
21-00288	03/08/21 GASOLINE	Open	4,885.99

TOTAL: \$97,177.19

BILL LIST MARCH 16, 2021 - MANUAL CHECKS

21-00283	DAVID HODER ASSOCIATES	\$2,200.00
3/8/2021	PLAN. BOARD:REVIEW & INSPECTION/ESCROW ACCTS.	
21-00299	EDDIE'S PRINT SHOP	\$45.00
3/10/2021	A&E:COPY PLANS/OPRA REQUEST	
21-00287	GANNETT NJ	\$17.10
3/8/2021	PLAN.BOARD:LEGAL AD/ESCROW ACCT.	
21-00282	NJ DEPT OF HEALTH	\$9.60
3/8/2021	MONTHLY DOG LICENSE FEES	
21-00306	NJ DEPT. OF TRANSPORTATION	\$395.00
3/11/2021	HWY. OCCUPANCY PERMIT APPLICATION FEE	
21-00297	UNITED STATES POSTAL SERVICE	\$239.68
3/10/2021	MAILING OF 2021 MUNICIPAL DIRECTORIES	

TOTAL:\$2,906.38

GRAND TOTAL:\$ 100,083.57

RESOLUTION NO. 77-2021
Introduction of the 2021 Municipal Budget
MUNICIPAL BUDGET NOTICE

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

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the Year 2021; and

BE IT FURTHER RESOLVED, that said budget be published in the Asbury Park Press in the issue of March 24, 2021; and

The Governing Body of the Borough of Sea Bright does hereby approve the following, as the Budget for the year 2021:

RECORDED VOTE	Ayes	Nays	Abstained	Absent
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COUNCILMEMBER KEVIN BIRDSALL
COUNCILMEMBER JEFFEREY M. BOOKER, SR.
COUNCILMEMBER SAMUEL A. CATALANO
COUNCILMEMBER WILLIAM J. KEELER
COUNCILMEMBER JOHN M. LAMIA, JR.
COUNCILMEMBER MARC A. LECKSTEIN

Notice is Hereby Given, that the Budget and Tax resolution was approved by the Councilmember of the Borough of Sea Bright, County of Monmouth on March 16, 2021.

A Public Hearing on the Budget and Tax Resolution will be held on April 20, 2021 at 7:00 P.M. at which time objections to said Budget and Tax Resolution for the year 2021 may be presented by taxpayers or other interested parties. This meeting will be held remotely – meeting access information is available on the Borough website (www.seabrightnj.org).

March 16, 2021

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 March 16, 2021.

Christine Pfeiffer, Borough Clerk

2021 Municipal Budget

of the BOROUGH of SEA BRIGHT County of
MONMOUTH for the fiscal year 2021.

Revenue and Appropriations Summaries

Summary of Revenues	Anticipated	
	2021	2020
1. Surplus	612,135.94	596,715.29
2. Total Miscellaneous Revenues	1,216,266.43	772,482.75
3. Receipts from Delinquent Taxes	327,194.93	181,792.33
4. a) Local Tax for Municipal Purposes	4,720,000.00	4,660,000.00
b) Addition to Local School District Tax		
c) Minimum Library Tax		
Tot Amt to be Rsd by Taxes for Sup of Muni Bnd	4,720,000.00	4,660,000.00
Total General Revenues	6,875,597.30	6,210,990.37

Summary of Appropriations	2021 Budget	Final 2020 Budget
1. Operating Expenses: Salaries & Wages	2,235,100.00	2,215,318.72
Other Expenses	2,736,806.30	2,585,108.96
2. Deferred Charges & Other Appropriations	580,191.00	539,881.00
3. Capital Improvements	100,000.00	75,000.00
4. Debt Service (Include for School Purposes)	823,500.00	405,681.69
5. Reserve for Uncollected Taxes	400,000.00	390,000.00
Total General Appropriations	6,875,597.30	6,210,990.37
Total Number of Employees		

2021 Dedicated Sewer Utility Budget	
Summary of Revenues	Anticipated
	2021
1. Surplus	156,400.00
2. Miscellaneous Revenues	730,000.00
3. Deficit (General Budget)	
Total Revenues	886,400.00
Summary of Appropriations	2021 Budget
1. Operating Expenses: Salaries & Wages	170,000.00
Other Expenses	645,000.00
2. Capital Improvements	10,000.00
3. Debt Service	45,900.00
4. Deferred Charges & Other Appropriations	15,500.00
5. Surplus (General Budget)	
Total Appropriations	886,400.00
Total Number of Employees	

2021 Dedicated Beach Utility Budget	
Summary of Revenues	Anticipated
	2021
1. Surplus	408,365.50
2. Miscellaneous Revenues	703,134.50
3. Deficit (General Budget)	
Total Revenues	1,111,500.00
Summary of Appropriations	2021 Budget
1. Operating Expenses: Salaries & Wages	488,000.00
Other Expenses	241,000.00
2. Capital Improvements	90,000.00
3. Debt Service	200,500.00
4. Deferred Charges & Other Appropriations	92,000.00
5. Surplus (General Budget)	
Total Appropriations	1,111,500.00
Total Number of Employees	