



Agenda
Meeting of the Municipal Council
Tuesday, November 21, 2017
WORK SESSION 6:00 PM

Clerk to Call Meeting to Order

Silent Prayer/Moment of Reflection.

Salute to the Flag

Announcement by the City Clerk

As to comply with the "Open Public Meetings Act," Chapter 231, P.L. 1975, adequate Notice of this meeting has been provided in the following manner: The Annual Notice was forwarded to the Asbury Park Press, The Coaster and The Star Ledger on January 3, 2017, and posted on the bulletin board the same date. All notices are on file with the City Clerk.

Items for Review:

- A. City Manager's Report on Issues Raised at Prior Council Meeting(s)
- B. Items to be presented by Michele Alonso, Director of Planning and Redevelopment:
 - 1. Consideration for Redevelopment Plan for 1001 First Avenue, Blocks 10, 11, 12, and 13
- C. Review of Agenda Items for November 21, 2017 Regular Meeting
- D. Matters from City Council
- E. Matters from City Manager
 - 1. Workforce Development Plan Presentation
- F. Matters from City Attorney
- G. Regular Meeting begins at 7 p.m.



Agenda
Meeting of the Municipal Council
Tuesday, November 21, 2017
REGULAR MEETING 7:00 PM

I. Executive Session - 4:00 p.m.

2017-344 Resolution Authorizing a Meeting Which Excludes the Public

A. Personnel

1. Performance Review - City Manager
2. Performance Review - City Clerk

B. Contract Negotiations

1. Amendments to the Waterfront Redevelopment Plan
2. 607 Mattison Avenue Developer's Agreement

C. Attorney-Client Privilege

II. Workshop Session - 6:00 p.m.

III. Regular Meeting - 7:00 p.m.

- B. Silent Prayer/Moment of Reflection
- C. Salute to the Flag
- D. Announcement - Open Public Meetings Act

As to comply with the "Open Public Meetings Act," Chapter 231, P.L. 1975, adequate Notice of this meeting has been provided in the following manner: The Annual Notice was forwarded to the Asbury Park Press, The Coaster and The Star Ledger on January 3, 2017, and posted on the bulletin board the same date. All notices are on file with the City Clerk.

E. Public Participation

F. Minutes

- Executive Session Minutes of Nov 8, 2017 5:00 PM
- Municipal Council - Work Session - Nov 8, 2017 6:00 PM

- Municipal Council - Regular Meeting - Nov 8, 2017 7:00 PM

G. Consent Agenda Resolutions

All matters listed on the Consent Agenda are presented collectively to the City Council, and will be considered for approval with one vote. These matters are considered to be routine in nature, and there will be no individual discussion of these items. If discussion is desired by one or more Council member(s) as to any particular item(s), then said item(s) shall be removed from the Consent Agenda and considered separately.

- 2017-345 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1114 Asbury Avenue)
- 2017-346 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1521 Sewall Avenue)
- 2017-347 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1007 Fourth Avenue)
- 2017-348 Resolution to Approve Person to Person and Place to Place Liquor License Transfer from Durango, Inc. to ABG Liquor Holdings, LLC
- 2017-349 Resolution of the City of Asbury Park, County of Monmouth, State of New Jersey, Authorizing Compensation Payment to Terry Williams Upon His Separation of Employment
- 2017-350 Resolution Authorizing the Transfer of Appropriations in the Fiscal Year 2017 Budget
- 2017-351 Resolution Canceling Balances of Grant Receivables and Grants Appropriated
- 2017-352 Resolution to Credit Sewer Account Block 2603 Lot 10 615 Asbury Avenue
- 2017-353 Resolution to waive interest due to error on sewer billing Block 4305 Lot 9 301 Seventh Avenue

H. Individual Resolutions

- 2017-354 Resolution Authorizing the Payment of Bills
- 2017-355 Rejecting bids for Phase III of Springwood Avenue Park Improvements
- 2017-356 Awarding of a Contract to Lucas Brothers for the Springwood Avenue Sanitary Sewer Project
- 2017-357 Authorizing Project Management and Construction Coordination and Inspection Services to T&M Associates for the 2015 Road Program
- 2017-358 Resolution Authorizing Change Orders with Black Rock Enterprises for the Road Program
- 2017-359 Resolution Authorizing Change Order 16 with Black Rock Enterprises for the Road Program

- 2017-360 Resolution of the Mayor and City Council of the City of Asbury Park Referring Proposed Amendments of the Main Street Redevelopment Plan to the City of Asbury Park Planning Board, and Directing the Planning Board to Take Certain Actions Pursuant to N.J.S.A. 40A:12A-7(e)
- 2017-361 A Resolution of the Mayor and City Council of the City of Asbury Park Authorizing the Third Amendment to the Redevelopment and Land Disposition Agreement with the Michaels Development Company I, L.P., as Redeveloper of Certain Parcels Located within the City's Springwood Avenue Redevelopment Area
- 2017-362 Resolution of the Mayor and City Council of the City of Asbury Park Referring Proposed Amendments to the Waterfront Redevelopment Plan to the City of Asbury Park Planning Board, and Directing the Planning Board to Take Certain Actions Pursuant to N.J.S.A. 40A:12a-7(E)

I. Ordinances

1. Introduction

- 2017-44 An Ordinance Repealing Section 2-43, Entitled "Public Art Committee," of Chapter II, "Administration," and Establishing a New Section 2-43 Thereof, Entitled "Public Art Commission," and Amending Section 4-18, Entitled "Murals," of Chapter IV, "General Licensing," of the "Code of the City of Asbury Park, New Jersey."

J. Adjournment

**RESOLUTION NO. 2017-344****RESOLUTION AUTHORIZING A MEETING WHICH EXCLUDES THE PUBLIC**

BE IT RESOLVED by the Mayor and Council of the City of Asbury Park that this body will hold a meeting on November 21, 2017 at 7:00 PM in the Council Chambers located at 1 Municipal Plaza, Asbury Park, New Jersey, that will be limited only to consideration of an items or items with respect to which the public may be excluded pursuant to section 7b of the Open Public Meetings Act.

The general nature of the subject or subjects to be discussed are as follows:

A. Personnel:

1. Performance Review – City Manager
2. Performance Review – City Clerk

B. Contract Negotiations:

1. Amendments to the Waterfront Redevelopment Plan
2. 607 Mattison Avenue Developer's Agreement

C. Attorney-Client Privilege

The public is excluded from said meeting, and further notice is dispensed with, all in accordance with section 8 and 4a of the Open Public Meetings Act.

CINDY A. DYE
CITY CLERK



Minutes
Meeting of the Municipal Council
Wednesday, November 8, 2017
WORK SESSION

Announcement by the City Clerk

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Cindy Dye	City Clerk	Absent	
Michael Capabianco	City Manager	Present	
Frederick Raffetto	City Attorney	Present	
Melody Hartsgrove	Deputy City Clerk	Present	

called the meeting to order at 6:00 PM.

City Manager's Report on Issues Raised at Prior Council Meeting(s)

City Manager Capabianco had no prior issues to be raised.

Special Event Applications

Leesha Floyd reviewed the special event applications that are scheduled for this evening.

Items to be presented by City Planner Michele Alonso:

1. Presentation of requested amendment to the Main Street Redevelopment Plan to allow Recording Studio

City Planner Michele Alonso gave a presentation the Mayor and Council regarding the amendment to the Main Street Redevelopment Plan for a Recording Studio.

2. Presentation of Possible Parking Lots for Valet Parking

City Planner Michele Alonso gave a presentation the Mayor and Council regarding possible parking lots for valet parking.

Review of Agenda Items for November 8, 2017 Regular Meeting

City Manager reviewed the items on the agenda.

Matters from City Council

Council Member Clayton offered congratulations to Council Member Kendle and the Recreation Department on the First Trunk or Treat it was a great celebration.

Council Member Kendle wished to thank Leesha Floyd and all the volunteers who helped out at the Trunk or Treat it was a great success.

Mayor Moor asked City Manager Cababianco to provide the Council with a two week update on the road construction. City Manager gave an update.

Matters from City Manager

City Manager Capabianco had no matters.

Matters from City Attorney

City Attorney Raffetto had no matters.

Regular Meeting begins at 7 p.m.

Respectfully submitted by:

Cindy A. Dye, RMC, City Clerk

Minutes Acceptance: Minutes of Nov 8, 2017 6:00 PM (Minutes)



Minutes
Meeting of the Municipal Council
Wednesday, November 8, 2017
REGULAR MEETING

Executive Session - 5:00 p.m.

2017-329 Resolution Authorizing a meeting which excludes the public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Cindy Dye	City Clerk	Present	
Michael Capabianco	City Manager	Present	
Frederick Raffetto	City Attorney	Present	
Melody Hartsgrrove	Deputy City Clerk	Present	

called the meeting to order at 7:00 PM.

PUBLIC PARTICIPATION

Motion made by Council Member Clayton and seconded by Council Member Chapman to open the meeting to the public.

The following members of the public spoke: Jordan Modell, Derek Bloom, Brett Lowell, Randy Thompson, Wendy Glassman, Paul Vail, Felicia Simmons, Ruth Ann Harrison, Louise Murray, Rita Marano, Jerry Scrano, Michael Knipp , Dan Sciannameo, Nancy Fasano.

Motion made by Council Member Chapman and seconded by Council Member Clayton to close meeting to the public.

MINUTES

Motion made by Deputy Mayor Quinn and seconded by Council Member Chapman .

Minutes Acceptance: Minutes of Nov 8, 2017 7:00 PM (Minutes)

1. **Motion to:** Executive Minutes of Oct 25, 2017 4:30 PM **Adopted**
2. Municipal Council - Work Session - Oct 25, 2017 6:00 PM **Accepted**
3. Municipal Council - Regular Meeting - Oct 25, 2017 7:00 PM **Accepted**

CONSENT AGENDA RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-330 Special Event Applications

2017-331 Resolution Authorizing a Refund due of an Overpayment of Sewer Block 1905 Lot 3 - 829 Dunlewy Street

2017-332 Resolution Approving Award of Contract for Regional Contribution Agreement Project (915 Sunset Avenue)

2017-333 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1202 Fourth Avenue)

2017-334 Resolution Approving Award of Contract for Regional Contribution Agreement Project (700 Second Ave)

2017-335 Resolution Authorizing the Disposition of Surplus Property - Electronics

2017-336 Resolution Approving Disposition of Surplus Property - Public Works

2017-337 Accepting Mental Health Grant

INDIVIDUAL RESOLUTIONS

2017-338 Resolution Authorizing the Transfer of Appropriations in the Fiscal Year 2017 Budget

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-339 Resolution Authorizing Payment of Bills

Council Member Chapman abstain from 17-01527

RESULT:	ADOPTED [4 TO 1]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Eileen Chapman, Yvonne Clayton, Jesse Kendle, Amy Quinn
NAYS:	John Moor

2017-340 Authorizing Project Management and Construction Coordination and Inspection Services to T&M Associates for the 2015 Road Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-341 Resolution Authorizing Change Orders with Black Rock Enterprises for the Road Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-342 Resolution Amending the Metered Parking Requirements in the Downtown and Waterfront Areas of the City, Effective Every Saturday During the Time Period From November 25, 2017 Through December 23, 2017

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-343 Resolution Authorizing the City of Asbury Park to Grant a Revocable License Agreement for Encroachment Over a Certain Portion of the Right-Of-Way Area (Air Space) Adjacent to the Property Located at 306 (a/k/a 308) Main Street (Block 2508, Lot 9)

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Jesse Kendle, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ORDINANCES

Introduction

2017-41 Ordinance of the City of Asbury Park Supplementing Traffic and Parking Regulations Chapter VII Establishing Section 7-7.5 General Provisions

Public hearing is scheduled for December 13, 2017.

Minutes Acceptance: Minutes of Nov 8, 2017 7:00 PM (Minutes)

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 12/13/2017 7:00 PM
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-42 Ordinance of the City of Asbury Park Amending and Supplementing Chapter VII of the Code of the City of Asbury Park Regarding Traffic and Parking Regulations

Public hearing is scheduled for December 13, 2017.

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 12/13/2017 7:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	John Moor, Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

Second Reading/Public Hearing

2017-43 Amending and Supplementing Chapter 12 Section 8 "Short Term Rental Regulations"

CITY ATTORNEY STATEMENT REGARDING ORDINANCE NO. 2017-43

(JON BIONDO'S ORDINANCE) - 11/8/17

- Before the Mayor and Council open up the Public Hearing concerning Ordinance No. 2017-43, I would like to make a few comments.
- Specifically, on October 10, 2017, an Ordinance to Amend and Supplement Chapter 12, Section 8, of the Code of the City of Asbury Park, as it relates to **short-term rental regulations**, was submitted by Petition through the "Initiative" process to the Municipal Clerk by Jon Biondo and a Committee of Petitioners. The Petition contained a total of **246** signatures.
- The Ordinance proposed by Petition relates to the same topic (that is, the short-term rental of real property within the City of Asbury Park) as that set forth in Ordinance No. 2017-40, which was introduced by the Mayor and Council on October 11, 2017, and which is also on this evening's agenda for a second reading and public hearing.
- The Ordinance submitted by the Committee of Petitioners, however, is significantly different than Ordinance No. 2017-40, as proposed by the Mayor and Council.
- The Ordinance submitted by the Committee of Petitioners was put forth under the "Initiative" process, which is permitted in municipalities, like Asbury Park, which are governed under the Faulkner Act.
- In those municipalities, the voters may propose and initiate any Ordinance for adoption in accordance with the procedural requirements set forth in the Act.
- According to those requirements, the Initiative Petition must be signed by a specified percentage of the legal voters of the City who voted in the last election at which members of the general assembly were elected (which, at the time of submission of the Petition, was 2015).

- Following the submission of the Petition, the Municipal Clerk was required to determine the sufficiency of the Petition within 20 days of the Petition's filing, or by October 30, 2017.
- By law, if the Petition is found to be sufficient, then the Municipal Clerk shall submit the same to the Council without delay, and the initiated Ordinance shall be deemed to have had a first reading and provision shall be made for a public hearing thereon.
- In our case, by letter which was hand delivered to the Committee of Petitioners on October 25, 2017, the Municipal Clerk provided notice that the Petition had been approved (or certified), and that a public hearing regarding the proposed Ordinance (which has now been numbered as 2017-43) had been scheduled for this evening, November 8, 2017, during the Regular public portion of tonight's Council meeting.
- By law, the Governing Body has a period of 20 days from October 25, 2017 to consider the Ordinance which was proposed by Initiative. That would take us to November 14, 2017.
- It should be noted that this evening's Council meeting is the only regularly scheduled Council meeting to be held between the date the Petition was certified (October 25th) and November 14th.
- By law, if the Council shall fail to pass the Ordinance requested through the Initiative process by November 14th, then the Municipal Clerk shall submit the same to the voters.
- Given the number of signatures contained in the Petition which were verified as belonging to qualified voters within the City of Asbury Park, which number amounted to **214** of the **246** total signatures contained in the Petition, the law provides that, should the Governing Body fail to adopt the Ordinance by the November 14, 2017 deadline, then that Ordinance shall be submitted to the voters at the next general election, in accordance with N.J.S.A. 40:59A-192(b). The next general election shall be held in November of 2018, or one year from now.
- Therefore, in accordance with the procedures which I have just recited, Ordinance No. 2017-43 is now being opened up to the public for a public hearing. At the conclusion of the public hearing, the Council may, or may not, determine to take action on that Ordinance. The Council's action or inaction on this Ordinance will determine whether the matter is put to the voters at the general election in November of 2018.
- Finally, there will be another public hearing this evening on the other Ordinance relating to the same topic of short-term rentals, known as Ordinance No. 2017-40, which Ordinance was introduced by the Mayor and Council on October 11, 2017. I will be making a separate statement regarding that Ordinance at the appropriate time.
- With all that having been said, Ms. Hartsgrove, would you kindly ask for a motion and a vote to open up the public hearing on Ordinance No. 2017-43.

Motion made by Council person Clayton and seconded by Deputy Mayor Quinn to open the public hearing and the following members of the public spoke: Ruthanne Harrison, Pam Lamberton.

Council Member Kendle made a motion and seconded by Council Member Chapman to close the public hearing.

RESULT:	DEFEATED [0 TO 5]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
NAYS:	Chapman, Clayton, Kendle, Quinn, Moor

- 2017-40 An Ordinance Amending and Supplementing Chapter XIII, Entitled “Property Improvement and Neighborhood Preservation – Property Maintenance Code,” of the “Code of the City of Asbury Park, New Jersey,” Regulating and Establishing Registration Requirements for Short-Term Rentals in the City of Asbury Park, New Jersey

CITY ATTORNEY STATEMENT REGARDING

REDD vs. BOWMAN, 223 N.J. 87 (2015) - 11/8/17

(TO BE READ PRIOR TO CONSIDERATION OF ORDINANCE NO. 2017-40)

- With regard to Ordinance No. 2017-40, which was introduced by the Mayor and Council on October 11, 2017, and which relates to the same topic as the prior Ordinance that the Council just considered, Mr. Jon Biondo, on behalf of the Committee of Petitioners, spoke publicly at the microphone at the October 25, 2017 Council meeting, asserting that the New Jersey Supreme Court decision in the matter known as Redd vs. Bowman, 223 N.J. 87 (2015), effectively prohibits the Asbury Park Mayor and Council from enacting legislation on the same topic as that which is contained in the Ordinance which was submitted through the “Initiative” process under the Faulkner Act and which has now been certified by the Municipal Clerk.
- On behalf of the City, I have had the opportunity to review the Redd vs. Bowman case, and I respectfully disagree with Mr. Biondo’s conclusion in that regard.
- The issue in Redd vs. Bowman was whether an Initiative Petition filed under the Faulkner Act requiring the City of Camden to create and maintain its own police force, and prohibiting the municipality from replacing its police force with a County-wide police force, unlawfully restricted the municipal governing body’s legislative authority, or was preempted by certain State fiscal statutes.
- In a lengthy opinion, the New Jersey Supreme Court found that the Ordinance proposed by Petition in Camden did not constitute an improper divestment of the municipal governing body’s legislative power, and also found that it was not preempted by the State statutes referenced, so theoretically, the Ordinance proposed by Petition could go on the ballot. However, given that three (3) years had passed from the time the initiated Ordinance was submitted to and certified by the Camden City Clerk, to the time that the Supreme Court made its determination in the case, and given that the intervening circumstances had changed so dramatically (specifically, the Camden Police Department had already been dissolved and replaced with the County police force), the Supreme Court found that the Ordinance proposed by Petition (though certified) was essentially “stale” and could not be put before the voters.
- It should be noted that there were not competing Ordinances at issue in the Redd vs. Bowman case. The Court was not presented with, nor did it rule upon, circumstances where one Ordinance was submitted by Initiative and a different competing Ordinance on the same topic was simultaneously or shortly thereafter adopted by the local Governing Body. As such, there was no determination made in that case holding that a municipal Governing Body would be precluded from acting in those circumstances.

- Based upon my review of that case, I simply do not find it relevant to the situation presented in Asbury Park, and do not consider it to prevent the Mayor and Council from adopting their own Ordinance (2017-40), if they so choose, even though a different Ordinance on the same topic (2017-43) will now be sent to the voters for their consideration in November of 2018.
- Finally, as opposed to the “Referendum” statutes, which affirmatively impose a “stay” on an Ordinance which is subject to a referendum Petition, there is nothing in the Faulkner Act statutes governing “Initiative” which imposes a stay on the Governing Body’s ability to adopt an Ordinance on a certain topic after an Initiative Petition has been presented or certified on the same or similar topic. As such, there is no statutory prohibition either, which would prohibit the Council from taking action this evening regarding Ordinance No. 2017-40.
- With that said, Ms. Hartsgrove, would you kindly ask for a motion and a vote to open up the public hearing on Ordinance No. 2017-40.

Mayor Moor made a motion and seconded by Deputy Mayor Quinn to open the public hearing and the following members of the public spoke: Robert White, Michael Knipp, Rita Marano, Linda Phillips, Paul Edgecomb. Tomasina Shanks, Pam Lamberton, Conrad Niblet, Kathleen Guliano, Nancy Fasano, Felicia Simmons, Jerry Scrano, John Mastra.

Motion made by Councilman Kendle and seconded by Councilwoman Chapman to close the public hearing.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Yvonne Clayton, John Moor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ADJOURNMENT

The meeting was adjourned at 9:15 PM

Respectfully submitted by:

Cindy A. Dye, RMC, City Clerk



RESOLUTION NO. 2017-345

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING AWARD OF CONTRACT FOR REGIONAL CONTRIBUTION AGREEMENT PROJECT (1114 ASBURY AVENUE)

WHEREAS, request for estimates for Regional Contribution Agreement (“RCA”) project located at 915 Sunset Avenue were received by the City Clerk on November 6, 2017; and

WHEREAS, the results of those estimates are as follows:

CONTRACTOR	ESTIMATE
M & J Renovation & Home Imp	\$20,200.00
Anpe Corp.	\$24,120.00
Kings Control	\$24,875.00
Staff Estimate	\$22,200.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Asbury Park as follows:

1. The contract for the RCA project located at 1114 Asbury Avenue be awarded to M & J Renovation. for an amount not to exceed \$20,200.00, in accordance with the selection of the property owner, Warren Hall, subject of Certification of Funds from the Finance Officer. Available sufficient uncommitted appropriations in Account T-38-56-850-850-802. The maximum dollar value of the pending contract is as set forth in the resolution.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-345 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



City of Asbury Park

MUNICIPAL BUILDING ONE MUNICIPAL PLAZA

ASBURY PARK, NEW JERSEY 07712-7000

TEL: (732) 775-2100

FAX: (732) 502-5738

City Council

John Moor, Mayor

Amy Quinn, Deputy Mayor

Yvonne Clayton

Jesse Kendle

Eileen Chapman

Michael Capabianco, City Manager

Department of Community Development

MEMO

TO: Cindy Dye, City Clerk

FROM: Carrie Jeannot

RE: Review / Award of RCA Funding

DATE: November 6, 2017

This notice serves to announce the results and selection by the homeowner and make publicly known the awarding of RCA funding.

The following estimate was received for the RCA Project located at 1114 Asbury Avenue –Warren Hall – Owner Occupied – 1 Unit

Contractor	Estimate
M & J Renovation	\$20,200
Anpe Corp	\$24,120
Kings Control	\$24,875
Staff Estimate	\$22,068

Kings Control's estimate is more than 15% above the staff estimate and failed to itemize the estimate and is therefore disqualified.

The owner has selected M & J Renovation at a cost of \$20,200.

cj

Attachment

Attachment: 1114 Asbury (2017-345 : RCA - 1114 Asbury Avenue)

CITY OF ASBURY PARK
HOUSING REHABILITATION PROGRAM
BID RESULTS FORM

OWNER: Warren Hall DUE DATE: 07/06/2017
 ADDRESS: 1114 Asbury Avenue DATE OPENED: _____
Asbury Park, NJ 07712 STAFF ESTIMATE: \$22,068
\$18,757-\$25,378

PROGRAM BIDS ARE FOR: REGIONAL CONTRIBUTION AGREEMENT PROGRAM

THE FOLLOWING ARE THE BID RESULTS FOR THE ABOVE PROPERTY:

CONTRACTOR	BID AMOUNT	TAPE
1. <u>BDOPE</u>	<u>24,120</u>	\$20,830
2. <u>M&J Renovation</u>	<u>20,200</u>	
3. <u>King Control</u>	<u>24,875</u>	
4. _____	_____	
5. _____	_____	
6. _____	_____	
7. _____	_____	
8. _____	_____	

Reasonableness of cost criteria: HAS HAS NOT _____ been met by one or more bidders.

OWNER SELECTION AND ACKNOWLEDGMENT

Based on the above Bid Results, I hereby acknowledge my selection of:

M & J Renovation at a cost of: \$20,830
 for the work on my property at the above address. I understand that I may select any bidder listed, but that if my choice is other than the lowest bidder, I will provide the difference in cost between the lowest bid and that selected.

I further acknowledge that if the selected bid amount exceeds the amount of funding available through the City's designated program for which I am eligible, I am responsible for paying any costs which exceed that eligible amount.

If low bidder is not selected, give reason: _____

OWNER: Warren Hall DATE 11/6/17

OWNER: _____ DATE _____

NOTE: KINGS CONTROL FAILED TO ITEMIZE ESTIMATE ON THE WRITE UP
AND IS DISQUALIFIED.

J & J RENOVATION'S ESTIMATE TOTALS \$20,830

Attachment: 1114 Asbury (2017-345 : RCA - 1114 Asbury Avenue)



RESOLUTION NO. 2017-346

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING AWARD OF CONTRACT FOR REGIONAL CONTRIBUTION AGREEMENT PROJECT (1521 SEWALL AVENUE)

WHEREAS, request for estimates for Regional Contribution Agreement (“RCA”) project located at 1521 Sewall Avenue were received by the City Clerk on November 8, 2017; and

WHEREAS, the results of those estimates are as follows:

CONTRACTOR	ESTIMATE
M & J Renovation & Home Imp	\$14,530.00
TCZ Construction	\$18,242.37
Staff Estimate	\$17,560.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Asbury Park as follows:

1. The contract for the RCA project located at 1521 Sewall Avenue be awarded to TCZ Construction. for an amount not to exceed \$18,242.37.00, in accordance with the selection of the property owner, Lashun Small, subject of Certification of Funds from the Finance Officer. Available sufficient uncommitted appropriations in Account T-38-56-850-850-802. The maximum dollar value of the pending contract is as set forth in the resolution.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-346 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



City of Asbury Park

MUNICIPAL BUILDING ONE MUNICIPAL PLAZA
 ASBURY PARK, NEW JERSEY 07712-7000
 TEL.: (732) 775-2100
 FAX: (732) 502-5738

City Council
 John Moor, Mayor
 Amy Quinn, Deputy Mayor
 Yvonne Clayton
 Jesse Kendle
 Eileen Chapman

Michael Capabianco, City Manager

Department of Community Development

MEMO

TO: Cindy Dye, City Clerk
 FROM: Carrie Jeannot
 RE: Review / Award of RCA Funding
 DATE: November 8, 2017

This notice serves to announce the results and selection by the homeowner and make publicly known the awarding of RCA funding.

The following estimate was received for the RCA Project located at 1521 Sewall Avenue –Lashun Small – Owner Occupied – 1 Unit

Contractor	Estimate
M & J Renovation	\$14,530
TCZ Construction	\$18,242.37
Staff Estimate	\$17,560

M & J Renovation's estimate is more than 15% above the staff estimate and is therefore disqualified.

The owner has selected TCZ Construction at a cost of \$18,242.37.

cj

Attachment

Attachment: 1521 Sewall (2017-346 : RCA - 1521 Sewall Ave)

CITY OF ASBURY PARK
HOUSING REHABILITATION PROGRAM
BID RESULTS FORM

OWNER: Lashun Small DUE DATE: 10/31/2017
 ADDRESS: 1521 Sewall Avenue DATE OPENED: 10-31-2017
Asbury Park, NJ 07712 STAFF ESTIMATE: \$17,560
\$14,925-\$20,194

PROGRAM BIDS ARE FOR: REGIONAL CONTRIBUTION AGREEMENT PROGRAM

THE FOLLOWING ARE THE BID RESULTS FOR THE ABOVE PROPERTY: _____

CONTRACTOR	BID AMOUNT
1. <u>M & J Renovation</u>	<u>\$ 14,530.00</u>
2. <u>TCZ Construction</u>	<u>\$ 18,242.37</u>
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____
7. _____	_____
8. _____	_____

Reasonableness of cost criteria: HAS HAS NOT been met by one or more bidders.

OWNER SELECTION AND ACKNOWLEDGMENT

Based on the above Bid Results, I hereby acknowledge my selection of: TCZ Construction at a cost of: 18,242.37
 for the work on my property at the above address. I understand that I may select any bidder listed, but that if my choice is other than the lowest bidder, I will provide the difference in cost between the lowest bid and that selected.

I further acknowledge that if the selected bid amount exceeds the amount of funding available through the City's designated program for which I am eligible, I am responsible for paying any costs which exceed that eligible amount.

If low bidder is not selected, give reason:

OWNER: Lashun Small DATE 11/8/17

OWNER: _____ DATE _____

NOTE: M & J RENOVATION IS MORE THAN 15% BELOW THE STAFF
ESTIMATE AND IS DISQUALIFIED.

Attachment: 1521 Sewall (2017-346 : RCA - 1521 Sewall Ave)



RESOLUTION NO. 2017-347

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION APPROVING AWARD OF CONTRACT FOR REGIONAL CONTRIBUTION AGREEMENT PROJECT (1007 FOURTH AVENUE)

WHEREAS, request for estimates for Regional Contribution Agreement (“RCA”) project located at 1007 Fourth Avenue were received by the City Clerk on November 15, 2017; and

WHEREAS, the results of those estimates are as follows:

CONTRACTOR	ESTIMATE
M & J Renovation & Home Imp	\$23,610.00
Anpe Corp.	\$30,740.00
Staff Estimate	\$23,929.60

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Asbury Park as follows:

1. The contract for the RCA project located at 1007 Fourth Avenue be awarded to M & J Renovation. for an amount not to exceed \$23,929.60, in accordance with the selection of the property owner, Carol Johnson, subject of Certification of Funds from the Finance Officer. Available sufficient uncommitted appropriations in Account T-38-56-850-850-802. The maximum dollar value of the pending contract is as set forth in the resolution.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-347 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



City of Asbury Park

MUNICIPAL BUILDING ONE MUNICIPAL PLAZA

ASBURY PARK, NEW JERSEY 07712-7000

TEL: (732) 775-2100

FAX: (732) 502-5738

City Council

John Moor, Mayor

Amy Quinn, Deputy Mayor

Yvonne Clayton

Jesse Kendle

Eileen Chapman

Michael Capabianco, City Manager

Department of Community Development

MEMO

TO: Cindy Dye, City Clerk

FROM: Carrie Jeannot

RE: Review / Award of RCA Funding

DATE: November 15, 2017

This notice serves to announce the results and selection by the homeowner and make publicly known the awarding of RCA funding.

The following estimate was received for the RCA Project located at 1007 Fourth Avenue – Carol Johnson – Owner Occupied – 1 Unit

Contractor	Estimate
M & J Renovation	\$23,610
Anpe Corp	\$30,740
Staff Estimate	\$23,929.60

Anpe Corp's estimate is more than 15% above the staff estimate and is therefore disqualified.

The owner has selected M & J Renovation at a cost of \$23,610.

cj

Attachment

Attachment: 1007 4th (2017-347 : RCA - 1007 Fourth Ave)

CITY OF ASBURY PARK
HOUSING REHABILITATION PROGRAM
BID RESULTS FORM

Revised W/1600

Due 11/3

OWNER: Carol Johnson DUE DATE: 10/18/2017

ADDRESS: 1007 Fourth Avenue
Asbury Park, NJ 07712

DATE OPENED: _____

STAFF ESTIMATE: _____

23,929.60
~~15,079.60~~

~~\$12,817.66 - \$17,341.54~~

20,340.16 - 27,519.05

PROGRAM BIDS ARE FOR: REGIONAL CONTRIBUTION AGREEMENT PROGRAM

THE FOLLOWING ARE THE BID RESULTS FOR THE ABOVE PROPERTY:

CONTRACTOR	BID AMOUNT
1. <u>m³S Contracting</u>	<u>\$ 23,610</u>
2. <u>Anpe Corp</u>	<u>" 30,740</u>
3. _____	_____
4. _____	_____
5. _____	_____
6. _____	_____
7. _____	_____
8. _____	_____

Reasonableness of cost criteria: HAS _____ HAS NOT _____ been met by one or more bidders.

OWNER SELECTION AND ACKNOWLEDGMENT

Based on the above Bid Results, I hereby acknowledge my selection of:

m³S Contracting at a cost of: 23,610
for the work on my property at the above address. I understand that I may select any bidder listed, but that if my choice is other than the lowest bidder, I will provide the difference in cost between the lowest bid and that selected.

I further acknowledge that if the selected bid amount exceeds the amount of funding available through the City's designated program for which I am eligible, I am responsible for paying any costs which exceed that eligible amount.

If low bidder is not selected, give reason:

OWNER: Carol Johnson
Carol Johnson

DATE 11-10-17

OWNER: _____

DATE _____

NOTE: _____

Attachment: 1007 4th (2017-347 : RCA - 1007 Fourth Ave)



RESOLUTION NO. 2017-348

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION TO APPROVE PERSON TO PERSON AND PLACE TO PLACE LIQUOR LICENSE TRANSFER FROM DURANGO, INC. TO ABG LIQUOR HOLDINGS, LLC

WHEREAS, an application has been filed for a Person-to-Person and Place to Place Transfer of Plenary Retail License Number 1303-33-049-010, from Duragno, Inc. to ABG Liquor Holdings, LLC. for premises at 527 Lake Avenue in the City of Asbury Park, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; 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 has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE BE IT RESOLVED that the City of Asbury Park City Council does hereby approve, effective November 21, 2017, the transfer of the aforesaid Retail License to ABG Liquor Holdings, LLC. for 527 Lake Avenue, and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to ABG Liquor Holdings, LLC., effective November 21, 2017."

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-348 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-349

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION OF THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AUTHORIZING COMPENSATION PAYMENT TO TERRY WILLIAMS UPON HIS SEPARATION OF EMPLOYMENT

WHEREAS, Terry Williams and the City of Asbury Park have agreed on a separation and release agreement effective November 1, 2017; and

WHEREAS, Terry Williams has accumulated earned time that he is entitled to be compensated for as follows:

65.5 Sick Days	\$35,612.35
4.5 Comp Time Hours	\$ 244.66
Total Amount Due	<u>\$ 35,857.01</u>

WHEREAS, in accordance with N.J.A.C. 5:30-15.4 and the Fair Labor Standards Act, sufficient documentation has been provided to Chief Financial Officer, JoAnn Boos for the above accumulated earned time.

NOW THEREFORE BE IT RESOLVED, by the Mayor and City Council of the City of Asbury Park, County of Monmouth, State of New Jersey, that they hereby approve the payment of \$35,857.01 to Terry Williams upon his separation of employment effective November 1, 2017 for the above accumulated earned time to be paid on November 30, 2017.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-349 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 21st DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-350

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE TRANSFER OF APPROPRIATIONS IN THE FISCAL YEAR 2017 BUDGET

WHEREAS, it has been determined that various line items within the 2017 fiscal year operating budget need additional funds to cover these expenditures; and,

WHEREAS, it has also been determined that sufficient balances remain in various expense accounts to cover these expenditures; and,

WHEREAS, New Jersey Statute 40A:4-58 allows for the transfer of funds between line items during the two months during the fiscal year and the first three months of the following year.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Asbury Park that the Chief Financial Officer is hereby authorized to make the following budget transfers:

	From	To
Current Fund:		
Legal Services Other Expenses	\$10,000.00	
Tax Assessor Other Expenses		\$10,000.00
Sewer Utility Fund:		
Bond Interest	9,000.00	
Note Interest		9,000.00

BE IT FURTHER RESOLVED that the City Clerk is hereby instructed to provide a certified copy to the Chief Financial Officer and the City Auditor.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-350 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-351

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION CANCELING BALANCES OF GRANT RECEIVABLES AND GRANTS APPROPRIATED

WHEREAS, certain grants receivables and grants appropriated remain on the books of the City from prior years; and

WHEREAS, it is necessary to cancel said grant receivables and grants appropriated to fund balance.

NOW, THEREFORE, BE IT RESOLVED by the Governing body of the City of Asbury Park that the following grant receivables and grant appropriation reserves be canceled up to the amounts listed below:

Grant Receivables:

Body Armor Replacement Grant	2009	\$4,366.14
Body Armor Replacement Grant	2012	618.02
NJ Gateway Sign		10,000.00
Safe Streets/P.A.L./CAMP Grant		2,909.83

Grants Appropriated:

Mental Health Grant	2009	239.30
Mental Health Grant	2014	.74
Green Communities Grant		3,000.00
U Drive U Text U Pay		825.00
Drunk Driving Enforcement Grant		3,396.03
Pedestrian Safety Act		2,025.00
Over the Limit Under Arrest	2011	604.04
COPS Hiring Program	2009	83,750.90
COPS Hiring Program	2011	106,327.67
JAG Grant	2007	226.50
JAG Grant	2008	4,566.21
JAG Grant	2010	668.00
JAG Grant	2011	5,818.37
Multi-Purpose Senior Center		11,891.63

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-351 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-352

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION TO CREDIT SEWER ACCOUNT BLOCK 2603 LOT 10 615 ASBURY AVENUE

WHEREAS: The Tax Collector was notified by Mr. Daniel Sciannameo, owner of the property located at 615 Asbury Avenue, Block 2603 Lot 10 that a discrepancy exists between the billing from New Jersey American Water Company and the City of Asbury Park for water and sewer consumption, account 10621505-0; and

WHEREAS, it was made certain that New Jersey American Water Company re-billed for 84,000 gallons due to a cancel rebill which the City of Asbury Park uploaded and billed for 183,000 gallons for June- August 2017 at a rate of \$839.45; and

WHEREAS, it has been determined by the City of Asbury Park Tax & Sewer Department that the reading from New Jersey American Water Company should be used for billing; 84,000 gallons of usage at the of 428.60; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the City of Asbury Park authorize the Tax Collector to refund Mr. Daniel Sciannameo for the sewer account # 10621505-0 for the 2017 4th QTR sewer billing in the amount of \$410.85 (The rate of \$4.15 per 1,000 gallons and demand charges in the amount of \$80.00) and adjust said account to reflect the new amount of \$428.60.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-352 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK

November 9, 2017
12:00 PM

CITY OF ASBURY PARK
Detailed Meter Reading Report by Account Id

3.G.8.a
Page No: 1

Range of Accounts: 10621505-0 to 10621505-0 Status: Both
Range of Dates: First to 12/31/17 Service Type: All Reading Type Includes:
Range of Years: First to Last Name to Print: Bill To Standard: Y Final: Y Prorated Final: Y
Range of Periods: First to Last Location to Print: Property Reset: Y Interim: Y Consumption: Y
Range of Cycles: First to Last Minimum Usage: -999999999999 Max Usage: 999999999999
Range of Acct Types: First to Last Range of City Ids: First to Last Estimate Flag Includes:
Range of Sections: First to Last Range of Bill Group Ids: First to Last Actual: Y Estimate: Y Customer Reads
Read: Y Do Not Read: Y Retired: Y

Account Id	Location	Units	Code	Year	Prd	Date	Type	Est	Readings	Usage	Roll	Ref
Type	Section Name							Flag			Flag	Num
	Cycle Meter Num	Mult	Size	Book	Page							
	Bill Group											
10621505-0	615 ASBURY AVENUE	1.00	R01	Sewer	Standard	Meter:	1	Meter Group: 1	Status: Read			
R01	SCIANNAMEO, DANIEL F & JAQUELINE					Meter Num: 180495931		Serial Num:				
Sewer:	1 180495931	1	4	130		2017	4	08/31/17	C	34		106
						2017	4	07/31/17	C	128	128	105
						2017	4	06/30/17	C	21	21	104
						2017	3	05/31/17	C	0	0	100
						2017	3	04/30/17	C	0	0	99
						2017	3	03/31/17	C	0	0	98
						2017	2	02/28/17	C	0	0	97
						2017	2	01/31/17	C	0	0	96
						2017	2	12/31/16	C	0	0	95
						2017	1	11/30/16	C	0	0	93
						2017	1	10/31/16	C	0	0	92
						2017	1	09/30/16	C	0	0	91
						2016	4	08/31/16	C	0	0	90
						2016	4	07/31/16	C	0	0	89
						2016	4	06/30/16	C	0	0	88
						2016	3	05/31/16	C	0	0	87
						2016	3	04/30/16	C	0	0	86
						2016	3	03/31/16	C	0	0	85
						2016	2	02/29/16	C	0	0	84
						2016	2	01/31/16	C	0	0	83
						2016	2	01/04/16	C	0	0	82
						2016	1	01/03/16	C	0	0	81
						2016	1	01/02/16	C	0	0	80
						2016	1	01/01/16	C	0	0	79
						2015	4	08/31/15	C	0	0	78
						2015	4	07/31/15	C	0	0	77
						2015	3	05/31/15	C	0	0	75
						2015	3	04/30/15	C	0	0	74
						2015	3	03/30/15	C	0	0	73
						2015	2	02/28/15	C	0	0	72
						2015	2	01/31/15	C	0	0	71
						2015	2	12/30/14	C	0	0	70
						2015	1	06/30/15	C	0	0	76
						2015	1	11/30/14	C	0	0	69
						2015	1	10/30/14	C	0	0	68
						2015	1	09/30/14	C	0	0	67
						2014	4	08/30/14	C	0	0	66
						2014	4	07/30/14	C	10	10	65
						2014	4	06/29/14	C	9	9	64
						2014	3	06/01/14	C	3	3	62

759.45
+80.00 Demand

Q4 2017 \$ 839.45 Bill

Credit of \$ 410.85

183 K
- 84 K

- 99 K x 4.15 = \$ 410.85

Attachment: 20171109122139491 (2017-352 : Resolution to Credit Sewer Account Block 2603 Lot 10 615 Asbury Avenue)



Premise Usage Transaction Report
 NJASBURYPK - Asbury Park
 Transactions Dated: 11/09/2016 to 11/09/2017

Premise: 9180495931 Status: Tapped Service Active Contract Service: 615 Asbury Apts Ave
 Municipality: Asbury Park Asbury Park, NJ 07712-6509
 Meter Read Route: SHR04465 Route Read Dates -- Previous: 11/02/2017 Current: 12/04/2017 Next: 01/03/2018 Last Bill: 11/07/2017
 Account: 210023035844 Name: Sciannameo, Daniel F Status: Active
 Account Connect Date: 09/28/2013 Mailing: 92 Constant Ave Customer: 1102229172
 Account Discontinued Date: Staten Island, NY 10314-2906
 Account Class: Residential
 Cut In Landlord: N

Transaction Type	Transaction Date	Transaction Number	Billed Usage	Unit of Measure	Days Billed
Reg Bill Actual Read	12/08/2016	602503061068	0.00	CGL	3
Reg Bill Actual Read	01/09/2017	665002568640	0.00	CGL	3
Reg Bill Actual Read	02/06/2017	632502477328	0.00	CGL	2
Reg Bill Actual Read	03/06/2017	662502721091	0.00	CGL	2
Reg Bill Actual Read	04/10/2017	662502797578	0.00	CGL	3
Reg Bill Actual Read	05/05/2017	633752652096	0.00	CGL	2
Reg Bill Actual Read	06/06/2017	650003426143	0.00	CGL	3
Reg Bill Actual Read	07/06/2017	603753588814	210.00	CGL	3
Reg Bill Actual Read	07/06/2017	603753588814	0.00	CGL	3
Reg Bill Actual Read	08/08/2017	602503689502	290.00	CGL	2
Reg Bill Actual Read	09/07/2017	636252885860	340.00	CGL	3
Reg Bill Actual Read	10/04/2017	618753273124	290.00	CGL	2
Reg Bill Actual Read	11/08/2017	662503301495	220.00	CGL	3

Readings

Meter Number	Current Read Date	Current Reading	Previous Read Date	Previous Reading	Current Reading Type	Metered Usage	Unit of Measure
00000000087359837	12/05/2016	608.0	11/02/2016	608.0	Actual	0.00	DCG
00000000087359837	01/04/2017	608.0	12/05/2016	608.0	Actual	0.00	DCG
00000000087359837	02/01/2017	608.0	01/04/2017	608.0	Actual	0.00	DCG
00000000087359837	03/02/2017	608.0	02/01/2017	608.0	Actual	0.00	DCG
00000000087359837	04/04/2017	608.0	03/02/2017	608.0	Actual	0.00	DCG
00000000087359837	05/02/2017	608.0	04/04/2017	608.0	Actual	0.00	DCG
00000000087359837	06/02/2017	608.0	05/02/2017	608.0	Actual	0.00	DCG
00000000087359837	06/16/2017	608.0	06/02/2017	608.0	Actual	0.00	DCG
00000000063827400	07/05/2017	21.0	06/17/2017		Actual	21.00	DCG
00000000063827400	08/02/2017	50.0	07/05/2017	21.0	Actual	29.00	DCG
00000000063827400	09/05/2017	84.0	08/02/2017	50.0	Actual	34.00	DCG
00000000063827400	10/02/2017	113.0	09/05/2017	84.0	Actual	29.00	DCG
00000000063827400	11/03/2017	135.0	10/02/2017	113.0	Actual	22.00	DCG

Units of Measure Reference

1 CF - Cubic Foot	CGL - 100 Gallons
1 GL - US Gallon	DCF - 10 Cubic Feet
10 GL - 10 Gallons	DCG - 1000 Gallons
10 KGL - 10 Thousand Gallons	DFT - 10 Cubic Feet
1000 CF - 1000 Cubic Feet	MG AW - Millions of Gallons
CCF - 100 Cubic Feet	TG AW - Thousand Gallons

8412
x 4.15

+ \$80
1.0

Barbara Kovach-Falco

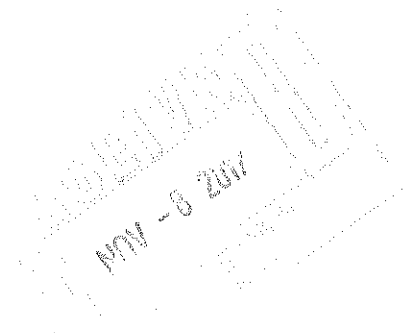
From: Daniel F. Sciannameo, MAI <dsciannameo@avgny.com>
Sent: Tuesday, November 7, 2017 4:26 PM
To: barbara.kovach-falco@cityofasburypark.com
Subject: [Attachment]: Sewer bill refund
Attachments: 3593_001-1.pdf

Barbara

I think we spoke a few weeks ago about this. Regarding sewer bill for 615 Asbury Ave (2603/10). Recently I received a large sewer bill from the City and afterwards, because of a faulty meter, I received a large credit from NJ American Water. I believe when I spoke to you, you said your billing was based on NJAW and that I would need not just the \$ amount they are crediting, but the gallonage. I just got off the phone with them again and they say they do not give me this information and that you (City) has to log onto the system to get their corrected readings to issue me a refund. I am attaching a copy of the bill showing the credit. I feel like I am in no man's land here. You can reach me by email or cell 917 797 7622.

--

Daniel F. Sciannameo, MAI
 President
 Albert Valuation Group New York, Inc.
 330 West 38th Street, Suite 611
 New York, New York 10018
 (212) 490-1188 ext 206 P
 (212) 687-4929 FAX
dsciannameo@avgny.com
www.avgny.com
 Twitter @NYRealValue
 #nyrealvalue



Attachment: 20171109122139491 (2017-352 : Resolution to Credit Sewer Account Block 2603 Lot 10 615 Asbury Avenue)



NEW JERSEY AMERICAN WATER

Box 371331, Pittsburgh PA 15250-7331

For Service To: 615 ASBURY APTS AVE

☐ Check this box for address changes and
note new address on back.



000137 1 MB 0.420 00139/000137/000142 2 01 ACV2R5 002

DANIEL F. SCIANNAMERO
92 CONSTANT AVE
STATEN ISLAND NY 10314-2906

000101821002303584400000000000042519016

Account Number	1018-210023035844
Due Date	November 9, 2017
Total Due	\$-425.19

Amount Enclosed \$

Do Not Pay



NEW JERSEY AMERICAN WATER
BOX 371331
PITTSBURGH PA 15250-7331



Please tear along the dotted line and return this portion with your payment.

BILLING PERIOD AND METER READINGS

- Billing date: October 18, 2017
- Due Date: **November 9, 2017**
- Billing period: Mar 19 to Jun 16 (90 Days)
- Customer Type: Residential

BILLING SUMMARY

For Service To: 615 ASBURY APTS AVE
For Account 1018-210023035844

Prior Balance	
• Balance from last bill	233.54
Total Prior Balance	233.54

Stopped Meter (03/19/2017 - 06/16/2017)

Current Water Service	
• Water Usage Charge	-613.78
• Total Water Service Related Charges	-613.78

Other Charges	
• Purchased Water Surcharge	-44.95
• Total Other Charges	-44.95

TOTAL CURRENT CHARGES -658.73

TOTAL AMOUNT DUE \$-425.19

- Pay your bill online: www.amwater.com/billpay
- Pay by eCheck without a service fee: www.amwater.com/myh2o
- Pay by phone: 24-hours a day, every day at 1-855-748-6066
- Pay in person: Obtain a list of locations at www.amwater.com/myh2o

Important messages from New Jersey American Water

- ***IMPORTANT WATER QUALITY MESSAGE: Your annual Water Quality Report can be viewed electronically at www.amwater.com/ccr/coastalnorth.pdf. If you prefer a paper copy to be sent to you, please contact our Customer Service Center at 800-272-1325.
- The above Distribution System Improvement Charge (DSIC) helps fund accelerated improvements made by New Jersey American Water to its water delivery infrastructure, including the replacement and rehabilitation of distribution mains, hydrants, valves and service lines. These types of projects benefit our customers through enhanced service reliability, water quality and fire protection. Note: DSIC, which is a fixed amount based on meter size, is approved by the NJ Board of Public Utilities. For more information, visit newjerseyamwater.com. Under Customer Service, select Rates Information.
- The due date pertains to current charges only. Any past due balance should be paid immediately.
- Approximately 13 percent, or \$ 85.63- of your current charges, reflect Gross Receipts and Franchise Taxes paid to the state of New Jersey and largely distributed to New Jersey municipalities.
- Para solicitar la traducción en español de cualquier aviso de interrupción del servicio de agua, por favor llame al número 1-800-272-1325.

Customer Service: **1-800-272-1325**

M-F 7am to 7pm Emergency: 24/7

www.newjerseyamwater.com

000140/000142 ACV2R5 ETM1C00001 1

(ACV2R5 0001400101100)

6787

Packet Pg. 37

Attachment: 20171109122139491 (2017-352 : Resolution to Credit Sewer Account Block 2603 Lot 10 615 Asbury Avenue)



RESOLUTION NO. 2017-353

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION TO WAIVE INTEREST DUE TO ERROR ON SEWER BILLING BLOCK 4305 LOT 9 301 SEVENTH AVENUE

WHEREAS: the Tax Collector was notified by Mrs. Johna Karpinski, owner of the property located at 301 Seventh Avenue, Block 4305 Lot 9 that a discrepancy exists between the billing from New Jersey American Water Company and the City of Asbury Park for water and sewer consumption, account 10834001-0; and

WHEREAS, it was made certain that New Jersey American Water Company billed for 85,000 gallons and the City of Asbury Park had no billing for this property; and

WHEREAS, it has been determined by the City of Asbury Park Sewer Department that the reading from New Jersey American Water Company for 85,000 gallons should be billed at a rate of \$672.75, including \$320.00 quarterly demand charge; and

WHEREAS, it has been determined by the City of Asbury Park Sewer Department that no interest should be charged for 2017 4th quarter due to late billing on November 9, 2017; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council for the City of Asbury Park authorize the Tax Collector to bill the sewer account #10834001-0 for the 2017 4th quarter sewer billing in the amount of \$672.75 for 85,000 gallons and waive interest if paid by December 9, 2017.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-353 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-354

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING THE PAYMENT OF BILLS

WHEREAS, the following listed vouchers payable have been approved by the Chief Financial Officer and have subsequently been audited and found correct:

BE IT RESOLVED, that these vouchers payable totaling \$1,141,589.10

BE IT FURTHER RESOLVED, that proper officers are hereby authorized to execute and issue warrants for payment of said vouchers, but only if and when the conditions of the City Treasury shall permit.

CURRENT VOUCHERS	\$ 1,141,589.10
TOTAL VOUCHERS	\$ 1,141,589.10

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-354 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK

November 14, 2017
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CITY OF ASBURY PARK
Bill List By Budget Account

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P.O. Type: Contract Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid: N
Format: Condensed Held: Y Aprv: N Rcvd: Y
Range: 6-First to 7-Last Bid: Y State: Y Other: Y Exempt: Y
Rcvd Batch Id Range: First to Last Include Non-Budgeted:
Department Page Break: No Subtotal CAFR: Yes Subtotal Department: Yes Subtotal Extd: Yes

Budget Account	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
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Fund: CURRENT
Department: STREETS & ROADS MAINTENANCE
Extd: STREETS & ROADS MAINTENANCE

6-01-26-290-000-270	STREETS & ROAD Wesley Lake Commission					
WESLAK	WESLEY LAKE COMMISSION	17-03681	Invoice 1-2016 Contribution	1,000.00	0.00	
	Extd Total: STREETS & ROADS MAINTENANCE			1,000.00		
	Department Total: STREETS & ROADS MAINTENANCE			1,000.00		
	CAFR Total:			1,000.00		
	Fund Total: CURRENT			1,000.00		
	Year Total:			1,000.00		

Fund: CURRENT
Department: ADMINISTRATION
Extd: ADMINISTRATION

7-01-20-100-000-201	ADMINISTRATION General Plant					
SHIINT	SHI INTERNATIONAL CORP	17-03619	B07244785	2,887.50	0.00	
NJLEAMUN	NJ LEAGUE OF MUNICIPALITIES MA	17-03854	Registration for Sonia Spina	65.00	0.00	
				<u>2,952.50</u>		

7-01-20-100-000-209	ADMINISTRATION Fees					
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	799.56	0.00	
	Extd Total: ADMINISTRATION			3,752.06		
	Department Total: ADMINISTRATION			3,752.06		

Department: MUNICIPAL CLERK
Extd: MUNICIPAL CLERK

7-01-20-120-000-201	MUNICIPAL CLERK General Plant					
CENJES	CENTRAL JERSEY REGISTRAR'S	17-03910	CJR WINTER LUNCHEON	52.00	0.00	
7-01-20-120-000-212	MUNICIPAL CLERK Dues,Subscript.					
CENJERS	CENTRAL JERSEY REGISTRARS'	17-03912	2018 Membership Melody-Cindy	40.00	0.00	
7-01-20-120-000-217	MUNICIPAL CLERK Ads&Promotion					
THECOA	THE NEW COASTER	17-03670	inv.49643 legal ads	22.36	0.00	
ASBPAK	ASBURY PARK PRESS	17-03882	inv. 2486621 legal ads	<u>110.90</u>	0.00	
				133.26		

Extd Total: MUNICIPAL CLERK	225.26
Department Total: MUNICIPAL CLERK	225.26

Attachment: Bill List 11.21.17 (2017-354 : Payment of Bills)

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: FINANCIAL ADMINISTRATION						
Extd: FINANCIAL ADMINISTRATION						
7-01-20-130-000-201	FINANCE General Plant					
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	578.58	0.00	
7-01-20-130-000-202	FINANCE Office Supplies					
STAPLE	STAPLES ADVANTAGE	17-03385	3353762132,3353762133:OFFICE	962.54	0.00	
Extd Total: FINANCIAL ADMINISTRATION				1,541.12		
Department Total: FINANCIAL ADMINISTRATION				1,541.12		
Department: TAX REVENUE ADMINISTRATION						
Extd: TAX REVENUE ADMINISTRATION						
7-01-20-145-000-202	TAX REV ADMIN Office Supplies					
MGLFOR	MGL PRINTING SOLUTIONS, LLC	17-03749	A024-12 2500 Sheets	717.50	0.00	
7-01-20-145-000-209	TAX REV ADMIN Fees					
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	500.05	0.00	
Extd Total: TAX REVENUE ADMINISTRATION				1,217.55		
Department Total: TAX REVENUE ADMINISTRATION				1,217.55		
Department: TAX ASSESSOR						
Extd: TAX ASSESSOR						
7-01-20-150-000-209	TAX ASSESSOR Fees					
COUTAX	COUNTY TAX ADMINISTRATOR	17-03724	Records Access Modiv	1,620.60	0.00	
BRBVAL	BRB VALUATION & CONSULTING SVC	17-03792	BRB Value Oct Appeals	3,250.00	0.00	
				4,870.60		
7-01-20-150-000-218	TAX ASSESSOR Contract.Serv.					
CRAPRI	CRAFTMASTER PRINTING, INC.	17-03791	Craftmaster Reassessment lett	834.78	0.00	
Extd Total: TAX ASSESSOR				5,705.38		
Department Total: TAX ASSESSOR				5,705.38		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
7-01-20-155-000-209	LEGAL SERVICES Fees					
ANSZAR	ANSELL,GRIMM & AARON, P.C.	17-03717	Services for Sept 2017	9,304.00	0.00	
Extd Total: LEGAL SERVICES				9,304.00		
Department Total: LEGAL SERVICES				9,304.00		

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CITY OF ASBURY PARK
Bill List By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: ENGINEERING SERVICES						
Extd: ENGINEERING SERVICES						
7-01-20-165-000-209	ENGINEERING SERVICES Fees					
FREPAR	FRENCH & PARRELLO	17-03676	#107563:Svcs. through 9/9/2017	5,543.15	0.00	
	Extd Total: ENGINEERING SERVICES			5,543.15		
	Department Total: ENGINEERING SERVICES			5,543.15		
	CAFR Total:			27,288.52		
Department: Planning Department						
Extd: Planning Department						
7-01-21-179-000-201	Planning Dept. General Plant					
STAPLE	STAPLES ADVANTAGE	17-03304	3353308546,3353308547:OFFICE	232.52	0.00	
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	480.66	0.00	
LIFSTO	LIFE STORAGE #448	17-03740	Self storage unit Planning	1,364.65	0.00	
LPSTAT	L. P. STATILE, INC.	17-03758	LP Statile	690.00	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	17-03760	Zoning Forms/biz cards 10/2017	221.00	0.00	
				2,988.83		
	Extd Total: Planning Department			2,988.83		
	Department Total: Planning Department			2,988.83		
Department: PLANNING BOARD						
Extd: PLANNING BOARD						
7-01-21-180-000-201	PLANNING BOARD General Plant					
INSENG	INSITE ENGINEERING	17-03780	Insite PB 9.18.17 Master Plan	450.00	0.00	
	Extd Total: PLANNING BOARD			450.00		
	Department Total: PLANNING BOARD			450.00		
	CAFR Total:			3,438.83		
Department: CODE ENFORCEMENT AND ADMIN.						
Extd: CODE ENFORCEMENT AND ADMIN.						
7-01-22-195-000-299	CODE ENFORCE Misc.					
GRAING	GRAINGER	17-03338	Laser Distance Meter,40Ft.max	138.60	0.00	
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	713.09	0.00	
				851.69		
	Extd Total: CODE ENFORCEMENT AND ADMIN.			851.69		
	Department Total: CODE ENFORCEMENT AND ADMIN.			851.69		
Department: CONSTRUCTION CODE OFFICIAL						
Extd: CONSTRUCTION CODE OFFICIAL						
7-01-22-200-000-299	CONSTRUCTION CODE Misc. (In Cap)					
SIMGIN	SIMPLEX GRINNEL	17-02854	Time and date stamp quote	550.00	0.00	

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CITY OF ASBURY PARK
Bill List By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-01-22-200-000-299	CONSTRUCTION CODE Misc. (In Cap)		Continued			
NJLEAMUN NJ LEAGUE OF MUNICIPALITIES	MA 17-03469 AD/ELECTRICAL INSPECTOR			<u>115.00</u>	0.00	
				665.00		
	Extd Total: CONSTRUCTION CODE OFFICIAL			665.00		
	Department Total: CONSTRUCTION CODE OFFICIAL			665.00		
	CAFR Total:			1,516.69		
Department: LIABILITY INSURANCE						
Extd: LIABILITY INSURANCE						
7-01-23-210-000-209	LIABILITY INSURANCE Fees					
PMACOM PMA COMPANIES, INC.	17-03967 OCT. 2017 REFILL GENERAL LIAB			6,659.73	0.00	
	Extd Total: LIABILITY INSURANCE			6,659.73		
	Department Total: LIABILITY INSURANCE			6,659.73		
Department: WORKER'S COMPENSATION						
Extd: WORKER'S COMPENSATION						
7-01-23-215-000-209	WORKER'S COMPENSATION Fees					
PMACOM PMA COMPANIES, INC.	17-03947 OCT. 2017 RUN OFF CLAIMS W/C			4,902.77	0.00	
PMACOM PMA COMPANIES, INC.	17-03966 OCTOBER 2017 WORKERS COMP			<u>107,121.45</u>	0.00	
				112,024.22		
	Extd Total: WORKER'S COMPENSATION			112,024.22		
	Department Total: WORKER'S COMPENSATION			112,024.22		
Department: EMPLOYEE GROUP INSURANCE						
Extd: EMPLOYEE GROUP INSURANCE						
7-01-23-220-000-209	EMPLOYEE GROUP INSURANCE Fees (IN CAP)					
BRIWHE BRIAN WHEARY	17-01773 REIMB. OF MEDICAL PREMIUMS			2,063.91	0.00	B
BREMOO BRENDA J. MOORE	17-01774 REIMB. OF MEDICAL PREMIUMS			564.44	0.00	B
DOMMAR DOMINICK MARINO	17-01775 REIMB. OF MEDICAL PREMIUMS			1,645.59	0.00	B
JOHMOO JOHN MOOR	17-01776 REIMB. OF MEDICAL PREMIUMS			1,269.08	0.00	B
JOYCHA JOYCE CHAPMAN	17-01777 REIMB. OF MEDICAL PREMIUMS			564.44	0.00	B
LISSMI LISA SMITH	17-01779 REIMB. OF MEDICAL PREMIUMS			557.83	0.00	B
MARKIN MARK KINMON	17-01780 REIMB. OF MEDICAL PREMIUMS			1,645.59	0.00	B
ROBRIC ROBERT RICKS	17-01782 REIMB. OF MEDICAL PREMIUMS			1,394.46	0.00	B
RONSLI RONALD SLINGER	17-01783 REIMB. OF MEDICAL PREMIUMS			2,063.91	0.00	B
STEKAY STEPHEN M. KAY	17-01784 REIMB. OF MEDICAL PREMIUMS			1,269.08	0.00	B
MICMAU MICHAEL MAUTNER	17-01785 REIMB. OF MEDICAL PREMIUMS			2,063.91	0.00	B
ANTSAL ANTHONY G. SALERNO	17-01825 REIMB. OF MEDICAL PREMIUMS			1,645.59	0.00	B
LARTIL LARRY TILTON	17-03441 REIMB. OF MEDICAL PREMIUMS			<u>2,063.91</u>	0.00	B
				18,811.74		
	Extd Total: EMPLOYEE GROUP INSURANCE			18,811.74		
	Department Total: EMPLOYEE GROUP INSURANCE			18,811.74		
	CAFR Total:			137,495.69		

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CITY OF ASBURY PARK
Bill List By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: POLICE DEPARTMENT						
Extd: POLICE DEPARTMENT						
7-01-25-240-000-201	POLICE General Plant					
THEHAR	THE HARDWARE STORE	17-01916	Blanket General Hardware	25.09	0.00	B
LANASO	LANIGAN ASSOCIATES, INC.	17-03188	B507 10K Gold Filled Ret. Pt]	692.00	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	17-03752	Business Cards Capt.	40.00	0.00	
MONARCH	MONARCH ELECTRIC COMPANY	17-03788	#SA109171400001 Electrical	9.27	0.00	
MAAAUT	MAACO AUTO PAINTING	17-03790	#43683 Repaired Car 14	1,405.17	0.00	
				<u>2,171.53</u>		
7-01-25-240-000-202	POLICE Office Supplies					
STAPLE	STAPLES ADVANTAGE	17-03284	#887547 Anti Static Wipes (2)	150.78	0.00	
WBMASON	W.B.MASON CO., INC.	17-03803	CD Holders	119.80	0.00	
				<u>270.58</u>		
7-01-25-240-000-203	POLICE Motor Vehicle					
NATPAR	NATIONAL PARTS SUPPLY, INC.	17-02838	Blanket Car Repairs	1,641.62	0.00	B
ASBCIR	ASBURY CIRCLE CAR WASH	17-03557	#641:59 Full Svc. Washes Oct.	339.25	0.00	
EDWTIR	EDWARDS TIRE CO.	17-03753	#147816 (1) Tire	127.84	0.00	
				<u>2,108.71</u>		
7-01-25-240-000-218	POLICE Contract.Serv.					
CABLE	CABLEVISION OF NYC	17-03948	#07866-182313-01 Current	49.68	0.00	
MUNCAPIT	MUNICIPAL CAPITAL FINANCE	17-03954	Lease payment 1 of 60	515.72	0.00	
				<u>565.40</u>		
7-01-25-240-000-226	POLICE Bd.ofPrisoners					
MCDONA	KJK RESTAURANTS, LLC	17-03629	Meals for Prisoners October	88.92	0.00	
	Extd Total: POLICE DEPARTMENT			5,205.14		
	Department Total: POLICE DEPARTMENT			5,205.14		
Department: FIRE DEPARTMENT						
Extd: FIRE DEPARTMENT						
7-01-25-265-000-201	FIRE DEPT. General Plant					
BAKAER	BAKER AERIAL LLC	17-01188	Emer Repairs to 8389	38,268.92	0.00	
AIRUSA	AIRGAS USA, LLC	17-03613	Inv 9947893338	36.79	0.00	
THEHAR	THE HARDWARE STORE	17-03701	#1180856	77.91	0.00	
				<u>38,383.62</u>		
7-01-25-265-000-203	FIRE DEPT. Motor Vehicle					
LAKAUT	LAKEWOOD AUTO-ASBURY NAPA	17-00320	Blanket PO not to exceed	101.90	0.00	B
7-01-25-265-000-206	FIRE DEPT. Purchase of Equipment					
FIRONE	FIREFIGHTER ONE LIMITED	17-03743	Inv 170823 Saw Repair	300.00	0.00	
NATPAR	NATIONAL PARTS SUPPLY, INC.	17-03777	Oil for MV maintenance at DPW	566.88	0.00	
				<u>866.88</u>		

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CITY OF ASBURY PARK
Bill List By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-01-25-265-000-218	FIRE DEPT. Contract.Serv.					
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	52.73	0.00	
	Extd Total: FIRE DEPARTMENT			39,405.13		
	Department Total: FIRE DEPARTMENT			39,405.13		
	CAFR Total:			44,610.27		
Department: STREETS & ROADS MAINTENANCE						
Extd: STREETS & ROADS MAINTENANCE						
7-01-26-290-000-201	STREETS & ROAD General Plant					
UPTFAS	UPTIGHT FASTNERS	17-01349	Various Tools, Material, etc	209.00	0.00	B
ATLLOK	ATLANTIC LOCK & SAFE	17-02417	Service, Supplies, Tools, etc	697.00	0.00	B
STAVOLA	STAVOLA COMPANIES	17-02443	Hot Mixed Asphalt, etc	185.00	0.00	B
JOHGUI	JOHN GUIRE CO.	17-02688	Various Parts, Tools & Service	1,473.91	0.00	B
THEHAR	THE HARDWARE STORE	17-03330	Various Supplies, Tools, etc	670.40	0.00	B
MOOGEN	MOONEY GENERAL PAPER COMPANY	17-03662	Various Supplies	1,452.59	0.00	
MOOGEN	MOONEY GENERAL PAPER COMPANY	17-03663	Various Supplies	1,890.05	0.00	
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO	17-03704	#CNIN683786:SVC. 7/1-9/30	191.67	0.00	
				6,769.62		
7-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
MANGEN	FRED GRIFFITH	17-00301	Service, Supplies, Tools, etc	125.00	0.00	B
CHEVAL	CHERRY VALLEY TRACTOR SALES	17-02755	Various Tools, Parts, etc	72.49	0.00	B
EDWTIR	EDWARDS TIRE CO.	17-02823	Service, Supplies, Tools, etc	287.90	0.00	B
THEHOS	THE HOSE SHOP	17-03149	Various Supplies, Tools, etc	186.96	0.00	B
FOSCOM	FOSTER & COMPANY, INC.	17-03352	Mini Light Bulb, etc	148.69	0.00	
NATPAR	NATIONAL PARTS SUPPLY, INC.	17-03375	Various Supplies, Parts, etc	1,750.78	0.00	B
THEHAR	THE HARDWARE STORE	17-03528	Various Supplies, Tools, etc	186.37	0.00	B
NORSWE	NORTHEAST SWEEPERS & RENTALS,	17-03741	Joystick & Cable	293.36	0.00	
				3,051.55		
7-01-26-290-000-211	STREETS & ROAD Traffic					
THEHAR	THE HARDWARE STORE	17-01580	Traffic Related Supplies, etc	222.69	0.00	B
THEHAR	THE HARDWARE STORE	17-03769	#1181001 Stripe White Paint	205.94	0.00	
				428.63		
7-01-26-290-000-218	STREETS & ROAD Contract.Serv.					
FIRSAF	FIRE & SAFETY SYSTEMS, CO.	17-03687	Invoice No. 19483	600.00	0.00	
CABLE	CABLEVISION OF NYC	17-03949	Account # 07866-183188-01-1	148.01	0.00	
				748.01		
	Extd Total: STREETS & ROADS MAINTENANCE			10,997.81		
	Department Total: STREETS & ROADS MAINTENANCE			10,997.81		
Department: SOLID WASTE COLLECTION						
Extd: SOLID WASTE COLLECTION						
7-01-26-305-000-209	SOLID WASTE Fees					
RUBREC	RUBBERCYCLE LLC	17-02459	Disposal of Tires, Delivered	98.00	0.00	B
MONWIR	MONMOUTH WIRE & COMPUTER	17-03503	#16756 Disposal of Electronics	500.00	0.00	
MASREC	MAZZA RECYCLING SERVICES, LTD.	17-03597	#84451 Bulky Waste, etc 9/22	833.85	0.00	
DELDEM	DELISA DEMOLITION, INC.	17-03664	Removal of Construction Debris	4,434.40	0.00	B

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CITY OF ASBURY PARK
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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-01-26-305-000-209	SOLID WASTE Fees		Continued			
DELDEM DELISA DEMOLITION, INC.	17-03838 #123669 Tipping Fees 10/16-31			29,793.72	0.00	
				35,659.97		
	Extd Total: SOLID WASTE COLLECTION			35,659.97		
	Department Total: SOLID WASTE COLLECTION			35,659.97		
Department: BUILDINGS & GROUNDS						
Extd: BUILDINGS & GROUNDS						
7-01-26-310-000-201	BUILDING & GND General Plant					
THEHAR THE HARDWARE STORE	17-03596 Various Supplies, Tools, etc			554.59	0.00	B
BELPLU BELMAR PLUMBING & HEATING INC	17-03738 #4019 Labor, Material, etc			154.85	0.00	
ALLBOI ALLIED BOILER REPAIR CORP.	17-03774 #16057 Labor & Material 10/18			450.00	0.00	
EASCOAIR EAST COAST IRRIGATION	17-03775 #22773 Winterization - 5 Zones			100.00	0.00	
				1,259.44		
	Extd Total: BUILDINGS & GROUNDS			1,259.44		
	Department Total: BUILDINGS & GROUNDS			1,259.44		
	CAFR Total:			47,917.22		
Department: SOCIAL SERVICES:						
Extd: SOCIAL SERVICES:						
7-01-27-345-000-202	SOCIAL SERVICES Office Supplies					
STAPLE STAPLES ADVANTAGE	17-03317 2018 Planners			35.56	0.00	
	Extd Total: SOCIAL SERVICES:			35.56		
	Department Total: SOCIAL SERVICES:			35.56		
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
7-01-27-350-000-201	SENIOR CENTER General Plant					
STAPLE STAPLES ADVANTAGE	17-03475 3355103827,3355103828:supplies			161.88	0.00	
ONECAL ONE CALL NOW	17-03686 One Call Now Renewal			660.84	0.00	
				822.72		
7-01-27-350-000-299	SENIOR CENTER Misc.					
WBMASON W.B.MASON CO., INC.	17-03559 WBMason Copy Paper			49.68	0.00	
	Extd Total: SENIOR CENTER			872.40		
	Department Total: SENIOR CENTER			872.40		
	CAFR Total:			907.96		
Department: RECREATION SERVICES & PROGRAM						
Extd: RECREATION SERVICES & PROGRAM						
7-01-28-370-000-299	RECREATION Misc.					
SANDS S AND S	17-03593 trunk or treat candy			3,112.35	0.00	
DELCOM DELL MARKETING L.P.	17-03653 laptop computer			1,296.76	0.00	
ADVAQU ADVENTURE AQUARIUM	17-03709 #236318:sum camp activity			3,990.00	0.00	
THECOA THE NEW COASTER	17-03715 TRUNK OR TREAT AD			400.00	0.00	

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-01-28-370-000-299	RECREATION Misc.		Continued			
ADPIMP ADPRO IMPRINTS		17-03770	shirts for Council &rec com	<u>1,150.90</u>	0.00	
				9,950.01		
	Extd Total: RECREATION SERVICES & PROGRAM			9,950.01		
	Department Total: RECREATION SERVICES & PROGRAM			9,950.01		
	CAFR Total:			9,950.01		
Department: LIGHTING						
Extd: LIGHT, HEAT & POWER						
7-01-31-435-435-299	LIGHT, HEAT & POWER Misc.					
NJAMER N.J. AMERICAN WATER CO.		17-03946	SERVICE 10/3-11/3	4,230.59	0.00	
NJAMER N.J. AMERICAN WATER CO.		17-03965	SERVICE 10/3-11/3	<u>6,162.08</u>	0.00	
				10,392.67		
	Extd Total: LIGHT, HEAT & POWER			10,392.67		
Extd: STREET&TRAFFIC LIGHTING						
7-01-31-435-436-299	STREET&TRAFFIC LIGHTING Misc.					
JCPL JCPL		17-03964	SERVICE 9/27-10/26/17	1,834.25	0.00	
	Extd Total: STREET&TRAFFIC LIGHTING			1,834.25		
	Department Total: LIGHTING			12,226.92		
Department: TELEPHONE						
Extd: TELEPHONE						
7-01-31-440-000-299	TELEPHONE Misc.					
VERZON VERIZON BUSINESS		17-03945	#152069551000178:11/4-12/3	124.99	0.00	
	Extd Total: TELEPHONE			124.99		
	Department Total: TELEPHONE			124.99		
Department: GASOLINE						
Extd: GASOLINE						
7-01-31-460-000-299	GASOLINE Misc.					
ALLOIL ALLIED OIL, LLC		17-03415	Diesel Fuel, Delivered	2,979.42	0.00	B
ALLOIL ALLIED OIL, LLC		17-03471	Unleaded Fuel, Delivered	<u>12,530.82</u>	0.00	B
				15,510.24		
	Extd Total: GASOLINE			15,510.24		
	Department Total: GASOLINE			15,510.24		
	CAFR Total:			27,862.15		

Attachment: Bill List 11.21.17 (2017-354 : Payment of Bills)

Budget Account Vendor	Description P.O. Id P.O. Description	Amount	Void Amount	PO Type
Department: DEFINED CONTRIBUTION RETIREMENT PLAN				
Extd: DEFINED CONTRIBUTION RETIREMENT PLAN				
7-01-36-478-000-299	DEFINED CONTRIBUTION RETIREMENT Misc.			
DCRP	DEFINED CONT. RETIREMENT PRGRM 17-03963 OCTOBER 2017 DEFINED CONT,	207.22	0.00	
	Extd Total: DEFINED CONTRIBUTION RETIREMENT PLAN	207.22		
	Department Total: DEFINED CONTRIBUTION RETIREMENT PLAN	207.22		
	CAFR Total:	207.22		
Department: MUNICIPAL COURT				
Extd: MUNICIPAL COURT				
7-01-43-490-000-201	MUNIC COURT General Plant			
ATLTOM	ATLANTIC TOMORROWS OFFICE GPO 17-03704 #CNIN683786:SVC. 7/1-9/30	46.68	0.00	
7-01-43-490-000-212	MUNIC COURT Dues,Subscript.			
THOWES	THOMSON WEST CUSTOMER SERVICE 17-03493 nj rules court 2018	233.00	0.00	
7-01-43-490-000-245	MUNIC COURT Interpreter			
BEACRA	BEATRIZ C. CRANEY 17-03635 interpreter 9/29/17	120.00	0.00	
BEACRA	BEATRIZ C. CRANEY 17-03667 12910,12911:interpreter	290.00	0.00	
BEACRA	BEATRIZ C. CRANEY 17-03808 #12946:interpreter 10/20/17	120.00	0.00	
		530.00		
	Extd Total: MUNICIPAL COURT	809.68		
	Department Total: MUNICIPAL COURT	809.68		
	CAFR Total:	809.68		
Department: LOAN PAYMENTS				
7-01-45-940-941-299	Green Acres Loan Payments			
TRE727	TREAS.STATE OF NJ/727 FUND 17-03928 PRINCIPAL/INTEREST GARDEN ST.	24,910.73	0.00	
	Extd Total:	24,910.73		
	Department Total: LOAN PAYMENTS	24,910.73		
	CAFR Total:	24,910.73		
	Fund Total: CURRENT	326,914.97		
Fund: BEACH				
Department: BEACH UTILITY O/E: OTHER EXPENSES:				
Extd: BEACH UTILITY O/E: OTHER EXPENSES:				
7-05-55-502-000-201	BEACH UTILITY O/E: General Plant			
THEHAR	THE HARDWARE STORE 17-02162 Various Supplies, Tools, etc	200.51	0.00	B
COMSAF	COMMUNITY SAFETY CONSULTANTS 17-03292 CPR TRAINING	6,758.00	0.00	
IMPBAG	IMPERIAL BAG & PAPER CO., LLC 17-03692 #3706477 Handwash Foam, etc	231.47	0.00	
STUMPY	STUMPY'S SALES & SERVICE, INC. 17-03697 #115899 Starter Relay Assy	58.18	0.00	

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CITY OF ASBURY PARK
Bill List By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-05-55-502-000-201	BEACH UTILITY O/E: General Plant		Continued			
THEHAR THE HARDWARE STORE	17-03726 Various Supplies, Tools, etc			57.69	0.00	B
				<u>7,305.85</u>		
	Extd Total: BEACH UTILITY O/E: OTHER EXPENSES:			7,305.85		
	Department Total: BEACH UTILITY O/E: OTHER EXPENSES:			7,305.85		
	CAFR Total:			7,305.85		
	Fund Total: BEACH			7,305.85		
Fund:	PARKING UTILITY: BUDGET:					
Department:	PARKING UTILITY O/E: OTHER EXPENSES:					
Extd:	PARKING UTILITY O/E: OTHER EXPENSES:					
7-06-55-502-000-201	PARKING UTILITY O/E: General Plant					
MOTALL MOTOROLA C/O ALLCOMM TECH.	17-03556 (20) Antenna Whip XTS2500			344.00	0.00	
INTECH INTEGRATED TECHNICAL SYSTEMS,	17-03655 Battery Wire for Meter #69			67.00	0.00	
INTECH INTEGRATED TECHNICAL SYSTEMS,	17-03656 #YE3162 Digital EMS Monthly			4,590.00	0.00	
INTECH INTEGRATED TECHNICAL SYSTEMS,	17-03657 #IN15695 Meter Repairs			2,619.00	0.00	
WBMASON W.B.MASON CO., INC.	17-03659 I48973924,I49245513,CR4782151:			846.06	0.00	
INTECH INTEGRATED TECHNICAL SYSTEMS,	17-03713 Digital EMS Monthly Fee			4,590.00	0.00	
NATPAR NATIONAL PARTS SUPPLY, INC.	17-03755 #14-61576,14-61249,14-61973			124.09	0.00	
STRMOT STRAUB MOTORS, INC.	17-03761 #Q2958 Repairs Gem Car 65			887.79	0.00	
NATPAR NATIONAL PARTS SUPPLY, INC.	17-03801 #14-50918,14-58462,14-58268,			520.75	0.00	
				<u>14,588.69</u>		
	Extd Total: PARKING UTILITY O/E: OTHER EXPENSES:			14,588.69		
	Department Total: PARKING UTILITY O/E: OTHER EXPENSES:			14,588.69		
	CAFR Total:			14,588.69		
	Fund Total: PARKING UTILITY: BUDGET:			14,588.69		
Fund:	SEWER UTILITY: BUDGET:					
Department:	SEWER UTILITY O/E: OTHER EXPENSES:					
Extd:	SEWER UTILITY O/E: OTHER EXPENSES:					
7-07-55-502-000-201	SEWER UTILITY O/E: General Plant					
USABLU USA BLUEBOOK	17-00251 Various Supplies, Tools, etc			168.38	0.00	B
SHOIND SHORE INDUSTRIAL SUPPLY	17-02074 Various Supplies, Tools, etc			61.01	0.00	B
THEHAR THE HARDWARE STORE	17-02917 Various Supplies, Tools, etc			206.48	0.00	B
MCMCAR MCMMASTER-CARR SUPPLY CO.	17-03432 Various Supplies, Tools, etc			609.10	0.00	B
				<u>1,044.97</u>		
7-07-55-502-000-211	SEWER UTILITY O/E: Light & Power					
NJAMER N.J. AMERICAN WATER CO.	17-03946 SERVICE 10/3-11/3			5,928.10	0.00	
7-07-55-502-000-218	SEWER UTILITY O/E: Contract Services					
ANSWER ANSERCOMM	17-02455 Answering Services, Monthly			153.59	0.00	B
ATLTOM ATLANTIC TOMORROWS OFFICE GPO	17-03704 #CNIN683786:SVC. 7/1-9/30			6.05	0.00	
SECWOR SECURITY WORLD INC.	17-03747 #53498 Radio Monitoring			360.00	0.00	
				<u>519.64</u>		
7-07-55-502-000-224	SEWER UTILITY O/E: Sludge Removal					
ACCWAS ACCURATE WASTE REMOVAL SVCS.,	17-03959 #128842 Sludge Hauling - MTO			8,611.25	0.00	

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
7-07-55-502-000-231	SEWER UTILITY O/E: Lab Supplies					
EURQC	EUROFINS QC, INC.	17-03728	#1906340 Influent, etc 9/28	174.00	0.00	
EURQC	EUROFINS QC, INC.	17-03767	#1906865 Influent, etc 10/05	252.00	0.00	
				<u>426.00</u>		
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			16,529.96		
	Department Total: SEWER UTILITY O/E: OTHER EXPENSES:			16,529.96		
	CAFR Total:			16,529.96		
	Fund Total: SEWER UTILITY: BUDGET:			16,529.96		
	Year Total:			365,339.47		
Fund:	GENERAL CAPITAL FUND BUDGET:					
Extd:	Acq of Various Equip/Vehicles(Ord.#3084)					
C-04-55-998-014-002	Acq of Various Equip/Vehicles (Ord#3084)					
SHIINT	SHI INTERNATIONAL CORP	17-03620	#B07244764	3,850.00	0.00	
	Extd Total: Acq of Various Equip/Vehicles(Ord.#3084)			3,850.00		
Extd:	2015-39/Roadway and Sewer Improvements					
C-04-55-998-015-006	2015-39/Roadway & Sewer Improvmts City					
BLAROC	BLACK ROCK ENTERPRISES LLC	16-03663	2015 ROAD IMPROVEMENT PROGRAM	29,181.10	0.00	B
	Extd Total: 2015-39/Roadway and Sewer Improvements			29,181.10		
Extd:	2016/16/VARIOUS 2016 CAPITAL IMPROVEMENT					
C-04-55-998-162-005	2016-16/ADMIN EQUIPMENT,IMPROVEMENTS					
STAPLE	STAPLES ADVANTAGE	17-03486	3355046535,3355046536:Office	214.31	0.00	
SHIINT	SHI INTERNATIONAL CORP	17-03606	#B06194993:HARDWARE MAINT SVC	4,774.00	0.00	
				<u>4,988.31</u>		
	Extd Total: 2016/16/VARIOUS 2016 CAPITAL IMPROVEMENT			4,988.31		
Extd:	2016-17/VARIOUS 2016 ROADWAY IMPROVEMENT					
C-04-55-998-163-002	2016-17/2016 ROADWAY IMPROVEMENTS					
BLAROC	BLACK ROCK ENTERPRISES LLC	16-03663	2015 ROAD IMPROVEMENT PROGRAM	12,997.79	0.00	B
	Extd Total: 2016-17/VARIOUS 2016 ROADWAY IMPROVEMENT			12,997.79		
	Department Total:			51,017.20		
	CAFR Total:			51,017.20		
	Fund Total: GENERAL CAPITAL FUND BUDGET:			51,017.20		

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CITY OF ASBURY PARK
Bill List By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund: PARKING CAPITAL						
Department: Ord. 2017-28 Var. Parking Improv.						
Extd: Ord. 2017-28 Var. Parking Improv.						
C-09-17-901-000-902	Various Parking Improvements					
IPSGRO IPS GROUP, INC.		17-03646	Old Meters	84,975.00	0.00	
	Extd Total: Ord. 2017-28 Var. Parking Improv.			84,975.00		
	Department Total: Ord. 2017-28 Var. Parking Improv.			84,975.00		
	CAFR Total:			84,975.00		
	Fund Total: PARKING CAPITAL			84,975.00		
	Year Total:			135,992.20		
Fund: GRANT FUND BUDGET:						
G-02-43-871-016-200	2016 NJDHMS Mental Health Grant					
HOMDRU HOME DRUG		16-03749	Medication Assitance Blanket	75.00	0.00	B
	Extd Total:			75.00		
G-02-43-871-017-200	2017 Mental Health Grant					
VISNUR VISITING NURSES ASSN. OF CENTR	17-00136 Nursing Services 2017			3,833.33	0.00	B
SHIINT SHI INTERNATIONAL CORP	17-03335 Web Cam			73.00	0.00	
STAPLE STAPLES ADVANTAGE	17-03345 3353308548,3353308549:			73.47	0.00	
BEHHEA BEHAVIORAL HEALTH MANAGEMENT	17-03719 Prof.Liability Ins. Req.by NJ			239.28	0.00	
				4,219.08		
	Extd Total:			4,219.08		
	Department Total:			4,294.08		
G-02-43-872-017-200	Multi Purpose Senior Ctr. 2017					
SPRCON SPRINGWOOD CENTER CONDOMINIUM	17-03926 4th Quarter Condo Fees			7,497.75	0.00	
	Extd Total:			7,497.75		
	Department Total:			7,497.75		
	CAFR Total:			11,791.83		
	Fund Total: GRANT FUND BUDGET:			11,791.83		
	Year Total:			11,791.83		
Fund: TRUST OTHER						
T-20-56-850-851-801	Reserve for Public Defender					
RICKEI RICHARD M. KEIL	17-03807 alternate pd 9/28/17			250.00	0.00	
	Extd Total:			250.00		
T-20-56-850-878-801	Reserve for Recreation					
EDDCON EDDIE CONFETTI'S ICE CREAM	17-01678 summer camp activity			800.00	0.00	
	Extd Total:			800.00		

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-20-56-850-909-801	Reserve for Tax Sale Premiums					
TTLBL	TTLBL, LLC	17-03376	PREMIUM TSC-15-00004	21,000.00	0.00	
TTLBL	TTLBL, LLC	17-03377	PREMIUM TSC-15-00108	12,100.00	0.00	
USBLIE	US BANK/LIEN LOGIC FUND I, LLC	17-03750	PREMIUM TSC-16-00093	100.00	0.00	
				33,200.00		
	Extd Total:			33,200.00		
T-20-56-850-923-301	Reserve for A.P. Beautification Project					
MICALO	MICHELE ALONSO	17-03816	staples banner for BetterBlock	40.92	0.00	
	Extd Total:			40.92		
	Department Total:			34,290.92		
	CAFR Total:			34,290.92		
	Fund Total: TRUST OTHER			34,290.92		
Fund:	PLANNING & ZONING ESCROW FUND BUDGET:					
CAFR:	PLANNING & ZONING ESCROW FUND BUDGET:					
T-21-00-049-000-299	511 6th Ave (D. & S. Morrison)					
INSENG	INSITE ENGINEERING	17-03800	INSITE PB inv18860 511 6TH AVE	820.00	0.00	
	Extd Total:			820.00		
	Department Total:			820.00		
T-21-00-139-000-299	700 BANGS AVE(MLB CONST&MGMT)					
ANSZAR	ANSELL, GRIMM & AARON, P.C.	17-03675	Invoice 402878	32.00	0.00	
INSENG	INSITE ENGINEERING	17-03781	INSITE PB Inv.18842 700 BANGS	200.00	0.00	
				232.00		
	Extd Total:			232.00		
	Department Total:			232.00		
T-21-00-274-000-299	208 MAIN STREET (DB VENTURES, LLC)					
INSENG	INSITE ENGINEERING	17-03783	INSITE PB inv.18844 208 MAIN	100.00	0.00	
	Extd Total:			100.00		
	Department Total:			100.00		
T-21-00-286-000-299	4TH AVE PAVILLION(MADISON ASBURY RETAIL)					
INSENG	INSITE ENGINEERING	17-03798	INSITE PB inv18858 4TH AV PAVI	1,700.00	0.00	
	Extd Total:			1,700.00		
	Department Total:			1,700.00		
T-21-00-372-000-299	209 4TH AVENUE(ASBURY PARTNERS/I-STAR)					
INSENG	INSITE ENGINEERING	17-03795	INSITE PB inv18853 209 4TH AVE	530.00	0.00	
	Extd Total:			530.00		
	Department Total:			530.00		

Attachment: Bill List 11.21.17 (2017-354 : Payment of Bills)

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CITY OF ASBURY PARK
Bill List By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-21-00-381-000-299	1101 OCEAN(INSPECTION FEE)(ISTAR,INC.)					
INSENG	INSITE ENGINEERING	17-03799	INSITE inv18859 1101 OCEAN AVE	629.63	0.00	
	Extd Total:			629.63		
	Department Total:			629.63		
T-21-00-399-000-299	1130 SPRINGWOOD(INTERFAITH NEIGHBORS)					
INSENG	INSITE ENGINEERING	17-03784	INSITE PB inv18847 Springwood	200.00	0.00	
INSENG	INSITE ENGINEERING	17-03797	INSITE PB 1130-1156 SPRINGWOOD	200.00	0.00	
				400.00		
	Extd Total:			400.00		
	Department Total:			400.00		
T-21-00-403-000-299	5TH AVE.PAVILION(INSPECTION)(MAD.MARQ.)					
INSENG	INSITE ENGINEERING	17-03654	INSITE PB inv18660 1200 OCEAN	388.24	0.00	
INSENG	INSITE ENGINEERING	17-03782	INSITE PB Inv.18843 5th AV PAV	70.27	0.00	
				458.51		
	Extd Total:			458.51		
	Department Total:			458.51		
T-21-00-415-000-299	700 MAIN STREET(DOWNTOWN METRO, LLC)					
INSENG	INSITE ENGINEERING	17-03785	INSITE PB inv18849 700 MAIN St	1,100.00	0.00	
	Extd Total:			1,100.00		
	Department Total:			1,100.00		
T-21-00-418-000-299	601 BANGS AVENUE(AT&T/CINGULAR WIRELESS)					
INSENG	INSITE ENGINEERING	17-03786	INSITE PB inv18850 601 BANGS	1,710.00	0.00	
	Extd Total:			1,710.00		
	Department Total:			1,710.00		
T-21-00-421-000-299	909 ASBURY(INSPECTION FEES)(H4 HOLDINGS)					
INSENG	INSITE ENGINEERING	17-03796	INSITE PB inv18856 909 ASBURY	665.46	0.00	
	Extd Total:			665.46		
	Department Total:			665.46		
	CAFR Total:		PLANNING & ZONING ESCROW FUND BUDGET:	8,345.60		
	Fund Total:		PLANNING & ZONING ESCROW FUND BUDGET:	8,345.60		
Fund:	HOWELL/ASBURY PARK RCA BUDGET:					
T-38-56-850-850-802	HOWELL/ASBURY PARK RCA - Miscellaneous					
JOSWLA	JOSEPH WLADYKA & ANPE CORP.	17-03399	RCA Rehab Not To Exceed	13,740.00	0.00	B

Attachment: Bill List 11.21.17 (2017-354 : Payment of Bills)

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CITY OF ASBURY PARK
Bill List By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-38-56-850-850-802	HOWELL/ASBURY PARK RCA - Miscellaneous		Continued			
JERCRE	JEROME & CREOLA HILL & ANPE	17-03401	RCA Rehab Not To Exceed	16,855.00	0.00	B
				30,595.00		
	Extd Total:			30,595.00		
	Department Total:			30,595.00		
	CAFR Total:			30,595.00		
	Fund Total:		HOWELL/ASBURY PARK RCA BUDGET:	30,595.00		
Fund:	MADISON-ASBURY RETAIL, LLC FUND BUDGET:					
CAFR:	MADISON-ASBURY RETAIL, LLC FUND BUDGET:					
T-39-00-850-000-299	MADISON-ASBURY RETAIL - Miscellaneous					
ANSZAR	ANSELL, GRIMM & AARON, P.C.	17-03674	Invoice 402876	105.00	0.00	
	Extd Total:			105.00		
	Department Total:			105.00		
	CAFR Total:		MADISON-ASBURY RETAIL, LLC FUND BUDGET:	105.00		
	Fund Total:		MADISON-ASBURY RETAIL, LLC FUND BUDGET:	105.00		
	Year Total:			73,336.52		
Total Charged Lines: 292				Total List Amount: 587,460.02	Total Void Amount: 0.00	

Attachment: Bill List 11.21.17 (2017-354 : Payment of Bills)

November 21, 2017 Council Meeting

Balance brought forward from Total List Amount	\$ 587,460.02
Additional Items:	
Verizon Wireless	3,283.34
The NJ Dept. of Transportation (Permit Fee)	395.00
City of A.P. (Construction)	357.00
US Dept. of Housing & Urban Dev.	27,525.00
CMRS - Postage	4,628.00
Verizon Wireless	1,318.45
AT&T	232.44
JCP&L	27,327.16
NJ American Water/Hydrant Svc.	16,236.00
Monmouth Internet Corp.	5,406.06
The Bank of NY Mellon	467,420.63
Total Bill List November 21, 2017	\$ <u>1,141,589.10</u>



RESOLUTION NO. 2017-355

**City of Asbury Park
County of Monmouth
State of New Jersey**

**REJECTING BIDS FOR PHASE III OF SPRINGWOOD AVENUE PARK
IMPROVEMENTS**

WHEREAS, on Thursday, October 19, 2017 at 11:00 AM the City of Asbury Park accepted bids for Springwood Park Phase III Landscape Improvements; and

WHEREAS, as per the Local Public Contracts Law N.J.S.A. 40A:11-13.2(d) as the City desires to substantially revise the bid specifications and hereby rejects all bids; and

WHEREAS, a copy of this Resolution shall be provided to the City Manager, Suburban Consulting Engineers and all bidders.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, that all bids for Phase III of the Springwood Avenue Park Improvement Project is hereby rejected.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-355 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-356

**City of Asbury Park
County of Monmouth
State of New Jersey**

AWARDING OF A CONTRACT TO LUCAS BROTHERS FOR THE SPRINGWOOD AVENUE SANITARY SEWER PROJECT

WHEREAS, the City of Asbury Park received and opened sealed bids on Tuesday, November 14, 2017 for the Springwood Avenue Sanitary Sewer project; and

WHEREAS, the lowest responsible and responsive bidder of the seven (7) bids receives is Lucas Construction Group in the amount of \$797,797; and

WHEREAS, the City Engineer and Temporary Purchasing Agent both recommend awarding the project to Lucas Construction Group;

WHEREAS, the City Manager is hereby authorized to sign any and all contracts and paperwork associated with this project; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Accounts C-08-55-524-000-299 and C-08-55-527-017-002 of the official budget to which the contract will be officially charged; and the maximum dollar value of the pending contract is as set forth in the resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the award of a contract to Lucas Construction Group in the amount of \$797,797.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-356 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-357

**City of Asbury Park
County of Monmouth
State of New Jersey**

AUTHORIZING PROJECT MANAGEMENT AND CONSTRUCTION COORDINATION AND INSPECTION SERVICES TO T&M ASSOCIATES FOR THE 2015 ROAD PROGRAM

WHEREAS, on October 18, 2016 the City of Asbury Park received a revised proposal to provide project management, construction coordination and inspection services from T&M Associates for the Road Improvement Project in accordance with the 2016 contract for professional services in the amount of \$322,000.00 and awarded a contract for said services via Resolution 2016-42 ; and

WHEREAS, Change Order #1 was approved via Resolution 2017-340 for \$11,900.00 for inspection services rendered in conjunction with Change Order #14 for the Project; and

WHEREAS, Change Order #2 is required for inspection services for Change Orders 15 and 16 in the amount of \$10,0152.00 or

WHEREAS, the new contract amount is \$344,052.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the Capital Account C-04-55-998-163-001; and the maximum dollar value of the pending change order is as set forth in the resolution; and

WHEREAS, the City Manager is hereby authorized to sign any contracts with the vendor.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, authorizes Changer Order #2 to the contract authorized via this Resolution in the amount of \$10,0152.00.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the CFO, Superintendent of Public Works, City Engineer and City Manager.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION

NO. 2017-357 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



YOUR GOALS. OUR MISSION.

ASPK-00671

November 6, 2017
(Via email & hand delivery)

Mr. Michael Capabianco, City Manager
City of Asbury Park
One Municipal Plaza
Asbury Park, New Jersey 07712

**Re: City of Asbury Park
2016 Road Program
T&M Associates - Contract Amendment #2**

Dear Mr. Capabianco:

T&M Associates respectfully requests that the City of Asbury Park consider approval of Contract Amendment #2 to cover the following:

1. Construction Administration and Inspections of additional sanitary sewer and storm sewer work on Sunset Avenue associated with Black Rock Enterprises Contract Change order #15.
Approx. 40 hrs @ 141.00/hr = \$ 5,640.00
2. Construction Administration and Inspections of resurfacing of Webb Street associated with Black Rock Enterprises Contract Change order #15.
Approx. 32 hrs @ 141.00/hr = \$ 4,512.00

Total Contract Amendment #2: \$10,152.00

T&M Associates' original contract amount for Construction Administration and Inspection services was \$322,000.00. Contract Amendment #1 of \$11,900.00 + Amendment #2 of \$10,152.00 results in a revised contract fee of \$344,052.00.

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

T&M ASSOCIATES

JASON D. HARZOLD
PRINCIPAL STAFF DESIGNER
On Behalf of:
CHRISTINE A. BALLARD, P.E.
ASBURY PARK CITY ENGINEER

JDH:jdh

Enclosures

Cc: Cindy Dye, City Clerk (via email & hand delivery)
JoAnn Boos, CFO (via email)
James Foster, Treasurer (via email)

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RESOLUTION NO. 2017-358

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING CHANGE ORDERS WITH BLACK ROCK ENTERPRISES FOR THE ROAD PROGRAM

WHEREAS, the City Council of Asbury Park and Black Rock Enterprises are parties to a contract for the “City’s Road Program”; and

WHEREAS, the original contract amount approved by the City Council was in the sum of Three Million, Six Hundred Twenty Eight Thousand, Seven Hundred and Seventy Nine dollars and ninety-three cents (\$3,628,779.93); and

WHEREAS, the project has required Change Orders #1 through Change Order #13 in the amount Forty-Four Thousand, forty-eight dollars and ten cents (\$44,048.10); and

WHEREAS, Change Order 14 was for \$174,420.00 and is attached to this Resolution and results in a net contract price increase of 6.02% to a new contract price of \$3,847,248.00; and

WHEREAS, Change Order 15 is required in the amount of \$34,756.00 and is attached to this Resolution and results in a net contract price increase of 0.096 % to a new contract price of \$3,882,004.04.

WHEREAS, the City Engineer, City Manager and Department of Public Works requests that the above referenced Change Orders be authorized to complete the Project; and

WHEREAS, the execution of these Change Orders will not substantially change the quality or character of the items or work to be provided, inasmuch as such would not have been a determining factor in the original bidding; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Accounts C-04-55-998-163-002 and C-04-55-998-015-003 of the official budget to which the contract will be officially charged; and the maximum dollar value of the pending contract is as set forth in the resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Asbury park, County of Mayor and State of New Jersey that the Changer Orders listed in this Resolution are hereby authorized; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute said Changer Orders on behalf of the Governing Body; and

BE IT FURTHER RESOLVED that the contract between the parties referred to above shall be amended to reflect the changes approved herein; and

BE IT FURTHER RESOLVED that a certification of availability of funds shall be attached to the original copy of this resolution and kept in the files of the City Clerk.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the CFO, Black Rock Enterprise, Superintendent of Public Work, the City Engineer, and the City Manager.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-358 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 21st DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



YOUR GOALS. OUR MISSION.

ASPK-00671

November 6, 2017
(Via email & hand delivery)

Mr. Michael Capabianco, City Manager
City of Asbury Park
One Municipal Plaza
Asbury Park, New Jersey 07712

**Re: City of Asbury Park
2016 Road Program
Change Order Numbers 15 & 16**

Dear Mr. Capabianco:

Please find enclosed four signed originals of Change Order Number 15 and Change Order Number 16 for processing at the next City Council meeting. These Change Orders are for the following improvements requested by the City:

Change Order 15:

This change order is to correct a section of back pitched sanitary sewer main at the western end of Sunset Avenue. The original work was performed by Monmouth County during the reconstruction of the Sunset Avenue Bridge. In order to correct the pitch of the sanitary sewer, a 12" ductile iron stormwater pipe must be removed and reset at a higher elevation. This work is estimated to take approximately one (1) week to complete.

Change Order 16:

This change order is to resurface Webb Street from Sunset Avenue to Deal Lake Drive. This work will include milling and paving with 2" Hot Mix Asphalt 19M64 surface course. This work is estimated to take approximately four (4) days to complete.

The net increase in contract amount for **Change Order Number 15 is \$34,756.00 (0.96%)**.
The net increase in contract amount for **Change Order Number 16 is \$63,000.00 (1.74%)**.

The combined total for these change orders is \$97,756.00 (2.69%)

The original contract bid price was \$3,628,779.93. Previous change orders on the project subtotal \$218,468.11 (+6.02%) for a change order to date total of \$316,224.11 (+8.71 %). This will result in a revised contract price of \$3,945,004.04.

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)



Le: Michael Capabianco
City Manager

Re: 2016 Road Program - Change Orders #15 and #16
City of Asbury Park, Monmouth County, New Jersey

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

T&M ASSOCIATES

JASON D. HARZOLD
PRINCIPAL STAFF DESIGNER
On Behalf of:
CHRISTINE A. BALLARD, P.E.
ASBURY PARK CITY ENGINEER

JDH:jdH

Enclosures

Cc: Cindy Dye, City Clerk (via email & hand delivery)
JoAnn Boos, CFO (via email)
James Foster, Treasurer (via email)

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Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD
MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00670

CHANGE ORDER NO. 15

DATE:November 3, 2017

PROJECT:2016 Road Improvement Program

OWNER:City of Asbury Park

CONTRACTOR:Black Rock Enterprises, LLC

DESCRIPTION OF CHANGE:

REDUCTIONS:

EXTRA:

SUPPLEMENTARY:

S-24

Sawcut Existing Asphalt

S-25

Reset Existing 12" Ductile Iron Storm Pipe Sta. 13+10

S-26

New - 10" SDR-35 Pipe

S-27

Pipe Trench Repair

APPROVAL RECOMMENDED:	SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
CHRISTINE A. BALLARD, P.E.	A. TOTAL REDUCTIONS THIS C.O.	\$0.00	\$0.00
ACCEPTED:	B. TOTAL EXTRAS THIS C.O.	\$0.00	\$0.00
CONTRACTOR: Black Rock Enterprises, LLC	C. TOTAL SUPPLEMENTARY THIS C.O.	\$34,756.00	\$0.00
OWNER'S APPROVALS:	TOTALS THIS C.O.	\$34,756.00	\$0.00
	NET CHANGE THIS CHANGE ORDER	\$34,756.00	\$0.00
	PREVIOUS CHANGE ORDERS	\$458,720.55	\$240,252.44
NOTE: All work to be done according to Contract Specifications.	TOTAL CHANGE ORDERS TO DATE	\$493,476.55	\$240,252.44
	NET CHANGE IN CONTRACT	\$253,224.11	

ORIGINAL CONTRACT BID PRICE	\$3,628,779.93
CHANGE ORDERS TO DATE	\$253,224.11
CONTRACT PERCENT INCREASE: 6.98%	
REVISED CONTRACT PRICE	\$3,882,004.04

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)

PROJECT:

2016 Road Improvement Program

OWNER:

City of Asbury Park

CONTRACTOR:

Black Rock Enterprises, LLC

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
REDUCTION					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

A. TOTAL REDUCTIONS

\$0.00

EXTRA					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

B. TOTAL EXTRA

\$0.00

SUPPLEMENTARY	S-24	Sawcut Existing Asphalt	276.00 LF	\$6.00	\$1,656.00
	S-25	Reset Existing 12" Ductile Iron Storm Pipe Sta. 13+10	48.00 LF	\$125.00	\$6,000.00
	S-26	New - 10" SDR-35 Pipe	100.00 LF	\$85.00	\$8,500.00
	S-27	Pipe Trench Repair	62.00 SY	\$300.00	\$18,600.00

C. TOTAL SUPPLEMENTARY

\$34,756.00

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD
MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00670

CHANGE ORDER NO. 16

DATE:November 3, 2017

PROJECT:2016 Road Improvement Program

OWNER:City of Asbury Park

CONTRACTOR:Black Rock Enterprises, LLC

DESCRIPTION OF CHANGE:

REDUCTIONS:

EXTRA:

SUPPLEMENTARY:

S-28Webb St. Temp Repairs - Resurfacing, Milling of Keyways, Tack Coat, 2" Thick HMA placement from Sunset Ave to Deal Lake Dr.

APPROVAL RECOMMENDED:	SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
CHRISTINE A. BALLARD, P.E.	A. TOTAL REDUCTIONS THIS C.O.	\$0.00	\$0.00
ACCEPTED:	B. TOTAL EXTRAS THIS C.O.	\$0.00	\$0.00
CONTRACTOR: Black Rock Enterprises, LLC	C. TOTAL SUPPLEMENTARY THIS C.O.	\$63,000.00	\$0.00
OWNER'S APPROVALS:	TOTALS THIS C.O.	\$63,000.00	\$0.00
	NET CHANGE THIS CHANGE ORDER	\$63,000.00	\$0.00
	PREVIOUS CHANGE ORDERS	\$493,476.55	\$240,252.44
NOTE: All work to be done according to Contract Specifications.	TOTAL CHANGE ORDERS TO DATE	\$556,476.55	\$240,252.44
	NET CHANGE IN CONTRACT	\$316,224.11	

ORIGINAL CONTRACT BID PRICE	\$3,628,779.93
CHANGE ORDERS TO DATE	\$316,224.11
CONTRACT PERCENT INCREASE: 8.71%	
REVISED CONTRACT PRICE	\$3,945,004.04

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)

PROJECT:

2016 Road Improvement Program

OWNER:

City of Asbury Park

CONTRACTOR:

Black Rock Enterprises, LLC

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
REDUCTION					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

A. TOTAL REDUCTIONS

\$0.00

EXTRA					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

B. TOTAL EXTRA

\$0.00

SUPPLEMENTARY	S-28	Webb St. Temp Repairs - Resurfacing, Milling of Keyways, Tack Coat, 2" Thick HMA placement from Sunset Ave to Deal Lake Dr.	1.00 LS	\$63,000.00	\$63,000.00
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C. TOTAL SUPPLEMENTARY

\$63,000.00

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-358 : Authorizing Change Order 15 for the Road Program)



RESOLUTION NO. 2017-359

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION AUTHORIZING CHANGE ORDER 16 WITH BLACK ROCK ENTERPRISES FOR THE ROAD PROGRAM

WHEREAS, the City Council of Asbury Park and Black Rock Enterprises are parties to a contract for the “City’s Road Program”; and

WHEREAS, the project has required Change Orders #1 through Change Order #13 in the amount Forty-Four Thousand, forty-eight dollars and ten cents (\$44,048.10); and

WHEREAS, Change Order 14 was for \$174,420.00 and is attached to this Resolution and results in a net contract price increase of 6.02% to a new contract price of \$3,847,248.00; and

WHEREAS, Change Order 15 was required in the amount of \$34,756.00 and is attached to this Resolution and results in a net contract price increase of 0.096 % to a new contract price of \$3,882,004.04; and

WHEREAS, Change Order 16 is required in the amount of \$63,000.000 and is attached to this Resolution and results in a net contract increase of 1.74% to a new contract price of \$3,945,004.04 and the total of all change orders are 8.71%; and

WHEREAS, the City Engineer, City Manager and Department of Public Works requests that the above referenced Change Orders be authorized to complete the Project; and

WHEREAS, the execution of these Change Orders will not substantially change the quality or character of the items or work to be provided, inasmuch as such would not have been a determining factor in the original bidding; and

WHEREAS, the Chief Financial Officer has provided to the Governing Body a certificate in writing pursuant to N.J.A.C. 5:34-2 that funds are available to pay for the subject matter of this Resolution; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the Capital Accounts C-04-55-998-163-002 and C-04-55-998-015-003 of the official budget to which the contract will be officially charged; and the maximum dollar value of the pending change order is as set forth in the resolution; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Asbury park, County of Mayor and State of New Jersey that the Changer Orders listed in this Resolution are hereby authorized; and

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute said Changer Orders on behalf of the Governing Body; and

BE IT FURTHER RESOLVED that the contract between the parties referred to above shall be amended to reflect the changes approved herein; and

BE IT FURTHER RESOLVED that a certification of availability of funds shall be attached to the original copy of this resolution and kept in the files of the City Clerk.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the CFO, Black Rock Enterprise, Superintendent of Public Work, the City Engineer, and the City Manager.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-359 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



YOUR GOALS. OUR MISSION.

ASPK-00671

November 6, 2017
(Via email & hand delivery)

Mr. Michael Capabianco, City Manager
City of Asbury Park
One Municipal Plaza
Asbury Park, New Jersey 07712

**Re: City of Asbury Park
2016 Road Program
Change Order Numbers 15 & 16**

Dear Mr. Capabianco:

Please find enclosed four signed originals of Change Order Number 15 and Change Order Number 16 for processing at the next City Council meeting. These Change Orders are for the following improvements requested by the City:

Change Order 15:

This change order is to correct a section of back pitched sanitary sewer main at the western end of Sunset Avenue. The original work was performed by Monmouth County during the reconstruction of the Sunset Avenue Bridge. In order to correct the pitch of the sanitary sewer, a 12" ductile iron stormwater pipe must be removed and reset at a higher elevation. This work is estimated to take approximately one (1) week to complete.

Change Order 16:

This change order is to resurface Webb Street from Sunset Avenue to Deal Lake Drive. This work will include milling and paving with 2" Hot Mix Asphalt 19M64 surface course. This work is estimated to take approximately four (4) days to complete.

The net increase in contract amount for **Change Order Number 15 is \$34,756.00 (0.96%)**.
The net increase in contract amount for **Change Order Number 16 is \$63,000.00 (1.74%)**.

The combined total for these change orders is \$97,756.00 (2.69%)

The original contract bid price was \$3,628,779.93. Previous change orders on the project subtotal \$218,468.11 (+6.02%) for a change order to date total of \$316,224.11 (+8.71 %). This will result in a revised contract price of \$3,945,004.04.

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)



Le: Michael Capabianco
City Manager

Re: 2016 Road Program - Change Orders #15 and #16
City of Asbury Park, Monmouth County, New Jersey

If you have any questions or need additional information, please do not hesitate to contact me.

Very truly yours,

T&M ASSOCIATES

JASON D. HARZOLD
PRINCIPAL STAFF DESIGNER
On Behalf of:
CHRISTINE A. BALLARD, P.E.
ASBURY PARK CITY ENGINEER

JDH:jdH

Enclosures

Cc: Cindy Dye, City Clerk (via email & hand delivery)
JoAnn Boos, CFO (via email)
James Foster, Treasurer (via email)

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Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD
MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00670

CHANGE ORDER NO. 15

DATE:November 3, 2017

PROJECT:2016 Road Improvement Program

OWNER:City of Asbury Park

CONTRACTOR:Black Rock Enterprises, LLC

DESCRIPTION OF CHANGE:

REDUCTIONS:

EXTRA:

SUPPLEMENTARY:

S-24

Sawcut Existing Asphalt

S-25

Reset Existing 12" Ductile Iron Storm Pipe Sta. 13+10

S-26

New - 10" SDR-35 Pipe

S-27

Pipe Trench Repair

APPROVAL RECOMMENDED:	SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
CHRISTINE A. BALLARD, P.E.	A. TOTAL REDUCTIONS THIS C.O.	\$0.00	\$0.00
ACCEPTED:	B. TOTAL EXTRAS THIS C.O.	\$0.00	\$0.00
CONTRACTOR: Black Rock Enterprises, LLC	C. TOTAL SUPPLEMENTARY THIS C.O.	\$34,756.00	\$0.00
OWNER'S APPROVALS:	TOTALS THIS C.O.	\$34,756.00	\$0.00
	NET CHANGE THIS CHANGE ORDER	\$34,756.00	\$0.00
	PREVIOUS CHANGE ORDERS	\$458,720.55	\$240,252.44
NOTE: All work to be done according to Contract Specifications.	TOTAL CHANGE ORDERS TO DATE	\$493,476.55	\$240,252.44
	NET CHANGE IN CONTRACT	\$253,224.11	

ORIGINAL CONTRACT BID PRICE	\$3,628,779.93
CHANGE ORDERS TO DATE	\$253,224.11
CONTRACT PERCENT INCREASE: 6.98%	
REVISED CONTRACT PRICE	\$3,882,004.04

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)

PROJECT:

2016 Road Improvement Program

OWNER:

City of Asbury Park

CONTRACTOR:

Black Rock Enterprises, LLC

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
REDUCTION					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
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					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

A. TOTAL REDUCTIONS

\$0.00

EXTRA					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

B. TOTAL EXTRA

\$0.00

SUPPLEMENTARY	S-24	Sawcut Existing Asphalt	276.00 LF	\$6.00	\$1,656.00
	S-25	Reset Existing 12" Ductile Iron Storm Pipe Sta. 13+10	48.00 LF	\$125.00	\$6,000.00
	S-26	New - 10" SDR-35 Pipe	100.00 LF	\$85.00	\$8,500.00
	S-27	Pipe Trench Repair	62.00 SY	\$300.00	\$18,600.00

C. TOTAL SUPPLEMENTARY

\$34,756.00

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)

T&M ASSOCIATES
CONSULTING & MUNICIPAL ENGINEERS
ELEVEN TINDALL ROAD
MIDDLETOWN, NEW JERSEY 07748

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00670

CHANGE ORDER NO. 16

DATE:

November 3, 2017

PROJECT:

2016 Road Improvement Program

OWNER:

City of Asbury Park

CONTRACTOR:

Black Rock Enterprises, LLC

DESCRIPTION OF CHANGE:

REDUCTIONS:

EXTRA:

SUPPLEMENTARY:

S-28

Webb St. Temp Repairs - Resurfacing, Milling of Keyways, Tack Coat, 2" Thick HMA placement from Sunset Ave to Deal Lake Dr.

APPROVAL RECOMMENDED:	SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
CHRISTINE A. BALLARD, P.E.	A. TOTAL REDUCTIONS THIS C.O.	\$0.00	\$0.00
ACCEPTED:	B. TOTAL EXTRAS THIS C.O.	\$0.00	\$0.00
CONTRACTOR: Black Rock Enterprises, LLC	C. TOTAL SUPPLEMENTARY THIS C.O.	\$63,000.00	\$0.00
OWNER'S APPROVALS:	TOTALS THIS C.O.	\$63,000.00	\$0.00
	NET CHANGE THIS CHANGE ORDER	\$63,000.00	\$0.00
	PREVIOUS CHANGE ORDERS	\$493,476.55	\$240,252.44
NOTE: All work to be done according to Contract Specifications.	TOTAL CHANGE ORDERS TO DATE	\$556,476.55	\$240,252.44
	NET CHANGE IN CONTRACT	\$316,224.11	

ORIGINAL CONTRACT BID PRICE	\$3,628,779.93
CHANGE ORDERS TO DATE	\$316,224.11
CONTRACT PERCENT INCREASE: 8.71%	
REVISED CONTRACT PRICE	\$3,945,004.04

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)

PROJECT:2016 Road Improvement Program

OWNER:City of Asbury Park

CONTRACTOR:Black Rock Enterprises, LLC

	ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
REDUCTION					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

A. TOTAL REDUCTIONS

\$0.00

EXTRA					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00

B. TOTAL EXTRA

\$0.00

SUPPLEMENTARY	S-28	Webb St. Temp Repairs - Resurfacing, Milling of Keyways, Tack Coat, 2" Thick HMA placement from Sunset Ave to Deal Lake Dr.	1.00 LS	\$63,000.00	\$63,000.00
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C. TOTAL SUPPLEMENTARY

\$63,000.00

Attachment: Capabianco_CAB-JDH_Change Order No 15 16 (2017-359 : Authorizing Change Order 16 for the Road Program)



RESOLUTION NO. 2017-360

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ASBURY PARK REFERRING PROPOSED AMENDMENTS OF THE MAIN STREET REDEVELOPMENT PLAN TO THE CITY OF ASBURY PARK PLANNING BOARD, AND DIRECTING THE PLANNING BOARD TO TAKE CERTAIN ACTIONS PURSUANT TO N.J.S.A. 40A:12A-7(E)

WHEREAS, on November 12, 2008 the Mayor and City Council adopted Ordinance No. 2886 entitled “ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF ASBURY PARK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY ADOPTING THE MAIN STREET REDEVELOPMENT PLAN RELATING TO THE MAIN STREET REDEVELOPMENT AREA” (the “Ordinance”); and

WHEREAS, pursuant to the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 *et seq.*, the “Act”) the Ordinance adopted a plan (the “Main Street Redevelopment Plan” or the “Plan”) for the redevelopment of an area (the “Main Street Redevelopment Area” or the “Area”); and

WHEREAS, on November 12, 2014 the Mayor and City Council amended the Main Street Redevelopment Plan to permit microbreweries on Block 2702, Lot 7 in the Community Shopping Zone; and

WHEREAS, the Main Street Redevelopment Plan has led to an increase in public and private investment within the Area since its adoption, however, the Plan may benefit from amendments to remove barriers to further investment; and

WHEREAS, the Act sets forth the process by which amendments to any redevelopment plan shall be considered and, if appropriate, adopted; and

WHEREAS, the City has received a request to amend the Plan to allow recording studios in the section of the Community Shopping Zone that permits light industrial uses; and

WHEREAS, in addition, the City desires to permit metered parking and valet parking as a principal use for municipal lots in the Civic/South Gateway Zone in order to help alleviate parking demand during peak times; and

WHEREAS, in evaluating the proposed amendments, the Mayor and Council considered the permitted uses in the existing Plan and the effect, if any, that these this amendments would have on the City’s Master Plan and concluded that such an amendments would support the goals of the Plan and the Master Plan; and

WHEREAS, the City's Director of Planning and Redevelopment has opined that the proposed amendments attached hereto as **EXHIBIT A** are appropriate as presented at the Municipal Council Workshop of November 8, 2017; and

WHEREAS, since the Zoning Board does not have jurisdiction to consider an application for a variance; instead relating to properties that are located in a redevelopment area, the Mayor and City Council must instead approve such use either generally or specifically through an amendment to the Plan; and

WHEREAS, the Mayor and Council desire to amend the Plan in order to allow for recording studios in the Community Shopping Zone and to permit metered parking and valet parking as a principal use for municipal lots in the Civic/South Gateway Zone at the Property; and

WHEREAS, the City's Director of Planning and Redevelopment has reviewed and recommended these amendments as set forth in the Memorandum attached hereto as **EXHIBIT A**; and

WHEREAS, the Mayor and City Council desire to forward the proposed Amendments to the Planning Board for review pursuant to N.J.S.A. 40A:12A-7(e).

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Asbury Park as follows:

1. The Mayor and Council hereby refer the proposed amendments to the Planning Board for review and recommendation in accordance with the requirements of N.J.S.A. 40A:12A-7(e).
2. The Planning Board is authorized and directed to prepare a report of its recommendations (the "Planning Board Report") regarding the Proposed Amendments to the Plan within forty-five (45) days of the date hereof.
3. The Planning Board Report shall identify any provisions within the proposed amendments to the Plan that are inconsistent with the City's Master Plan, the recommendations concerning those inconsistencies and any other matters the Planning Board deems appropriate.
4. If the Planning Board Report is not transmitted to the Mayor and Council within forty-five (45) days of the date hereof, the Mayor and Council shall be relieved of the requirement to obtain a Planning Board Report for the proposed amendments to the Plan in accordance with N.J.S.A. 40A:12A-7(e).
5. The Clerk of the City shall forward a copy of this Resolution and the proposed amendments to the Planning Board for review pursuant to N.J.S.A. 40A:12A-7(e).
6. This Resolution shall take effect immediately.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-360 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK



RESOLUTION NO. 2017-361

City of Asbury Park
County of Monmouth
State of New Jersey

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ASBURY PARK AUTHORIZING THE THIRD AMENDMENT TO THE REDEVELOPMENT AND LAND DISPOSITION AGREEMENT WITH THE MICHAELS DEVELOPMENT COMPANY I, L.P., AS REDEVELOPER OF CERTAIN PARCELS LOCATED WITHIN THE CITY'S SPRINGWOOD AVENUE REDEVELOPMENT AREA

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**") authorizes municipalities to determine whether certain parcels of land located therein constitute areas in need of redevelopment and to create redevelopment plans which provide development controls for any area so designated; and

WHEREAS, the City of Asbury Park (the "**City**") designated certain parcels therein as an area in need of redevelopment (the "**Springwood Avenue Redevelopment Area**"), and thereafter adopted the Springwood Avenue Redevelopment Plan in accordance with N.J.S.A. 40A:12A-7 for the Springwood Avenue Redevelopment Area (the "**Redevelopment Plan**"); and

WHEREAS, the City has acquired land in the Springwood Avenue Redevelopment Area, and The Michaels Development Company I, L.P. proposes to develop the following sites in the Springwood Avenue Redevelopment Area, being known as:

Site B located at the southeast corner of Springwood Avenue and Sylvan Avenue comprising Block 702, Lots 2-4 and the Wesley Place right-of-way located between Lots 3 and 4.

Site C located at the southwest corner of Springwood Avenue and Sylvan Avenue comprising Block 803, Lots 21-29 and portion of Block 804, Lot 1, including the vacated portion of Lee's Lane.

Site D located at the northwest corner of Springwood Avenue and Sylvan Avenue comprising Block 1206, Lots 13-21.

(collectively the "**Project Area**"); and

WHEREAS, The Michaels Development Company I, L.P. proposes to develop these sites with approximately 64 residential units and approximately 1,350 square feet of commercial space, (collectively the "**Project**"); and

WHEREAS, the City has designated The Michaels Development Company I, L.P. as the approved redeveloper selected by the City to implement this Project in this Project Area in the Springwood Avenue Redevelopment Area and as part of, and in furtherance of the Redevelopment Plan; and

WHEREAS, the City and The Michaels Development Company I, L.P. entered into that certain Redevelopment and Land Disposition Agreement dated September 5, 2014 (the “**RDA**”); and

WHEREAS, the Parties entered into that certain First Amendment to Redevelopment & Land Disposition Agreement dated September 1, 2016 (the “**First Amendment**”), which removed the Phase 2 Parcels from the RDA; and

WHEREAS, in furtherance of the RDA, the City and the Redeveloper entered into that certain Option Agreement to Enter into Ground Lease dated July 3, 2014 for the Ground Lease contemplated in the RDA, and subsequently entered into certain agreements to extend the Option Agreement to Enter Into Ground Lease, with the cumulative effect of extending the option to enter into the Ground Lease through June 30, 2017 (collectively the “**Option Agreement**”); and

WHEREAS, the Parties entered into that certain Second Amendment to Redevelopment & Land Disposition Agreement dated May 30, 2017 (the “**Second Amendment**”); and

WHEREAS, the Parties desire to further amend the RDA, as amended by the First and Second Amendments,

WHEREAS, the City and The Michaels Development Company I, L.P. negotiated an agreement entitled the: “Third Amendment to the Redevelopment and Land Disposition Agreement” (the “**Third Amendment**”) a copy of which is attached hereto as **Exhibit A**, with respect to the Project to ensure the success of the Project and the City desires to approve the same in accordance with the Act and the Springwood Avenue Redevelopment Plan; and

WHEREAS, the Mayor and City Council believe that the execution of the Third Amendment is in the best interests of the City and desires to approve the Third Amendment and authorize the execution of the same,

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ASBURY PARK AS FOLLOWS:

Section 1. Recitals. The recitals hereto are fully incorporated herein as if set forth at length.

Section 2. Approval of the Third Amendment. The Third Amendment, and the related exhibits thereto, substantially in the form attached hereto as **Exhibit A**, is hereby approved, together with any changes, insertions and omissions thereto as the City Manager, after consultation with redevelopment counsel to the City, deem in their collective discretion to be

necessary or desirable for the execution thereof.

Section 3. Execution of the Third Amendment. The Mayor of the City of Asbury Park, in the County of Monmouth is hereby authorized and directed, upon satisfaction of all the legal conditions precedent to the execution and delivery by the City of the Third Amendment, to execute the Third Amendment, together with each of the exhibits to which the City is a signatory, in substantially the form of the draft attached hereto and such changes as may be provided in accordance with Section 2 hereof.

Section 4. Attestation and Sealing of the Third Amendment. The Clerk of the City is hereby authorized and directed, upon the execution of the Third Amendment and required exhibits, including the Ground Lease, in accordance with the terms of Section 3 hereof, to attest to the signature of the Mayor upon such documents and is hereby further authorized and directed thereupon affix the corporate seal of the City upon such documents.

Section 5. Implementation of the Third Amendment. Upon the execution and attestation and placing of the seal on the Third Amendment as contemplated by Sections 3 and 4 hereof, the Mayor, City Manager and City staff and professionals are hereby authorized and directed to (i) deliver the fully executed, attested and sealed document to the other parties thereto, (ii) perform such other actions as the Mayor and/or City Manager deems necessary or desirable in relation to the execution and delivery of the Third Amendment and (iii) execute, deliver and accept the normal and customary documents in this regard and undertake all actions reasonably necessary to effectuate the purpose and intent of the Third Amendment and this Resolution.

Section 7. Effective Date. This Resolution shall take effect immediately.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-361 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 21st DAY OF November, 2017.

CINDY A. DYE
CITY CLERK

**THIRD AMENDMENT TO THE
REDEVELOPMENT AND LAND DISPOSITION AGREEMENT**

By and Between

**City of Asbury Park,
as Redevelopment Entity**

And

**The Michaels Development Company I, L.P.,
as Redeveloper and Guarantor**

Dated as of November __, 2017

This **THIRD AMENDMENT TO THE REDEVELOPMENT AND LAND DISPOSITION AGREEMENT** (the “**Amendment**”) is made as of this ___ day of November, 2017 (the “**Effective Date**”), entered into by and between the **CITY OF ASBURY PARK** (the “**City**”), a public body corporate and politic of the State of New Jersey, having its offices at One Municipal Plaza, Asbury Park, NJ 07712-7000, in its capacity as “redevelopment entity” pursuant to N.J.S.A. 40A:12A-4(c), and **THE MICHAELS DEVELOPMENT COMPANY I, L.P.**, a New Jersey limited partnership having its principal offices at 3 E. Stow Road, P.O. Box 994, Marlton, New Jersey 08053 (together with its permitted successors and assigns, the “**Redeveloper**”) (each of the City and the Redeveloper hereafter sometimes referred to in this Agreement as a “**Party**”, and together as the “**Parties**”).

W I T N E S S E T H

WHEREAS, the Parties entered into that certain Redevelopment and Land Disposition Agreement dated September 5, 2014 (the “**RDA**”); and

WHEREAS, the Parties entered into that certain First Amendment to Redevelopment & Land Disposition Agreement dated December 14, 2016 (the “**First Amendment**”), which removed the Phase 2 Parcels(as such term is defined therein) from the RDA; and

WHEREAS, in furtherance of the RDA, the City and the Redeveloper entered into that certain Option Agreement to Enter into Ground Lease dated July 3, 2014 for the Ground Lease contemplated in the RDA, and subsequently entered into certain agreements to extend the Option Agreement to Enter Into Ground Lease, with the cumulative effect of extending the option to enter into Ground Lease through June 30, 2017 (collectively the “**Option Agreement**”); and

WHEREAS, the Parties entered into that certain Second Amendment to Redevelopment & Land Disposition Agreement dated May 30, 2017 (the “**Second Amendment**”); and

WHEREAS, the Parties desire to further amend the RDA, as amended by the First and Second Amendments,

NOW, THEREFORE, in consideration of the foregoing promises, covenants and agreements, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and Redeveloper, intending to be legally bound, agree as follows:

1. The recitals hereto are incorporated herein as if set forth at length.
2. **EXHIBIT C** entitled: “**Project Schedule**” shall be deleted in its entirety and replaced with the new **EXHIBIT C** attached hereto.
3. All terms and conditions of the RDA as amended by the First and Second Amendments shall remain in full force and effect, except to the limited extent modified herein.

4. This Agreement may be executed in several counterparts, each of which, when so executed and delivered, shall constitute an original, fully enforceable counterpart for all purposes.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the Effective Date appearing on the cover page hereof.

CITY OF ASBURY PARK

Attest:

By: _____
Cindy Dye,
City Clerk

By: _____
John Moor,
Mayor

THE MICHAELS DEVELOPMENT COMPANY I, L.P.

**By: The Michaels Development
Holding Corporation, LLC**

Attest:

By: _____
John J. O'Donnell,
President

By: _____

EXHIBIT C
PROJECT SCHEDULE

Financing Contingency
Project Closing
Construction (16 months)
Full Rent Up

August 31, 2017
August 31, 2017
December 31, 2018
June 31, 2019



RESOLUTION NO. 2017-362

**City of Asbury Park
County of Monmouth
State of New Jersey**

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ASBURY PARK REFERRING PROPOSED AMENDMENTS TO THE WATERFRONT REDEVELOPMENT PLAN TO THE CITY OF ASBURY PARK PLANNING BOARD, AND DIRECTING THE PLANNING BOARD TO TAKE CERTAIN ACTIONS PURSUANT TO N.J.S.A. 40A:12A-7(E)

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Act**”) authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment and to formulate a plan to address the redevelopment of these area; and

WHEREAS, the City of Asbury Park (the “**City**”) has previously found and determined that the area of the City designated as the “Waterfront Redevelopment Area” (the “**Area**”) to be “an area in need of redevelopment” pursuant to the Act; and

WHEREAS, the City adopted the “Asbury Park Waterfront Redevelopment Plan” dated March 15, 2002, which has been amended and supplemented from time to time, and last amended December 7, 2005 by Ordinance #2754 (the “**Plan**”), which governs redevelopment in the Area; and

WHEREAS, the Mayor and City Council have determined to make certain changes to the Plan which are attached hereto to as **Exhibit A** (the “**Proposed Amendment**”) and desire to forward the Proposed Amendment to the Planning Board for review pursuant to N.J.S.A. 40A:12A-7(e),

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Asbury Park as follows:

1. The Mayor and City Council hereby refer the Proposed Amendment to the Planning Board for review and recommendation in accordance with the requirements of N.J.S.A. 40A:12A-7(e).
2. The Mayor and City Council desire the Planning Board undertake a review of this matter and determine if the Proposed Amendment conforms with the goals and objectives of the City’s Master Plan.

3. The Planning Board is authorized and directed to prepare a report of its recommendations (the “**Planning Board Report**”) regarding the Proposed Amendment to the Plan no later than forty-five (45) days of the date hereof.
4. The Planning Board Report shall identify any provisions within the Proposed Amendment to the Plan that are inconsistent with the City’s Master Plan, the recommendations concerning those inconsistencies and any other matters the Planning Board deems appropriate.
5. If the Planning Board Report is not transmitted to the Mayor and Council within forty-five (45) days of the date hereof, the Mayor and Council shall be relieved of the requirement to obtain a Planning Board Report for the Proposed Amendment to the Plan in accordance with N.J.S.A. 40A:12A-7(e).
6. The Clerk of the City shall immediately forward a copy of this Resolution and the Proposed Amendment to the Planning Board for review pursuant to N.J.S.A. 40A:12A-7(e).
7. This Resolution shall take effect immediately.

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2017-362 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CERTIFIED BY ME THIS 22nd DAY OF November, 2017.

CINDY A. DYE
CITY CLERK

D R A F T

Asbury Park
Waterfront Redevelopment Plan
 _____, 2017 Amendment

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “**Act**”) authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment and to formulate a plan to address the redevelopment of these area; and

WHEREAS, the City of Asbury Park (the “**City**”) has previously found and determined that the area of the City designated as the “Waterfront Redevelopment Area” (the “**Area**”) to be “an area in need of redevelopment” pursuant to the Act; and

WHEREAS, the City adopted the “Asbury Park Waterfront Redevelopment Plan” dated March 15, 2002, which has been amended and supplemented from time to time, and last amended December 7, 2005 by Ordinance #2754 (the “**Plan**”), which governs redevelopment in the Area; and

WHEREAS, the Plan has been interpreted to require that redevelopment within that portion of the Area designated as the Prime Renewal Area be undertaken by redeveloping an entire block at one time, commonly referred to a “block-by-block” redevelopment; and

WHEREAS, the City and Asbury Partners, LLC (the “**Master Developer**”) entered into that certain “Amended and Restated Redeveloper and Land Disposition Agreement” dated October 28, 2002 (as the same may be amended and supplemented in accordance with its terms, the “**Redeveloper Agreement**”); and

WHEREAS, the City and the Master Developer desire to amend the Plan to permit redevelopment of less than an entire block at one time of the properties located in the Prime Renewal Area subject to the requirements herein, and certain other amendments and clarifications, as part of their ongoing efforts to effectuate a comprehensive amendment to the entire Plan; and

WHEREAS, the following amendments to the Plan are limited to their stated scope and intent of permitting redevelopment of less than an entire block at one time of the properties located in the Prime Renewal Area subject to the requirements herein, and to certain other amendments and clarifications, and all other terms, conditions and obligations in the Plan shall remain in full force and effect except to the limited extent expressly modified herein,

 New language is underlined, and language to be deleted is stricken.

DRAFT

SECTION I. Plan Section 2.1, Redevelopment Area, in Chapter 2, Design Principles, shall be amended and supplemented as follows:

Renovation/Infill Area

- Area bounded by Grand Avenue in the west; Bergh and Webb Streets in the east; Deal Lake Drive in the north; Asbury and Sewall Avenues in the south, with the exception of the portion of Sunset Lake Park bounded by Grand Avenue, Fifth Avenue, Webb Street and Sunset Avenue.
- The discussion of the Renovation/Infill Area in this Plan is to provide a context for its inclusion in the Redevelopment Area and its relation to the redevelopment of the entire Waterfront Redevelopment Area. The zoning, land use planning and other standards and requirements for the redevelopment of the Renovation/Infill Area shall be those of the zoning district assigned to such properties on the Zoning Map of the City and in the City's Land Development Regulations.

Prime Renewal Area

- Area bounded by Bergh and Webb Streets in the west; Ocean Avenue in the east; stretches along Wesley Lake to Grand Avenue; Deal Lake in the north, and including the portion of Sunset Lake Park bounded by Grand Avenue, Fifth Avenue, Webb Street and Sunset Avenue.

SECTION II. Plan Section 3.8, Land Use, in Chapter 3, Plan Elements, shall be amended and supplemented as follows:

Lot Standards

The redevelopment of the Prime Renewal Area has heretofore been interpreted to require the development of an entire city block at one time. The Plan is being amended to permit the development of less than an entire block provided the minimum standards in this Section and elsewhere in this Plan are met.

- ~~Minimum lot area~~ developable tract area for redevelopment shall be 15,000 square feet (the "Minimum Developable Tract Area"). As part of a subdivision application, or a combined site plan and subdivision application, the Minimum Developable Tract Area, may for the purpose of facilitating a redevelopment project, be internally subdivided to create fee simple lots provided that the Minimum Developable Tract Area after the subdivision(s) functions as a fully integrated project.
- Minimum lot frontage shall be 100 feet.
- ~~Public property along the boardwalk in Block #227 sold to the developer shall be subdivided into lots to accommodate individual structures.~~

New language is underlined, and language to be deleted is stricken.

D R A F T

SECTION III. Plan Section 3.8, Land Use, in Chapter 3, Plan Elements, shall be amended and supplemented to include new Plan Section 3.8.1 at the end of page 68 as follows:

3.8.1 Variances and Design Exceptions

A. Variances

1. The Planning Board may only grant variances from the requirements of Section 3.8 pertaining to Minimum Developable Tract Area, provided: (a) the proposed development otherwise complies with the requirements of the Plan, and (b) the applicant can establish the requirements of N.J.S.A. 40:55D-70(c)(1) or N.J.S.A. 40:55D-70(c)(2) and case law interpreting those sections. No variance from the minimum lot frontage requirements shall be sought by an applicant or granted by the Planning Board.
2. No variance or other approval may be granted for any applications requiring relief under 40:55D-70(d)(1) through (6), or from the parking requirements in Section 3.5, and neither the Zoning Board of Adjustment nor the Planning Board shall have jurisdiction in such circumstances. Any person requesting such a variance shall be required to request a plan amendment from the Mayor and Council pursuant to Section 4.5 of this Plan.

B. Design Exceptions

In accordance with N.J.S.A. 40:55D-51, the Planning Board may grant design exceptions from the requirements of Sections 3.6 and 3.7, and other design requirements and/or principles in this Plan, if the Planning Board finds they are reasonable and within the general purpose and intent of the provisions of the design requirements/principles to the extent that the literal enforcement of one or more provisions of the design requirements/principles is impracticable or will exact undue hardship because of peculiar conditions pertaining to the land in question.

SECTION IV. Plan Section 3.8, Land Use, in Chapter 3, Plan Elements, shall be amended and supplemented to include new Plan Section 3.8.2, immediately following new Section 3.8.1 and at the end of page 68 as follows:

3.8.2 Property Access - Curb Cuts

Any property that does not have a curb cut to provide access to the property may remove on-street parking spaces to create access to the property subject to the conditions in this Section. Any property that has an existing curb cut providing access to the property may remove parking spaces in order to relocate and/or expand the curb cut subject to the conditions in this Section. The creation, relocation, or expansion of a curb cut shall be permitted provided that the net number of on-street parking spaces that are removed, shall be provided on the property and shall be in addition to the number of parking spaces otherwise required by the Plan.

New language is underlined, and language to be deleted is stricken.

D R A F T

SECTION V. Plan Section 3.8, Land Use, in Chapter 3, Plan Elements, shall be amended and supplemented to revise the language to the left of the chart on page 73, and the existing chart shall be deleted and replaced with a new chart, as follows:

Dwelling Unit Distribution

The chart on this page lists the distribution of dwelling units by block as they are indicated on the illustrative plan on page 22. This chart and the illustrative plan show how units might be distributed over the ~~prime renewal area~~ Prime Renewal Area in a general manner. The ~~illustration on the chart results in a total units on the chart is of 3,224 units, which is 60 units over the maximum allowable count of~~ however, the total maximum number of residential units to be constructed in the Prime Renewal Area shall not exceed 3,164 units. During the design phase, it will be determined which blocks will receive fewer units. If for some reason a particular site ~~can not~~ cannot be developed as shown in the illustrative plan, then units will be relocated to other blocks to achieve the 3,164 total. Additionally, if a block is developed with more than one project and/or by more than one entity, the density for that block will be distributed on a pro rata basis by square feet of ground/block area. Under no circumstances shall a development block exceed the height depicted on the Development Control Plan.

SECTION VI. Chapter 4, Implementation, shall be amended and supplemented to include new Plan Section 4.7 as follows:

4.7 Master Developer, Subsequent Developers, and Off-Site Obligations

4.7.1 Master Developer and Subsequent Developers

The City and Asbury Partners, LLC (the “Master Developer”, also referred to in this Plan as the “prime developer”) entered into that certain “Amended and Restated Redeveloper and Land Disposition Agreement” dated October 28, 2002 (as amended [], 2017, as may be further amended and supplemented in accordance with its terms, the “Redeveloper Agreement”). In addition to the other responsibilities of the Master Developer under the Redeveloper Agreement, the Master Developer has the responsibility to install certain infrastructure in the Waterfront Redevelopment Area and for redeveloping properties under its control. The Master Developer and the City will cooperate in: (i) coordinating the installation of infrastructure in the Waterfront Redevelopment Area; (ii) ensuring the requirements of the CAFRA permit are met by all Subsequent Developers (as defined below); and (iii) assisting in coordinating the redevelopment of the Prime Renewal Area by all Subsequent Developers.

Any person or entity wishing to redevelop their property or a property in which they have a beneficial interest shall first be designated as a Subsequent Developer. For so long as the Redeveloper Agreement shall be in full force and effect and the Master Developer shall not be in default thereunder, to begin the process of being designated as a Subsequent Developer, a proposed Subsequent Developer shall provide the Master Developer with the information required in the Subsequent Developer Questionnaire, to be adopted by Resolution of the City Council from time to time. If the proposed Subsequent Developer is not the owner of the property for which they

New language is underlined, and language to be deleted is stricken.

D R A F T

request to be designated as Subsequent Developer, they shall include with the submission written permission from the property owner. The Master Developer will review the submission in good faith, which review may include, but is not limited to, such factors as: compliance with and effectuation of the goals of the Plan; experience and capability of the proposed Subsequent Developer; and the financial capacity of the proposed Subsequent Developer.

If acceptable to the Master Developer, the Master Developer shall submit the proposed Subsequent Developer submission to the City for its review. At such time, the proposed Subsequent Developer shall submit such application and escrow fees to the City for its review as may be established by City ordinance from time to time. Designation as a Subsequent Developer shall require, and be evidenced by, the approval and execution of a mutually acceptable Subsequent Developer Agreement by and among the Subsequent Developer, the City and the Master Developer.

4.7.2. Off-Site Obligations

Subsequent Developers shall be responsible for certain off-site obligations, including as follows:

- (a) sewer charges in the amount of \$3,220 per unit in accordance with Ordinance [____], adopted February 2, 2005, to be paid in the manner and at the time set forth therein;
- (b) payment to the City of \$2,212 per unit to offset the affordable housing obligations generated by the development, with one-half of such payment to be due concurrently with the application for building permits, and the other half of such payment to be due at the time of application for temporary or permanent certificates of occupancy; and
- (c) special assessments for the construction and installation of certain wastewater, stormwater, roadway, streetscape, utility and other infrastructure improvements in the Waterfront Redevelopment Area. All properties that are “redeveloped” within the meaning of the Redevelopment Law (except for residential dwellings of three or less units, which do not increase the number of dwelling units) shall be specially assessed based upon the benefit conferred or deemed conferred upon such property by the infrastructure improvements in the Waterfront Redevelopment Area. Such assessments shall be applied so that all redeveloped properties shall contribute their fair and equitable share to the cost of infrastructure improvements in the Waterfront Redevelopment Area. In determining such fair and equitable share, reference shall be made to that certain Infrastructure Component Report dated [____], adopted by the City by resolution dated [____], and such other reasonable infrastructure cost factors and information as shall be available. Such assessments shall be implemented, at the option of the Subsequent Developer, in one of the following ways:
 - i. A Subsequent Developer may enter into a special assessment agreement on the terms and as described in that certain Special Assessment Ordinance adopted by the City on February 13, 2013 (as amended on [____], 2017], the “Infrastructure Ordinance”).
 - ii. Upon negotiation with and approval of the City and the Master Developer as set forth in the Subsequent Developer Agreement, a Subsequent Developer may enter into a similar program that confers a similar benefit and burden with respect to the affected property as those special assessment agreements described at (i) above. For example, a special assessment agreement requiring payments which, when combined with

New language is underlined, and language to be deleted is stricken.

D R A F T

- payments in lieu of taxes due in the first year, is approximately equal to what the otherwise applicable taxes would have been on the redevelopment project, shall constitute a similar program to that otherwise available under the Infrastructure Ordinance. Likewise, a Subsequent Developer Agreement may provide that the Subsequent Developer wishes to prepay its fair and equitable portion of the infrastructure improvement costs. This shall also constitute a similar program.
- iii. The City may impose a special assessment on the project site equivalent to the benefit conferred or deemed conferred by the improvements, which shall be calculated and imposed in accordance with N.J.S.A. 40:56-1 et seq.
- (d) Regardless of the manner of implementing the special assessments described in (c), above, in all events the Master Developer shall be responsible for installing such infrastructure. The costs of undertaking such infrastructure shall be financed as described in the Redeveloper Agreement.

SECTION VII. A new Appendix B shall be added as follows:

APPENDIX B – BLOCK AND LOT DESIGNATIONS

Since the last amendment to this Plan, the Block and Lot designations were reassigned. This Appendix is provided as a courtesy to correlate the former Block and Lot references in this Plan with the new Block and Lot designations. However, the reader is cautioned to not rely upon these as the official determination of Block and Lot numbers and should consult the official Tax Maps of the City.

[UPDATED CHART TO BE INSERTED]

SECTION VIII. The mews designation and design standards shall be removed throughout the Plan, including as follows:

Chapter 2, Design Principles, the subsection entitled: “Ocean Avenue Design Principles” shall be amended to delete the last bullet point as follows:

- ~~• Extend Webb Street through the creation of a mews or new street that also serves to reduce the block length between Kingsley and Bergh Streets~~

Chapter 3, Plan Elements, the subsection entitled: “Streets to be Reopened” shall be amended to delete the following language:

~~A series of new, small-scale public streets will be developed within the four blocks between First Avenue and Fifth Avenue (159, 162, 175 & 178). These mews, or courts, will be located, approximately, at the midpoint of each block and will be aligned parallel to Kingsley and Bergh Streets. The design of these mews will create a more pedestrian-oriented space, rather than a vehicular environment. A narrow, one-way vehicular cartway will be developed, with no on-street parking. Ornamental lighting and other streetscape amenities will be carried through the space. Townhouse dwellings will be organized along~~

New language is underlined, and language to be deleted is stricken.

D R A F T

~~the edges of the mews, with the mews serving as entrance courts. Access to interior parking structures will be possible through the mews.~~

Chapter 3, Plan Elements, the illustration on page 42 and chart on page 43 in the subsection entitled: “Thoroughfare Designations” shall be amended to delete the depiction, designation and design standards for the “Webb St. Mews (ST-28-18)”.

SECTION IX. Chapter 5, Relationship to Other Plans, subsection 5.5 NJDEP Coastal Zone Management, shall be amended and supplemented as follows:

5.5 NJDEP Coastal Zone Management

Development proposed for Asbury Park’s Waterfront Redevelopment Area will require approval from the New Jersey Department of Environmental Protection under the Coastal Area Facilities Review Act (CAFRA) NJSA 13:19-1 et seq. The City and the Master Developer obtained an area wide CAFRA Permit covering the Prime Renewal Area. No person shall apply to CAFRA for relief from, an amendment to, or interpretation of, said area wide CAFRA Permit without first providing 30 days’ written notice to the City and the Master Developer. Any relief from, an amendment to, or interpretation of, said area wide CAFRA Permit, shall not relieve any person from the provisions of this Plan. This amendment to the Redevelopment Plan takes into consideration the CAFRA regulations that apply to the area and, to the extent possible, incorporates these requirements into the Redevelopment Plan. The City and the developer intend to work with NJDEP on a detailed review of the City’s development controls for the redevelopment area, so that compliance with Redevelopment Plan will constitute substantial compliance with CAFRA regulations. The following is a summary of the key CAFRA regulations that apply to the redevelopment area:

New language is underlined, and language to be deleted is stricken.



**Asbury Park, New Jersey
ORDINANCE NO. 2017-44**

AN ORDINANCE REPEALING SECTION 2-43, ENTITLED “PUBLIC ART COMMITTEE,” OF CHAPTER II, “ADMINISTRATION,” AND ESTABLISHING A NEW SECTION 2-43 THEREOF, ENTITLED “PUBLIC ART COMMISSION,” AND AMENDING SECTION 4-18, ENTITLED “MURALS,” OF CHAPTER IV, “GENERAL LICENSING,” OF THE “CODE OF THE CITY OF ASBURY PARK, NEW JERSEY.”

WHEREAS, the Mayor and Council of the City of Asbury Park (the “City”) have determined that it is more beneficial to the City to create a Commission to facilitate the development of public art in the City, rather than a Committee, as a Commission has greater authority and powers than a Committee and may be allocated independent budgetary funding on an annual basis for its activities; and

WHEREAS, the Mayor and Council therefore wish to adopt the within Ordinance in order to advance this objective.

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park, in the County of Monmouth and State of New Jersey, as follows:

1. That current Section 2-43, entitled “Public Art Committee,” of Chapter II, “Administration,” of the “Code of the City of Asbury Park, New Jersey,” is hereby repealed in its entirety, and the terms of all existing members of the Public Art Committee shall terminate immediately as of the effective date of this Ordinance notwithstanding the natural termination dates which would have otherwise been applicable to their respective terms.
2. That a new Section 2-43, to be entitled “Public Art Commission,” of Chapter II, “Administration,” of the “Code of the City of Asbury Park, New Jersey,” is hereby established as follows:

CHAPTER II

ADMINISTRATION

2-43 PUBLIC ART COMMISSION.

2-43.1 Establishment.

There is hereby established a Public Art Commission in and for the City of Asbury Park in

accordance with the provisions of this Section.

2-43.2 Purpose.

The purpose of the Public Art Commission is to facilitate the development of public art, including but not limited to murals, within the City, recognizing such as integral to the vibrancy of the community. The Commission shall ensure that public art contributions to the City will complement the building(s) or neighborhood(s) with which they are associated, as well as complement current strategies for economic development and tourism, enhance neighborhood and community identity, and educate children and adults alike.

2-43.3 Composition; Appointment; Alternate Members.

The Public Art Commission shall consist of seven (7) regular and two (2) alternate members, who shall serve without compensation, as appointed by the Mayor and Council. The membership shall include the City Manager or his/her designee, one (1) representative of the City Council, five (5) members of the public who are residents of the City or part of the City's business community, and two (2) individuals who are representatives of art, tourism or cultural organizations that may be based within or outside of the City. The Commission shall designate one (1) of its regular members to serve as Chairperson and presiding officer of the Commission on an annual basis.

Alternate members shall be designated at the time of appointment as "Alternate No. 1" and "Alternate No. 2." Alternate members shall serve during the absence or disqualification of any regular member or members. Alternate members may participate in discussions of the proceedings but may not vote except in the absence or disqualification of a regular member. A vote shall not be delayed in order that a regular member may vote instead of an alternate member. In the event that a choice must be made as to which alternate member is to vote, Alternate No. 1 shall vote.

2-43.4 Term of Office.

The term of office of regular members of the Public Art Commission shall be for three (3) years, and the term of office of alternate members shall be for two (2) years. Any vacancy occurring other than by the expiration of a term shall be filled for the unexpired term only, in the same manner as the original term.

The terms of the regular Commission members first appointed shall be for a period of 1, 2, and 3 years, respectively, in such manner that the terms of at least two (2) regular Commission members and not more than three (3) regular Commission members shall expire in each year, so as to commence the staggering of terms. Thereafter, all appointments of regular members shall be for a term of three (3) years.

2-43.5 Removal of Member; Hearing

Any member of the Public Art Commission may be removed by the Mayor and Council for cause on written charges served upon the member and after a hearing thereon at which the member shall be entitled to be heard in person or by counsel.

2-43.6 Rules of Procedure; Design Guidelines; Meetings.

The Public Art Commission may establish rules of procedure and design guidelines for its use.

The Public Art Commission shall establish a schedule of its regular meetings on an annual basis. A quorum required to take action at Commission meetings shall be a majority of the full authorized membership of the Commission.

All Public Art Commission meetings shall be subject to the New Jersey Open Public

Meetings Act, including the requirement of posting and notification of all meetings. Minutes of all meetings shall be maintained and Commission approved minutes shall be submitted to the City Clerk for appropriate record keeping.

2-43.7 Powers and Duties.

The Public Art Commission shall have the following powers and duties:

- a. The power to commission and oversee the creation of art work where appropriate on both municipal and private property at the directive of the City Manager or the Mayor and Council.
- b. The power to hear and review applications for the creation of public art within the City, including the erection, painting and/or installation of murals (as defined below), and the power to render decisions regarding the issuance or denial of permits therefor. The review process is outlined in Section 4-18 of the Code of the City of Asbury Park.
- c. The power to advise the Mayor and Council, the Redevelopment Entity, the Planning Board and the Zoning Board of Adjustment, and other agencies of the City with regard to matters which affect the creation of public art within the City, including the erection, painting and/or installation of murals or streetscapes.
- d. The power to create a non-exclusive list of spaces that are eligible and appropriate for the potential location and siting of murals within the City.
- e. The power to develop, and to regularly review and update, a public art plan and public art guidelines, which identify, among other things, appropriate spaces and appropriate mediums, respectively, for public art within the City.
- f. The power to review and recommend public art projects.
- g. The power to make recommendations regarding any issues that may arise from a specific public artwork or art project.
- h. The power to undertake any other duties or activities that may be assigned to it by the Mayor and Council.

2-43.8 Appropriations.

The Mayor and Council may fix, determine and appropriate a sum sufficient to be utilized by the Public Art Commission for the purposes herein stated, on an annual basis or as needed.

3. That Section 4-18, entitled "Murals," of Chapter IV, "General Licensing," of the "Code of the City of Asbury Park, New Jersey," is hereby amended in order to replace the terms "Public Art Committee," "Mural Committee," and "Committee," in all instances, with the term "Public Art Commission."
4. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.
5. That the provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of

any other portion thereof, which shall remain in full force and effect.

6. That this Ordinance shall take effect upon final passage and publication in accordance with the law, following the required twenty (20) day period after adoption, as set forth in N.J.S.A. 40:69A-181(b).

I, CINDY A. DYE, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2017-44 which was finally adopted by the City Council at a meeting held on the 21st day of November, 2017

CINDY A. DYE
CITY CLERK



Minutes
Meeting of the Municipal Council
Tuesday, November 21, 2017
WORK SESSION

Announcement by the City Clerk

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Cindy Dye	City Clerk	Present	
Michael Capabianco	City Manager	Present	
Frederick Raffetto	City Attorney	Present	

City Clerk Cindy Dye called the meeting to order at 6:00 PM.

City Manager's Report on Issues Raised at Prior Council Meeting(s)

The City Manager had no prior issues to report.

Items to be presented by Michele Alonso, Director of Planning and Redevelopment:

1. Consideration for Redevelopment Plan for 1001 First Avenue, Blocks 10, 11, 12, and 13

Director of Planning and Redevelopment Michele Alonso presented the redevelopment plan for 1001 First Avenue.

Review of Agenda Items for November 21, 2017 Regular Meeting

City Manager Capabianco reviewed the agenda items for this evening's agenda. Jay Harzold of T&M Associated provided an update on the road program.

Matters from City Council

Council Member Chapman advised that there are three restaurants holding free meals for Thanksgiving. She also advised the public of the four tree lighting ceremonies within the City. This Saturday is small business Saturday. She encouraged participation by the residents.

Council Member Clayton stated that the Rotary Club of Asbury Park is teaming up with MSC Connections. They are providing free computers. Applications can be obtained. She wished everyone Happy Thanksgiving.

Mayor Moor wished everyone Happy Thanksgiving. There is a bill regarding concealed weapons. It would make New Jersey subject to other state laws. It is his opinion that it is inappropriate for this State. On Monday, the federal administration known as TPS is ordering

many Haitians to return back to Haiti. The City has reached out the Haitian population to see if we can get this overturned by the administration in Washington.

Matters from City Manager

1. Workforce Development Plan Presentation

The representatives of the Thomas P. Miller & Associates, consultants for Work Force Development, were present to the Plan to the City Council.

Matters from City Attorney

City Attorney Raffetto had not matters to bring before the City Council.

Regular Meeting begins at 7 p.m.

Respectfully submitted by:

Cindy A. Dye, RMC, City Clerk



Minutes
Meeting of the Municipal Council
Tuesday, November 21, 2017
REGULAR MEETING

Executive Session - 4:00 p.m.

2017-344 Resolution Authorizing a Meeting Which Excludes the Public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

Attendee Name	Title	Status	Arrived
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Jesse Kendle	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Cindy Dye	City Clerk	Present	
Michael Capabianco	City Manager	Present	
Frederick Raffetto	City Attorney	Present	

City Clerk Cindy Dye called the meeting to order at 7:00 PM.

PUBLIC PARTICIPATION

Motion to open the meeting to the public was made by Council Member Kendle and seconded by Council Member Chapman.

The following members of the public spoke: Lynn Phillips, Tim Hollman; Jon Biondo, Christine (?), Tracy Rogers, Kevin Strickland, Felicia Simmons, Jerry Scarano, Maureen Nevin.

Motion to close the meeting to the public was made by Council Member Kendle and seconded by Council Member Clayton.

MINUTES

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

1. Executive Session Minutes of Nov 8, 2017 5:00 PM
2. Municipal Council - Work Session - Nov 8, 2017 6:00 PM
3. Municipal Council - Regular Meeting - Nov 8, 2017 7:00 PM

CONSENT AGENDA RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Jesse Kendle, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

- 2017-345 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1114 Asbury Avenue)
- 2017-346 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1521 Sewall Avenue)
- 2017-347 Resolution Approving Award of Contract for Regional Contribution Agreement Project (1007 Fourth Avenue)
- 2017-348 Resolution to Approve Person to Person and Place to Place Liquor License Transfer from Durango, Inc. to ABG Liquor Holdings, LLC
- 2017-349 Resolution of the City of Asbury Park, County of Monmouth, State of New Jersey, Authorizing Compensation Payment to Terry Williams Upon His Separation of Employment
- 2017-350 Resolution Authorizing the Transfer of Appropriations in the Fiscal Year 2017 Budget
- 2017-351 Resolution Canceling Balances of Grant Receivables and Grants Appropriated
- 2017-352 Resolution to Credit Sewer Account Block 2603 Lot 10 615 Asbury Avenue
- 2017-353 Resolution to waive interest due to error on sewer billing Block 4305 Lot 9 301 Seventh Avenue

INDIVIDUAL RESOLUTIONS

- 2017-354 Resolution Authorizing the Payment of Bills

RESULT:	ADOPTED [4 TO 1]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Eileen Chapman, Yvonne Clayton, Jesse Kendle, Amy Quinn
NAYS:	John Moor

2017-355 Rejecting bids for Phase III of Springwood Avenue Park Improvements

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	John Moor, Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-356 Awarding of a Contract to Lucas Construction Group for the Springwood Avenue Sanitary Sewer Project

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-357 Authorizing Project Management and Construction Coordination and Inspection Services to T&M Associates for the 2015 Road Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-358 Resolution Authorizing Change Orders with Black Rock Enterprises for the Road Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jesse Kendle, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-359 Resolution Authorizing Change Order 16 with Black Rock Enterprises for the Road Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-360 Resolution of the Mayor and City Council of the City of Asbury Park Referring Proposed Amendments of the Main Street Redevelopment Plan to the City of Asbury Park Planning Board, and Directing the Planning Board to Take Certain Actions Pursuant to N.J.S.A. 40A:12A-7(e)

City Attorney Raffetto indicated that there is a slight amendment to the attachment of the Plan.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-361 A Resolution of the Mayor and City Council of the City of Asbury Park Authorizing the Third Amendment to the Redevelopment and Land Disposition Agreement with the Michaels Development Company I, L.P., as Redeveloper of Certain Parcels Located within the City's Springwood Avenue Redevelopment Area

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

2017-362 Resolution of the Mayor and City Council of the City of Asbury Park Referring Proposed Amendments to the Waterfront Redevelopment Plan to the City of Asbury Park Planning Board, and Directing the Planning Board to Take Certain Actions Pursuant to N.J.S.A. 40A:12a-7(E)

RESULT:	TABLED [UNANIMOUS]
	Next: 12/13/2017 7:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ORDINANCES

Introduction

2017-44 An Ordinance Repealing Section 2-43, Entitled "Public Art Committee," of Chapter II, "Administration," and Establishing a New Section 2-43 Thereof, Entitled "Public Art Commission," and Amending Section 4-18, Entitled "Murals," of Chapter IV, "General Licensing," of the "Code of the City of Asbury Park, New Jersey."

City Attorney Raffetto stated that there is a slight revision to the Ordinance changing the membership from 7 members to 9 members..

Public hearing for this Ordinance is scheduled for December 13, 2017.

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 12/13/2017 7:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Eileen Chapman, Councilmember
AYES:	Chapman, Clayton, Kendle, Quinn, Moor

ADJOURNMENT

The meeting was adjourned at 7:45 PM

Respectfully submitted by:

Cindy A. Dye, RMC, City Clerk