



Agenda
Meeting of the Municipal Council
Wednesday, March 22, 2023
REGULAR MEETING 6:00 PM

I. Executive Session - 3:30 p.m.

2023-165 Resolution Authorizing a meeting which excludes the public

A. Public Safety

1. Police Monthly Report for February 2023

B. Contract Negotiations

1. 545 Lake Avenue

C. Attorney-Client Privilege

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

Call to Order/Roll Call

Silent Prayer/Moment of Reflection

Salute to the Flag

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, 2023, and posted on the bulletin board the same date. All notices are on file with the City Clerk.

Special Event Applications:

Items to be Presented:

1. Presentation and Public Input Session for Residential and Commercial Redevelopment at 1201 Memorial Drive Block 203, Lot 5 by Jemal's Braverman Building, LLC

Matters from City Council

Matters from City Manager

Matters from City Attorney

III. Regular Meeting

A. Public Participation

B. Minutes

- Municipal Council- Executive Meeting March 8, 2023 3:30 PM
- Municipal Council - Regular Meeting - Mar 8, 2023 6:00 PM

C. 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.

2023-166 Resolution Approving Special Event Applications

2023-167 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-168 Resolution to Refund Overpaid Municipal Charges for Various Properties

2023-169 Resolution to Adjust Sewer Charges on Various Accounts

D. Individual Resolutions

2023-170 Resolution Approving Payment of Bills

2023-171 Resolution Authorizing the Transfer of Appropriation Reserves in the Fiscal Year 2022 Budget

2023-172 Resolution Awarding Bid for One-Man Refuse Collections System Vehicle

2023-173 Resolution Approving Change Order #1 for Memorial Drive Improvements Project

2023-174 Resolution Identifying of Menu Items as Per the Subsequent Developer Agreement between the City of Asbury Park, Madison Asbury Retail LLC, and Asbury Partners

2023-175 Resolution Authorizing a Professional Services Contract to CDM Smith for Wastewater Treatment Plant Assistance and Various Design Improvements

2023-176 Resolution Referring The Arts And Culture Plan To The Planning Board For Review and Adoption, as an Amendment to The Asbury Park Master Plan

2023-177 Resolution Of The City Of Asbury Park Referring The Proposed “Redevelopment Plan For 1012 Asbury Avenue, City Of Asbury Park

Monmouth County, Block: 501, Lots 1 And 2” Dated March 15, 2023 To
The Planning Board, In Accordance With The Local Redevelopment And
Housing Law, N.J.S.A. 40a:12a-7

E. Ordinances

1. Introduction

2023-12 2022 Transportation Update Ordinance

2023-13 Ordinance Of The City Of Asbury Park Amending And Supplementing
Section 5-4, Entitled “Rules And Regulations,” Of Chapter 5, “Beach,
Boardwalk And Beachfront Regulations,” Of “The Code Of The City Of
Asbury Park”

2023-14 Ordinance Of The City Of Asbury Park Amending And Supplementing
Subsection 4-27.4, Entitled “Application,” Of Section 4-27, “Film And
Photography Permits,” Of Chapter 4, “General Licensing,” Of “The Code
Of The City Of Asbury Park”

F. Adjournment

**RESOLUTION NO. 2023-165****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 March 22, 2023 at 6:00 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. Public Safety

1. Police Monthly Report for February 2023

B. Contract Negotiations:

1. 545 Lake Avenue

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.

LISA ESPOSITO
CITY CLERK

GIORDANO, HALLERAN & CIESLA

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

STEVEN P. GOUIN, ESQ.
SHAREHOLDER
ALSO ADMITTED TO PRACTICE IN NY
SGOUIN@GHCLAW.COM
DIRECT DIAL: (732) 219-5498

Please Reply To:
125 HALF MILE ROAD
SUITE 300
RED BANK, NJ 07701
(732) 741-3900
FAX: (732) 224-6599

February 24, 2023

Client/Matter No. 22088/2

VIA EMAIL & HAND DELIVERY

Lisa Esposito, City Clerk
City of Asbury Park
City Hall
One Municipal Plaza
Asbury Park, NJ 07712
Email: lisa.esposito@cityofasburypark.com

Re: Jemal's Braverman Building, LLC
Block 203, Lots 5
1201 Memorial Drive, Asbury Park, New Jersey

Dear Ms. Esposito:

This firm represents Jemal's Braverman Building, LLC, owner of the above-referenced property in the City of Asbury Park. On March 22, 2023, the City Council will consider a proposed redevelopment plan for the property. In advance of that meeting, for your records, I am submitting to you five (5) copies of the following presentation materials:

1. Architectural Plans and Conceptual Renderings prepared by MODE Architects, dated January 2, 2023 (14 sheets); and
2. Conceptual Site Plan prepared by Kennedy Consulting Engineers, dated October 26, 2022 (1 sheet).

I have provided an additional five (5) copies of each of the attached plans to the attention of Michele Alonso so that they are on file in the City Planning Office. You will each receive a copy of the same plans via email transmission so that they are available electronically. If you need any additional copies of the enclosed presentation materials, or anything else in advance of the March 22, 2023 meeting, please let me know.

Note that I am also attending to the necessary notice of public input session for the March 22, 2023 meeting. This notice will be published in the Asbury Park Press and mailed to

GIORDANO, HALLERAN & CIESLA

A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

Lisa Esposito, City Clerk
February 24, 2023
Page 2

residents within 200 ft. of the property. I have coordinated the form of that notice with the City's redevelopment planner, Beth McManus and I will provide proof of service under separate cover.

Thank you for your attention to this matter.

Very truly yours,



STEVEN P. GOUIN

Cc: Douglas Development Corporation (via email w/o enclosures)
Nicole Chiafullo, P.E. (via email w/o enclosures)
Dan Condatore, A.I.A. (via email w/o enclosures)
Beth McManus, P.P. (via email w/o enclosures)
Michele Alonso, AICP, P.P. (via hand delivery w/ enclosures – five (5) copies)

SPG/aep

Docs #6160736-v1

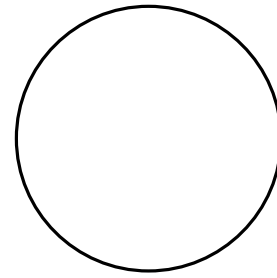
1201 MEMORIAL DRIVE

PROPOSED MULTI-FAMILY DEVELOPMENT



mode
ARCHITECTS

621 LAKE AVE #3A, ASBURY PARK, NEW JERSEY 07712
T: 732.800.1958 | F: 732.279.4491
www.mode-arch.com

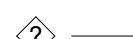
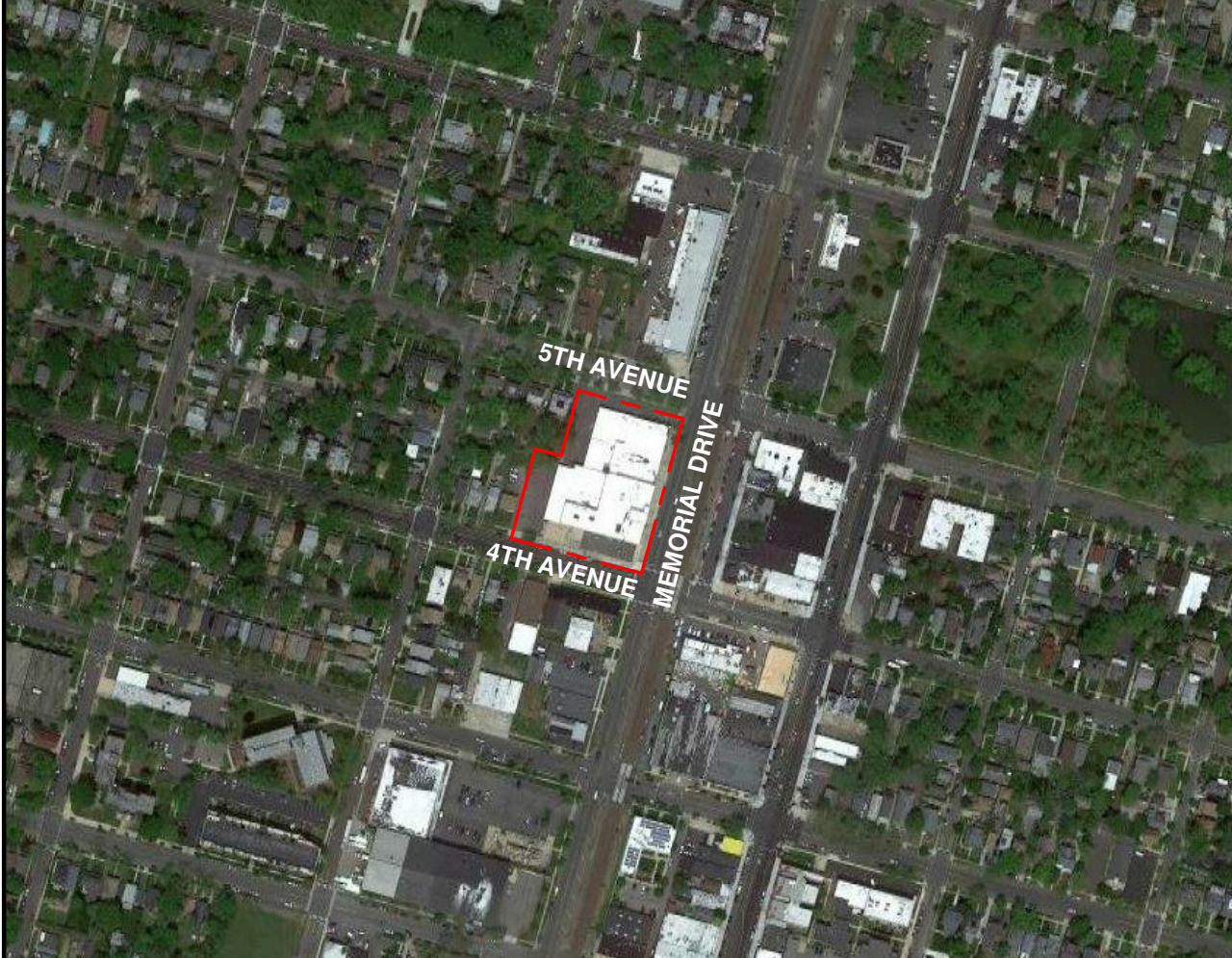
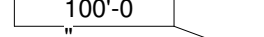
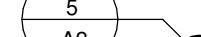
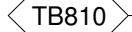


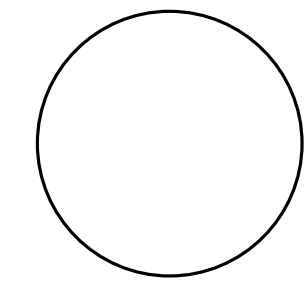
DANIEL M. CONDATORE, RA
NJ License #21A01738003

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

Attachment: 2023-01-04_Memorial Drive_To City Council (2023-20 - Public Input Session for Redevelopment at 1201 Memorial Drive, Block 203, Lot 5)

ARCHITECTURAL ABBREVIATIONS				PROJECT CONTACTS		SYMBOLS LEGEND		VICINITY MAP	INDEX OF DRAWINGS								
A.F.F.	ABOVE FINISHED FLOOR	MIN.	MINIMUM	OWNER DOUGLAS DEVELOPMENT CORPORATION 702 H STREET NW, SUITE 400 WASHINGTON, DC 20001 E-MAIL: info@douglasdev.com T: 202.638.6300	ARCHITECT MODE ARCHITECTS, LLC 621 LAKE AVENUE, 3A ASBURY PARK, NJ 07712 DANIEL M. CONDATORE, RA E-MAIL: dcondatore@mode-arch.com T: 732.800.1958	 WALL TYPE INDICATOR	 ROOM NAME 101 ROOM NAME AND NUMBER		DWG. #	DRAWING TITLE							
B.O.	BOTTOM OF	NO.	NUMBER														
CONC.	CONCRETE	N.T.S.	NOT TO SCALE	CIVIL BOHLER ENGINEERING 30 INDEPENDENCE BLVD, SUITE 200 WARREN, NJ 07059 MICHAEL DWYER E-MAIL: mdwyer@bohlereng.com T: 908.668.8300	STRUCTURAL TCE & ASSOCIATES, INC. 1501 FARM CREDIT DRIVE, SUITE 2300 MCLEAN, VA 22102 MUZAFFAR ZAKI E-MAIL: mzaki@tadjerco.com T: 301.587.1820	 DOOR INDICATOR 101A	 EXTERIOR AND INTERIOR ELEVATION INDICATOR A5			A-00 PARKING LEVEL A-01 FIRST FLOOR A-02 SECOND FLOOR A-03 THIRD FLOOR A-04 FOURTH FLOOR A-05 3D MASSING R-01 RENDERING R-02 RENDERING R-03 RENDERING R-04 RENDERING R-05 RENDERING R-06 RENDERING R-07 DESIGN ITERATIONS							
CTR.	COUNTERTOP	O.C.	ON CENTER														
DEG.	DEGREES	REQ'D.	REQUIRED	ATTORNEY GIORDANO, HALLERAN & CIESLA, P.C. 125 HALF MILE ROAD, SUITE 300 RED BANK, NJ 07701 STEVEN P. GOJIN, ESQ. E-MAIL: sgouin@ghclaw.com T: 732.219.5498	MECHANICAL, ELECTRICAL, & PLUMBING TRAUTMAN ASSOCIATES 37 FRANKLIN STREET, SUITE 100 BUFFALO, NY 14202 THOMAS NOONAN E-MAIL: tnoonan@trautmanassoc.com T: 716.883.4400	 COLUMN LINE INDICATOR A	 FULL AND PARTIAL SECTION INDICATOR 8 A3 SIM										
DTL.	DETAIL	R.	RADIUS														
DWG.	DRAWING	T&G	TONGUE AND GROOVE			 PLAN ELEVATION INDICATOR 100'-0	 ENLARGED DETAIL INDICATOR 5 A2										
EL.	ELEVATION	T.O.	TOP OF														
EQ.	EQUAL	TYP.	TYPICAL			 DETAIL INDICATOR 5 A2	 KEYNOTE INDICATOR TB810										
EXIST.	EXISTING	U.N.O.	UNLESS NOTED OTHERWISE														
FL.	FLOOR	V.C.T.	VINYL COMPOSITION TILE			 DETAIL NAME 1 SCALE	 EQUIPMENT INDICATOR TB810										
F.R.	FIRE RATED	V.I.F.	VERIFY IN FIELD														
GA.	GAUGE	V.T.R.	VENT THROUGH ROOF				 COLOR INDICATOR TB810										
GYP. BD.	GYPSUM BOARD	W/	WITH														
H.M.	HOLLOW METAL	&	AND														
MAX.	MAXIMUM	+/-	APPROXIMATE DIMENSION														
MTL.	METAL	@	AT														
COVER SHEET																	
.C100																	
DRAWN BY: CHECKED BY: DMC																	



DANIEL M. CONDATORE, RA
NJ License #21AD1738003

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

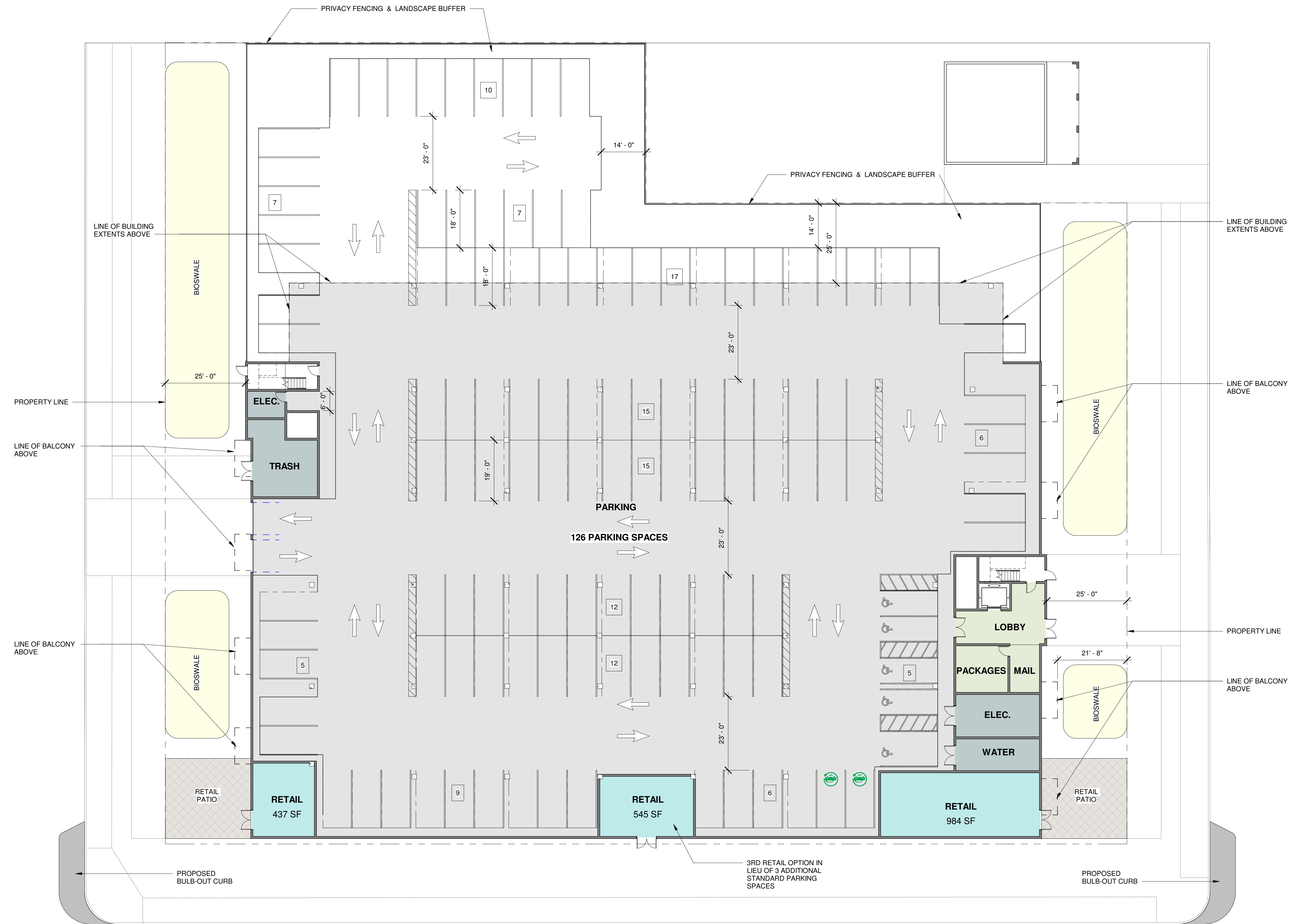
1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

REVISIONS / ISSUES		
No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

PARKING LEVEL

A-00

DRAWN BY:
CHECKED BY: DMC



① 00 GRADE/PARKING LEVEL- REVISED
1/16" = 1'-0"

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

126 UNITS

120 UNITS

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

FIRST FLOOR	
STUDIO	18
1 BEDROOM	8
2 BEDROOM	2
AFFORDABLE 1 BEDROOM	1
AFFORDABLE 2 BEDROOM	5
AFFORDABLE 3 BEDROOM	2
TOTAL	36

AFFORDABLE UNITS REQUIRED
{N.J.A.C. 5:80-26.3}

$$20\%(127 \text{ UNITS}) = 26 \text{ UNITS}$$

MAX 20% 1-BR = 5.2 (MAX)
MIN 30% 2-BR = 7.8 (MIN)
MIN 20% 3-BR = 5.2 (MIN)

REMAINDER ALLOCATED AT DISCRETION OF DEVELOPER

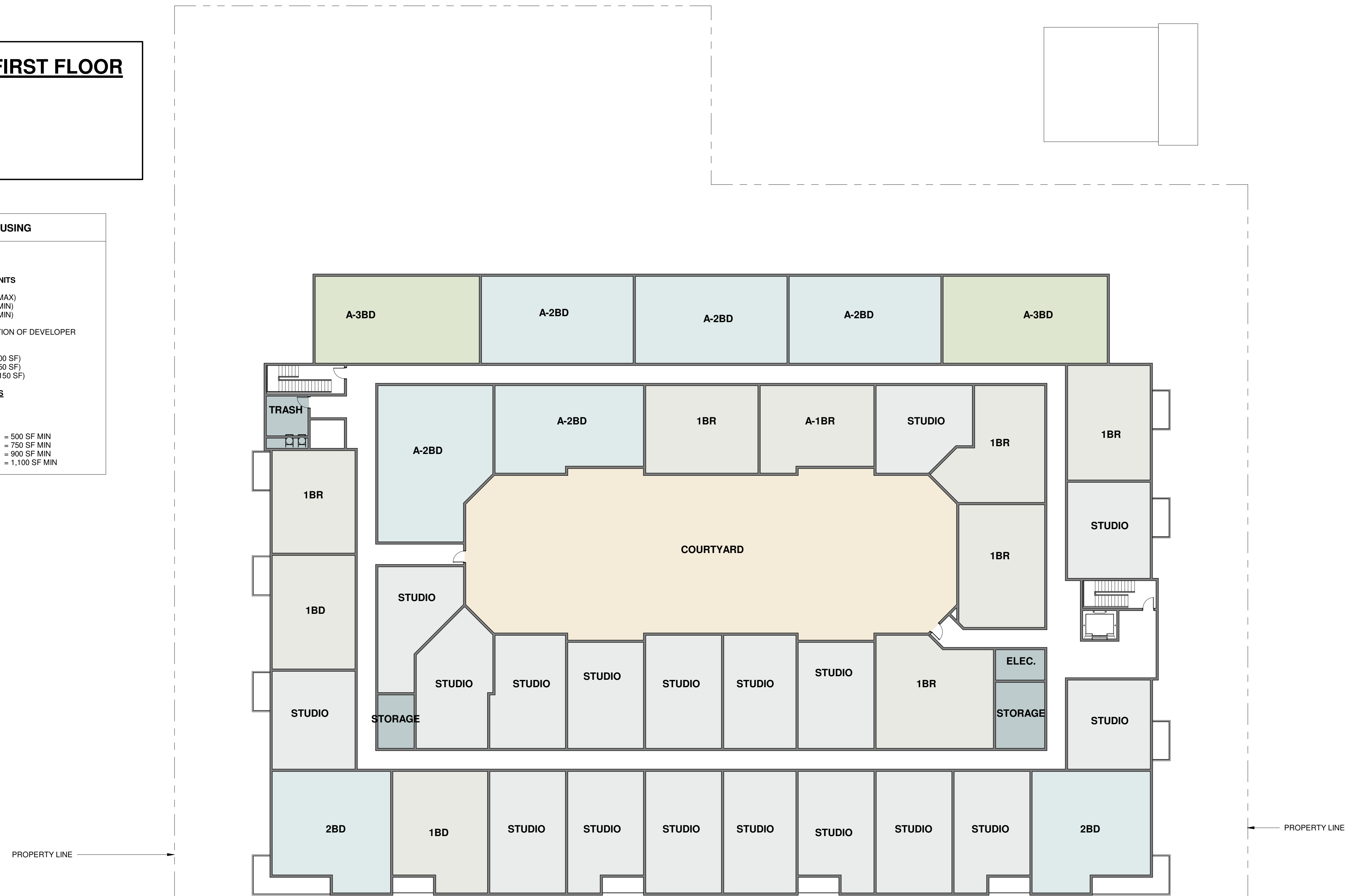
AFFORDABLE UNITS PROVIDED

1-BR:	5	(MIN 600 SF)
2-BR:	15	(MIN 850 SF)
3-BR:	6	(MIN 1150 SF)

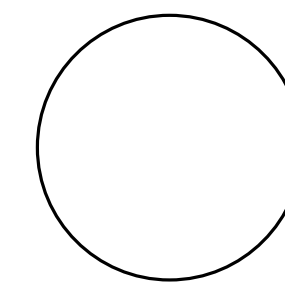
DWELLING UNIT SIZE REQUIREMENTS
{ASBURY PARK ZONING 30-73.4}

CONVENTIONAL MULTI-FAMILY USES:

EFFICIENCY (STUDIO) = 500 SF MIN
ONE BEDROOM = 750 SF MIN
TWO BEDROOMS = 900 SF MIN
THREE BEDROOMS = 1,100 SF MIN



1 01 FIRST FLOOR - REVISED
1/16" = 1'-0"



DANIEL M. CONDATORE, F
NJ License #21A0179800

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

REVISIONS / ISSUES

[illegible]

FIRST FLOOR

A-01

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

126 UNITS

120 UNITS

<u>SECOND FLOOR</u>	
STUDIO	20
1 BEDROOM	6
2 BEDROOM	2
AFFORDABLE 1 BEDROOM	2
AFFORDABLE 2 BEDROOM	5
AFFORDABLE 3 BEDROOM	2
TOTAL	37



1 02 SECOND FLOOR - REVISED
1/16" = 1'-0"

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

[illegible]

SECOND FLOOR

A-02

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

126 UNITS

120 UNITS

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

<u>THIRD FLOOR</u>	
STUDIO	20
1 BEDROOM	6
2 BEDROOM	2
AFFORDABLE 1 BEDROOM	2
AFFORDABLE 2 BEDROOM	5
AFFORDABLE 3 BEDROOM	2
TOTAL	37



① 03 THIRD FLOOR - REVISED
1/16" = 1'-0"

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

[illegible]

THIRD FLOOR

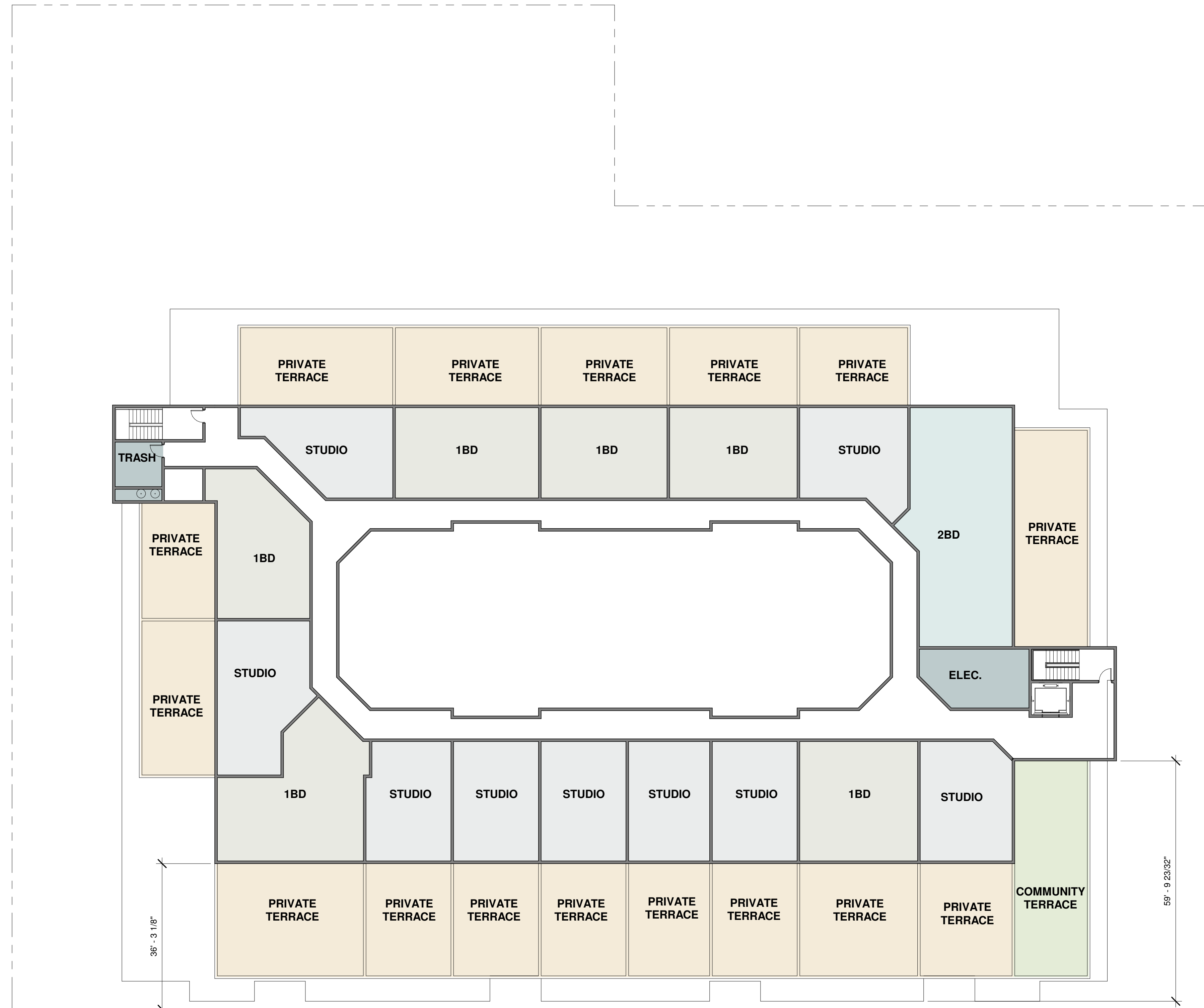
A-03

DRAWN BY:
CHECKED BY: DMC

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5
126 UNITS		120 UNITS	

<u>REVISED TOTALS</u>		<u>PREVIOUS TOTALS</u>	
STUDIO	67	STUDIO	62
1 BEDROOM	26	1 BEDROOM	25
2 BEDROOM	7	2 BEDROOM	9
AFFORDABLE 1 BEDROOM	5	AFFORDABLE 1 BEDROOM	4
AFFORDABLE 2 BEDROOM	15	AFFORDABLE 2 BEDROOM	15
AFFORDABLE 3 BEDROOM	6	AFFORDABLE 3 BEDROOM	5

<u>FOURTH FLOOR</u>	
STUDIO	9
1 BEDROOM	6
2 BEDROOM	1
TOTAL	16



1 04 FOURTH FLOOR - REVISED
1/16" = 1'-0"

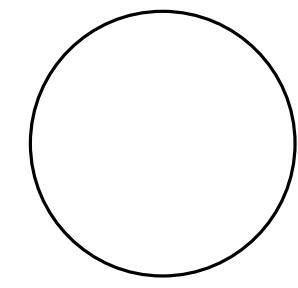
1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203; LOT: 5

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FOURTH FLOOR

A-04



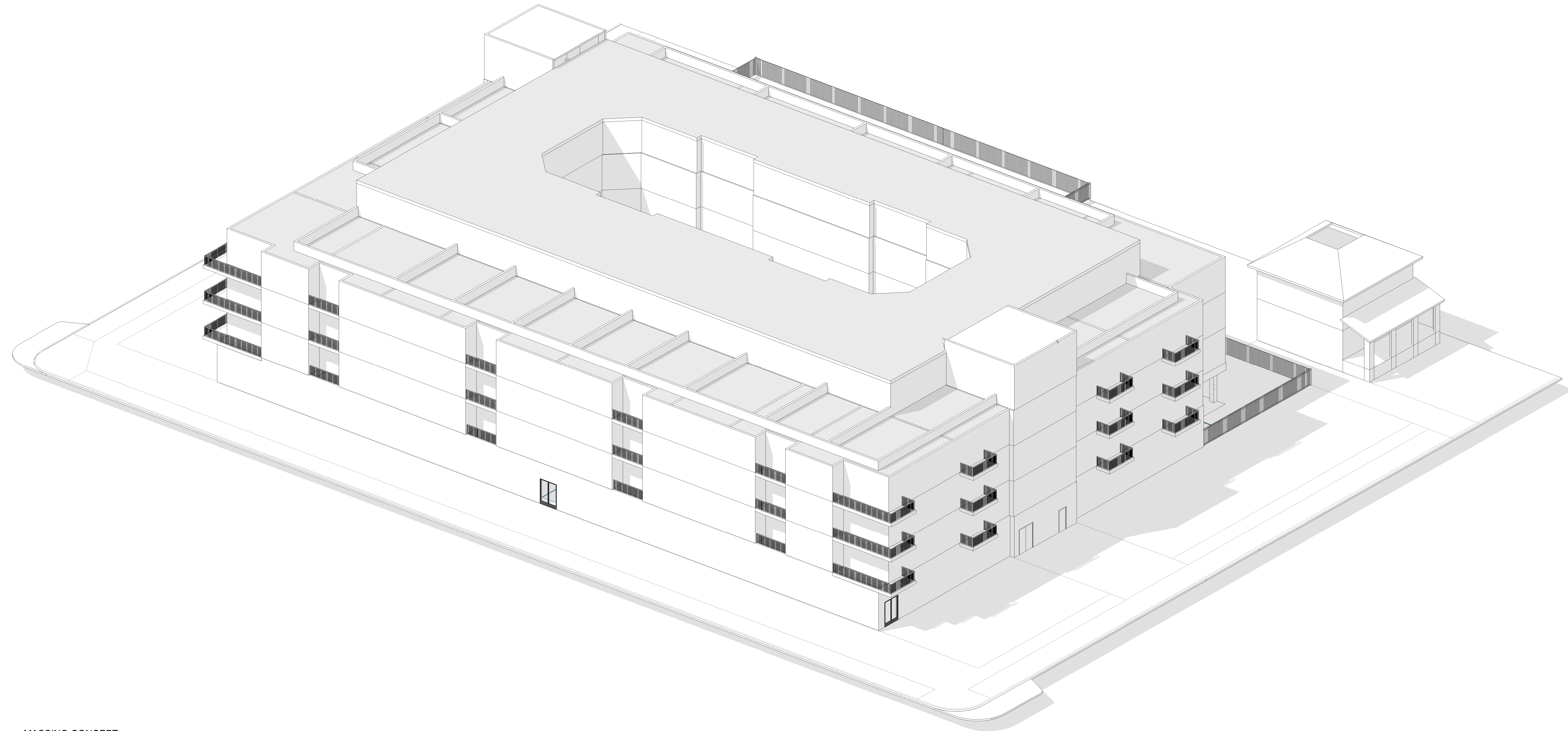
DANIEL M. CONDATORE, RA
FL License #AR99046

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

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A-05

DRAWN BY:
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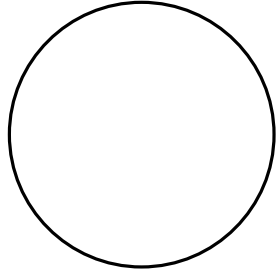


1 MASSING CONCEPT



mode
ARCHITECTS

621 LAKE AVE #3A, ASBURY PARK, NEW JERSEY 07712
1-732-800-1988 | 1-732-279-4491
www.mode-arch.com



DANIEL M. CONDATORE, RA
NJ License #21A01738000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

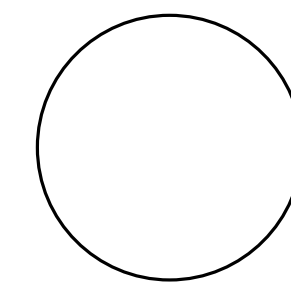
1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

REVISIONS / ISSUES		
No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

RENDERING

R-01

DRAWN BY:
CHECKED BY: DMC



DANIEL M. CONDATORE, RA
NJ License #21AD1738000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

Attachment: 2023-01-04_Memorial Drive_To City Council (2023-20 - Public Input Session for Redevelopment at 1201 Memorial Drive, Block 203, Lot 5)

REVISIONS / ISSUES

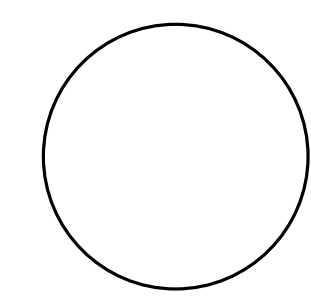
No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

RENDERING

R-02

DRAWN BY:
CHECKED BY: DMC





DANIEL M. CONDATORE, RA
NJ License #21AD1738000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

REVISIONS / ISSUES

No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

RENDERING

R-03

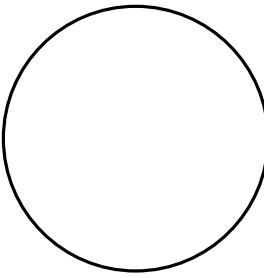
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CHECKED BY: DMC





mode
ARCHITECTS

621 LAKE AVE #2A, ASBURY PARK, NEW JERSEY 07712
1-732-800-1988 | 1-732-279-4491
www.mode-arch.com



DANIEL M. CONDATORE, RA
NJ License #21AD1738000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

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ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

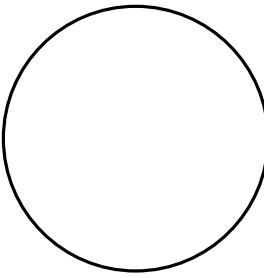
REVISIONS / ISSUES

No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

RENDERING

R-04

DRAWN BY:
CHECKED BY: DMC



DANIEL M. CONDATORE, RA
NJ License #21AD178800

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

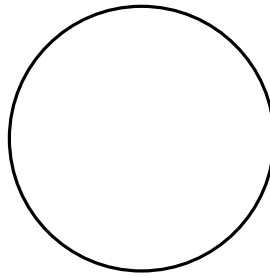
REVISIONS / ISSUES

No.	Description	Date
1	PLANNING SUBMISSION	1/4/2023

RENDERING

R-05

DRAWN BY:
CHECKED BY: DMC



DANIEL M. CONDATORE, RA
NJ License #21A01738000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

REVISIONS / ISSUES

No.	Description	Date

RENDERING

R-06

DRAWN BY:
CHECKED BY: DMC



OCTOBER 2020
INITIAL SUBMISSION TO COUNCIL



JUNE 2021
EXTERIOR REVISIONS



JULY 2021
REDUCED HEIGHT, REVISED MASSING



JULY 2022

INCREASED SETBACKS, RETAIL ADDED



JANUARY 2023
SETBACKS INCREASED FURTHER, REVISED MASSING, 3RD RETAIL OPTION, REVISED EXTERIOR

mode
ARCHITECTS

621 LAKE AVE #3A, ASBURY PARK, NEW JERSEY 07712
t: 732.800.1958 | f: 732.279.4491
www.mode-arch.com

DANIEL M. CONDATORE, RA
NJ License #21AID1798000

1201 MEMORIAL DRIVE
PROPOSED MULTI-FAMILY DEVELOPMENT

1201 MEMORIAL DRIVE
ASBURY PARK, NJ 07712
BLOCK: 203, LOT: 5

[illegible]

DESIGN ITERATIONS

R-07

DRAWN BY:
CHECKED BY: DMC



ZONING SUMMARY		
PROPOSED REDEVELOPMENT AREA FOR LOT 5 IN BLOCK 203		
DESCRIPTION	STANDARD	PROPOSED
LOT AREA	50,000 SF (1.148 AC)	67,500 SF (1.550 AC)
MAX. DENSITY	82 UNITS/AC	81.3
MIN. INTERIOR YARD SETBACK	25.0 FT	25.0 FT
MIN. FRONT YARD SETBACK (4TH)	0-5.0 FT	21.7 FT
MIN. FRONT YARD SETBACK (MEMORIAL)	0-5.0 FT	1.7 FT
MIN. FRONT YARD SETBACK (5TH)	0-5.0 FT	21.7 FT
MAX. HEIGHT	65 FT	63 FT
MAX. BUILDING COVERAGE	80.0%	5 STORIES
MAX. LOT COVERAGE	80.0%	63.3%
MIN. RECREATION AREA/OPEN SPACE (MAY INCL. ROOF)	1,500 SF	80.0%
		1,000 SF ROOF
		13,525 SF LANDSCAPING
PARKING, NON-AFFORDABLE UNITS (1.25 SPACES/UNITx100 UNITS) ¹	125	129
PARKING AREA BUFFER TO INTERIOR LOT LINE	4 FT	4.5 FT
PARKING AREA BUFFER TO FRONT LOT LINE	5 FT	28.6 FT
PARKING SPACE WITH ELECTRIC CHARGING STATION (15%)	7 EV SPACES (INCL. 1 ADA)	7
	13 MAKE READY SPACES	13

¹NO PARKING STALLS ARE REQUIRED FOR AFFORDABLE UNITS OR COMMERCIAL SPACE

1201 Memorial Drive

Asbury Park, New Jersey

Redevelopment Plan Rendering



Kennedy Consulting Engineers, LLC
Red Bank, New Jersey
October 26, 2022



Minutes
Meeting of the Municipal Council
Wednesday, March 8, 2023
REGULAR MEETING

Executive Session - 3:30 p.m.

2023-145 Resolution Authorizing a meeting which excludes the public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

ATTORNEY-CLIENT PRIVILEGE

Workshop Session - 6:00 p.m.

Call to Order/Roll Call

Attendee Name	Title	Status	Arrived
Angela Ahbez-Anderson	Councilmember	Present	
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Donna Vieiro	City Manager	Present	
Frederick Raffetto	City Attorney	Present	
Lisa Esposito	City Clerk	Present	
Anthony Cucci	Deputy City Clerk	Absent	

City Clerk Lisa Esposito called the meeting to order at 6:06 PM.

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

SPECIAL EVENT APPLICATIONS:

Minutes Acceptance: Minutes of Mar 8, 2023 6:00 PM (Minutes)

Director of Recreation, Leesha Floyd presented special events applications to Mayor and Council.

ITEMS TO BE PRESENTED:

1. Presentation by Eric Galipo for Asbury Park Arts & Culture Plan

Eric Galipo presented a plan for Asbury Park Arts & Culture.

Matters from City Council

Council member Ahbez-Anderson stated, good evening everyone. I have a very short announcement from our Communications Director. We have children's recurring events at the library. There is one called, "Toddlers Story Time," it's Mondays at 2:30 PM. So join the little one in your life in the junior room of the library for stories and songs every Monday at 2:30 PM. This is a free event and it is geared towards children between the ages of two to four and all though all ages are welcomed, adult supervision is required.

Council member Chapman stated, The City of Asbury Park is paying tribute to the African-American culture on Saturday March 11th from 2:00 PM to 4:00 PM at the Asbury Park Senior Center.

Council member Clayton had no matters at this time.

Deputy Mayor Quinn stated, The Asbury Park Public Art Commission is seeking applications for the panels on the boardwalk facing side of the sewer plant and partnering with the Arts Council for that project.

Mayor Moor had no matters at this time

Matters from City Manager

City Manager, Donna Viero had no matters at this time.

Matters from City Attorney

City Attorney, Frederick Raffetto had no matters at this time.

PUBLIC PARTICIPATION

A motion was made by Council member Chapman and seconded by Council member Clayton to open the meeting to the public. All were in favor. The following members of the public spoke: Rita Marano made a comment about Public Arts Council, The Arts & Culture presentation, unemployment rate, and the pilot program.

A motion to close the meeting to the public was made by Council member Clayton and seconded by Council member Chapman. All were in favor.

MINUTES

1. Municipal Council- Executive Meeting February 22, 2022 4:00 PM

Minutes Acceptance: Minutes of Mar 8, 2023 6:00 PM (Minutes)

2. Municipal Council - Regular Meeting - Feb 22, 2023 6:00 PM **Accepted**
3. Municipal Council- Executive Meeting February 27, 2022 12:00 PM
4. Municipal Council - Special Meeting - Feb 27, 2023 12:00 PM **Accepted**

CONSENT AGENDA RESOLUTIONS

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

2023-146 Resolution Approving Special Event Applications

2023-147 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-148 Resolution to Refund Overpaid Municipal Charges for Various Properties

2023-149 Resolution To Prorate, Cancel, And Refund Taxes For Block 3801 Lot 1.05

2023-150 Resolution to Adjust Sewer Charges on Various Accounts

2023-151 Resolution Authorizing Appointments to the Parking Committee

INDIVIDUAL RESOLUTIONS

2023-152 Resolution Approving Payment of Bills

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

2023-153 Resolution Authorizing the Purchase of a Landscaping Trailer

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

2023-154 Resolution Authorizing the Purchase of a Dumpster for the Wastewater Treatment Plant

Minutes Acceptance: Minutes of Mar 8, 2023 6:00 PM (Minutes)

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

2023-155 Resolution Authorizing the Purchase of an 8 x 38 Shed for the Beach Department

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

2023-156 Resolution Authorizing Purchase of Access Control Security System at the New Social Services Offices

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	John Moor, Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-157 Resolution Authorizing Payment for Emergency Sewer Bypass Needed at Ridge Avenue

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-159 Resolution Authorizing the Annual Renewal of All Traffic Solutions Software

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-158 Resolution Awarding a Contract to G.M.H. Associates for Bypass Services Needed at the Wastewater Treatment Plant

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-160 Resolution Authorizing Bergen County Cooperative Pricing System Membership

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

2023-161 Resolution of Support from Asbury Park Municipal Council Authorizing the Sustainable Jersey Grant funded by PSEG for Asbury Park Food Waste Diversion Program

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-162 Resolution Of The City Of Asbury Park Releasing The Performance Bond For 722-724 Cookman Avenue (Block 2405 Lot 1) And Accepting Maintenance Guarantee

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

2023-163 Resolution Approving a Person to Person Liquor License Transfer of Plenary Retail License Number 1303-44-022-004 From Roberto Perez to Citigroup Supermarket Corp.

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

2023-164 Resolution Authorizing The City Of Asbury Park To Grant A Revocable License For Encroachment Over A Certain Portion Of The Right-Of-Way Area (Constituting Air Space) Along A Portion Of Springwood Avenue, To Benefit The Real Property Located At 1317-1319 Springwood Avenue (Block 1101, Lot 41.01, F/K/A Lots 41 And 42), Asbury Park, New Jersey

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

ORDINANCES

Introduction

2023-10 2023 Cap Rate Ordinance

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 4/12/2023 6:00 PM
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-11 Ordinance Vacating an Unnamed Alleyway (Measuring Fifteen Feet Wide) Located West of Dunlewy Street Between Blocks 1904 and 1905, as shown on Sheet 19 of the Official Tax Map of The City of Asbury Park

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 4/12/2023 6:00 PM
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

ADJOURNMENT

The meeting was adjourned at 6:41 PM

A motion to close the meeting was made by Deputy Mayor Quinn and seconded Council member Chapman. Meeting adjourned at 6:41 PM.

Respectfully submitted by:

Lisa Esposito, City Clerk

Minutes Acceptance: Minutes of Mar 8, 2023 6:00 PM (Minutes)



RESOLUTION NO. 2023-166

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

RESOLUTION APPROVING SPECIAL EVENT APPLICATIONS

WHEREAS, at work session meeting of the Mayor and Council held on March 22, 2023 the following Special Events Applications were presented for approval by the Director of Recreation:

1. Lakehous Anniversary Block Party
2. Pesach Time Tours
3. AP Historical Society Show
4. Sirens Arts
5. Ecolab Beach Sweep
6. TOIS Coastal Cleanup
7. NJ Haiti partners Haitian Heritage

WHEREAS, the Mayor and Council have determined to approve said applications, so long as all requirements of the City's "Special Events" Ordinance (Section 4-10 of the City Code) have been satisfied by the respective applicants, as well as any other requirements imposed by the City's Police Department and/or Special events Committee.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park, in the County of Monmouth, State of New Jersey, that all the above referenced Special Events Applications are hereby approved, so long as all requirements of the City's "Special Events" Ordinance (Section 4-10 of the City Code) have been satisfied by the respective applicants, as well as any other requirements imposed by the City's Police Department and/or Special events Committee.

I, LISA ESPOSITO, 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. 2023-166 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

SPECIAL EVENT APPLICATION FORM

Please complete the following information as required by City Ordinance 2021-6 General Licensing: 4-10

All applications and appropriate application fees are to be received by the Asbury Park Special Events Department no less than 30 days prior to the event for which the permit is being requested. Application fees are non-refundable. Applications should be emailed to: Leesha.floyd@cityofasburypark.com (732-502-5759) or mailed to the Department of Special Events 1 Municipal Plaza Asbury Park, NJ 07712 Attn: Leesha Floyd.

- All applications must be reviewed by the Special Events Committee. This may require the organizer/applicant to attend one or more special event meetings.
- Applications must be formally approved by the City Council after initial approval from the Special Events Committee.
- A **refundable** \$500.00 deposit may be required in connection with events held on City property in case of damage.
- A certificate of insurance naming the City of Asbury Park (1 Municipal Plaza Asbury Park, NJ 07712) its officers, employees, contractors, agents and representatives harmless from and against any and all liability. Minimum liability coverage of one million dollars (for some events more coverage will be required) must be provided 10 days prior to event. The applicant name/organization on insurance must match the applicant name/organization completing the application.

All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: 5/20/2023 Rain Date: 5/21/2023 or 6/3/2023
 Time of Event: 12 PM to 7 PM Setup time: 8 AM Break-down time: 7 PM
 Name of Event: Lakehouse 10th Anniversary Block Party
 Location of Event: Parking lot closest to the water between Bond and Press Plaza.

Type of Event (check all that apply):

- | | | |
|--|--------------------------------------|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☐ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☒ |

Other: Anniversary & Fundraising Event



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: 4/10 & 4/11 Rain Date: _____Time of Event: 1:00 PM to 4:00 PM Setup time: 11:00 A Break-down time: 4:00 PMName of Event: Pesach Time Tours / PassoverLocation of Event: Field between 5th & Sunset / Kingsley & Oca
Dradley Park

Type of Event (check all that apply):

- | | | |
|--|--------------------------------------|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☐ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☒ |

Other: Kids carnival
Petting zoo 1

Attachment: cm 3.22.23 (2023-166 : Special Event Applications)



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK
SPECIAL EVENT APPLICATION FORM

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: 8/20/23 Rain Date: —

Time of Event: 10 A to 4 PM Setup time: 8 Break-down time: 4

Name of Event: Asbury Park Historical Society Art Show

Location of Event: Boardwalk

Type of Event (check all that apply):

- | | | |
|--|--------------------------------------|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☐ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☐ Other: <u>Fund Raiser</u> |

*Wedding applicants only need to complete page 6.



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: Thursday evenings, July 13 – August 17, 2023 **Rain Date:** same

Time of Event: 7pm to 7:45pm **Setup time:** 6:30pm (approx 15-20 minutes)

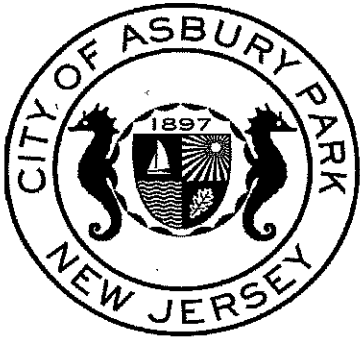
Break-down time: 7:45pm (approx. 10-15 minutes)

Name of Event: Siren Arts

Location of Event: 2nd Avenue Beach

Type of Event (check all that apply):

- | | | |
|--|--------------------------------------|---|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☐ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☐ Other: Performance Art |



Date Application Received: _____
Application Fee Paid: _____

CITY OF ASBURY PARK
SPECIAL EVENT APPLICATION FORM

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.



Date of Event: 6/2/2023 Rain Date: _____

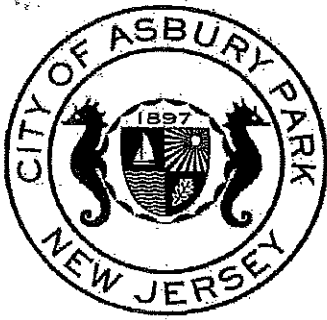
Time of Event: 12:00pm to 2:00 Setup time: 11:30 Break-down time: 2:30

Name of Event: Ecolab Beach Sweep

Location of Event: Boardwalk and beach

Type of Event (check all that apply):

- | | | |
|--|--------------------------------------|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☐ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | xOther:beach clean up _____ |



Date Application Received: _____
Application Fee Paid: _____

CITY OF ASBURY PARK

SPECIAL EVENT APPLICATION FORM

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: April 15, 2023 Rain Date: April 22nd, 2023
Time of Event: 12 noon to 2 pm. Setup time: _____ Break-down time: _____
Name of Event: TOIS Coastal Clean-up
Location of Event: North Side of Convention Hall

Type of Event (check all that apply):

- | | | |
|--|---|--|
| ☐ Festival | ☐ Parade | ☐ Foot Race |
| ☐ Wedding* | ☒ Beach Event | ☐ Concert |
| ☐ Bike Ride/Race | ☐ Triathlon | ☐ Multi Day Event |
| ☐ Rally/Demonstration | ☐ Swim Event | ☒ Other: <u>Beach Clean-up</u> |

*Wedding applicants only need to complete page 6.

Environmental-based -
For Ocean Twp Intermediate
School to earn 1
Community points for the
NJ Sustainable Schools



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK
SPECIAL EVENT APPLICATION FORM

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All fees and certificate of insurance must be submitted 10 days prior to the event. Failure to do so can result in the termination of your event.

Date of Event: May 20, 2023

Rain Date: _____

Time of Event: 12:00PM to 5:00PM Setup time: 11:AM Break-down time: _____Name of Event: NJ Haiti Partners Haitian Heritage CelebrationLocation of Event: Asbury Park Center Center

Type of Event (check all that apply):

- ☐ Festival
☐ Wedding*
☐ Bike Ride/Race

- ☐ Parade
☐ Beach Event
☐ Triathlon

- ☐ Foot Race
☐ Concert
☐ Multi Day Event



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-167

Increase to temporary budget prior to budget adoption.

	from	to
Current Fund:		
Data Processing OE	\$75,192	\$130,000



RESOLUTION NO. 2023-167

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

RESOLUTION AMENDING TEMPORARY BUDGET APPROPRIATIONS FOR 2023 BUDGET

WHEREAS, N.J.S.A 40A:4-20 provides that the Governing Body by a 2/3 vote of the full membership thereof may make emergency temporary appropriations for any purpose for which appropriation may lawfully be made for the period between the beginning of the current fiscal year and the final adoption of the budget for the said year; and

WHEREAS, the previously adopted temporary budget did not provide sufficient funds for the operational costs prior to the final adoption of the 2023 budget.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Asbury Park that the following Emergency Temporary Appropriation for the year 2023 be adopted and a certified copy of this resolution be provided to the City's Chief Financial Officer and the Director of Division of Local Government Services, Department of Community Affairs, State of New Jersey.

	<u>From</u>	<u>To</u>
Current Fund:		
Data Processing OE	\$75,192	\$130,000

I, LISA ESPOSITO, 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. 2023-167 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-168

Refund Overpaid Municipal Charges for Various Properties



RESOLUTION NO. 2023-168

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

RESOLUTION TO REFUND OVERPAID MUNICIPAL CHARGES FOR VARIOUS PROPERTIES

WHEREAS, the below properties have overpayments credited against their accounts;
and

WHEREAS, the Tax Collector has been requested, in writing, to refund the payer, who has provided documented proof of payment; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Asbury Park, County of Monmouth, State of New Jersey, as follows:

- 1) Refund an overpayment of sewer charges in the amount of \$211.06 to Mattison Condo Assoc%JMJ Services, for account # 10534758-0, 700 Mattison Avenue.

I, LISA ESPOSITO, 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. 2023-168 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-169

Adjusting Sewer Charges on Various Accounts



RESOLUTION NO. 2023-169

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

RESOLUTION TO ADJUST SEWER CHARGES ON VARIOUS ACCOUNTS

WHEREAS, Pursuant to N.J.S.A 40A: 5-17 the governing body of a Municipality may adopt a resolution authorizing the tax collector to make adjustments to a property owners account, and;

WHEREAS, the Tax Collector has verified with NJ American Water Company's billing records for various accounts; and

WHEREAS, the Tax Collector requests to adjust sewer charges for various accounts that were not accurately reported; and

THEREFORE, LET IT BE RESOLVED, that the Mayor and Council for the City of Asbury Park authorize the Tax Collector to do the following:

1. Bill open charges in the amount of \$693.05 for 2020 Q1 to 2023 Q1 on account #10355251-1, 1405 Summerfield Avenue, assessed to Asbury Park 1405 Summerfield Ave LLC and make due on February 1, 2025.
2. Bill open charges in the amount of \$132.80 for 2020 Q1 to 2023 Q1 on account #10082507-0, 1112 Fourth Avenue, assessed to 1112 Fourth Avenue, LLC and make due on November 1, 2023.
3. Bill open charges in the amount of \$1,564.50 for 2020 Q1 to 2023 Q1 on account #10692506-0, 703 Third, assessed to A C J D, Inc and make due on February 1, 2025.
4. Bill open charges in the amount of \$4,662.60 for 2020 Q1 to 2023 Q1 on account #10793506-0, 710 Sixth Avenue, assessed to 710 6th Ave, LLC and make due on November 1, 2024.

I, LISA ESPOSITO, 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. 2023-169 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-170

Resolution authorizing the payment of bills in the amount of \$9,513,153.47



RESOLUTION NO. 2023-170

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

RESOLUTION APPROVING 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 \$9,513,153.47

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	\$ 1,660,156.47
BOARD OF EDUCATION	1,324,954.00
PUBLIC EMPLOYEES RETIREMENT	1,185,826.00
POLICE & FIRE RETIREMENT	<u>5,342,217.00</u>
TOTAL VOUCHERS	\$ <u>9,513,153.47</u>

I, LISA ESPOSITO, 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. 2023-170 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK

March 15, 2023
01:48 PM

CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

Pa 3.D.1.a

P.O. Type: All Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid:
Format: Condensed Held: N Aprv: N Rcvd:
Range: 2-First to 3-Last Bid: Y State: Y Other: Y Exempt:
Rcvd Batch Id Range: First to Last Encumbrance Date Range: First to 12/31/23 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
Fund: CURRENT						
Department: FINANCE						
Extd: FINANCIAL ADMINISTRATION						
2-01-20-130-000-223	FINANCE Condo Reimbursements					
CAPRI005	CAPRI TERRACE CONDOMINIUM	23-00428	2022 Trash Reimbursement	3,625.00	0.00	
	Extd Total: FINANCIAL ADMINISTRATION			3,625.00		
	Department Total: FINANCE			3,625.00		
Department: COMPUTER MIS						
Extd: COMPUTERIZED DATA PROCESSING						
2-01-20-140-000-221	COMPUTER DATA PROC. Conf/Dues					
GMIINT	GMIS INTERNATIONAL	23-00770	2022 GMIS International Dues	100.00	0.00	
	Extd Total: COMPUTERIZED DATA PROCESSING			100.00		
	Department Total: COMPUTER MIS			100.00		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
2-01-20-155-000-209	LEGAL SERVICES Fees					
HILLW005	HILL WALLACK LLP	23-00681	Invoice 665174 Munisite Group	210.00	0.00	
	Extd Total: LEGAL SERVICES			210.00		
	Department Total: LEGAL SERVICES			210.00		
	CAFR Total:			3,935.00		
Department: POLICE						
Extd: POLICE DEPARTMENT						
2-01-25-240-000-206	POLICE Purchase of Equipment					
ATLAN010	ATLANTIC TACTICAL, INC.	22-02643	(5) tactical bags	888.40	0.00	
2-01-25-240-000-211	POLICE HR Testing					
STATOX	STATE TOXICOLOGY LABORATORY	23-00693	Oct 2022 labs	765.00	0.00	
2-01-25-240-000-213	POLICE Equipment Repair					
ATECSEC	A+ TECHNOLOGY & SECURITY	22-03564	Q#ES32217 Security Corridor	8,118.85	0.00	
2-01-25-240-000-222	POLICE Training					
STATOX	STATE TOXICOLOGY LABORATORY	23-00692	November 2022 labs	450.00	0.00	
	Extd Total: POLICE DEPARTMENT			10,222.25		
	Department Total: POLICE			10,222.25		

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: FIRE DEPT. Extd: FIRE DEPARTMENT						
2-01-25-265-000-214	FIRE DEPT. Building Maintenance					
NOLGAR	NOLZE GARAGE DOOR LLC	22-02550	BLANKET PO NOT TO EXCEED	450.00	0.00	B
2-01-25-265-000-222	FIRE DEPT. Training					
GENSAF	GEN-EL SAFETY & INDUSTRIAL	22-02755	Quote:34744-Multi-Meter	1,138.20	0.00	
2-01-25-265-000-235	FIRE DEPT. Emp.New Hires					
NJFIRE	NJ FIRE EQUIPMENT COMPANY	22-02867	Quote: 17943-Hose	1,971.00	0.00	
Extd Total: FIRE DEPARTMENT				3,559.20		
Department Total: FIRE DEPT.				3,559.20		
CAFR Total:				13,781.45		
Department: STREETS & ROAD Extd: STREETS & ROADS MAINTENANCE						
2-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
GPCNA091	GPC-NAPA AUTO PARTS	23-00807	OPEN INVOICE FROM 4/26/22	372.46	0.00	
2-01-26-290-000-216	STREETS & ROAD Carpentry Supplies					
FOSCOM	FOSTER & COMPANY, INC.	22-03304	Zena Cutt Tap and Die	135.91	0.00	
2-01-26-290-000-218	STREETS & ROAD Contract.Serv.					
CONTR005	CONTROLLED GROWTH, LLC	23-00686	#11178 12/1/22 SERVICES	159.00	0.00	
Extd Total: STREETS & ROADS MAINTENANCE				667.37		
Department Total: STREETS & ROAD				667.37		
Department: SOLID WASTE Extd: SOLID WASTE COLLECTION						
2-01-26-305-000-209	SOLID WASTE Fees					
DELDEM	DELISA DEMOLITION, INC.	23-00639	#249738 TRASH FEES 11/16-11/30	28,993.73	0.00	
DELDEM	DELISA DEMOLITION, INC.	23-00640	#253007 TRASH FEES 12/16-12/31	31,494.82	0.00	
				60,488.55		
Extd Total: SOLID WASTE COLLECTION				60,488.55		
Department Total: SOLID WASTE				60,488.55		
Department: BUILDING & GND Extd: BUILDINGS & GROUNDS						
2-01-26-310-000-218	BUILDING & GND Contract.Serv.					
WARGEN	WARSHAUER GENERATOR, LLC	22-03099	repair to backup generator	1,867.00	0.00	
Extd Total: BUILDINGS & GROUNDS				1,867.00		
Department Total: BUILDING & GND				1,867.00		
CAFR Total:				63,022.92		

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: PUBLIC ASST						
Extd: SOCIAL SERVICES:						
2-01-27-345-000-216	SOCIAL SERVICES Uniforms					
MURARM	MURRAY'S UNIFORMS	22-03402	Shirts for Staff	228.00	0.00	
MURARM	MURRAY'S UNIFORMS	22-03405	Crew Sweatshirts for Staff	176.00	0.00	
				<u>404.00</u>		
	Extd Total: SOCIAL SERVICES:			404.00		
	Department Total: PUBLIC ASST			404.00		
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
2-01-27-350-000-205	SENIOR CENTER Recreation & Social					
AMAZO005	AMAZON.COM SERVICES	22-03461	tablecloths for holiday party	139.40	0.00	
	Extd Total: SENIOR CENTER			139.40		
	Department Total: SENIOR CENTER			139.40		
	CAFR Total:			543.40		
	Fund Total: CURRENT			81,282.77		
Fund: SEWER UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: SEWER UTILITY O/E: OTHER EXPENSES:						
2-07-55-502-000-218	SEWER UTILITY O/E: Contract Services					
SUPER015	SUPERIOR CENTRAL BOILER	22-03505	REPLACEMENT OF CHIMNEY STACKS	22,040.00	0.00	
2-07-55-502-000-224	SEWER UTILITY O/E: Sludge Removal					
RUSREI	RUSSELL REID WASTE HAULING &	23-00442	#0006644354 DECEMBER 2022	28,106.96	0.00	
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			50,146.96		
	Department Total: UTILITY OE			50,146.96		
	CAFR Total:			50,146.96		
	Fund Total: SEWER UTILITY: BUDGET:			50,146.96		
	Year Total:			131,429.73		
Fund: CURRENT						
Department: ADMINISTRATION						
Extd: ADMINISTRATION						
3-01-20-100-000-202	ADMINISTRATION Office Supplies					
WBMASON	W.B.MASON CO., INC.	23-00647	BALLOT BOXES FOR PB ELECTION	287.42	0.00	
3-01-20-100-000-207	ADMINISTRATION Contractual					
GEECHA	GEESE CHASERS, LLC	23-00047	1ST QTR 2023 CLEARING AND	969.00	0.00	B
GEECHA	GEESE CHASERS, LLC	23-00275	1ST QTR 2023 CLEARING AND	969.00	0.00	B
SURFD005	SURF DISPATCHING LLC	23-00282	CODE Blue & Soc Services fares	875.00	0.00	B
				<u>2,813.00</u>		
3-01-20-100-000-209	ADMINISTRATION Professional Services					
SUREN005	SURENIAN, EDWARDS, BUZAK &	23-00661	January 2023 Fees Afford. Hsg.	4,855.50	0.00	

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-100-000-211 KEPSPR	ADMINISTRATION Water KEPWEL SPRING WATER	23-00658	ACCT #117290 FEBRUARY 2023	439.50	0.00	
3-01-20-100-000-212 NJMMA	ADMINISTRATION Dues,Licenses NJ MUNICIPAL MANAGEMENT ASSOC.	23-00738	2023 Membership Renewal Fee	250.00	0.00	
Extd Total: ADMINISTRATION				8,645.42		
Department Total: ADMINISTRATION				8,645.42		
Department: CENTRAL FUNCTIONS						
Extd: CENTRAL FUNCTIONS						
3-01-20-115-000-299 POST	CENTRAL FUNCTIONS Misc. POSTMASTER	23-00725	Postage Spr Newsletter	1,700.00	0.00	
Extd Total: CENTRAL FUNCTIONS				1,700.00		
Department Total: CENTRAL FUNCTIONS				1,700.00		
Department: MUNIC CLERK						
Extd: MUNICIPAL CLERK						
3-01-20-120-000-202 WBMASON	MUNICIPAL CLERK Office Supplies W.B.MASON CO., INC.	23-00628	W.BMason Clerk Office Supplies	164.52	0.00	
3-01-20-120-000-212 MUNCLR	MUNICIPAL CLERK Dues,Licenses MUNICIPAL CLERK'S ASSOC.OF MON	23-00626	Anthony Cucci Assoc. Dues '23	75.00	0.00	
3-01-20-120-000-217 NJADV	MUNICIPAL CLERK Ads&Promotion NJ ADVANCE MEDIA LLC	23-00700	#0010585871 SPECIAL MEETING AD	132.68	0.00	
ASBPAK	ASBURY PARK PRESS	23-00701	7696, 7830, 7843, 8082	208.64	0.00	
ASBPAK	ASBURY PARK PRESS	23-00805	#5618317 mtng time change 3/8	54.36	0.00	
				395.68		
3-01-20-120-000-238 EDMASS	MUNICIPAL CLERK Contractual EDMUNDS GOVTECH, INC.	23-00606	Inv 22IN6388 Edmunds Software	1,054.46	0.00	
GRALLC	GRANICUS, LLC	23-00625	INVOICE #162375 MARCH 2023	706.20	0.00	
PARKE005	PARKER MCCAY, PA	23-00720	McCay #3158841, #3158840	1,354.50	0.00	
				3,115.16		
Extd Total: MUNICIPAL CLERK				3,750.36		
Department Total: MUNIC CLERK				3,750.36		
Department: FINANCE						
Extd: FINANCIAL ADMINISTRATION						
3-01-20-130-000-202 WBMASON	FINANCE Office Supplies W.B.MASON CO., INC.	23-00648	Finance Supplies	779.34	0.00	
3-01-20-130-000-205 NJLEAMUN	FINANCE Ads NJ LEAGUE OF MUNICIPALITIES	23-00536	Ad for Deputy Municipal Court	160.00	0.00	
ASBPAK	ASBURY PARK PRESS	23-00596	NTB ONE MAN REFUSE COLLECTION	70.20	0.00	
ASBPAK	ASBURY PARK PRESS	23-00597	NTB - ARTIST FOR MURAL PROJECT	80.76	0.00	

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-130-000-205	FINANCE Ads		Continued			
ASBPAK ASBURY PARK PRESS		23-00646	NTB - RECREATION BUS BID	<u>75.48</u> 386.44	0.00	
3-01-20-130-000-207	FINANCE HR Testing					
MERHEA HACKENSACK MERIDIAN WORKS		23-00791	Invoices #499970 & 498859	240.00	0.00	
3-01-20-130-000-209	FINANCE Fees					
EDMASS EDMUNDS GOVTECH, INC.		23-00606	Inv 22IN6388 Edmunds Software	5,796.84	0.00	
GREFIN GREATAMERICA FINANCIAL SVCS.		23-00702	Invoice #33517874 - April	<u>339.50</u> 6,136.34	0.00	
3-01-20-130-000-222	FINANCE Training					
JPMUN JPMONZO MUNICIPAL CONSULTING		23-00541	Finance Strategies Seminar	100.00	0.00	
NJLEAMUN NJ LEAGUE OF MUNICIPALITIES		23-00706	webinar: Paying Municipal Emp.	150.00	0.00	
NJLEAMUN NJ LEAGUE OF MUNICIPALITIES		23-00707	webinar: Disciplinary Process	<u>75.00</u> 325.00	0.00	
3-01-20-130-000-223	FINANCE Condo Reimbursements					
3208T005 320 Eighth LLC		23-00730	1st Q 2023 Trash Reimbursement	1,444.66	0.00	
	Extd Total: FINANCIAL ADMINISTRATION			9,311.78		
	Department Total: FINANCE			9,311.78		
Department: COMPUTER MIS						
Extd: COMPUTERIZED DATA PROCESSING						
3-01-20-140-000-219	COMPUTER DATA PROC. Equipment					
AMAZ005 AMAZON.COM SERVICES		23-00527	Conference Room Camera	54.66	0.00	
AMAZ005 AMAZON.COM SERVICES		23-00656	Plastic totes	178.80	0.00	
AMAZ005 AMAZON.COM SERVICES		23-00740	Replacement laptop battery	<u>35.67</u> 269.13	0.00	
	Extd Total: COMPUTERIZED DATA PROCESSING			269.13		
	Department Total: COMPUTER MIS			269.13		
Department: TAX REV ADMIN						
Extd: TAX REVENUE ADMINISTRATION						
3-01-20-145-000-209	TAX REV ADMIN Fees					
EDMASS EDMUNDS GOVTECH, INC.		23-00606	Inv 22IN6388 Edmunds Software	4,021.01	0.00	
MONCLE MONMOUTH COUNTY CLERK		23-00666	ACCOUNT #.04 ASBURY PARK CITY	<u>500.00</u> 4,521.01	0.00	
	Extd Total: TAX REVENUE ADMINISTRATION			4,521.01		
	Department Total: TAX REV ADMIN			4,521.01		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
3-01-20-155-000-209	LEGAL SERVICES Fees					
MARFAL MARAZITI FALCON, LLP		23-00586	PROFESSIONAL SERVICES RENDERED	12,891.90	0.00	
HILLW005 HILL WALLACK LLP		23-00627	Invoice 704854 General Matters	8,530.50	0.00	

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-155-000-209 GENBUR GENOVA BURNS LLC	LEGAL SERVICES Fees	23-00779	Continued Invoice 489845 General File	3,856.15 25,278.55	0.00	
	Extd Total: LEGAL SERVICES			25,278.55		
	Department Total: LEGAL SERVICES			25,278.55		
	CAFR Total:			53,476.25		
Department: Planning Department						
Extd: Planning Department						
3-01-21-179-000-202 WBMASON W.B.MASON CO., INC.	PLANNING DEPT. Office Supplies	23-00655	receipt books for planning	13.30	0.00	
3-01-21-179-000-207 MICALO MICHELE ALONSO	PLANNING DEPT. Training/Cert.	23-00772	2023 Planning conference	785.00	0.00	
3-01-21-179-000-210 CLACAN CLARKE CATON HINTZ PC	PLANNING DEPT. Zoning Board Fees	23-00575	CCH Feb. 2023 invoices	108.75	0.00	
	Extd Total: Planning Department			907.05		
	Department Total: Planning Department			907.05		
	CAFR Total:			907.05		
Department: CODE ENFORCE						
Extd: CODE ENFORCEMENT AND ADMIN.						
3-01-22-195-000-203 EDMASS EDMUNDS GOVTECH, INC.	CODE ENFORCEMENT Contractual	23-00606	Inv 22IN6388 Edmunds Software	2,460.41	0.00	
	Extd Total: CODE ENFORCEMENT AND ADMIN.			2,460.41		
	Department Total: CODE ENFORCE			2,460.41		
	CAFR Total:			2,460.41		
Department: LIAB INSURANCE						
Extd: LIABILITY INSURANCE						
3-01-23-210-000-209 NJINT NJ INTERGOVERNMENTAL INS. FUND	LIABILITY INSURANCE Fees	23-00758	April General Liability Prem.	221,672.85	0.00	
PMACOM PMA MANAGEMENT CORPORATION		23-00777	Feb 2023 Billing Statement	30,437.00 252,109.85	0.00	
	Extd Total: LIABILITY INSURANCE			252,109.85		
	Department Total: LIAB INSURANCE			252,109.85		
Department: WORKERS COMP						
Extd: WORKER'S COMPENSATION						
3-01-23-215-000-209 NJINT NJ INTERGOVERNMENTAL INS. FUND	WORKER'S COMPENSATION Fees	23-00758	April General Liability Prem.	99,592.15	0.00	

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

March 15, 2023
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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-23-215-000-209	WORKER'S COMPENSATION Fees	Continued				
PMACOM PMA MANAGEMENT CORPORATION	23-00777 Feb 2023 Billing Statement			12,318.22	0.00	
				111,910.37		
	Extd Total: WORKER'S COMPENSATION			111,910.37		
	Department Total: WORKERS COMP			111,910.37		
	CAFR Total:			364,020.22		
Department: POLICE						
Extd: POLICE DEPARTMENT						
3-01-25-240-000-203	POLICE Motor Vehicle					
EASTC EAST COAST EMERGENCY LIGHTING,	23-00484 protective tactical seat cover			615.00	0.00	
MELCOR AP CARWASH AND OIL CHANGE	23-00731 PD CAR WASHES 1/6 - 3/7/23			822.50	0.00	
				1,437.50		
3-01-25-240-000-216	POLICE Supplies-Compu.					
CDWGOV CDW GOVERNMENT LLC	23-00049 Q#1C9JR1T Label Writer			113.71	0.00	
CDWGOV CDW GOVERNMENT LLC	23-00418 Q#NFRD199 PD Wireless			1,056.09	0.00	
				1,169.80		
3-01-25-240-000-218	POLICE Contract.Serv.					
WIRCOM WIRELESS COMMUNICATIONS &	23-00684 #M61563 FEBRUARY 2023			1,220.00	0.00	
OPTIMUM OPTIMUM	23-00690 #07866-182313-01-5 1/8 - 2/7			288.03	0.00	
				1,508.03		
	Extd Total: POLICE DEPARTMENT			4,115.33		
	Department Total: POLICE			4,115.33		
Department: FIRE DEPT.						
Extd: FIRE DEPARTMENT						
3-01-25-265-000-206	FIRE DEPT. Purchase of Equipment					
NJFIRE NJ FIRE EQUIPMENT COMPANY	23-00566 Q#18623 VENTMASTER CHAIN & BAR			2,250.00	0.00	
GRAING GRAINGER, INC.	23-00570 BARRICADE TAPE, BATTERIES, ETC			143.78	0.00	
				2,393.78		
3-01-25-265-000-214	FIRE DEPT. Building Maintenance					
BELPLU BELMAR PLUMBING & HEATING INC	23-00146 BLANKET PO NOT TO EXCEED			516.00	0.00	B
3-01-25-265-000-255	FIRE DEPT. Revenue Guard Fees					
CORON005 CORONIS HEALTH RCM, LLC dba	23-00547 Invoice CHRCM8138 Jan. Fees			3,971.38	0.00	
3-01-25-265-000-269	FIRE DEPT. Site Remediation					
TREDEP TREASURER-STATE NJ - NJDEP	23-00755 PID015515 Site Remediation			3,460.00	0.00	
3-01-25-265-000-270	FIRE DEPT. Pest Control					
WESPES WESTERN PEST SERVICES	23-00782 INV#8258342 MARCH 2023			120.00	0.00	
	Extd Total: FIRE DEPARTMENT			10,461.16		

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Extd:	FIRE HYDRANT					
3-01-25-265-266-299	FIRE HYDRANT Misc.					
NJAMER	N.J. AMERICAN WATER CO.	23-00703	#1018-210026567043 1/26-2/23	21,145.10	0.00	
	Extd Total: FIRE HYDRANT			21,145.10		
	Department Total: FIRE DEPT.			31,606.26		
Department:	PROSECUTOR					
Extd:	MUNICIPAL PROSECUTOR					
3-01-25-275-000-202	PROSECUTOR Fees					
JAMBUT	JAMES N. BUTLER, JR.	23-00728	municipal prosecutor FEB 2023	5,200.00	0.00	
	Extd Total: MUNICIPAL PROSECUTOR			5,200.00		
	Department Total: PROSECUTOR			5,200.00		
	CAFR Total:			40,921.59		
Department:	STREETS & ROAD					
Extd:	STREETS & ROADS MAINTENANCE					
3-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
SEAFOR	SEA BREEZE FORD INC.	23-00050	VARIOUS PARTS	322.33	0.00	B
GPCNA091	GPC-NAPA AUTO PARTS	23-00162	BLANKET - VARIOUS PARTS	346.87	0.00	B
SERV1005	SERVICE TIRE TRUCK CENTERS	23-00175	BLANKET - VARIOUS TIRES	369.72	0.00	B
EASAUT	EASTERN AUTOPARTS WAREHOUSE	23-00273	VARIOUS PARTS	67.44	0.00	B
EASAUT	EASTERN AUTOPARTS WAREHOUSE	23-00354	BLANKET VARIOUS PARTS	587.50	0.00	B
ALTIND	ALTEC INDUSTRIES, INC.	23-00544	DPW#12 BRACKET ASSEMBLY	3,957.25	0.00	
SERV1005	SERVICE TIRE TRUCK CENTERS	23-00608	DPW RAVO #28 3 TIRE REPLACE	1,411.31	0.00	
CHEVAL	CHERRY VALLEY TRACTOR SALES	23-00631	DPW #671 NEEDS L/F DOOR KUBOTA	694.42	0.00	
SEAFOR	SEA BREEZE FORD INC.	23-00638	BLANKET FOR VARIOUS PARTS	446.12	0.00	B
EASAUT	EASTERN AUTOPARTS WAREHOUSE	23-00670	BLANKET VARIOUS PARTS	1,362.60	0.00	B
WETIMM	W.E. TIMMERMAN COMPANY, INC.	23-00679	DPW SWEEPER NEW FILL HOSE	509.97	0.00	
NJ MVC	NJ MOTOR VEHICLE COMMISSION	23-00688	registration for new Ravo	60.00	0.00	
WARGEN	WARSHAUER GENERATOR, LLC	23-00724	DPW GENERATOR REPAIR	1,623.99	0.00	
HUNJER	HUNTER JERSEY PETERBILT	23-00746	DPW #9 COOLANT LEVEL SENSOR	234.94	0.00	
				11,994.46		
3-01-26-290-000-204	STREETS & ROAD Uniforms					
OPTIMUM	OPTIMUM	23-00812	#07866-183188-01-1 3/8 - 4/7	31.25	0.00	
3-01-26-290-000-215	STREETS & ROAD Misc. Hardware					
ROADR005	ROAD REMEDY LLC	23-00571	Cold Patch for Pot Hole Repair	2,884.00	0.00	
3-01-26-290-000-216	STREETS & ROAD Carpentry Supplies					
GRAING	GRAINGER, INC.	23-00652	Tools / Supplies	185.71	0.00	
3-01-26-290-000-218	STREETS & ROAD Contract.Serv.					
CINCOR	CINTAS CORPORATION NO 2	23-00665	9213987411 MARCH AED Agreement	99.00	0.00	
SEAWEL	SEABOARD WELDING SUPPLY, INC.	23-00708	INVOICE #949306 FEB 2032	98.25	0.00	
CINCOR	CINTAS CORPORATION NO 2	23-00804	#5148804790 MEDICAL RESTOCK	126.85	0.00	

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3-01-26-290-000-218	STREETS & ROAD Contract.Serv.		Continued			
PRESPE PREVENTION SPECIALISTS,INC.	23-00817 Invoice #33631 - Testing			252.00	0.00	
				576.10		
3-01-26-290-000-222	STREETS & ROAD Training					
RUTGE005 RUTGERS, THE STATE UNIV. OF NJ	23-00578 PUBLIC WORKS CONFERENCE 2023			962.00	0.00	
BUICON BUILDING SAFETY CONFERENCE	23-00659 2023 BLDG SAFETY CONFERENCE			249.00	0.00	
BUICON BUILDING SAFETY CONFERENCE	23-00685 2023 BSC M. Lucas			249.00	0.00	
HARROC HARD ROCK HOTEL & CASINO AC	23-00687 2023 NJ BSC M. Lucas			260.00	0.00	
				1,720.00		
	Extd Total: STREETS & ROADS MAINTENANCE			17,391.52		
	Department Total: STREETS & ROAD			17,391.52		
Department: SOLID WASTE						
Extd: SOLID WASTE COLLECTION						
3-01-26-305-000-209	SOLID WASTE Fees					
DELDEM DELISA DEMOLITION, INC.	23-00635 #256386, 256387 & 255012			2,934.70	0.00	
DELDEM DELISA DEMOLITION, INC.	23-00660 #256495 TRASH FEES 2/16 - 2/28			22,122.26	0.00	
MAZMUL MAZZA MULCH, INC.	23-00664 FEB 2023 BRUSH-STUMP DISPOSAL			3,796.00	0.00	
MASREC MAZZA RECYCLING SERVICES, LTD.	23-00678 #751485 RECYCLING FEB 2023			8,804.12	0.00	
RUBREC RUBBERCYCLE LLC	23-00735 #167721 TIRE DISPOSAL 2/17/23			36.00	0.00	
				37,693.08		
	Extd Total: SOLID WASTE COLLECTION			37,693.08		
	Department Total: SOLID WASTE			37,693.08		
Department: BUILDING & GND						
Extd: BUILDINGS & GROUNDS						
3-01-26-310-000-210	BUILDING & GND Building Repairs					
TRAUS TRANE U.S. INC.	23-00524 HVAC VAV Box Repair			3,860.00	0.00	
	Extd Total: BUILDINGS & GROUNDS			3,860.00		
	Department Total: BUILDING & GND			3,860.00		
	CAFR Total:			58,944.60		
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
3-01-27-350-000-210	SENIOR CENTER Classes					
BODYB005 BODY BY BEY	23-00236 Exercise Class 1st Qrt			300.00	0.00	B
	Extd Total: SENIOR CENTER			300.00		
	Department Total: SENIOR CENTER			300.00		
	CAFR Total:			300.00		
Department: LIGHTING						
Extd: LIGHT,HEAT,POW						
3-01-31-435-435-299	LIGHT, HEAT & POWER Misc.					
NJNATU N.J. NATURAL GAS CO.	23-00642 #10-3146-5850-17 1/17-2/13			11,300.86	0.00	

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3-01-31-435-435-299	LIGHT, HEAT & POWER Misc.		Continued			
JCPL JCPL		23-00699	#100 016 434 381 1/27-2/23	8.18	0.00	
NJAMER N.J. AMERICAN WATER CO.		23-00780	#1018-210043098429 2/4-3/3	1,488.62	0.00	
NJAMER N.J. AMERICAN WATER CO.		23-00806	#1018-210027736255 2/4-3/3	968.74	0.00	
				<u>13,766.40</u>		
	Extd Total: LIGHT,HEAT,POW			13,766.40		
Extd:	STREET/TRAFFIC					
3-01-31-435-436-299	STREET&TRAFFIC LIGHTING Misc.					
JCPL JCPL		23-00699	#100 016 434 381 1/27-2/23	284.56	0.00	
JCPL JCPL		23-00733	#200 000 001 293 MASTER ACCT	1,132.52	0.00	
				<u>1,417.08</u>		
	Extd Total: STREET/TRAFFIC			1,417.08		
	Department Total: LIGHTING			15,183.48		
Department:	TELEPHONE					
Extd:	TELEPHONE					
3-01-31-440-000-299	TELEPHONE Misc.					
MONINT MONMOUTH INTERNET CORPORATION		23-00657	INVOICE#339638-M MARCH 2023	3,603.14	0.00	
VERZON VERIZON BUSINESS		23-00757	#152-069-551-0001-78 3/4-4/3	124.99	0.00	
VERIZON VERIZON WIRELESS		23-00792	#342269861-00001 2/5-3/4	1,816.06	0.00	
				<u>5,544.19</u>		
	Extd Total: TELEPHONE			5,544.19		
	Department Total: TELEPHONE			5,544.19		
Department:	GASOLINE					
Extd:	GASOLINE					
3-01-31-460-000-299	GASOLINE Misc.					
GRIALLI GRIFFITH-ALLIED TRUCKING, LLC		23-00671	#61253, #75140 & #76534 FUEL	17,745.66	0.00	
GRIALLI GRIFFITH-ALLIED TRUCKING, LLC		23-00809	#89347 UNLEADED FUEL	7,356.69	0.00	
				<u>25,102.35</u>		
	Extd Total: GASOLINE			25,102.35		
	Department Total: GASOLINE			25,102.35		
	CAFR Total:			45,830.02		
Department:	PERS					
Extd:	PUBLIC EMPLOYEES RETIREMENT SYSTEM(PERS)					
3-01-36-471-000-299	PERS Misc.					
PUBEMP PUBLIC EMPLOYEE'S RETIREMENT		23-00752	2023 Public Employees	1,185,826.00	0.00	
	Extd Total: PUBLIC EMPLOYEES RETIREMENT SYSTEM(PERS)			1,185,826.00		
	Department Total: PERS			1,185,826.00		

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Department: PFRS						
Extd: POLICE & FIRE RETIREMENT SYSTEM(PFRS)						
3-01-36-475-000-299	PFRS Misc.(IN CAP)					
POLFIR	POLICE&FIREMAN'S RETIREMENT	23-00753	2023 Police & Firemans	5,342,217.00	0.00	
	Extd Total: POLICE & FIRE RETIREMENT SYSTEM(PFRS)			5,342,217.00		
	Department Total: PFRS			5,342,217.00		
	CAFR Total:			6,528,043.00		
Department: MUNIC COURT						
Extd: MUNICIPAL COURT						
3-01-43-490-000-202	MUNIC COURT Office Supplies					
WBMASON	W.B.MASON CO., INC.	23-00653	office supplies	812.61	0.00	
3-01-43-490-000-219	MUNIC COURT Judges Fees					
ROBWER	ROBIN T. WERNIK	23-00712	conflict judge feb 2023	500.00	0.00	
3-01-43-490-000-245	MUNIC COURT Interpreter					
BEACRA	BEATRIZ C. CRANEY	23-00533	INVOICE #27224 2/10 SERVICES	220.00	0.00	
3-01-43-490-000-246	MUNIC COURT Postage					
GREFIN	GREATAMERICA FINANCIAL SVCS.	23-00710	INVOICE #33488463 MARCH 2023	145.00	0.00	
	Extd Total: MUNICIPAL COURT			1,677.61		
	Department Total: MUNICIPAL COURT			1,677.61		
Department: PUBLIC DEFEND.						
Extd: PUBLIC DEFENDER						
3-01-43-495-000-021	Fees					
THELA010	THE LAW OFFICE OF MATTHEW SAGE	23-00729	february 2023 public defender	2,000.00	0.00	
	Extd Total: PUBLIC DEFENDER			2,000.00		
	Department Total: PUBLIC DEFEND.			2,000.00		
	CAFR Total:			3,677.61		
CAFR: CURRENT FUND NON BUDGET ACCTS:						
Department: TAXES PAYABLE:						
Extd: TAXES PAYABLE:						
3-01-55-001-000-001	School Taxes Payable					
ASBBOA	ASBURY PARK BOARD OF EDUCATION	23-00714	March 2023 School Tax	1,324,954.00	0.00	
3-01-55-001-000-007	TAX OVERPAYMENTS					
FEINSTEI	ROBERT & ANNE FEINSTEIN	23-00448	TAX REFUND 3201/5	231.31	0.00	
	Extd Total: TAXES PAYABLE:			1,325,185.31		
	Department Total: TAXES PAYABLE:			1,325,185.31		
	CAFR Total: CURRENT FUND NON BUDGET ACCTS:			1,325,185.31		
	Fund Total: CURRENT			8,423,766.06		

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Fund: BEACH						
Department: UTILITY OE						
Extd: BEACH UTILITY O/E: OTHER EXPENSES:						
3-05-55-502-000-211	BEACH UTILITY O/E: Light & Power					
NJAMER N.J. AMERICAN WATER CO.	23-00780 #1018-210043098429 2/4-3/3			318.00	0.00	
3-05-55-502-000-215	BEACH UTILITY O/E: Lumber/Bldg. Supplies					
JAE LUM JAEGER LUMBER & SUPPLY CO. INC	23-00604 Lumber / Screws			525.79	0.00	
SHEWIL SHERWIN WILLIAMS	23-00651 woodscapes Stain 5gal			140.98	0.00	
				<u>666.77</u>		
	Extd Total: BEACH UTILITY O/E: OTHER EXPENSES:			984.77		
	Department Total: UTILITY OE			984.77		
	CAFR Total:			984.77		
	Fund Total: BEACH			984.77		
Fund: TRANSPORTATION UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: TRANS.UTILITY O/E: OTHER EXPENSES:						
3-06-55-502-000-202	TRANS.UTILITY O/E: Office Supplies					
KEPSPR KEPWEL SPRING WATER	23-00658 ACCT #117290 FEBRUARY 2023			12.00	0.00	
3-06-55-502-000-212	TRANS.UTILITY O/E: Parking Meter Supply					
BUTTS005 BUTTS TICKET COMPANY	23-00584 MS1 Receipt Paper			3,082.21	0.00	
IPSGRO IPS GROUP, INC.	23-00677 INV82055 DMS Fees FEB 2023			7,557.00	0.00	
				<u>10,639.21</u>		
3-06-55-502-000-213	TRANS.UTILITY O/E: Mobile App Fees					
PAYBY005 PAYBYPHONE US, INC.	23-00773 INVPBP-HQ-6498 Feb 2023			250.00	0.00	
3-06-55-502-000-218	TRANSP. UTILITY OE Professional Svcs.					
KEPSPR KEPWEL SPRING WATER	23-00658 ACCT #117290 FEBRUARY 2023			12.00	0.00	
	Extd Total: TRANS.UTILITY O/E: OTHER EXPENSES:			10,913.21		
	Department Total: UTILITY OE			10,913.21		
	CAFR Total:			10,913.21		
	Fund Total: TRANSPORTATION UTILITY: BUDGET:			10,913.21		
Fund: SEWER UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: SEWER UTILITY O/E: OTHER EXPENSES:						
3-07-55-502-000-202	SEWER UTILITY O/E: Hardware/Tools					
KEPSPR KEPWEL SPRING WATER	23-00658 ACCT #117290 FEBRUARY 2023			12.00	0.00	
3-07-55-502-000-205	SEWER UTILITY O/E: Repairs					
JACDOH JACK DOHENY COMPANIES, INC.	23-00450 Repair to Jet Vac			6,471.17	0.00	
SEWER005 SEWER RAT TRENCHLESS SOLUTIONS	23-00645 Invoice 81 Clean Manholes			6,000.00	0.00	
				<u>12,471.17</u>		

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3-07-55-502-000-208	SEWER UTILITY O/E: Permits/Licenses					
NJWEA NJ WATER ENVIRONMENT ASSOC.	23-00737 License renewals/Membership			1,314.00	0.00	
3-07-55-502-000-209	SEWER UTILITY O/E: Fees					
EDMASS EDMUNDS GOVTECH, INC.	23-00606 Inv 22IN6388 Edmunds Software			3,925.85	0.00	
LYONS005 LYONS ENVIRONMENTAL SERVICES	23-00633 #APSA0223 WWTP TESTING FEB '23			<u>1,598.00</u>	0.00	
				5,523.85		
3-07-55-502-000-211	SEWER UTILITY O/E: Light & Power					
NJNATU N.J. NATURAL GAS CO.	23-00642 #10-3146-5850-17 1/17-2/13			9,313.73	0.00	
JCPL JCPL	23-00699 #100 016 434 381 1/27-2/23			20,869.92	0.00	
NJAMER N.J. AMERICAN WATER CO.	23-00780 #1018-210043098429 2/4-3/3			768.67	0.00	
NJAMER N.J. AMERICAN WATER CO.	23-00806 #1018-210027736255 2/4-3/3			<u>167.35</u>	0.00	
				31,119.67		
3-07-55-502-000-218	SEWER UTILITY O/E: Contract Services					
KEPSPR KEPWEL SPRING WATER	23-00658 ACCT #117290 FEBRUARY 2023			26.00	0.00	
CERID005 CERIDA INVESTMENT CORP.	23-00800 #127-25086 MARCH 2023			<u>162.44</u>	0.00	
				188.44		
3-07-55-502-000-220	SEWER UTILITY O/E: Accounting					
NJAMER N.J. AMERICAN WATER CO.	23-00751 Data usage 4000254735 JAN 2023			400.82	0.00	
3-07-55-502-000-224	SEWER UTILITY O/E: Sludge Removal					
RUSREI RUSSELL REID WASTE HAULING &	23-00497 #0006663869 JANUARY 2023			30,228.24	0.00	
RUSREI RUSSELL REID WASTE HAULING &	23-00799 #0006681773 FEBRUARY 2023			<u>24,461.01</u>	0.00	
				54,689.25		
3-07-55-502-000-231	SEWER UTILITY O/E: Lab Supplies					
TREREV TREASURER STATE OF NEW JERSEY	23-00747 #230215080 PID #13891 RENEWAL			835.00	0.00	
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			106,554.20		
	Department Total: UTILITY OE			106,554.20		
	CAFR Total:			106,554.20		
	Fund Total: SEWER UTILITY: BUDGET:			106,554.20		
	Year Total:			8,542,218.24		
Fund:	GENERAL CAPITAL FUND BUDGET:					
Extd:	Ord. 2021-36 Various Capital Improv.					
C-04-55-998-182-004	IT Equipment					
AMAZ0005 AMAZON.COM SERVICES	23-00279 Sunset Park PTZ Camera			1,591.49	0.00	
AMAZ0005 AMAZON.COM SERVICES	23-00393 AXIS P3719-PLE Cameras			<u>1,698.99</u>	0.00	
				3,290.48		
	Extd Total: Ord. 2021-36 Various Capital Improv.			3,290.48		
Extd:	Bond Ord. 2022-16 2022 Var. Cap. Improv.					
C-04-55-998-183-004	Police Dept. Vehicles & Equipment					
ATLAN010 ATLANTIC TACTICAL, INC.	23-00093 PD LIGHTS HOLSTERS & POUCHES			5,304.48	0.00	B

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C-04-55-998-183-005	City Wide IT Improvements/Equipment					
AMAZ0005	AMAZON.COM SERVICES	23-00393	AXIS P3719-PLE Cameras	1,698.99	0.00	
SHIINT	SHI INTERNATIONAL CORP	23-00458	DATA COVE EMAIL ARCHIVING	8,700.00	0.00	
				<u>10,398.99</u>		
	Extd Total: Bond Ord. 2022-16 2022 Var. Cap. Improv.			15,703.47		
	Department Total:			18,993.95		
	CAFR Total:			18,993.95		
	Fund Total: GENERAL CAPITAL FUND BUDGET:			18,993.95		
Fund:	PARKING CAPITAL					
Department:	Ord. 2020-8 Memorial Drive Paving					
Extd:	Ord. 2020-8 Memorial Drive Paving					
C-09-17-906-000-902	Construction Costs					
LUCBRO	LUCAS BROTHERS, INC.	22-03390	MEMORIAL DRIVE IMPROVEMENTS	133,800.62	0.00	B
	Extd Total: Ord. 2020-8 Memorial Drive Paving			133,800.62		
	Department Total: Ord. 2020-8 Memorial Drive Paving			133,800.62		
	CAFR Total:			133,800.62		
	Fund Total: PARKING CAPITAL			133,800.62		
	Year Total:			152,794.57		
Fund:	GRANT FUND BUDGET:					
G-02-43-956-022-202	Senior Center Grant					
MURARM	MURRAY'S UNIFORMS	22-03424	Senior Center gear for Staff	633.00	0.00	
MURARM	MURRAY'S UNIFORMS	22-03431	Shirts for Senior Center	678.00	0.00	
				<u>1,311.00</u>		
	Extd Total:			1,311.00		
	Department Total:			1,311.00		
	CAFR Total:			1,311.00		
	Fund Total: GRANT FUND BUDGET:			1,311.00		
	Year Total:			1,311.00		
Fund:	ANIMAL CONTROL FUND BUDGET:					
T-12-56-850-000-801	Reserve for Animal Control					
NJDEPH	NJ DEPT.HEALTH/SNR.SERV.	23-00672	Dog Report February 2023	174.00	0.00	
	Extd Total:			174.00		
	Department Total:			174.00		
	CAFR Total:			174.00		
	Fund Total: ANIMAL CONTROL FUND BUDGET:			174.00		

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Fund:	COMMUNITY DEVELOPMENT BLK GRANT BUDGET:					
Extd:	2020 CDBG B20MC340100 CFDA 14.218					
T-17-78-850-850-005	2020 Sidewalks					
SUFFREDI	SUFFOLK REDI-MIX	23-00598	Sidewalk repair	1,286.00	0.00	
	Extd Total:	2020 CDBG B20MC340100 CFDA 14.218		1,286.00		
	Department Total:			1,286.00		
	CAFR Total:			1,286.00		
Extd:	2021 CDBG B21MC340100 CFDA 14.218					
T-17-80-850-850-001	2021 Administration					
AMAZ0005	AMAZON.COM SERVICES	23-00580	Black History Supplies	137.60	0.00	
	Extd Total:	2021 CDBG B21MC340100 CFDA 14.218		137.60		
	Department Total:			137.60		
	CAFR Total:			137.60		
Extd:	2022 CDBG B-22-MC-34-0100					
T-17-81-850-850-001	2022 Administration					
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00590	Backdrop/frame Black History	500.29	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00614	programs for black history	94.00	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00624	fliers for Black History Event	319.00	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00694	Revised Programs for Event	69.00	0.00	
ORITRA	ORIENTAL TRADING CO., INC.	23-00695	Easter Supplies-Signs	808.02	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00696	Banner-Black History Event	217.00	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00705	Black History Posters	20.00	0.00	
AMAZ0005	AMAZON.COM SERVICES	23-00718	Easter Supplies	841.53	0.00	
WBMASON	W.B.MASON CO., INC.	23-00732	Easter event supplies	281.84	0.00	
ASBPAK	ASBURY PARK PRESS	23-00814	#5609453 Substantial Amendment	78.12	0.00	
				3,228.80		
	Extd Total:	2022 CDBG B-22-MC-34-0100		3,228.80		
	Department Total:			3,228.80		
	CAFR Total:			3,228.80		
	Fund Total:	COMMUNITY DEVELOPMENT BLK GRANT BUDGET:		4,652.40		
Fund:	TRUST OTHER					
T-20-56-850-930-301	Reserve for Police Community Relations					
COSTCO	COSTCO WHOLESALE	22-02705	Candy-Halloween,Element School	300.88	0.00	
	Extd Total:			300.88		
	Department Total:			300.88		
	CAFR Total:			300.88		
	Fund Total:	TRUST OTHER		300.88		

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

Pa 3.D.1.a

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund:	PLANNING & ZONING ESCROW FUND BUDGET:					
CAFR:	PLANNING & ZONING ESCROW FUND BUDGET:					
T-21-00-341-000-299	210 5TH AVENUE (ASBURY PARTNERS,LLC)					
CLACAN CLARKE CATON HINTZ PC	23-00575 CCH Feb. 2023 invoices			677.50	0.00	
	Extd Total:			677.50		
	Department Total:			677.50		
T-21-00-397-000-299	545 LAKE AVENUE(COOKMAN COMMUNITY, LLC)					
CLACAN CLARKE CATON HINTZ PC	23-00575 CCH Feb. 2023 invoices			2,724.96	0.00	
TMASSO T & M ASSOCIATES	23-00683 LAF438723 545 Lake Ave.			<u>1,018.75</u>	0.00	
				3,743.71		
	Extd Total:			3,743.71		
	Department Total:			3,743.71		
T-21-00-456-000-299	PARKVIEW AP(INTERFAITH NEIGHBORS)					
INSENG INSITE ENGINEERING, LLC	23-00519 Insite Invoices 2/2023			2,228.50	0.00	
	Extd Total:			2,228.50		
	Department Total:			2,228.50		
T-21-00-473-000-299	1156 SPRINGWOOD-INSPECTIONS(INTERFAITH)					
INSENG INSITE ENGINEERING, LLC	23-00519 Insite Invoices 2/2023			431.25	0.00	
	Extd Total:			431.25		
	Department Total:			431.25		
T-21-00-499-000-299	216-2183RD/215-219 2ND(TRC)(K.HOVNANIAN)					
INSENG INSITE ENGINEERING, LLC	23-00519 Insite Invoices 2/2023			3,897.50	0.00	
	Extd Total:			3,897.50		
	Department Total:			3,897.50		
T-21-00-516-000-299	507 BOND ST(INSPECTION)(EAGON BROS.PTR.)					
INSENG INSITE ENGINEERING, LLC	23-00519 Insite Invoices 2/2023			1,385.72	0.00	
	Extd Total:			1,385.72		
	Department Total:			1,385.72		
T-21-00-518-000-299	AP TRIANGLE-INSPECTION(ASBURY PRT/istar)					
INSENG INSITE ENGINEERING, LLC	23-00519 Insite Invoices 2/2023			1,137.50	0.00	
	Extd Total:			1,137.50		
	Department Total:			1,137.50		
T-21-00-542-000-299	503 8TH AVENUE(503 8TH AVE,LLC/P.SIEGEL)					
INSENG INSITE ENGINEERING, LLC	23-00312 INV# 27499, 26537 & 27979			1,612.50	0.00	
	Extd Total:			1,612.50		
	Department Total:			1,612.50		

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-21-00-549-000-299	929 ASBURY/1000 1ST(PARTNER PROP.,LLC)					
INSENG	INSITE ENGINEERING, LLC	23-00519	Insite Invoices 2/2023	1,175.00	0.00	
THEBE005	THE BEEKMAN LAW FIRM, LLC	23-00532	BEEKMAN Invoice 929 Asbury	1,650.00	0.00	
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	1,267.50	0.00	
HILLW005	HILL WALLACK LLP	23-00644	Invoice 704898 929 Asbury Ave	910.00	0.00	
				5,002.50		
	Extd Total:			5,002.50		
	Department Total:			5,002.50		
T-21-00-550-000-299	115 4TH/1209 OCEAN/150 5TH(SOMERSET AP)					
CLACAN	CLARKE CATON HINTZ PC	23-00716	CCH somerset	238.00	0.00	
	Extd Total:			238.00		
	Department Total:			238.00		
T-21-00-552-000-299	320 ASBURY/110 1ST(ASBURY PARTNERS, LLC)					
TMASSO	T & M ASSOCIATES	23-00790	Invoice LAF424056 320 Asbury	342.13	0.00	
	Extd Total:			342.13		
	Department Total:			342.13		
T-21-00-556-000-299	300 6TH AVENUE(JAMES DUNN)					
INSENG	INSITE ENGINEERING, LLC	23-00115	Insite ZB Inv# 28062	1,105.00	0.00	
INSENG	INSITE ENGINEERING, LLC	23-00519	Insite Invoices 2/2023	390.00	0.00	
				1,495.00		
	Extd Total:			1,495.00		
	Department Total:			1,495.00		
T-21-00-560-000-299	614 COOKMAN AVENUE(614 COOKMAN, LLC)					
INSENG	INSITE ENGINEERING, LLC	23-00519	Insite Invoices 2/2023	325.00	0.00	
	Extd Total:			325.00		
	Department Total:			325.00		
T-21-00-561-000-299	1205 PINE STREET(SCOTT BARNETT)					
INSENG	INSITE ENGINEERING, LLC	23-00726	Insite Barnett invoice	512.50	0.00	
	Extd Total:			512.50		
	Department Total:			512.50		
T-21-00-562-000-299	1606 4TH AVENUE(KATHY MORRIS)					
INSENG	INSITE ENGINEERING, LLC	23-00312	INV# 27499, 26537 & 27979	200.63	0.00	
	Extd Total:			200.63		
	Department Total:			200.63		
T-21-00-565-000-299	917 3RD AVENUE(MA 917 3RD AVENUE, LLC)					
INSENG	INSITE ENGINEERING, LLC	23-00519	Insite Invoices 2/2023	2,302.50	0.00	
	Extd Total:			2,302.50		
	Department Total:			2,302.50		

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-21-00-566-000-299	807 MEMORIAL DR.(BREAKWATER TREATMENT)					
INSENG	INSITE ENGINEERING, LLC	23-00519	Insite Invoices 2/2023	1,925.00	0.00	
	Extd Total:			1,925.00		
	Department Total:			1,925.00		
T-21-00-567-000-299	1201 FIRST AVENUE(JASON TUCKER)					
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	266.85	0.00	
HILLW005	HILL WALLACK LLP	23-00663	Invoice 704894 1201 1st. Ave.	377.00	0.00	
				643.85		
	Extd Total:			643.85		
	Department Total:			643.85		
T-21-00-573-000-299	205 KINGSLEY/205 SUNSET(PHM SUNSET SQ.)					
INSENG	INSITE ENGINEERING, LLC	23-00312	INV# 27499, 26537 & 27979	1,820.00	0.00	
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	2,796.25	0.00	
				4,616.25		
	Extd Total:			4,616.25		
	Department Total:			4,616.25		
T-21-00-575-000-299	1509-1511 KINGSLEY(AP LUXURY APARTMENTS)					
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	1,090.00	0.00	
	Extd Total:			1,090.00		
	Department Total:			1,090.00		
T-21-00-576-000-299	416 BOND STREET(NEWELL ST LLC)					
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	145.00	0.00	
	Extd Total:			145.00		
	Department Total:			145.00		
T-21-00-579-000-299	1123 SUMMERFIELD(1123 SUMMERFIELD, LLC)					
CLACAN	CLARKE CATON HINTZ PC	23-00575	CCH Feb. 2023 invoices	341.00	0.00	
	Extd Total:			341.00		
	Department Total:			341.00		
	CAFR Total: PLANNING & ZONING ESCROW FUND BUDGET:			34,293.54		
	Fund Total: PLANNING & ZONING ESCROW FUND BUDGET:			34,293.54		
Fund:	CITY OF ASBURY PARK REDEVELOPMENT ESCROW					
T-48-56-850-000-806	711&607 Mattison/545 Lake/550 Cookm(APB)					
KYLEM005	KYLE MCMANUS ASSOCIATES LLC	23-00803	Invoice 4155 545 Lake Ave.	294.00	0.00	
T-48-56-850-000-819	5TH AVE.PAVILION(MADISON ASBURY RETAIL)					
MARFAL	MARAZITI FALCON, LLP	23-00586	PROFESSIONAL SERVICES RENDERED	2,567.50	0.00	
T-48-56-850-000-825	AP TRIANGLE(ASBURY PARTNERS,LLC/istar)					
MARFAL	MARAZITI FALCON, LLP	23-00586	PROFESSIONAL SERVICES RENDERED	162.50	0.00	

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-48-56-850-000-830 MARFAL MARAZITI FALCON, LLP	216-218 3RD AVENUE(K.HOVNANIAN CO.,LLC)	23-00586	PROFESSIONAL SERVICES RENDERED	16,545.00	0.00	
T-48-56-850-000-842 MARFAL MARAZITI FALCON, LLP	1STAR-BLK 4001(AP BLK 4001 VENTURE, LLC)	23-00586	PROFESSIONAL SERVICES RENDERED	682.50	0.00	
T-48-56-850-000-844 HILLW005 HILL WALLACK LLP	316 MAIN STREET(316 MAIN AVENUE, LLC)	23-00634	Invoice 704901 316 Main St.	87.50	0.00	
T-48-56-850-000-846 MARFAL MARAZITI FALCON, LLP	407 LAKE AVENUE(TOLL ASBURY PARK, LLC)	23-00586	PROFESSIONAL SERVICES RENDERED	195.00	0.00	
T-48-56-850-000-850 MARFAL MARAZITI FALCON, LLP	115 4TH AVENUE(SOMERSET ASBURY PARK,LLC)	23-00676	PROFESSIONAL SERVICES RENDERED	25,788.56	0.00	
T-48-56-850-000-854 HILLW005 HILL WALLACK LLP	DUNLEWY STREET VACATION(CSB835, LLC)	23-00629	Invoice 704895 Dunlew-Prospect	17.50	0.00	
T-48-56-850-000-855 MARFAL MARAZITI FALCON, LLP	1401 KINGSLEY/205 SUNSET(PHM SUNSET SQ.)	23-00586	PROFESSIONAL SERVICES RENDERED	2,017.50	0.00	
T-48-56-850-000-859 HILLW005 HILL WALLACK LLP	209 6TH AVENUE(FRANCIS D. CUCINOTTA)	23-00632	Invoice 704899 209 Sixth Ave.	17.50	0.00	
T-48-56-850-000-864 KYLEM005 KYLE MCMANUS ASSOCIATES LLC	701 EMORY STREET(JET RED AP, LLC)	23-00789	Invoice 4150 EALC Murnick	257.25	0.00	
Extd Total:				48,632.31		
Department Total:				48,632.31		
CAFR Total:				48,632.31		
Fund Total: CITY OF ASBURY PARK REDEVELOPMENT ESCROW				48,632.31		
Year Total:				88,053.13		
Total Charged Lines:	373	Total List Amount:	8,915,806.67	Total Void Amount:	0.00	

Attachment: Bill List 3-22-23 (2023-170 : Payment of Bills)

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	2-01	81,282.77	0.00	0.00	81,282.77
SEWER UTILITY: BUDGET:	2-07	<u>50,146.96</u>	<u>0.00</u>	<u>0.00</u>	<u>50,146.96</u>
Year Total:		131,429.73	0.00	0.00	131,429.73
CURRENT	3-01	8,423,766.06	0.00	0.00	8,423,766.06
BEACH	3-05	984.77	0.00	0.00	984.77
TRANSPORTATION UTILITY: BUDGET:	3-06	10,913.21	0.00	0.00	10,913.21
SEWER UTILITY: BUDGET:	3-07	<u>106,554.20</u>	<u>0.00</u>	<u>0.00</u>	<u>106,554.20</u>
Year Total:		8,542,218.24	0.00	0.00	8,542,218.24
GENERAL CAPITAL FUND BUDGET:	C-04	18,993.95	0.00	0.00	18,993.95
PARKING CAPITAL	C-09	<u>133,800.62</u>	<u>0.00</u>	<u>0.00</u>	<u>133,800.62</u>
Year Total:		152,794.57	0.00	0.00	152,794.57
GRANT FUND BUDGET:	G-02	1,311.00	0.00	0.00	1,311.00
ANIMAL CONTROL FUND BUDGET:	T-12	174.00	0.00	0.00	174.00
COMMUNITY DEVELOPMENT BLK GRANT BUDGE	T-17	4,652.40	0.00	0.00	4,652.40
TRUST OTHER	T-20	300.88	0.00	0.00	300.88
PLANNING & ZONING ESCROW FUND BUDGET:	T-21	34,293.54	0.00	0.00	34,293.54
CITY OF ASBURY PARK REDEVELOPMENT ESC	T-48	<u>48,632.31</u>	<u>0.00</u>	<u>0.00</u>	<u>48,632.31</u>
Year Total:		88,053.13	0.00	0.00	88,053.13
Total of All Funds:		<u>8,915,806.67</u>	<u>0.00</u>	<u>0.00</u>	<u>8,915,806.67</u>

March 22, 2023 Council Meeting

Balance Brought Forward from Total List Amount	\$ 8,915,806.67
Island Carribbean Restaurant (PO 23-00630)	\$ 1,455.00
NJ Transit (PO 23-00759 - Memorial Drive Access)	\$ 1,500.00
NJ Transit (PO 23-00760 - Pavement & Sidewalks Access)	\$ 1,500.00
NJ Transit (PO 23-00761 - Firehouse Access)	\$ 1,500.00
NJSHBP (PO 23-00794)	\$ 591,391.80

Total:	<u><u>\$ 9,513,153.47</u></u>
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Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-171

Routine Budget Transfer

Current Fund:	From	To
Workers Compensation	\$21,000.00	
Municipal Clerk S&W		\$2,000.00
Tax Collector S&W		4,000.00
Code Enforcement S&W		15,000.00



RESOLUTION NO. 2023-171

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

RESOLUTION AUTHORIZING THE TRANSFER OF APPROPRIATION RESERVES IN THE FISCAL YEAR 2022 BUDGET

WHEREAS, it has been determined that various line items within the 2022 fiscal year Appropriation Reserve 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:4-59 allows for the transfer of funds between line items during 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 appropriation reserve budget transfers:

	From	To
Current Fund:		
Workers Compensation	\$21,000.00	
Municipal Clerk S&W		\$2,000.00
Tax Collector S&W		4,000.00
Code Enforcement S&W		15,000.00

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, LISA ESPOSITO, 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. 2023-171 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-172

Resolution awarding a bid for a One-Man Refuse Collections System utilizing Capital Funds.
On 2/23/23 no bids were received. Re-advertised on 2/28/23.
One bid was received on 3/14/23 from Broyhill Equipment in the amount of \$242,922.70.



RESOLUTION NO. 2023-172

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

RESOLUTION AWARDING BID FOR ONE-MAN REFUSE COLLECTIONS SYSTEM VEHICLE

WHEREAS, on Thursday, February 23, 2023 the City of Asbury Park (the “City”) accepted bids for a One-Man Refuse Collection System Vehicle; and

WHEREAS, on Thursday, February 23, 2023, no bids were received and the City of Asbury Park duly advertised for the receipt of bids a second time on February 28, 2023; and

WHEREAS, on Tuesday, March 14, 2023 the City received one (1) sealed bid for a One-Man Refuse Collection System Vehicle; and

WHEREAS, it has been determined that Broyhill Equipment, LLC submitted the lowest responsible in the amount of \$242,922.70; and

WHEREAS, it is the desire of the governing body to award the purchase of a One-Man Refuse Collection System Vehicle to Broyhill Equipment, LLC; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Account C-10-55-101-103-002 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 that it hereby awards the purchase of a One-Man Refuse Collection System Vehicle to Broyhill Equipment, LLC.

NOW, THEREFORE BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the City Manager, Director of Capital Projects and Public Facilities and Director of Purchasing.

I, LISA ESPOSITO, 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. 2023-172 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK

City of Asbury Park
BID DOCUMENT CHECKLIST*

Required by owner	Submission Requirement	Initial each required entry and if required, submit the item
☒	Acknowledgment of Receipt of Addenda	
☒	Mandatory Affirmative Action Language	
☒	New Jersey Anti-Discrimination	
☒	Americans with Disabilities Act of 1990 Language	
☒	Stockholder Disclosure Certification Statement of Ownership	
☒	Proof of Business Registration	
☒	Prohibited Russia-Belarus Activities & Iran Investment Activities	
☒	Non-Collusion Affidavit	
☒	Bid Proposal Form, Including Pricing Sheets	
☒	Statement of Authority	
☒	General Contractor Vendor Information	
☒	General Data Information Sheet	
☒	Reference Sheet	

*This form need not be submitted. It is provided for bidder's use in assuring compliance with all required documentation.

City of Asbury Park

ACKNOWLEDGMENT OF RECEIPT OF ADDENDA

The undersigned Bidder hereby acknowledges receipt of the following Addenda:

<u>Addendum Number</u>	<u>Dated</u>	<u>Acknowledge Receipt</u> (Initial)
N/A		

No addenda were received: ☒

Acknowledged for: BROYHILL EQUIPMENT LLC
(Name of Bidder)

By: 
(Signature of Authorized Representative)

Name of above: TAMMY D STEEMKEN
(Print or Type)

Title: SENIOR VP OPERATIONS

Date: 03/02/2023

APPENDIX A
N.J.S.A. 10:5-31 and N.J.A.C. 17:27
MANDATORY AFFIRMATIVE ACTION LANGUAGE
Goods, Professional Service and General Service Contracts

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Except with respect to affectional or sexual orientation, the contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the public agency compliance officer setting for the provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer, advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to employ minority and women workers consistent with the applicable county employment goals established in accordance with N.J.A.C. 17:27-5.2 or a binding determination of the applicable county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age,, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the applicable employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor and its subcontractors shall furnish such reports or other documents to the Division of Contract Compliance and EEO as may be requested by the office from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Contract Compliance & EEO for conducting a compliance investigation pursuant to **Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.**

**AFFIRMATIVE ACTION COMPLIANCE NOTICE
N.J.S.A. 10:5-31 and N.J.A.C. 17:27**

**GOODS AND SERVICES CONTRACTS
(INCLUDING PROFESSIONAL SERVICES)**

This form is a summary of the successful bidder's requirement to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

The successful bidder shall submit to the public agency, after notification of award but prior to execution of this contract, one of the following three documents as forms of evidence:

(a) A photocopy of a valid letter that the contractor is operating under an existing Federally approved or sanctioned affirmative action program (good for one year from the date of the letter);

OR

(b) A photocopy of a Certificate of Employee Information Report approval, issued in accordance with N.J.A.C. 17:27-4;

OR

(c) A photocopy of an Employee Information Report (Form AA302) provided by the Division and distributed to the public agency to be completed by the contractor in accordance with N.J.A.C. 17:27-4.

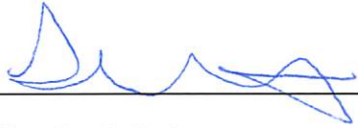
The successful vendor may obtain the Affirmative Action Employee Information Report (AA302) from the contracting unit during normal business hours.

The successful vendor(s) must submit the copies of the AA302 Report to the Division of Contract Compliance and Equal Employment Opportunity in Public Contracts (Division). The Public Agency copy is submitted to the public agency, and the Vendor copy is retained by the vendor.

The undersigned vendor certifies that he/she is aware of the commitment to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27 and agrees to furnish the required forms of evidence.

The undersigned vendor further understands that his/her bid shall be rejected as non-responsive if said contractor fails to comply with the requirements of N.J.S.A. 10:5-31 and N.J.A.C. 17:27.

COMPANY: BROYHILL EQUIPMENT LLC

SIGNATURE: 

PRINT NAME: TAMMY D STEEMKEN

TITLE: SENIOR VP OPERATIONS

DATE: 03/08/2023

Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)

**NEW JERSEY ANTI-DISCRIMINATION PROVISIONS
N.J.S.A. 10:2-1 ET SEQ.**

Pursuant to N.J.S.A. 10:2-1, if awarded a contract, the contractor agrees that:

- a. In the hiring of persons for the performance of work under this contract or any subcontract hereunder, or for the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under this contract, no contractor, nor any person acting on behalf of such contractor or subcontractor, shall, by reason of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex, discriminate against any person who is qualified and available to perform the work to which the employment relates;
- b. No contractor, subcontractor, nor any person on his behalf shall, in any manner, discriminate against or intimidate any employee engaged in the performance of work under this contract or any subcontract hereunder, or engaged in the procurement, manufacture, assembling or furnishing of any such materials, equipment, supplies or services to be acquired under such contract, on account of race, creed, color, national origin, ancestry, marital status, gender identity or expression, affectional or sexual orientation or sex;
- c. There may be deducted from the amount payable to the contractor by the contracting public agency, under this contract, a penalty of \$50.00 for each person for each calendar day during which such person is discriminated against or intimidated in violation of the provisions of the contract; and
- d. This contract may be canceled or terminated by the contracting public agency, and all money due or to become due hereunder may be forfeited, for any violation of this section of the contract occurring after notice to the contractor from the contracting public agency of any prior violation of this section of the contract.

(Include the following only for boards of education)

No provision in this section shall be construed to prevent a board of education from designating that a contract, subcontract or other means of procurement of goods, services, equipment or construction shall be awarded to a small business enterprise, minority business enterprise or a women's business enterprise pursuant to P.L.1985, c.490 (C.18A:18A-51 et seq.).

AMERICANS WITH DISABILITIES ACT OF 1990
Equal Opportunity for Individuals with Disability

The contractor and the owner do hereby agree that the provisions of Title 11 of the Americans with Disabilities Act of 1990 (the "Act") (42 U.S.C. 5121 01 et seq.), which prohibits discrimination on the basis of disability by public entities in all services, programs, and activities provided or made available by public entities, and the rules and regulations promulgated pursuant there unto, are made a part of this contract. In providing any aid, benefit, or service on behalf of the owner pursuant to this contract, the contractor agrees that the performance shall be in strict compliance with the Act. In the event that the contractor, its agents, servants, employees, or subcontractors violate or are alleged to have violated the Act during the performance of this contract, the contractor shall defend the owner in any action or administrative proceeding commenced pursuant to this Act. The contractor shall indemnify, protect, and save harmless the owner, its agents, servants, and employees from and against any and all suits, claims, losses, demands, or damages, of whatever kind or nature arising out of or claimed to arise out of the alleged violation. The contractor shall, at its own expense, appear, defend, and pay any and all charges for legal services and any and all costs and other expenses arising from such action or administrative proceeding or incurred in connection therewith. In any and all complaints brought pursuant to the owner's grievance procedure, the contractor agrees to abide by any decision of the owner which is rendered pursuant to said grievance procedure. If any action or administrative proceeding results in an award of damages against the owner, or if the owner incurs any expense to cure a violation of the ADA which has been brought pursuant to its grievance procedure, the contractor shall satisfy and discharge the same at its own expense.

The owner shall, as soon as practicable after a claim has been made against it, give written notice thereof to the contractor along with full and complete particulars of the claim, if any action or administrative proceeding is brought against the owner or any of its agents, servants, and employees, the owner shall expeditiously forward or have forwarded to the contractor every demand, complaint, notice, summons, pleading, or other process received by the owner or its representatives.

It is expressly agreed and understood that any approval by the owner of the services provided by the contractor pursuant to this contract will not relieve the contractor of the obligation to comply with the Act and to defend, indemnify, protect, and save harmless the owner pursuant to this paragraph.

It is further agreed and understood that the owner assumes no obligation to indemnify or save harmless the contractor, its agents, servants, employees and subcontractors for any claim which may arise out of their performance of this Agreement. Furthermore, the contractor expressly understands and agrees that the provisions of this indemnification clause shall in no way limit the contractor's obligations assumed in this Agreement, nor shall they be construed to relieve the contractor from any liability, nor preclude the owner from taking any other actions available to it under any other provisions of the Agreement or otherwise at law.

STOCKHOLDER DISCLOSURE CERTIFICATION
This Statement Shall Be Included with Bid Submission

Name of Business: BROYHILL EQUIPMENT LLC

I certify that the list below contains the names and home addresses of all stockholders holding 10% or more of the issued and outstanding stock of the undersigned. •

OR

I certify that no one stockholder owns 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business organization:

- | | | |
|---|---|--|
| ☐ Partnership | ☐ Corporation | ☐ Sole Proprietorship |
| ☐ Limited Partnership | ☒ Limited Liability Corporation | ☐ Limited Liability Partnership |
| ☐ Subchapter S Corporation | ☐ Non-Profit | |

Sign and notarize the form below, and, if necessary, complete the stockholder list below.

Stockholders:

Name: KMJ INVESTMENTS

Name: _____

Home Address: 1309 COFFEEN AVE

Home Address: _____

SHERIDAN WY 82801

Name: _____

Name: _____

Home Address: _____

Home Address: _____

Name: _____

Name: _____

Home Address: _____

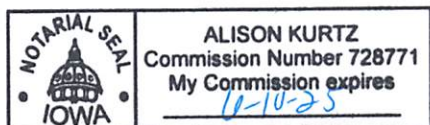
Home Address: _____

Subscribed and sworn before me this 8th day of March, 23.

(Notary Public)

Alison Kurtz

My Commission expires: 6-10-25



Tammy D Steemken
 (Affiant)

TAMMY D STEEMKEN SENIOR VP OPERATIONS
 (Print name & title of affiant)

(Corporate Seal)

NEW JERSEY DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES

CERTIFICATE OF REGISTRATION

KMJ INVESTMENTS BROYHILL EQUIPMENT LLC
0450862672

The above-named FOREIGN LIMITED LIABILITY COMPANY was duly filed in accordance with New Jersey State Law on 09/14/2022 and was assigned identification number 0450862672. Following are the articles that constitute its original certificate.

1. **Name:**
KMJ INVESTMENTS BROYHILL EQUIPMENT LLC
2. **Registered Agent:**
THE CORPORATION TRUST COMPANY
3. **Registered Office:**
820 BEAR TAVERN ROAD
WEST TRENTON, NEW JERSEY 08628
4. **Business Purpose:**
MANUFACTURER OF BROYHILL LOAD AND PACK AND SELLING TO NEW JERSEY GOVT ENTIES
5. **Incorporated Under the Laws of:**
WYOMING ON 04/04/2022
6. **Effective Date of this filing is:**
09/14/2022
7. **Main Business Address:**
ONE NORTH MARKET SQUARE
PO BOX 475
DAKOTA CITY, NEBRASKA 68731-0475

Signatures:

TAMMY D STEEMKEN
AUTHORIZED REPRESENTATIVE



Certificate Number : 4184221538

Verify this certificate online at

https://www1.state.nj.us/TYTR_StandingCert/JSP/Verify_Cert.jsp

IN TESTIMONY WHEREOF, I have
hereunto set my hand and
affixed my Official Seal
14th day of September, 2022

Elizabeth Maher Muoio
State Treasurer

**STATE OF NEW JERSEY
DEPARTMENT OF THE TREASURY
DIVISION OF REVENUE AND ENTERPRISE SERVICES**

SHORT FORM STANDING

**KMJ INVESTMENTS BROYHILL EQUIPMENT LLC
0450862672**

I, the Treasurer of the State of New Jersey, do hereby certify that the above-named Foreign Limited Liability Company was registered by this office on Wednesday, September 14, 2022.

As of the date of this certificate, said business continues as an active business in good standing in the State of New Jersey, and its Annual Reports are current.

I further certify that the registered agent and registered office are:

**THE CORPORATION TRUST COMPANY
820 BEAR TAVERN ROAD
WEST TRENTON, NEW JERSEY 08628**



*IN TESTIMONY WHEREOF, I have
hereunto set my hand and
affixed my Official Seal
14th day of September, 2022*

*Elizabeth Maher Muoio
State Treasurer*

*Certificate Number : 4184221478
Verify this certificate online at
https://www1.state.nj.us/TYTR_StandingCert/JSP/Verify_Cert.jsp*

CERTIFICATION OF PROHIBITED ACTIVITIES IN RUSSIA AND BELARUS & INVESTMENT ACTIVITIES IN IRAN PURSUANT TO P.L.2022, c.3

Part 1: Certification

COMPLETE PART 1 BY CHECKING ONE OF THE THREE BOXES BELOW

Pursuant to law, any person or entity that is a successful bidder or proposer, or otherwise proposes to enter into or renew a contract, for goods or services must complete the certification below prior to contract award to attest, under penalty of perjury, that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list or Chapter 25 list as a person or entity engaging in prohibited activities in Russia, Belarus or Iran. Before a contract for goods or services can be amended or extended, a person or entity must certify that neither the person or entity, nor any parent entity, subsidiary, or affiliate, is identified on the Department of Treasury's Russia-Belarus list. Both lists are found on Treasury's website at the following web addresses:

<https://www.nj.gov/treasury/administration/pdf/RussiaBelarusEntityList.pdf>
www.state.nj.us/treasury/purchase/pdf/Chapter25List.pdf.

As applicable to the type of contract, the above-referenced lists must be reviewed prior to completing the below certification.

A person or entity unable to make the certification must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran. The person or entity must cease engaging in any prohibited activities and provide an updated certification before the contract can be entered into.

If a vendor or contractor is found to be in violation of law, action may be taken as appropriate and as may be provided by law, rule, or contract, including but not limited to imposing sanctions, seeking compliance, recovering damages, declaring the party in default, and seeking debarment or suspension of the party.

CONTRACT AWARDS AND RENEWALS

☒

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate appears on the N.J. Department of Treasury's lists of entities engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3 or in investment activities in Iran pursuant to P.L. 2012, c. 25 ("Chapter 25 List"). I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

CONTRACT AMENDMENTS AND EXTENSIONS

☐

I certify, pursuant to law, that neither the person or entity listed above, nor any parent entity, subsidiary, or affiliate is listed on the N.J. Department of the Treasury's lists of entities determined to be engaged in prohibited activities in Russia or Belarus pursuant to P.L. 2022, c. 3. I further certify that I am the person listed above, or I am an officer or representative of the entity listed above and am authorized to make this certification on its behalf. (Skip Part 2 and sign and complete the Certification below.)

IF UNABLE TO CERTIFY

☐

I am unable to certify as above because the person or entity and/or a parent entity, subsidiary, or affiliate is listed on the Department's Russia-Belarus list and/or Chapter 25 Iran list. I will provide a detailed, accurate, and precise description of the activities as directed in Part 2 below, and sign and complete the Certification below. Failure to provide such will prevent the award of the contract to the person or entity, and appropriate penalties, fines, and/or sanctions will be assessed as provided by law.

Part 2: Additional Information

PLEASE PROVIDE FURTHER INFORMATION RELATED TO PROHIBITED ACTIVITIES IN RUSSIA OR BELARUS AND/OR INVESTMENT ACTIVITIES IN IRAN.

You must provide a detailed, accurate, and precise description of the activities of the person or entity, or of a parent entity, subsidiary, or affiliate, engaging in prohibited activities in Russia or Belarus and/or investment activities in Iran in the space below and, if needed, on additional sheets provided by you.

Part 3: Certification of True and Complete Information

I, being duly sworn upon my oath, hereby represent and state that the foregoing information and any attachments there, to the best of my knowledge, are true and complete. I attest that I am authorized to execute this certification on behalf of the above-referenced person or entity.

I acknowledge that the Borough of Middlesex is relying on the information contained herein and hereby acknowledge that I am under a continuing obligation from the date of this certification through the completion of any contracts with the Borough of Middlesex to notify the Borough of Middlesex in writing of any changes to the answers of information contained herein.

I acknowledge that I am aware that it is a criminal offense to make a false statement or misrepresentation in this certification. If I do so, I recognize that I am subject to criminal prosecution under the law and that it will also constitute a material breach of my agreement(s) with the Borough of Middlesex and that the at its option may declare any contract(s) resulting from this certification void and unenforceable.

Signature of Vendor's Authorized Representative

03/08/2023
Date

TAMMY D STEEMKEN SENIOR VP OPERATIONS
Print Name and Title of Vendor's Authorized Representative
BROYHILL EQUIPMENT LLC

402-987-3412

Vendor Name

Vendor Phone Number

ONE NORTH MARKET SQUARE

N/A

Vendor Address (Street Address)

Vendor Fax Number

DAKOTA CITY NE 68731-0475

TAMMY.STEEMKEN@BROYHILL.COM

Vendor Address (City/State/Zip Code)

Vendor Email Address for Authorized Representative

¹ Engaged in prohibited activities in Russia or Belarus" means (1) companies in which the Government of Russia or Belarus has any direct equity share; (2) having any business operations commencing after the effective date of this act that involve contracts with or the provision of goods or services to the Government of Russia or Belarus; (3) being headquartered in Russia or having its principal place of business in Russia or Belarus, or (4) supporting, assisting, or facilitating the Government of Russia or Belarus in their campaigns to invade the sovereign country of Ukraine, either through in-kind support or for profit.

NON-COLLUSION AFFIDAVIT

State of Iowa
 County of Woodbury

ss:

I, TAMMY D. STEEMKEN residing in NORTH SIOUX CITY
 (name of affiant) (name of municipality)

in the County of UNION and State of SOUTH DAKOTA of full age,
 being duly sworn according to law on my oath depose and say that:

I am SENIOR VP OPERATIONS of the firm of BROYHILL EQUIPMENT LLC
 (Title or position) (Name of firm)

the bidder making this Proposal for the bid
BID - ONE-MAN REFUSE COLLECTION
 entitled SYSTEM VEHICLE, and that I executed the said proposal with
 (title of bid proposal)

full authority to do so that said bidder has not, directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above-named project; and that all statements contained in said proposal and in this affidavit are true and correct, and made with full knowledge that the City of Asbury Park relies upon the truth of the statements contained in said Proposal and in the statements contained in this affidavit in awarding the contract for the said project.

I further warrant that no person or selling agency has been employed or retained to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, except bona fide employees or bona fide established commercial or selling agencies maintained by BROYHILL EQUIPMENT LLC.

Subscribed and sworn to

before me this day

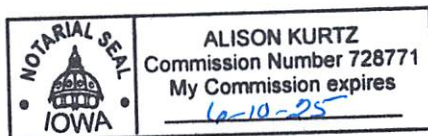
March 8, 20 23
Alison Kurtz
 Notary public of Iowa

[Signature]
 Signature

TAMMY D STEEMKEN
 (Type or print name of affiant under signature)

My Commission expires 6-10-25

(Seal)



Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)

Specifications

Acquisition & Delivery of One (1) Model Year 2023 or Newer, One-Man Refuse Collection System Vehicle

1.0 Purpose & Intent of the Contract

- 1.1 The unit described in this specification shall be a new model, current year and of the latest manufactured design and production. The unit shall be supplied complete, serviced and ready for work upon arrival in the City of Asbury Park, NJ. The intent of the specifications is to describe the minimum requirements and standard for a One-Man Refuse Collection System machine, with a nine and one-half (9.5 CY) cubic yard capacity self-dumping compactor box container.
- 1.2 Any additions, deletions or variations from the following specifications shall be stated by the bidder at the time of the submission of the bid proposal, otherwise the City shall assume that the specifications have been fully met and that the unit that is being delivered is in full compliance. If said vehicle is delivered and it is found that there are deviations that have not been previously indicated the vehicle shall be rejected and returned to the vendor at their sole expense.
- 1.3 Example:
 - 1.3.1 Load-and-Pack: Model Year: 2023 or newer, Make: Broyhill Company, Model: #TD 3.6 with a 9.5 CY self-dumping compactor box container with required hydraulics
- 1.4 Any example indicated above is solely listed to show the type and class of equipment desired by the City of Asbury Park. Bidders are cautioned to read the specifications carefully, as there may be special requirements not commonly offered by the equipment manufacturer. Bidders shall not assume that their standard equipment or models shall meet all the details outlined in the technical specifications, merely because it is listed as an example. Each bidder is further cautioned that any unit that is delivered to the City, which fails to fully meet the specifications in every aspect, unless prior written approval has been granted by the City's Purchasing Agent, shall not be accepted and shall be returned to the bidder at their own expense.
- 1.5 Any exceptions to the written specifications shall be noted on the lines provided titled "Exception(s)".
- 1.6 The specifications shall be regarded as a minimum. Bidders shall be required to furnish One (1) Set of Descriptive Literature, Complete Specifications and all other necessary data on the equipment that is being proposed to be furnished to the City.

Exception(s): _____

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.1 Engine, Transmission/Dual Hydraulic Pumps

- 2.1.1 Engine: 74 HP Duetz Tier IV Final 3.6 Liter
- 2.1.2 Cylinder: 4 Cylinder
- 2.1.3 Horsepower (rpm): Minimum of 74 hp
- 2.1.4 Battery (CCA): Minimum of 750 CCA @ 0 F, heavy duty
- 2.1.5 Alternator (amps): Maximum capacity – 95 amps and/or equal
- 2.1.6 Emission Certifications: CARB, EEC & EPA
- 2.1.7 Fuel Tank: Minimum of 32 gallons
- 2.1.8 Fuels Types: No. 1, No. 2 or DF-1, DF-2, Low Sulfur
- 2.1.9 Coolant Capacitoolaty: Minimum of 4.5 gallons, (shipped ½ permanent anti-freeze & ½ water) with an overflow reservoir
- 2.1.10 Radiator & Hydraulic Heat Exchanger: Shall be supplied with a pivot design, for easy servicing and cleaning.
- 2.1.11 Transmission/Dual Hydraulic Pumps
 - 2.1.11.1 Transmission: Saur Danfoss and/or approved equal tandem hydrostatic, Hayes gear pump and/or approved equal pump drive, variable displacement pumps & fixed displacement Charlynn/Eaton Hydraulic and/or approved equal motors.
 - 2.1.11.2 Hydraulic Oil: Mobil DTE25 and/or approved equal, approximately thirty (30) gallon capacity.
 - 2.1.11.3 Hydraulic Filter System: Minimum of five (05) micron absolute rating on the charge pump filter and a ten (10) micron absolute rating on the return filter.
- 2.1.12 Differential/Axle: Dana Corporation and/or approved equal, front and rear, 70 series axle (front shall be supplied with Limited Slip for extra traction).
- 2.1.13 Hydraulics: The required hoses shall be protected by utilizing hoses with super-tough abrasion resistant cover. Prince Hydraulics and/or approved equal cylinders with heavy duty seals.
- 2.1.14 Extra Set of Filters: A complete set of extra filters shall be supplied with the vehicle.

Exception(s): _____

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.2 General Requirements

- 2.2.1 Wheelbase, (inch): Minimum of 108" inches
- 2.2.2 Turning Radius: Maximum of 42' feet and 1" inch O.D. with mirrors and 36 x 13.50-15 tires
- 2.2.3 Length, Overall
 - 2.2.3.1 Maximum of 21' feet with the box & arm down
 - 2.2.3.2 Maximum of 16' feet & 6" inches without the box & arm down
- 2.2.4 Width, with Mirrors: Maximum of 6' feet & 9" inches (8' foot with the mirrors)
- 2.2.5 Weight (lbs.)
 - 2.2.5.1 Basic Unit, (lbs.): Maximum of 7,300 lbs.
 - 2.2.5.2 No. 9.5 Box Container, (lbs.): Maximum of 2,150 lbs.
 - 2.2.5.3 Empty Total, (lbs.): Maximum of 9,450 lbs. (with compactor box)
 - 2.2.5.4 Gross, (lbs.): Maximum of 12,900 lbs.
- 2.2.6 Height, (inch)
 - 2.2.6.1 Maximum of 110" inches with the box in the open position
 - 2.2.6.2 Maximum of 133" inches with the windscreen in compacted position
 - 2.2.6.3 Maximum of 144" inches with the lift arm in the top position
- 2.2.7 9.5 Self-Dumping Box Container with Hydraulics
 - 2.2.7.1 Rear Dump, (lbs.): Maximum of 2,150 lbs.
 - 2.2.7.2 Self-Dumping, (lbs.): Maximum of 2,450 lbs.
 - 2.2.7.3 Capacity, (lbs.): Maximum of nine & a half (09.5) cubic yards (38 CY compacted)
 - 2.2.7.4 Length, Overall, (inch): Maximum of 124" inches
 - 2.2.7.5 Width, (inch): Maximum of 81" inches (87" inch pin width)
 - 2.2.7.6 Height, (inch): Maximum of 67' inches
 - 2.2.7.7 Shovel Holders: Shall be provided

Exception(s): _____

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.3 Loading Arm Capacity

2.3.1 Lift Arm: Standard lift arm that will grip and lift twenty-six (26) to ninety (90+) gallon containers, weighing up to five-hundred (500 lbs.) pounds and added steel thickness to reduce flex. The lift arm shall be constructed in such a manner so that no damage to the containers can be made when they are being lifted, regardless of the materials contained therein.

2.3.2 Cycle Time: Minimum of five (05) seconds (approximately)

Exception(s): _____

2.4 Compaction Time

2.4.1 Cycle Time: Minimum of fifteen (15) second cycle time, 4-to-1 density

Exception(s): _____

2.5 Heavy Duty Wheels & Tires

2.5.1 Wheels: Heavy duty wheels, four (04), eight (08) holes on 6.5 B.C. (5/8" inches, 90 degree lug nut). Rod reinforced.

2.5.2 Tires: Four (04), 36 x 13.50-15 NHS, Titan high flotation, All-terrain and/or approved equal.

2.5.3 Type: High flotation, all terrain type

2.5.4 Receiver Hitch: Shall be supplied on the front, for emergency towing purposes only.

2.5.5 Spare Wheel & Tire: One (01), 36 x 13.50-15 NHS, All-terrain and/or approved equal

Exception(s): _____

2.6 Braking System

2.6.1 Service Brake: Hydrostatic

2.6.2 Parking & Emergency Brake: Ausco and/or approved equal hydraulic release fail safe with manual activator in the cab (four (04) wheel)

2.6.3 Hand auxiliary emergency brake

Exception(s): _____

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.7 Steering System

- 2.7.1 Steering: Articulation pivot, full load sensitive Char-lynn and/or approved equal. A tilt steering wheel with a minimum of five (05) positions.

Exception(s): _____

2.8 Articulation Joint

- 2.8.1 Articulation Joint: Shall be sealed spherical bearing type.

Exception(s): _____

2.9 Air Ride Cab Equipment, Lights & Misc. Items

- 2.9.1 Instruments: In a centralized engine control panel to include the following: volt gauge, oil pressure gauge, water temperature gauge, fuel gauge, electronic tachometer & hour meter. Hydraulic oil temperature gauge, hydrostatic charge pump pressure gauge, driving horn button, turn signal, flashers and neutral start switch. Cab & lockable door made from galvanized steel. Light switches, Head, Work and Strobe lights, 12-volt power outlet shall be provided. Receiver hitch on the vehicle front for emergency towing purposes. The vehicles speed: up to 20 mph for off-road use.

2.9.2 Lights:

- 2.9.2.1 Two (02) high-low beam LED headlights
- 2.9.2.2 Two (02) LED mounted spotlights, one (01) to illuminate the articulated arm & one (01) to illuminate the rear of the vehicle
- 2.9.2.3 Dual combination stop & two (02) LED taillights
- 2.9.2.4 Turning signals with four (04) hazard flashers
- 2.9.2.5 LED backup lights
- 2.9.2.6 One (01) dome light
- 2.9.2.7 Lighted instrument panel/gauges

- 2.9.3 Cameras: Four-way (04) video cameras (back & sides) shall be provided.

- 2.9.4 Warning Lights: Shall be mounted on the upper most feasible point on the body for a 360-degree visibility, amber strobe. (Make: Piranha LED Amber Strobe; Model 791A. The light shall be mounted on the cab with a limb guard.)

- 2.9.5 I.C.C. Lights & Reflectors: Shall be supplied as required

Note: It is the City's intention to standardize the make and model of warning lights that are currently being utilized on all City vehicles, thus making it possible to stock the required replacement parts & bulbs.

- 2.9.6 Backup Horn/Alarm System: Automatic 12V, minimum of 125 dB.

- 2.9.7 Exterior Mirrors: Auto safety glass

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.9 Cab Equipment, Lights & Misc. Items (Continued)

- 2.9.8 Windshield Wipers & Washer: Electric, two (02) speed wipers and windshield washer shall be provided.
- 2.9.9 Windows
 - 2.9.9.1 Glass: Tinted Solar-Ray and/or approved equal
 - 2.9.9.2 Windshield Glass: Shall be safety plate glass, tinted
 - 2.9.9.3 Other Windows: Minimum shall be standard safety glass, tinted
- 2.9.10 Controls
 - 2.9.10.1 Control Valves
 - 2.9.10.1.1 Grip-Lift: To clamp refuse container for lifting & transporting the refuse container to the dump position.
 - 2.9.10.1.3 Crush: To crush refuse downward in the box
 - 2.9.10.1.4 Tilt: To separate the box from the vehicle
 - 2.9.10.1.5 Compact: To compress refuse in the box
 - 2.9.10.1.6 Open-Close: to open and close the self-dump box
 - 2.9.10.1.7 Auxiliary Hydraulic Bank: To operate the self-dumping compactor box
 - 2.9.10.2 Ignition Switch: Shall be provided
 - 2.9.10.3 Hand Throttle: Shall be provided
 - 2.9.10.4 Fail Safe Brake Valve: Shall be provided
 - 2.9.10.5 Foot Treadle, Hydrostatic Directional & Service Brake: Shall be provided
 - 2.9.10.6 Light Switches, Head, Work & Strobe Light: Shall be provided
- 2.9.11 Driver's Seat: Shall be an Air Ride. Air cushioned seat with weight adjustment for the operator
- 2.9.12 Steering Wheel: Articulation pivot, full load sensitive Char-lynn hydraulics, five (05) position tilt steering wheel
- 2.9.13 Seat Belt: Shall be provided

2.0 Specifications for the One-Man Refuse Collection System Vehicle (Continued)

2.9 Cab Equipment, Lights & Misc. Items (Continued)

- 2.9.14 Cab Door: One (01) galvanized steel door with a keyed lock
- 2.9.15 Heater, Defroster & Air Conditioner: Shall be provided
- 2.9.16 Cab Fan: Shall be provided
- 2.9.17 Mud Flaps: Shall be provided on front wheels
- 2.9.18 Raptor Coating: Shall be provided on the inside, the cab floor, under the cab and on the fenders
- 2.9.19 Automotive Sealer: Shall be supplied on the cab roof & bolts
- 2.9.20 On-Board air compressor fan for the air bags that are located under the Air Ride Cab
- 2.9.21 Ignition Switch: To be provided
- 2.9.22 Green neutral light, cup holder, hand throttle and a low hydraulic oil buzzer shall all be provided
- 2.9.23 EPA Spill Kit: To be provided
- 2.9.24 Cab Step: Shall be provided

Exception(s): _____

2.10 Paint & Exterior Finish

- 2.10.1 Exterior of the Body: Shall be primed and painted the following finish color: Powder coat & 2-part Industrial Yellow polyurethane.
- 2.10.2 Interior of the Cab: Shall be partially Yellow vinyl and/or approved equal with sound guard foam and Raptor Black.
- 2.10.3 Exterior of the Container Box: Shall be primed and painted the following finish color: White

Exception(s): _____

2.11 Parts & Operator's Manuals

- 2.11.1 One (01) each, Parts Manual shall be provided
- 2.11.2 One (01) each, Operators Manual shall be provided
- 2.11.3 One (01) each, Service Manual shall be provided

Exception(s): _____

4.0 Warranty

- 4.1 A Warranty shall be supplied from manufacturer of each unit in the amount of one-hundred (100%) percent on all parts and labor. **A copy of the manufacturers proposed warranty shall be provided with the bid package.**

4.1.1 Warranty on the Body: manufacturer's warranty for a minimum of one (1) year, if the required period maintenance is followed.

Note: Failure to provide sample copies of said certificates of warranty with the bid package shall be just cause for rejection of the bid by the City.

Exception(s): WARRANTY IS VOID IF PERIODIC MAINTENANCE IS NOT FOLLOWED.

5.0 Governmental & Contractual References

- 5.1 All bidders shall be required to complete the reference forms in full that have been provided in this bid package concerning governmental and/or contractual references.
- 5.2 It is the City's intention to receive references on the make and model of the One-Man Refuse Collection System Vehicle that is being supplied by the bidder and/or the manufacturer. All references shall be of the same make and model as the unit that is being proposed in this bid. The City shall not accept references on other makes and models other than those that are being proposed in the bid package.
- 5.3 It is the City's intention to utilize the references as part of the bid review process in the determination of the lowest responsible bidder. Additionally, the references will assist the City in determining the reliability of the proposed One-Man Refuse Collection System Vehicle.

Exception(s): _____

6.0 Delivery

- 6.1 The vehicle specified shall be delivered within a maximum of **ninety (90) days** after the receipt of a City's Purchase Order (PO).

Exception(s): DELIVERY ESTIMATED AT 90 - 150 DAYS FROM RECEIPT OF ORDER

Bid Proposal Form**Acquisition & Delivery of One (1), Model Year 2023 or Newer, One-Man Refuse Collection System Vehicle**

**City of Asbury Park
One Municipal Plaza
Asbury Park, NJ 07712**

In accordance with your Notice to Bidders, the Bid Proposal, General Instructions, Conditions and Specifications, we wish to quote the following:

<u>Item</u>	<u>Description</u>	<u>Qty.</u>	<u>Unit Price</u>	<u>Total Price</u>
1.	Model Year 2023 or Newer, One-Man Refuse Collection System Vehicle & 9.5 CY Self Dumping Compactor Box Container	1 each	\$ 242,922.70	\$ 242,922.70
Total Base Bid.....				\$ 242,922.70

Delivery: The above proposed One-Man Refuse Collection System Vehicles shall be delivered within approximately 90-150 days after the receipt of a City Purchase Order.

Company/Firm/Individual Name: BROYHILL EQUIPMENT LLC

Business Address: ONE NORTH MARKET SQUARE PO BOX 475 DAKOTA CITY NE 68731-0475

Submitted By: TAMMY D STEEMKEN
(Please Print or Type)

Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)



LOAD AND PACK WARRANTY
EFFECTIVE JANUARY 1, 2023
*** *Must Read* ***



Follow Broyhill's Preventative Maintenance Program to Retain Warranty Coverage.

Load and Pack Warranty

"Our Preventive Maintenance Program must be implemented for Warranty Coverage."

Reduce Work Comp - Save Time - Cut Costs - One Operator

Load and Pack vehicles and boxes are warranted for one (1) year or 740 vehicle hours, whichever comes first, against defects in materials and workmanship. All other outsourced parts used in the assembly of Broyhill's Load and Pack will be covered by the manufacturer's warranty and labor policy. It is at Broyhill's discretion only to get involved in the component manufacturer's warranty policies.

WARRANTY IS LIMITED TO REPAIR OR REPLACEMENT OF THE PART AFTER FACTORY APPROVAL FOLLOWING FACTORY INSPECTION TO DETERMINE CAUSE OF DEFECT. The loss from or cleanup of fluids from the components is not covered by warranty. **PHOTOS OR WARRANTY PARTS MUST ACCOMPANY THE WARRANTY CLAIM.** Labor charges should be sought from that particular manufacturer.

Expenses, inconveniences, or other damages that may occur are not subject to warranty consideration. The salesperson may have made statements about Broyhill products described in this warranty provision and these statements do not constitute warranties, shall not be relied upon by buyer, and are not part of the warranty provision. The entire limited warranty is embodied in this writing. **BROYHILL NEITHER ASSUMES NOR AUTHORIZES ANY PERSON TO ASSUME FOR IT ANY OTHER LIABILITY IN CONNECTION WITH ITS EQUIPMENT.**

Warranty parts or products reported within the warranty period must be returned to the factory transportation prepaid; they will be returned transportation prepaid; or digital photo must be emailed to tammy.steemken@broyhill.com to determine if return is necessary. Parts furnished to Broyhill by other manufacturers for resale or assembly by the Company are subject to the warranty of that manufacturer. Warranty claims will be processed by Broyhill under that supplier company's warranty when returned to Broyhill transportation prepaid.

Note: some states do not allow limitations on how long an implied warranty lasts, nor do they allow the exclusion or limitation of incidental or consequential damages, so the above limitations or exclusions may not apply to you. This warranty gives you specific legal rights and you may also have other rights, which vary from state to state. Warranty labor will be included on the Broyhill manufactured portion and parts only.

LABOR:

THIS WILL INCLUDE ANY IMPROPER ASSEMBLY, WELDS, FABRICATION OF BROYHILL MANUFACTURED PARTS BUT NOT NORMAL NON-WARRANTED ITEMS OR ABUSED PARTS (I.E.; LABOR ON SUPPLIER PORTION AND PARTS, TRAVEL TIME, BELTS, STANDARD WEAR PARTS, CHAINS, SPROCKETS, CLUTCHES, ETC.). THIS IS AT A MAXIMUM RATE OF UP TO \$100.00 PER HOUR (DEALER OR MUNICIPAL PROVEN RATE) WITH THE FACTORY CALCULATED TIMES FOR DOING WARRANTY PROCEDURES. (CONTINUED ON BACK OR NEXT PAGE)

(Continued)

Warranty labor is excluded on items and parts not manufactured, assembled but used by Broyhill (such as travel, pumps, engines, drive trains, axles, hydraulic components, tires, hoses, etc.) but are manufactured and warranted for the industry by the allied component manufacturers.

ALL WARRANTY WORK MUST BE PRE-APPROVED BY BROYHILL FOR ANY CREDIT TO APPLY. ALL WARRANTY WORK DONE PRIOR TO APPROVAL (EITHER IN WRITING OR BY EMAIL) WILL NOT BE COVERED.

AT NO TIME WILL ANY EQUIPMENT WARRANTY TOTAL IN THE WARRANTY YEAR EXCEED MORE THAN 8% OF THE NET VALUE OF THE EQUIPMENT IN QUESTION - FIGURED UNDER OR BY BROYHILL PROCEDURES.

Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)

Statement of Authority**Acquisition & Delivery of One (1), Model Year 2023 or Newer, One-Man Refuse Collection System Vehicle**

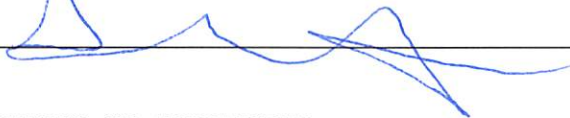
**City of Asbury Park
One Municipal Plaza
Asbury Park, NJ 07712**

The undersigned declares that they have read the Notice, Instructions, Affidavits and Scope of Services attached, and that they have determined the conditions affecting the proposal and agrees, if this proposal is accepted, to provide the materials and services described herein for the following: **Acquisition & Delivery of One (1), Model Year 2023 or Newer, One-Man Refuse Collection System Vehicle**

Company/Firm/Individual Name: BROYHILL EQUIPMENT LLC

Business Address: ONE NORTH MARKET SQUARE PO BOX 475 DAKOTA CITY NE 68731-0475

Submitted By: TAMMY D STEEMKEN
(Please Print or Type)

Signature: 

Title: SENIOR VP OPERATIONS

Telephone #: 402-987-3412 X 132 Fax #: N/A

E-Mail Address: TAMMY.STEEMKEN@GMAIL.COM

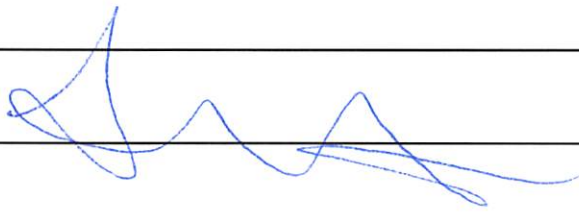
Taxpayer Identification (TIN) #: 88-1980046

Dated: 03 / 08 /2023

Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)

General Contract Vendor InformationCompany/Firm/Individual Name: BROYHILL EQUIPMENT LLCBusiness Address: ONE NORTH MARKET SQUARE PO BOX 475 DAKOTA CITY NE 68731-0475Contact Person: TAMMY D STEEMKENTelephone#: 402-987-3412 X 132Fax #: N/AE-Mail Address: TAMMY.STEEMKEN@BROYHILL.COMWebsite Address: WWW.BROYHILL.COMFederal ID: 88-1980046

Make/Model of the One-Man Refuse Collection System Vehicle that your Company represents:

BROYHILL LOAD AND PACK MODEL TD3.6Signature:  Dated: 03 / 08 / 2023

One-Man Refuse Collection System Vehicle General Data Information Sheet**I. Each bidder shall be required to complete the following information and return this Data Information Sheet with their bid package for the City's review and informational purposes.**

1. One-Man Refuse Collection System Vehicle Make: 2023 TD3.6
2. Model Number: BROYHILL LOAD AND PACK BMC-LPTD3.6
3. Engine, CID: 214 APPX No. of Cylinders: 4
4. Engine, HP: 74
5. Engine, RPM: 2200 TO 2500
6. Engine, Make: DEUTZ IV FINAL Model: TD3.6L4
7. Transmission Type: SAUER DANFOSS Speeds: 30 GALLON PER MINUTE
8. Service Brake System, Type: HYDROSTATIC
9. Steering, Type: ARTICULATION PIVOT
10. Wheelbase: 108"
11. Total Vehicle Length: 19" 6"
12. Empty Vehicle Weight: 7300#
13. Electrical System, Volts: 12 VOLT
14. Alternator, Amps: 95
15. Exterior Paint, Color: YELLOW Type: POLYURETHANE 2PART
16. Warning Light (Strobe), Make: PIRANHA LED STROBE Model: 791A
17. Factory Warranty, Years/Hours: 1 YEAR OR 740 VEHICLE HOURS
18. Model No. of the Box Container that is being provided: 9.5CU YARD SELF DUMP (47206)
19. Nearest Manufacturer Authorized Service Facility that is owned and operated by the bidder from Asbury Park, NJ: EST 40 approximate miles.

Required Reference Listing of Customers

1. Name of Governmental/Contractual Agency: City of Ocean City
 Business Address: 115 12th street Ocean City NJ 08226
 Telephone #: 609.525.9168
 Fax #: 609.513.6447
 E-Mail Address: mrossbach@ocnj.us
 Contact Person: Andy Kuperstein
 Make, Model & Year of the One-Man Refuse Collection System Vehicle that was supplied:
2023 Broyhill Load and Pack BMC-LPTD3.6
 Number of Load-and-Packs that were purchased: 1
2. Name of Governmental/Contractual Agency: City of St Paul
 Business Address: 1100 N Hamline Ave St Paul MN 55108
 Telephone #: 651.632.2425
 Fax #: 651.632.5115
 E-Mail Address: nick.schiller@ci.stpaul.mn.us
 Contact Person: Nick Schiller
 Make, Model & Year of the One-Man Refuse Collection System Vehicle that was supplied:
2022 Broyhill Load and Pack LPTD3.6
 Number of Load-and-Packs that were purchased: 1
3. Name of Governmental/Contractual Agency: Harrison County
 Business Address: 842 Commerce Street Gulfport MS 39507
 Telephone #: 228-896-0055
 Fax #: 228-896-0059
 E-Mail Address: cloftis@harrison.ms.us
 Contact Person: Chuck Loftis
 Make, Model & Year of the One-Man Refuse Collection System Vehicle that was supplied:
2018 Broyhill Load and Pack BMC-LP74DLX
 Number of Load-and-Packs that were purchased: 1



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name: THE BROYHILL MANUFACTURING COMPANY

Trade Name:

Address: PO BOX 475
DAKOTA CITY, NE 68731-0475

Certificate Number: 1448162

Effective Date: November 07, 2008

Date of Issuance: March 14, 2023

For Office Use Only:

20230314124115587

Attachment: BROYHILL EQUIPMENT PROPOSAL 3.14.23 (2023-172 : Awarding Bid for One-Man Refuse Collection System Vehicle)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-173

Resolution approving change order #1 for Memorial Drive Improvements Project in the amount of \$0.00



RESOLUTION NO. 2023-173

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

RESOLUTION APPROVING CHANGE ORDER #1 FOR MEMORIAL DRIVE IMPROVEMENTS PROJECT

WHEREAS, the City Council of Asbury Park awarded a contract to Lucas Brothers Inc. on November 22, 2022 for Memorial Drive Improvements Project via Resolution #2022-464; and

WHEREAS, the original contract amount approved by the City Council was in the sum of three million eight hundred twenty-one thousand eight hundred twenty-one dollars (\$3,821,821.00); and

WHEREAS, the City Engineer is requesting Change Order #1 in the amount of \$0.00; and

WHEREAS, Change Order #1 reflects additions and reductions to as-built quantities resulting in a zero (\$0.00) dollar net change to the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available in C-09-17-906-000-902 and C-09-17-906-000-903 within the Capital Fund and the maximum dollar value of the pending change orders is as set forth in this resolution; and

WHEREAS, said certification has designated specifically the line-item appropriation(s) of the official budget to which the contract will be officially charged.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Asbury park, County of Mayor and State of New Jersey that this Change Order 1 shall not exceed zero dollars and zero cents (\$0.00).

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute Change Order Number 1 on behalf of the Governing Body.

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

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.

BE IT FURTHER RESOLVED that a copy of this Resolution be provided the CFO, Lucas Brothers Inc., City Engineer and City Manager.

I, LISA ESPOSITO, 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. 2023-173 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK

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

SHEET NO. 1 OF 2
PROJECT NO. ASPK-00772

CHANGE ORDER NO. 1

DATE: March 8, 2023

PROJECT: Memorial Drive Improvements

OWNER: City of Asbury Park

CONTRACTOR: Lucas Brothers, Inc.

DESCRIPTION OF CHANGE:

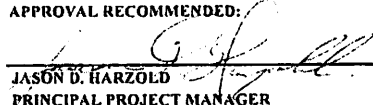
REDUCTIONS:

Various items are reduced to reflect current as-built quantities.

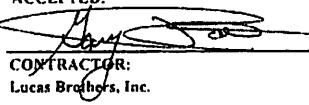
EXTRA:SUPPLEMENTARY:

- S-1 Installation of Sanitary Sewer Main - Ridge Avenue (Washington to Summerfield)
S-2 Memorial Drive - Emergency Storm Pipe/Sinkhole Repair @ Fifth
S-3 Jet Vac 16" East Sanitary Line - TV Line, Jet Vac Sanitary Main at Center of Memorial Drive

APPROVAL RECOMMENDED:


JASON D. HARZOLD
PRINCIPAL PROJECT MANAGER

ACCEPTED:


CONTRACTOR:
Lucas Brothers, Inc.

OWNER'S
APPROVALS:

NOTE: All work to be done
according to Contract
Specifications.

SEE ATTACHED DETAIL	ADDITIONAL	REDUCTION
A. TOTAL REDUCTIONS THIS C.O.	XXXXXXXXXX	\$125,481.25
B. TOTAL EXTRAS THIS C.O.	\$0.00	XXXXXXXXXX
C. TOTAL SUPPLEMENTARY THIS C.O.	\$125,481.25	XXXXXXXXXX
TOTALS THIS C.O.	\$125,481.25	\$125,481.25
NET CHANGE THIS CHANGE ORDER	\$0.00	\$0.00
PREVIOUS CHANGE ORDERS	\$0.00	\$0.00
TOTAL CHANGE ORDERS TO DATE	\$125,481.25	\$125,481.25
NET CHANGE IN CONTRACT	\$0.00	\$0.00

ORIGINAL CONTRACT BID PRICE

\$3,809,821.00

CHANGE ORDERS TO DATE

0.00%

\$0.00

REVISED CONTRACT PRICE

\$3,809,821.00

Attachment: LUCAS BROTHERS CHANGE ORDER 1 (2023-173 : Change Order #1 for Memorial Drive Improvement Project)

CHANGE ORDER NO. 1

SHEET NO. 2 OF 2
PROJECT NO. ASPK-00772

PROJECT: Memorial Drive Improvements

OWNER: City of Asbury Park

CONTRACTOR: Lucas Brothers, Inc.

ITEM NO.	DESCRIPTION	QUANTITY	UNIT PRICE	AMOUNT
2	Silt Fence (If & Where Directed)	25.00 LF	\$0.01	\$0.25
7	Construction Signs	1.00 SF	\$15.00	\$15.00
8	Police Traffic Directors (If & Where Directed)	1201.50 HR	\$75.00	\$90,112.50
15	Polymerized Joint Adhesive	50.00 LF	\$0.01	\$0.50
36	12" Polyvinyl Chloride Sewer Pipe	202.00 LF	\$175.00	\$35,350.00
55	Traffic Signal Cable, 3 Conductor	1.00 LF	\$3.00	\$3.00

A. TOTAL REDUCTIONS \$125,481.25

E X T R A				\$0.00
				\$0.00

B. TOTAL EXTRA \$0.00

S U P P L E M E N T A R Y	S-1	Installation of Sanitary Sewer Main - Ridge Avenue (Washington to Summerfield)	1.00 LS	\$86,534.40	\$86,534.40
	S-2	Memorial Drive - Emergency Storm Pipe/Sinkhole Repair @ Fifth	1.00 LS	\$8,696.85	\$8,696.85
	S-3	Jet Vac 16" East Sanitary Line - TV Line, Jet Vac Sanitary Main at Center of Memorial Drive	1.00 LS	\$30,250.00	\$30,250.00

C. TOTAL SUPPLEMENTARY \$125,481.25

Attachment: LUCAS BROTHERS CHANGE ORDER 1 (2023-173 : Change Order #1 for Memorial Drive Improvement Project)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-174

Resolution identifying the 2023 Menu Items as per the Subsequent Developers Agreement with Madison Retail LLC and Asbury Partners



RESOLUTION NO. 2023-174

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

RESOLUTION IDENTIFYING OF MENU ITEMS AS PER THE SUBSEQUENT DEVELOPER AGREEMENT BETWEEN THE CITY OF ASBURY PARK, MADISON ASBURY RETAIL LLC, AND ASBURY PARTNERS

WHEREAS, Section 4.01(I) of the Subsequent Developer Agreement (SDA) between the City of Asbury Park, Madison Asbury Retail LLC and Asbury Partners authorizes funding for the City for Menu Items; and

WHEREAS, as per the SDA the City shall pass a Resolution to identify Menu Items; and

WHEREAS, the City of Asbury Park hereby identifies the Menu Items and their approximate amounts as follows:

- \$10,000 for the purchase of (1) 3rd Avenue Ticket Booth
- \$35,000 for the purchase of (1) Kubota, Polaris, or Equal Liter retriever
- \$30,000 for the purchase of (2) Three-Seat ATVs
- \$15,000 for the purchase of (10) Lifeguard Benches
- \$10,000 for the purchase of Water Usage for Public Restrooms Shower Stations

WHEREAS, the City Manager shall provide Madison Asbury Retail LLC with the specifications of these items for purchases.

I, LISA ESPOSITO, 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. 2023-174 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK

Menu Items 2023

<u>Item</u>	<u>Units</u>	<u>Unit Cost</u>	<u>Total</u>
3 rd Avenue Ticket Booth	1	\$10,000	\$10,000
Kubota, Polaris, or Equal Liter retriever	1	\$35,000	\$35,000
Three-Seat ATV	2	\$15,000	\$30,000
Lifeguard Benches	10	\$1,500	\$15,000
Water Usage for Public Restrooms Shower Stations	1	\$10,000	\$10,000
		TOTAL	\$100,000



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-175

Authorizing a professional services contract to CDM Smith to perform Special Project Engineering Services related to the Wastewater Treatment Plant Assistance and Various Design Improvements in the amount of \$50,000.00 utilizing ARP Funds.



RESOLUTION NO. 2023-175

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

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT TO CDM SMITH FOR WASTEWATER TREATMENT PLANT ASSISTANCE AND VARIOUS DESIGN IMPROVEMENTS

WHEREAS, the City Council of Asbury Park awarded the Firm of CDM Smith, Inc. to perform Special Project Engineering Services on January 1, 2023 via Resolution #2023-51; and

WHEREAS, on March 14, 2023 the City of Asbury Park received a proposal to provide Special Project Engineering Services related to the Wastewater Treatment Plant Assistance and Various Design Improvements from CDM Smith; and

WHEREAS, the not-to-exceed cost for the Special Project Engineering services shall not exceed \$50,000.00; and

WHEREAS, the Chief Financial Officer has certified that funds will be available in the American Rescue Plan Account 3-07-55-527-000-000; and the maximum dollar value of the contract is as set forth in the resolution; and

WHEREAS, the City Manager is hereby authorized to sign any contracts or documents associated with this activity.

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, awards CDM Smith for the Special Project Engineering Services related to the Wastewater Treatment Plant Assistance and Various Design Improvements in a not-to-exceed amount of \$50,000.00.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the CFO, Director of Capital Projects and Public Facilities, City Special Project Engineer, City Manager and Director of Purchasing.

I, LISA ESPOSITO, 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. 2023-175 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



110 Fieldcrest Ave, #8
Edison, New Jersey 08837

March 14, 2023

Ms. Donna M. Vieiro
City Manager
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712

Subject: Special Projects Engineer
Wastewater Treatment Plant Assistance and Various Design Improvements

Dear Ms. Vieiro,

As requested, please find Task Order No. 1 in accordance with our 2023 appointment as Special Projects Engineer, specifically related to on-going assistance at the Wastewater Treatment Plant. Nearly one year ago, we began working with city staff to make process adjustments and modifications to alleviate concerns related to treatment adequacy and staff safety. While we believe that we have been able to provide meaningful assistance at the treatment plant in 2022, there is more work to be done.

CDM Smith has been requested by the City to provide engineering services under this contract for various items that may arise. The scope of work under this contract could include, but not limited to:

- Compliance Deficiency Evaluation and Response to the New Jersey Department of Environmental Protection
- General duties of the As-Needed Engineer at the Direction of the City Manager.
- Structural Design for Temporary Repairs to Walkway Bridge & Central Platform
- Coordination with City Contractors Related to On-Going Repairs at the WWTP
- Ongoing assistance to WWTP staff

If there is a change in scope, CDM Smith will inform the City staff of the need for additional time or budget so that approval can be given before the additional work is performed. The above tasks would be a not-to-exceed value of **\$50,000**. Monthly invoices will be submitted with a description of the work performed. Invoices will be prepared in accordance with 2023 Special Projects Engineer contract, with the not-to-exceed upper limit stated above.





Ms. Donna Vieiro, City Manager

February 8, 2023

Page 2

Please feel free to contact me if you have any questions regarding this matter. I can be reached at (732) 590-4528 or via email at ballardca@cdmsmith.com, should you require any further information.

Very truly yours,

Christine A Ballard

Christine A. Ballard, P.E.
CDM Smith Inc.

cc: Rudy Corona, Superintendent, City of Asbury Park WWTP
V. Apa, CDM Smith

Attachment: CDM SMITH - WWTP ASSISTANCE & IMPROVEMENTS (2023-175 : Resolution Authorizing a Professional Services Contract to





Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-176

Mayor and Council recommend the adoption of an arts and culture plan as an element of the Asbury Park Master Plan to the Planning Board



RESOLUTION NO. 2023-176

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

RESOLUTION REFERRING THE ARTS AND CULTURE PLAN TO THE PLANNING BOARD FOR REVIEW AND ADOPTION, AS AN AMENDMENT TO THE ASBURY PARK MASTER PLAN

WHEREAS, the Asbury Park Planning Board (the “Planning Board”) adopted a Master Plan and Master Plan Reexamination Report in December of 2017 which includes various land use objectives and recommendations; and

WHEREAS, the Master Plan and Master Plan Reexamination Report includes Recommendation 5.2.2.12 in the Land Use Component, stating that the City of Asbury Park (the “City”) should prepare an Arts and Culture Plan that accomplishes the following: (1) provides an inventory of arts and culture assets and an identification of gaps; (2) identifies areas most suitable for arts and cultural activities; and (3) identifies uses, programs and actions necessary to support arts and culture in the City; and

WHEREAS, the Asbury Park Arts Council (“APAC”), is a private non-profit organization based in Asbury Park with a stated organizational goal of assisting in the creation of an Arts and Culture Plan (also referenced as the “Plan”) for the City; and

WHEREAS, with guidance from the City through a committee comprised of members of the Planning Board, the Zoning Board of Adjustment, the Governing Body and staff of the Department of Planning and Redevelopment, APAC raised the funds and contracted for the necessary professional services for the completion of an Arts and Culture Plan; and

WHEREAS, grant funds were raised from Monmouth Arts and Monmouth County Covid 19 Community Recovery Grant Program for Non-Profits to support the completion of the Arts and Culture Plan; and

WHEREAS, Francis Cauffman Architects (“FCA”), a multidisciplinary architecture, design and planning firm, was retained to provide the necessary professional services to complete the Arts and Culture Plan under the direction of the staff of the Department of Planning and Redevelopment; and

WHEREAS, the Mayor and Council reviewed and were presented the draft Arts and Culture Plan at the Workshop Session of the March 8, 2023 City Council Meeting; and

WHEREAS, the Mayor and Council of the City of Asbury Park now wish to refer the Arts and Culture Plan to the Planning Board for its review and adoption as an amendment to the City's Master Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park, in the County of Monmouth and State of new Jersey, as follows:

1. That the Mayor and Council of the City of Asbury Park hereby endorse the Arts and Culture Plan and refer the Plan to the Asbury Park Planning Board for adoption as an element of the Asbury Park Master Plan.
2. That a certified copy of this Resolution shall be provided to each of the following:
 - (1) Donna M. Vieiro, City Manager;
 - (2) Michele Alonso, Director of Planning and Redevelopment; and
 - (3) Frederick C. Raffetto, Esq., Municipal Attorney.

I, LISA ESPOSITO, 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. 2023-176 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS 23rd DAY OF March, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, March 22, 2023
RESOLUTION SUMMARY

2023-177

Creating a redevelopment plan to allow for mixed use- mixed income development project at 1012 Asbury Avenue



RESOLUTION NO. 2023-177

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

**RESOLUTION OF THE CITY OF ASBURY PARK REFERRING THE PROPOSED
“REDEVELOPMENT PLAN FOR 1012 ASBURY AVENUE, CITY OF ASBURY PARK
MONMOUTH COUNTY, BLOCK: 501, LOTS 1 AND 2” DATED MARCH 15, 2023 TO
THE PLANNING BOARD, IN ACCORDANCE WITH THE LOCAL
REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-7**

WHEREAS, the entire area of the City of Asbury Park (the “City”) has been designated by the Department of Community Affairs to be an area in need of rehabilitation and is in an area endangered by blight and in need of rehabilitation as measured by physical deterioration of buildings and the maintenance thereof, the age of building stock and other structures and arrearages in real property taxes due on buildings, structures, and land; and

WHEREAS, the real property located at 1012 Asbury Avenue, City of Asbury Park, Monmouth County, Block: 501, Lots 1 and 2 (the “Property”) is located within an enterprise zone designated pursuant to the “New Jersey Urban Enterprise Zones Act,” N.J.S.A. 52:27H-60 et seq. by the City and approval by the New Jersey Urban Enterprise Zone Authority; and

WHEREAS, after extensive consultation and discussion, a draft “Redevelopment Plan for 1012 Asbury Avenue, City of Asbury Park, Monmouth County, Block: 501, Lots 1 and 2” dated March 15, 2023 (the “Plan”); was prepared by the City Planning Consultant, in cooperation with the Department of Planning and redevelopment and the City Manager; and

WHEREAS, pursuant to the provisions of the Local Redevelopment and Housing Law, the next step in the redevelopment process is to refer the proposed Plan to the City of Asbury Park Planning Board for its recommendation pursuant to law; and

NOW, THEREFORE, it is hereby resolved by the City Council as follows:

1. The City Council hereby refers the proposed “Redevelopment Plan for 1012 Asbury Avenue, City of Asbury Park, Monmouth County, Block: 501, Lots 1 and 2” dated March 15, 2023 (the “Plan”) which is on file at the municipal offices of the City of Asbury Park, and incorporated herein as if set forth in full, to the City of Asbury Park Planning Board for review and recommendation in accordance with N.J.S.A. 40A:12A-7(e).

2. The City of Asbury Park Planning Board shall generate a report within forty-five (45) days after this referral containing its recommendation regarding the proposed Plan. The report shall include a determination as to whether the proposed Plan is substantially consistent with the City of Asbury Park Master Plan, or is designed to effectuate the Master Plan, and if inconsistent, shall identify the inconsistencies it may have identified. The report of the Planning Board may also include any other matters the Board deems appropriate.
3. City Staff and consultants are hereby authorized and directed to take all actions to implement this Resolution as are necessary or appropriate to accomplish its goals and intent.
4. This Resolution shall take effect immediately.
5. A copy of this Resolution shall be forwarded to the Planning Board Secretary.

I, LISA ESPOSITO, 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. 2023-177 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

CERTIFIED BY ME THIS DAY OF , .

LISA ESPOSITO
CITY CLERK

1012 ASBURY AVENUE

REDEVELOPMENT PLAN

KMA
KYLE + MCMANUS ASSOCIATES

POLICY
PLANNING
DESIGN

BLOCK 501 LOTS 1 & 2

ASBURY PARK CITY NJ

MARCH 15, 2023

1012 ASBURY AVENUE REDEVELOPMENT PLAN

BLOCK 501 , LOT 1 & 2

CITY OF ASBURY PARK, MONMOUTH COUNTY

Adopted _____

CITY OF ASBURY PARK MAYOR AND COUNCIL

John Moor, Mayor
Amy Quinn, Deputy Mayor
Yvonne Clayton

Angela Ahbez- Anderson
Eileen Chapman

Frederick Raffetto, Esq., City Attorney
David Weinstein, Redevelopment Attorney
Michele Alonso, PP, AICP, Director of Planning and Redevelopment
Elizabeth McManus, PP AICP LEED AP, City Planning Consultant

CITY OF ASBURY PARK PLANNING BOARD

Barbara Krzak - Chairperson
Rick Lambert - Vice Chairperson
Mayor John Moor
Councilperson Yvonne Clayton
Transportation Director - James
Bonanno

Erik Galipo
Michael Goonan
Jim Henry
Daniel Sciannameo
Jennifer Souder

Jack Serpico, Esq., Board Attorney
Michael Sullivan, PP, AICP, ASLA, Board Planner
Jason Fichter, PE, PP, CFM, CME, Board Engineer

Prepared for the City of Asbury Park by:



Elizabeth K. McManus, PP, AICP, LEED AP
New Jersey Licensed Planner #5915



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Exhibit A – Concept Plan

Exhibit B – Concept Building Renderings

INTRODUCTION

The Redevelopment Plan provides the policy and regulation for revitalization of 1012 Asbury Avenue, Asbury Park, New Jersey (aka Block 501, Lot 1 & 2). The Redevelopment Plan Area, which encompasses lots with approximately 500 feet of frontage on one of the main arteries into the City, is envisioned as an opportunity for statement at the entry to the City's downtown on one of the main roadways. The Area will serve as a gateway to the downtown while creating a sense of place that promotes a high quality of life, economic support to the City's downtown, and a diversity of household incomes.

The Redevelopment Plan Area consists of two lots, measuring approximately 52,500 SF, located on Main Street, between Comstock Street and Langford Street. The existing uses include an automobile repair business and parking lot.

Rehabilitation is commonly recognized as a process governed by the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1 et seq.)("the Law") that is undertaken in accordance with a rehabilitation plan adopted by the municipality. The Law defines rehabilitation as "the repair, reconstruction or renovation of existing structures, with or without the introduction of new construction or the enlargement of existing structures, in any area that has been determined to be in need of rehabilitation or redevelopment, to eliminate substandard structural or housing conditions and arrest the deterioration of that area." An area may be designated in need of rehabilitation by the local governing body if it is determined that the area exhibits any of the following conditions:

1. A significant portion of structures in the area is in deteriorated or substandard condition;
2. More than half of the housing stock in the delineated area is at least 50 years old;
3. There is a pattern of vacancy, abandonment or underutilization of properties in the area;
4. There is a persistent arrearage of property tax payments on properties in the area;
5. Environmental contamination is discouraging improvements and investment in properties in the area; or
6. A majority of the water and sewer infrastructure in the delineated area is at least 50 years old and is need of repair or substantial maintenance.

The designation of an area in need of rehabilitation may cover a neighborhood, other delineated area or, at times, an entire municipality. The City of Asbury Park has had a city wide designation as an area in need of rehabilitation for over 40 years. Unlike the procedures for designating an Area in Need of Redevelopment, no public hearing is necessary for a rehabilitation designation. Similarly, eminent domain is not allowed for properties in an area designated as in need of rehabilitation. Once an Area in Need of Rehabilitation is designated, the municipality may exercise the following powers:

1. Rehabilitation, repair and improvement of both residential and non-residential structures, done independently or as part of a redevelopment plan or project;
2. Redevelopment and the greater powers associated with the redevelopment designation (except for eminent domain) provided a redevelopment plan is adopted by ordinance for the area in need of rehabilitation; and
3. Tax abatements and exemptions, such as five-year property tax exemptions and abatements pursuant to the procedures and requirements of the Five-Year Exemptions and Abatement Law (N.J.S.A. 40A:21-1 et seq.).
4. In areas that have been designated as Areas in Need of Rehabilitation, municipalities can prepare Rehabilitation Plans and the Governing Body may adopt an Ordinance for that area. This Redevelopment Plan is adopted based on the designation of the entire City of Asbury Park as an area in need of rehabilitation.

The Redevelopment Plan Area serves as an important gateway and acts as a transition point to the City's downtown. The area surrounding the subject property is characterized by a mix of residential and commercial uses. Residential uses are generally located to the south and west, and commercial uses are generally located to the north and east.

REDEVELOPMENT PLAN OBJECTIVES

The 1012 Asbury Avenue Redevelopment Plan is intended to provide a framework for the redevelopment of the area. This Redevelopment Plan is guided by the following objectives:

1. Create diverse housing opportunities in the form of multi-family residential development that accommodates a mix of incomes and household sizes. This includes, but is not limited to, affordable housing set aside of not less than 40%.
2. Promote economic development and growth for the City through the promotion of mixed-use development, with an emphasis on residential uses that will lead to

more residents within walking and biking distance of the shops, services and activities of the downtown.

3. Maintain the overall character and quality of life for existing City residents by permitting uses that are sensitive to the surrounding area (particularly residences adjacent to the South) and limiting impacts from the Redevelopment Area, such as lighting and noise.
4. Incorporate gateway features to emphasize Asbury Park's unique character and to reinforce to people that they have entered the City's downtown.
5. Ensure a unique sense of place is established that complements the character and scale of the City.
6. Incorporate visible public art into new development through engagement with local artists or artist groups. Locations for public art may include but are not limited to building facades, lobbies, amenities spaces, and public outdoor spaces.



1012 ASBURY AVENUE - BLOCK 501 LOTS 1 & 2

City of Asbury Park, Monmouth County NJ

DATA SOURCE: Aerial Imagery, Google Earth 2021; NJGIN 2022 Monmouth County Parcels: This map was developed using NJDEP & NJOGIS Data, but this secondary product has not been NJDEP & NJOGIS verified and is not State authorized.



APPLICABILITY & RELATIONSHIP TO THE LAND USE ORDINANCE

The Redevelopment Plan envisions the creation of a revitalized area on Block 501 Lots 1 and 2. The Redevelopment Plan Area is envisioned as a vibrant extension of the City's downtown, creating a cohesive built environment, while providing a variety of housing types and attracting a mix of incomes. An integrated residential development creates the opportunity for economic growth and development for the City while supporting existing businesses.

The standards of this Redevelopment Plan shall supersede the zoning provisions of the City of Asbury Park Land Development Ordinance. However, where the regulations and standards of the Redevelopment Plan are silent, the standards of the Land Development Ordinance shall apply to the redevelopment areas as permitted by N.J.S.A. 40A:12A-7.a(2).

The zoning map of the City of Asbury Park shall be amended upon the adoption of this Plan in accordance with N.J.S.A. 40A:12A-7.c to reflect this new classification.

GENERAL PROVISIONS

A. REDEVELOPMENT AUTHORITY

The City Mayor and Council shall act as the "Redevelopment Entity" pursuant to *N.J.S.A.* 40A:12A-4.c for purposes of implementing this Redevelopment Plan and carrying out redevelopment projects. In doing so, the City Council shall have the powers set forth in *N.J.S.A.* 40A:12A-8 to effectuate all its duties and responsibilities in the execution and implementation of this Redevelopment Plan.

B. EFFECT OF REDEVELOPMENT AGREEMENT

The execution of the Redevelopment Agreement shall convey the right to prepare a site plan or subdivision application for development to the Asbury Park Planning Board in accordance with the terms of a Redevelopment Agreement and Redevelopment Plan, among other rights that may be granted by the City Council. Nothing herein shall prevent the City Council from amending the Redevelopment Plan as it sees fit.

C. ACQUISITION OF PROPERTY

No property is proposed to be acquired by public entities in the 1012 Asbury Avenue Redevelopment Plan Area as part of this Redevelopment Plan.

D. RELOCATION PROVISIONS

The Redevelopment Plan Area is largely an auto repair business – now closed –and does not include any housing units. As such, no relocation provisions are necessary.

E. APPLICATION FOR DEVELOPMENT

The application for development shall include a major site plan application that includes the entirety of Block 501, Lot 1 and 2. An applicant shall seek major preliminary and final site plan approval for the entirety of the Redevelopment Plan Area, but may request preliminary approval separate from final approval. The application shall be submitted in such form, and accompanied by such maps, documents, and materials as are prescribed in the City's Land Development Ordinance.

Only a party designated by the City of Asbury Park as the designated redeveloper shall be permitted to develop and/or redevelop the Property, which designation shall be accomplished with a Redevelopment Agreement between the City and the redeveloper. No party may seek or obtain site plan approval related to any portion of the Redevelopment Area without first having been designated as the designated redeveloper by the City. The Planning Board may not consider an application for site plan approval nor grant site plan approval for the Redevelopment Area unless the Applicant, or its related urban renewal entity affiliate, is the designated redeveloper as designated by the City of Asbury Park.

F. DEVIATION REQUESTS

Any application for a deviation from the requirements of this Redevelopment Plan shall provide public notice of such application in accordance with the requirements of public notice as set forth in the Local Redevelopment and Housing Law (*N.J.S.A. 40:55D-12a* and *b.*) and the Municipal Land Use Law (*N.J.S.A. 40:55D.*) The Asbury Park City Planning Board may grant design exceptions as well as deviations from the regulations contained within this Redevelopment Plan that are "c" variances pursuant to the Municipal Land Use Law (*N.J.S.A. 40:55D-70c*). Any deviation that constitutes a "d" variance pursuant to the Municipal Land Use Law (*N.J.S.A. 40:55D-70d*) from the Redevelopment Plan shall be permitted only by means of an amendment of the Redevelopment Plan by the City Mayor and Council.

REDEVELOPMENT REGULATIONS

The Redevelopment Plan provides the policy framework and regulation for the revitalization of the 1012 Asbury Avenue site. The Redevelopment Plan Area aims to ameliorate the vacant and dilapidated conditions that currently exist. 1012 Asbury Avenue is envisioned as a new diverse residential neighborhood that provides economic support to the City's downtown, while complementing the scale and character of the City, creating an integrated and cohesively built environment. Any regulations not addressed in this plan shall refer back to Chapter 30 of the City of Asbury Park municipal code.

A. DEFINITIONS

The following definitions apply to the words as applied herein:

1. **Mixed Use Community Facility Space:** Ground level non-residential space consisting of community focused uses including but not limited to retail sales, restaurant, professional offices, artist galleries, lofts, exhibit space, or studios, live/work artist space both connected or unconnected to residential dwelling units, business uses, recording studios, fitness or personal training space, theater uses, and performance spaces.
2. All other definitions shall be found in Chapter 30 of the municipal code.

B. PERMITTED PRINCIPAL USES

1. **Ground Floor:**
 - a. Nonresidential uses permitted in the (B) Business District.
 - b. Mixed Use Community Facility Space.
 - c. Residential lobbies, utilities, and amenities.
 - d. Parking.
2. **Upper Floors:**
 - a. Multi-family residential dwellings.
 - b. Residential lobbies, utilities, and amenities.

C. ACCESSORY USES AND STRUCTURES

1. Signs.
2. Fences and walls.

3. Roof-top solar facilities.
4. Electric vehicle charging stations and make-ready infrastructure.
5. Loading, delivery, service, and pick-up zones.
6. Gyms, community rooms, amenity, and multi-purpose rooms.
7. Open space and recreation, including but not limited to playgrounds, community gathering spaces, and sitting areas.
8. Off-street parking, including surface, and structured parking.
9. Private outdoor patios or terraces.
10. Other uses which are customary and incidental to the principal permitted uses.

D. RESIDENTIAL DENSITY

1. Density shall not exceed 115 individual residential dwelling units.

E. AFFORDABLE HOUSING

1. The affordable housing set-aside shall be not less than forty percent (40%). Affordable housing units shall be developed in compliance with the City's affordable housing ordinance, Chapter 31 of the municipal code, and the Uniform Housing Affordability Control Rules (N.J.A.C. 5:80-21), including 13% of the affordable units being restricted to very low income housing units.
2. All affordable housing units shall be "family" units, defined as not being limited to any particular population (i.e., senior or special needs).

F. SITE DESIGN & BULK REGULATION

1. Site layout and design shall be substantially consistent with the Concept Plan provided in Exhibit A.
2. Minimum setbacks:
 - a. Front Yard: 0 ft.
 - b. Side Yard: 0 ft.
 - c. Rear Yard: 8 ft.
 - d. Permitted intrusions and exceptions:
 - i. Building entrance canopies and signage with a maximum encroachment of 3ft.

3. Building Height:

- a. Maximum building height: 4 stories / 55 feet, excluding any penthouse level that complies with the provisions noted herein. Elevator and stair bulkheads, or mechanical equipment rooms/enclosures shall not be included in the measurement of height nor in the calculation of penthouse area as defined herein but shall not exceed 12ft in height as measured from the main roof.
 - b. Penthouses
 - i. Penthouses shall be subject to the following exemption: exempt from the height restrictions of this plan provided that they do not cover more than 20% of the building footprint area at ground level, are not more than 12ft tall measured from the highest point of the main roof surface to the surface of the penthouse roof and have a minimum 20ft setback from all property lines.
 - ii. Penthouses on projects that include a minimum of 50% affordable housing units shall be exempt from the height restrictions of this plan provided that they do not cover more than 35% of the building footprint area at the ground level, are not more than 12ft tall measured from the highest point of the main roof surface to the surface of the penthouse roof and have a minimum 20ft setback from all property lines.
4. Maximum impervious coverage: 95%
 5. Trash and recycling storage facilities shall not be visible from the public right-of-way or adjacent residential properties.
 6. Mechanical equipment, other than utilities providing service to the building, shall be shielded so as not to be visible from adjacent streets and lots.
 7. A solid fence shall be provided along the rear property line at a height of 6 feet.

G. PARKING & CIRCULATION

1. The parking and circulation, including curb cuts, shall be substantially consistent with the Concept Plan provided in Exhibit A to this Redevelopment Plan.
2. Parking shall be provided as follows:
 - a. One parking space per multi-family unit.
 - b. No parking is required for non-residential uses, including mixed-use community facility space.

3. Subject to County Planning Board Approval, a delivery/passenger drop-off area shall be created on Asbury Avenue as depicted in the Concept Plan provided in Exhibit A to this Redevelopment Plan. Said area shall be located conveniently for residential deliveries and passenger drop-offs and may be located within the site interior, along an access drive or along a public street. The location of the feature shall not prevent the flow of pedestrian, bicycle, or vehicular movement.
4. Bicycle parking for residents shall be provided in the building garage as indicated on the Concept Plan provided in Exhibit A.

H. ARCHITECTURAL DESIGN

1. The architectural design shall be substantially consistent with the Concept Building Elevations in Exhibit B to this Redevelopment Plan.
2. The main building entrance shall face Asbury Avenue.
3. Where facing a public street, nonresidential uses shall have a minimum of 60% of the ground floor facade between three (3) and 10 feet above grade and shall have 30% of the upper floor facades be transparent and shall provide visual access to the street. Blanked-out windows, windows which display only signage, or look into unused or "dead" space do not meet this requirement.
4. Building entrances shall be articulated to make it easily identifiable by visitors and to provide architectural interest. Examples of special features of entrances include, but are not limited to, awnings and architectural treatments. Service doors shall be integrated with the building design and need not be articulated.
5. Upper floor windows shall be divided into individual units, rather than a continuous "ribbon."
6. Windows shall be recessed, or project as bays from the main wall, so as to create texture and shadows on the façade for visual interest.
7. Awnings shall have a matte finish and be constructed of colored natural or synthetic canvas, or other materials such as metal or glass. Awnings shall not be internally illuminated and shall not be made of vinyl or other plastic material.
8. The project shall include building installed wall art or murals with a minimum size of 750sf on the west elevation fronting Comstock Street. Public art design shall require approval of the Public Art Commission.
9. Structured parking that is visible to a public street shall not exceed one story (parking level). Structured parking shall be screened by structural elements that are compatible with the materials and design of the front and side building facades.

10. Building materials and architectural details on all sides of each building need not be identical, but shall be unified in overall appearance through finish, materials, details, and architectural design.
11. Pedestrian friendly building design and on-site furnishings (outdoor tables, benches, bicycle racks, etc.) are required along Asbury Avenue.
12. Rooftop equipment such as mechanical units, vents, and flues shall be located centrally on the building roof, to the extent practicable. Any equipment visible from a public right-of-way, adjacent lots, and pedestrian corridors shall be screened with solid materials using parapets, pitches roof forms, or penthouses. Screening shall be constructed of the same or complementary material as the building.

I. SIGNS

1. Signs shall comply with Section 30-61.16, Signs Permitted for Nonresidential Districts (Permits Required), unless otherwise noted herein.
2. Residential Signage – The building shall be permitted to include one (1) residential identification sign facing Asbury Avenue. The signage shall not exceed 20 s.f., may be mounted to a wall, canopy, or be a projecting (blade) sign. One (1) sign may be provided at the Comstock and Langford Streets parking entrances, each. The signage shall not exceed 10 s.f., may be mounted to a wall, canopy, or be a projecting (blade) sign.
3. Nonresidential, Including Community Facility Space Signage – Each unit or entry shall be permitted one wall or canopy mounted sign at a maximum size of 20 sq. ft. Each community facility space shall also be permitted to include one projecting (blade) sign either mounted to the building wall or hung from the canopy above the user of space. Each projecting (blade) or hung sign shall not exceed 10 sq. ft.
4. Building address signage for both the residential lobby or individual first floor tenant spaces may be provided as channel cut letters mounted to the building façade or to the storefront glass with a maximum height of six inches (6").
5. Internally illuminated, except for channel lettering, or digital signage shall not be permitted.

J. STREETScape PLANTING & LIGHTING DESIGN

1. Street trees shall be provided in accordance with the requirements of Asbury Park, Section 30-57.12 along Asbury Avenue and Comstock and Langford Streets to the extent practical. Notwithstanding, it is recognized that Asbury Avenue is subject to County Jurisdiction and as such, provision of street trees shall be subject to County approval.

2. Site landscape and hardscape design shall be provided as indicated in the Concept Plan provided in Exhibit A subject to county planning board approval.
3. Streetscape furnishings, including, but not limited to light fixtures, bike racks, benches, etc., shall be provided along all streets Comstock and Langford Streets to the extent practical. Notwithstanding, it is recognized that Asbury Avenue is subject to County Jurisdiction and as such, provision of street furnishings in the County right-of-way shall be subject to County approval.
4. Native species are encouraged.

K. SUSTAINABILITY REQUIREMENTS:

1. Successful participation in the ENERGY STAR Multifamily [High Rise Program] New Construction Version 1.1, or alternative per the Guide to NJHFMA QAP Green Requirements.
2. All new construction shall utilize only Energy Star rated appliances or better.
3. A sustainable roof top shall be provided; the roof area shall consist of either a cool white roof or green roof.
4. Reservation of the lesser of 5% total units or four (4) parking spaces for the hourly rental of cars (such as Zip Cars, Hertz on Demand, or comparable service), at the discretion of the Planning Board. Reserved parking spaces shall contribute to the satisfaction of required parking pursuant to Section G. herein.
5. Compliance with the State's required provision of electric vehicle charging parking spaces and make-ready charging parking spaces (P.L. 2021, c. 171)
6. Use of rain gardens and/or swales in surface landscaping design and stormwater retention plan.

RELATIONSHIP TO PLANNING & OBJECTIVES

The Study Area is located within the (B) Business District. Permitted uses of the District include commercial uses such as retail stores, restaurants, convenience stores, and medical offices and upper story residences. The full list of permitted uses can be found in §30-71.5a. of the City's Land Development Regulations. Prohibited uses include used car sales, motor vehicle repair garages, and motor vehicle body repair garages. The full list of prohibited uses can be found in §30-71.5b. of the City's Land Development Regulations.

The 2006 Master Plan included a "Vision of the City", which is relevant to the redevelopment of the Study Area, and is as follows:

The City's vision for the year 2027 is of a safe and vibrant community with a balance of land uses, diverse housing options, a thriving arts community, a diversified and expanding year round economy, modern and well-maintained infrastructure, expanded community facilities and an outstanding quality of life."

The City adopted a Master Plan Re-Examination Report in 2017. There are a wide variety of goals, objectives, and recommendations outlined in the Re-Examination Report ranging from land use, urban design, mobility, housing, and others. The goals, objectives, and recommendations relevant to this Redevelopment Plan include the following:

Planning Goal 5.1.2.2. *Provide a variety of housing types for all income levels throughout the City.*

Land Use Objective 5.2.1.8. *Continue to encourage new retail commercial and mixed-use developments consistent with the City's redevelopment plans.*

Land Use Objective 5.2.1.10. *Continue to work with developers to implement redevelopment plans.*

Land Use Objective 5.2.1.14. *Reevaluate and redefine existing commercial corridors, including the possibility of shrinking some commercial corridors and strengthening others. Encourage neighborhood service-oriented retail only on corner lots in residential neighborhoods.*

Urban Design Plan Objective 5.3.1.3. *Ensure infill development compliments the context and qualities of adjacent neighborhoods with an appropriate scale, massing, and character.*

Urban Design Plan Objective 5.3.1.7. *Ensure design of mixed use and commercial buildings do not result in negative impacts on nearby public or residential areas through the use of unattractive architecture, unsightly building systems, noise, or vehicle parking or loading.*

Housing Objective 5.5.1.2. *Balance housing options in the City, including affordable housing for low and moderate income households. Encourage the continued development of a variety of housing ranging from affordable to middle income and market rate units.*

Housing Objective 5.5.2.9. *Encourage development of affordable housing on vacant and deteriorated lots.*

Economic Development Plan Objective 5.6.1.5. *Promote continued growth and development of the City's economic base.*

Economic Development Recommendation 5.6.2.6. *Increase residential density in the B2 Main Street Commercial District (recommended B Business District).*

As noted above, the relevant planning policies encourage redevelopment, with an emphasis on diverse housing types, including affordable housing. Additionally, the

relevant policies support economic development, infill development, and redevelopment of commercial areas, particularly commercial corridors.

The City is adjacent to four municipalities – Village of Loch Arbor, Interlaken Borough and Ocean Township to the north, Ocean Township and Neptune Township to the west, and Neptune Township to the south. The Redevelopment Area is centrally located in Asbury Park and is a half mile or more from a neighboring municipality. Notwithstanding, review of the Redevelopment Plan against the master plans of the neighboring municipalities reveals that they are not inconsistent with the Redevelopment Plan.

The 2016 Monmouth County Master Plan classifies the City as an Urban and Regional Center, and the 2010 Coastal Monmouth Plan classifies the City as an Arts, Culture and Entertainment Hub. The County Master Plan includes a variety of Goals, Principles and Objectives that are not inconsistent with this Redevelopment Plan, including the following.

Master Plan Goal #3: Promote beneficial development and redevelopment that continues to support Monmouth County as a highly desirable place to live, work, play and stay.

Principle 3.1 Vibrant and Sustainable Communities: Encourage the creation of vibrant communities through a variety of housing choices, energy and transportations options, recreational and cultural offerings, health and safety initiatives, and business opportunities that result in a more sustainable and higher quality-of-life for all residents.

3.1 Objectives:

D. Encourage a range of housing options including types, sizes, styles, and accommodations to meet the needs associated with various lifestyles, life-stages, abilities, and occupations of residents while supporting economic sustainability within the region.

G. Promote vibrancy, attractiveness, and a diverse array of uses, occupations, services, and amenities for downtowns and business districts.

H. Endorse the use of enhanced landscapes, streetscapes, and design amenities that promote safe and secure neighborhoods as well as other attractive and appealing built environments that discourage aversion, crime, and blight.

Principle 3.2 Preservation of Community Character: Protect and strengthen the established character of municipalities and their distinct qualities.

3.2 Objectives:

B. Support measures to improve communities in need of revitalization or restoration.

C. Promote in-fill development and the adaptive reuse of substandard, underutilized, or abandoned structures that complement or improve adjacent land uses and support or enhance neighborhood character resulting in healthier places to live, work, learn, and recreate.

D. Promote the development and use of design standards that reinforce neighborhood character and improve the appearance and appeal of special improvement districts, commercial districts and corridors, and redevelopment areas.

Principle 3.3 Housing: Encourage a variety of new and rehabilitated housing that will enable populations to more readily cycle through different life-stages, giving residents an opportunity to age in place.

3.3 Objectives:

A. Encourage municipalities to monitor the evolving housing market and consider the desirability of changing zoning to accommodate shifts in market demand.

B. Encourage housing development in locations that provide access to various modes of travel that could reduce automobile dependency.

At the statewide level, the State Development and Redevelopment Plan (SDRP) is a policy document that is meant to act as a guide for public and private sector investments throughout the state. The SDRP outlines and designates areas as various Planning Areas. The Study Area is located in the Metropolitan Planning Area 1, known as Planning Area 1. Planning Area 1 is meant to:

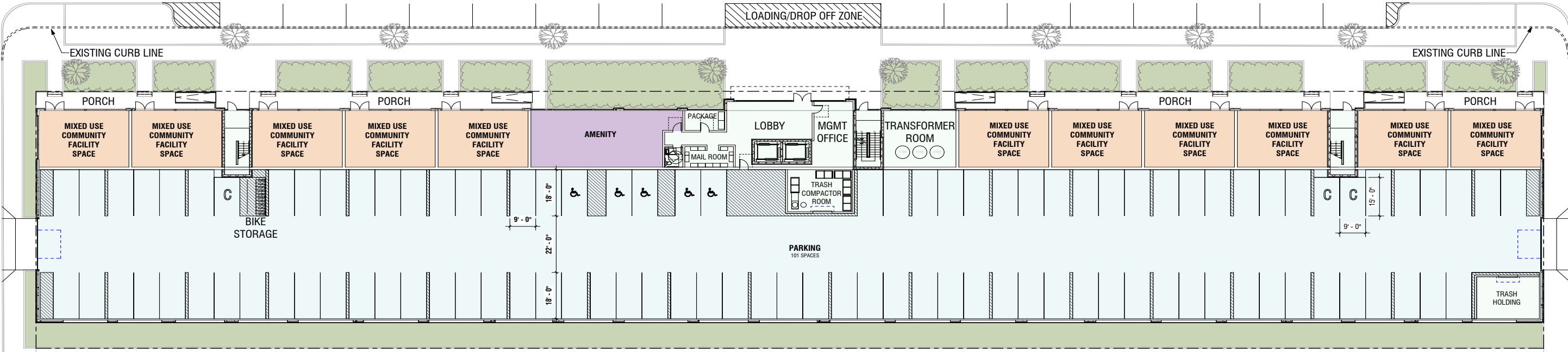
“Provide for much of the state's future redevelopment; revitalize cities and towns; promote growth in compact forms; stabilize older suburbs; redesign areas of sprawl; and protect the character of existing stable communities.”

This intention for Planning Area 1 to provide for much of the State's future redevelopment is consistent with this Redevelopment Plan.

Exhibit A.
Concept Plan

- = 1 BEDROOM
- = 2 BEDROOM
- = MIXED USE
- = 3 BEDROOM
- = LOBBY
- = AMENITY
- = PARKING
- = TERRACE
- = BACK OF HOUSE

UNIT SUMMARY - OVERALL		
UNIT TYPE	# OF UNITS	PERCENT
1 BR	32	32%
2 BR	46	46%
3 BR	15	15%
STUDIO	8	8%
TOTAL UNIT COUNT	101	



DRAWING: GROUND FLOOR PLAN

Exhibit B.
Concept Building Renderings



PROPOSED DESIGN: EXTERIOR STREET VIEW



PROPOSED DESIGN: EXTERIOR ELEVATIONS



**Asbury Park, New Jersey
ORDINANCE NO. 2023-12**

2022 TRANSPORTATION UPDATE ORDINANCE

WHEREAS, the City of Asbury Park (the “City”) has previously established certain traffic regulations concerning metered and permit parking within the City; and

WHEREAS, the previous regulations as referenced above shall be collectively referenced herein as the “prior traffic regulations”; and

WHEREAS, since adoption of the prior regulations, the parking conditions have been evaluated by the City’s Parking Committee on a continuous basis; and

WHEREAS, the Parking Committee has proposed certain new regulations which are set forth in the attached Exhibit A; and

WHEREAS, the Mayor and Council support the proposed new regulations; and

WHEREAS, it is the intention of the Mayor and Council that the revisions set forth in Exhibit A shall amend and supplement the Traffic Control Regulations contained within Chapter VII, entitled “Traffic,” of the “Code of the City of Asbury Park, New Jersey,” accordingly.

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, that the amended parking regulations as set forth in Exhibit A attached hereto are hereby approved and adopted for use within the City of Asbury Park, and that Chapter VII, entitled “Traffic,” of the “Code of the City of Asbury Park, New Jersey,” is hereby amended and supplemented accordingly.

I, LISA ESPOSITO, 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. 2023-12 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

LISA ESPOSITO
CITY CLERK

EXHIBIT A

Deletions are denoted as strikethrough and additions are underlined.

§ 7-12 PARKING PROHIBITED FOR STREET CLEANING.

[2000 Code 7-12; Ord. No. 2702; Ord. No. 2823; New]

No person shall cause or permit to be parked any motor vehicle upon any street between the specified hours and days described.

Parking Prohibited for Street Cleaning			
Name of Street	Sides	Hours and Days	Location
Prospect Avenue	North	9:00 a.m.-11:00 a.m. Mondays	Asbury Avenue to Monroe Avenue Washington Avenue
	South	9:00 a.m.-11:00 a.m. Fridays	Asbury Avenue to Monroe Avenue Washington Avenue
Springwood Avenue	North	9:00 a.m. - 11:00 a.m. Fridays	Memorial Drive to Ridge Avenue
	South	9:00 a.m. - 11:00 a.m. Mondays	Memorial Drive to Ridge Avenue
Sunset Drive	North	11:00 a.m. - 1:00 p.m. Tuesdays	Sunset Avenue to Comstock Street
	South	11:00 a.m. - 1:00 p.m. Thursdays	Sunset Avenue to Comstock Street
Bond Street	West	b. 11:00 a.m.-1:00 p.m. Tuesdays	Sunset Avenue Fifth Avenue to Seventh Avenue
	East	b. 11:00 a.m.-1:00 p.m. Thursdays	Sunset Avenue Fifth Avenue to Seventh Avenue

§ 7-15 PARKING OF TRUCKS, TRAILERS, BUSES, "VACATION" OR MOBILE HOMES, HOUSES, "VACATION" OR CAMP TRAILERS, "PICK-UPS," COACHES OR SIMILAR VEHICLES, BOATS AND BOAT TRAILERS IN EXCESS OF SIX THOUSAND (6,000) POUNDS REGISTERED GROSS WEIGHT PROHIBITED.

[2000 Code § 7-15; Ord. No. 2166 § 1]

f. Trailers of any kind regardless of size or weight shall be prohibited from being parked on the street overnight between the hours of 8:00 p.m. and 6:00 a.m. along any roadway within the City of Asbury Park with the exception of construction trailers upon approval of the Construction Official as outlined in Subsection (b) above.

§ 7-41.5 Residential, Commercial and Employee Permit Schedules, Fees and Regulations.

[Ord. No. 2982; Ord. No. 2015-25; Ord. No. 2015-55; Ord. No. 2016-02; Ord. No. 2016-25; Ord. No. 2017-14; Ord. No. 2017-42; Ord. No. 2018-18; Ord. No. 2018-28; amended 12-27-2018 by Ord. No. 2018-54; 11-26-2019 by Ord. No. 2019-45; 12-8-2021 by Ord. No. 2021-38]

j. Commercial Vehicle Parking Permit Regulations.

1. Vehicles designated for commercial use that are under 6,000 lbs and under 19 feet in length must have a valid Commercial Vehicle Permit to park on any and all roadways between the hours of 8:00 pm and 6:00 am within the City of Asbury Park.
2. This permit will be issued on an annual basis and does not permit commercial vehicles to park in metered or permit parking zones without purchasing parking.
3. The number of permitted commercial vehicles to be parked on the street is limited to one per residence or Postal Address.
4. Applicants must provide proof of vehicle registration in accordance with subsection (f) above. If unable, the applicant may provide a notarized letter from the commercial business in ownership of the vehicle identifying them as the driver of the vehicle.
5. Applicant must provide a valid driver's License and proof of residency in accordance with subsection (d) above.
6. Commercial Vehicle Permits will be available for \$25 (not pro-rated)

§ 7-17 ~~(RESERVED)~~ Residential Driveway Clearance

[2000 Code §§ 7-17.1–7-17.9; Ord. No. 2335; Ord. No. 2874; Ord. No. 2906; Ord. No. 2936; Ord. No. 2982; deleted by Ord. No. 2017-14]

Property owners may apply to the City of Asbury Park to have yellow paint applied to delineate the extents of a residence' driveway curb apron and direct parked vehicles to maintain sufficient distance from the driveway to facilitate access and egress from said driveway under the following conditions:

- a. The driveway is a single vehicle driveway.
- b. The driveway is a width of less than twelve feet.
- c. The implementation of yellow curbing does not cause the removal of a full on-street parking space.

§ 7-41.3 On-Street Metered Parking Schedules; Rates and Regulations.

a. On-Street Metered Parking.

The following regulations governing on-street metered parking, parking rates, time limits, and permit parking as set forth in the On-Street Metered Parking Schedule and the On-Street Metered Parking Rate Schedule are hereby approved and adopted for use within the City.

[Ord. No. 2982; Ord. No. 2015-25; Ord. No. 2015-55; Ord. No. 2016-25; Ord. No. 2017-14; Ord. No. 2017-42; Ord. No. 2018-18; amended 12-8-2021 by Ord. No. 2021-38..]

On-Street Metered Parking Schedule (Subsection <u>7-41.3a</u>)							
Street Name	From	To	Metered Parking Duration	Time Limit	Employee Passes Allowed	Residential Permits	Event Passes Allowed
Heck Street [Ord. No. 2015-25 § 7; Ord. No. 2017-14; amended 11-26-2019 by Ord. No. 2019-45]	Sewall Avenue	First Avenue Fifth Avenue	9:00 a.m. — 2:00 a.m.	No Limit	Yes – Zone restricted	Yes – Zone restricted	Yes
Second Avenue [Ord. No. 2017-14]	Ocean Avenue	Bergh Street Grand Avenue	9:00 a.m. — 2:00 a.m.	No Limit	Yes - Zone restricted	Yes - Zone restricted	Yes
Sixth Avenue [Ord. No. 2017-14]	Ocean Avenue	Webb Street Park Avenue	9:00 a.m. — 2:00 a.m.	No Limit	Yes - Zone restricted	Yes - Zone restricted	Yes
Seventh Avenue [Ord. No. 2017-14]	Ocean Avenue	Webb Street Park Avenue	9:00 a.m. — 2:00 a.m.	No Limit	Yes - Zone restricted	Yes - Zone restricted	Yes
Eighth Avenue [Ord. No. 2017-14]	Ocean Avenue	Webb Street Park Avenue	9:00 a.m. — 2:00 a.m.	No Limit	Yes - Zone restricted	Yes - Zone restricted	Yes



**Asbury Park, New Jersey
ORDINANCE NO. 2023-13**

**ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND
SUPPLEMENTING SECTION 5-4, ENTITLED “RULES AND REGULATIONS,” OF
CHAPTER 5, “BEACH, BOARDWALK AND BEACHFRONT REGULATIONS,” OF
“THE CODE OF THE CITY OF ASBURY PARK”**

WHEREAS, the City of Asbury Park (the “City”) previously established Section 5-4, entitled “Rules and Regulations,” of Chapter 5, “Beach, Boardwalk and Beachfront Regulations,” of “The Code of the City of Asbury Park” (also referenced as the “City Code”); and

WHEREAS, the Mayor and Council wish to revise Section 5-4 of the City Code, relating to tent use, in accordance with the provisions set forth herein.

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, that Section 5-4, entitled “Rules and Regulations,” of Chapter 5, “Beach , Boardwalk and Beachfront Regulations,” of “The Code of the City of Asbury Park,” is hereby amended and supplemented as follows (additions are shown with underline; deletions are shown with strikeout):

§ 5-4 RULES AND REGULATIONS.

§ 5-4.1 Power to Make Additional Rules and Regulations.

In addition to the rules and regulations hereinafter enumerated governing the beachfront, the Mayor and Council may adopt by resolution such other rules and regulations as may be necessary for the proper control and regulation of the beachfront and waters adjacent thereto.

§ 5-4.2 Swimming Areas.

No person shall bathe or swim from the beachfront except from the protected bathing beaches where ropes, buoys, boats and lifeguards are provided by the City and only at such times as the lifeguards are on duty. No person shall bathe or swim in the Atlantic Ocean from the Asbury Park beach at a distance greater than that which the lifeguards in charge shall deem safe.

§ 5-4.3 Tampering with Equipment.

No person shall use or tamper with any boat, buoy or lifeguard equipment without the permission of the Beachfront Director, the Captain of the lifeguards, or such other officials designated by the Mayor and Council to have authority in these instances.

§ 5-4.4 Lifeguards; Closing of Beach During Dangerous Conditions.

Lifeguards shall be maintained on duty at the protected bathing beaches herein established, between 9:00 a.m. and 5:00 p.m. daily during the beach season, except at such times when bathing or swimming shall be deemed dangerous or hazardous by the Beach Safety Supervisor, the lifeguards in charge of the beach, or other official designated by the Mayor and Council. When such dangerous conditions exist, a sign shall be displayed indicating that the beach is closed to bathing or swimming, and no person shall bathe or swim in waters adjacent to the beach, whether protected or not, at any time until the signs are removed. Lifeguards shall have charge and control and supervision of the bathing, swimming and surfing at the respective beaches where they are stationed.

§ 5-4.5 Fishing.

No person shall engage in surf fishing in the bathing area during bathing hours.

§ 5-4.6 Playing Games.

No person shall engage in kite flying and/or athletic activities unless in areas designated by lifeguards or the special events supervisor.

§ 5-4.7 Disrobing.

No person shall disrobe or undress or dress on the beachfront or in the water adjacent thereto, or on a public street, or in a public place, or in a vehicle on a street, or on the boardwalk immediately adjacent to the beachfront.

§ 5-4.8 Refuse.

No person shall throw bottles, cans, paper, or other refuse upon the beachfront or the waters adjacent thereto. All refuse, paper and litter shall be placed in receptacles provided therefor.

§ 5-4.9 Bicycles, Skateboards and Rollerblades.

No person shall ride and/or use a bicycle, skateboard, rollerskates, sled, toboggan, and/or similar items, on the boardwalk or any of the arcades, public walks, ramps and public sidewalks adjacent thereto or any portion of the beachfront, except that bicycle riding shall be permitted between the hours of 12:00 a.m. and 10:00 a.m. No bicycle riding shall, however, be permitted at any time on any portion of the boardwalk located north of Sixth Avenue.

§ 5-4.10 Parking of Bicycles, Carriages and Carts.

No person shall place bicycles, baby carriages or any other vehicles or carts upon the beachfront or boardwalk within fifteen (15) feet of a publicly designated entrance to the beachfront.

§ 5-4.11 Use of Designated Entrance Required.

No person shall enter the beachfront or beach area, or bring any article or object upon the beachfront or beach area, except through a designated entrance.

§ 5-4.12 Damaging or Climbing on Structures; Removal of Sand Prohibited.

No person shall climb over, break, damage or deface any fence, railing, enclosure or other Municipal property on the boardwalk or the beachfront. No person shall take or haul any beach sand or soil from the beachfront.

§ 5-4.13 Vehicles Prohibited on Boardwalk and East of Ocean Avenue.

No person shall drive a vehicle on the boardwalk or park a vehicle east of the east line of Ocean Avenue without a written permit from the City Manager.

§ 5-4.14 Digging of Holes in Sand Restricted.

No hole shall be dug in the beachfront in such a manner as to leave a depression more than twelve (12) inches deep in the surface of the land.

§ 5-4.15 Use of Surfboards and Rafts.

No persons shall use surf boards or rafts or other appliances which might cause injury to bathers or swimmers upon the beach sand or the beachfront or in the waters adjacent thereto, unless in areas approved and designated by lifeguards.

§ 5-4.16 Annoying of Lifeguards.

No person shall enter into the designated lifeguard area without the permission of the lifeguard in charge and no person shall molest or bother or annoy the lifeguards in the performance of their duties.

§ 5-4.17 Fires Prohibited; Exception with Permission.

No person shall start a fire on the beachfront, except with the written permission of the Beach Director or such other official designated by the Mayor and Council.

§ 5-4.18 Alcoholic Beverages.

No person shall bring or consume any beer, wine, whiskey or other alcoholic beverages on the beachfront or in the waters or on the boardwalk adjacent thereto, except for those areas of the boardwalk, or other public areas, for which appropriate approvals have been granted by the City, including but not necessarily limited to the issuance of a license for café purposes pursuant to Chapter IV, General Licensing, along with the approval of an extension of an existing liquor license by the Mayor and Council acting as the local issuing authority of the State Division of Alcoholic Beverage Control.

§ 5-4.19 Disorderly Conduct.

No person shall, while on or using any portion of the beachfront, or while bathing or swimming in the waters of the ocean adjacent thereto, annoy or molest any other person or utter any offensive or indecent language or in any way act in a disorderly manner.

§ 5-4.20 Motor Boats.

- a. The owner, driver or occupant of any motor boat, launch or other power boat shall not operate or propel the same upon any lake or waters within the jurisdiction of the City without first providing same with a device which shall effectively muffle and silence the sound of the exhaust and noise from the engine or motor, nor operate what is known as a muffler cut-out upon any such motor boat, launch or other power boat while driven or propelled upon any lake or waters within the jurisdiction of the City.
- b. No person shall operate or propel any motor boat, launch, or other boat upon any lake or waters within the jurisdiction of the City at a rate of speed in excess of ten (10) miles per hour.

§ 5-4.21 Construction Prohibited During Certain Times East of Ocean Avenue.

No construction shall be permitted east of Ocean Avenue on the Asbury Park boardwalk during the months of June, July, August and September of each year. Any construction commenced during the balance of the year shall be completed before June 1 of the following year. Repairs of a safety nature shall be exempt from this restriction.

§ 5-4.22 No Smoking, Burning, Vaporizing or Littering of Tobacco Products and Certain Substances on Public Beaches and Boardwalk.

- a. Smoking, Burning and/or Vaporizing Certain Substances Prohibited on Public Beaches and Boardwalk. No person shall smoke and/or burn any cigarettes, cigars, pipes, or other tobacco products, including use of handheld electronic smoking devices which vaporize or aerosolize a liquid (e.g., e-cigarettes, e-cigs, electronic nicotine delivery systems, electronic non-nicotine delivery systems, personal vaporizers, PV's, etc.), or any cannabis item or substance (including use of electronic devices which vaporize or aerosolize cannabis), at any time while on any portion of the public beaches or public boardwalk, including any of the arcades, public walks, ramps and public sidewalks adjacent thereto, within the City.
- b. Discarding of Cigarette Butts and Tobacco or Cannabis Products. No person shall throw or discard any cigarette butts, cigar butts, and/or any other tobacco or cannabis products or paraphernalia relating thereto at any time on any portion of the public beaches or public boardwalk within the City.
- c. Smoke-Free Zone Signs. The City shall attach or erect appropriate signage indicating "City of Asbury Park Smoke-Free Zone" to such public beaches and public boardwalk areas.

- d. Penalties. The penalty for violation of this section shall, upon conviction, be two hundred fifty (\$250) dollars for the first offense, five hundred (\$500) dollars for the second offense, and one thousand (\$1,000) dollars for each subsequent offense.

§ 5-4.23. Tent Use.

- a. Shading Devices on the beachfront shall be allowed from the Friday of Memorial Day weekend, through to midnight on the Monday of Labor Day weekend, and shall include:
1. Umbrellas with one central shaft/stanchion supporting the umbrella canopy in an upright or adjustable tilted position of ninety (90) degrees and with a canopy no larger than six (6) feet in diameter.
 2. Devices designed to shade infants (*also known as Baby Tents*) provided they are not greater than three (3) feet high by four (4) feet wide by four (4) feet deep.
- b. The following shall be prohibited on the beachfront at all times, unless approved for specific events through the Special Events Committee:
1. Tents, camping tents and/or canopies.
 2. Coolers larger than a sixteen (16) quart capacity.
 3. Serving Trays, warming trays, pots, pans, or devices, equipment &/or utensils utilized for the preparation or storage of food.
 4. Cooking and/or camp fires on the beach.
 5. Tables, stands, boards and/or other devices positioned to function as a table.
 6. Any tent with anchoring and tethering lines that extend beyond the perimeter of the allowable shading device.
 7. Tent clustering.
 8. Sleeping on the boardwalk, beach sand and/or any other public areas of the beachfront between the hours of 12:00 midnight and 8:00 a.m., local time prevailing.
 9. Overnight camping or sleeping on the beach. All tents must be removed daily upon beach closing hour.
 10. Use of a drone on the beach without the permission of the City of Asbury Park.
- c. Enforcement.

The Police Department is authorized and directed to remove any tent which is not in compliance with this section or is creating a hazard or unnecessary disturbance to others.

§ 5-4.2324 Enforcement.

The provisions set forth in this section shall be enforced by the Asbury Park Police. Failure to comply with any of the rules and regulations set forth in this section may result in the issuance of a summons.

Fines shall be based upon the penalties found in Chapter I, Section 1-5, General Penalty.

BE IT FURTHER ORDAINED, that all other provisions of Section 5-4 of the City Code which are not referenced in this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

BE IT FURTHER ORDAINED, that all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, 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.

BE IT FURTHER ORDAINED, 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, LISA ESPOSITO, 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. 2023-13 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

LISA ESPOSITO
CITY CLERK



**Asbury Park, New Jersey
ORDINANCE NO. 2023-14**

**ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND
SUPPLEMENTING SUBSECTION 4-27.4, ENTITLED “APPLICATION,” OF SECTION
4-27, “FILM AND PHOTOGRAPHY PERMITS,” OF CHAPTER 4, “GENERAL
LICENSING,” OF “THE CODE OF THE CITY OF ASBURY PARK”**

WHEREAS, the City of Asbury Park (the “City”) previously established Section 4-27, entitled, “Film and Photography Permits,” of Chapter 4, “General Licensing,” of “The Code of the City of Asbury Park” (also referenced as the “City Code”); and

WHEREAS, the Mayor and Council wish to revise Subsection 4-27.4 thereof, entitled “Application,” in certain limited respects, in accordance with the provisions set forth herein.

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, that Subsection 4-27.4, entitled, “Application,” of Section 4-27, “Film and Photography Permits,” of Chapter 4, “General Licensing,” of “The Code of the City of Asbury Park,” is hereby amended and supplemented as follows (additions are shown with underline; deletions are shown with ~~strikeout~~):

Chapter 4. General Licensing

§ 4-27 FILM AND PHOTOGRAPHY PERMITS.

§ 4-27.4 Application.

- a. A person or organization/entity seeking issuance of a permit hereunder shall file an application with the City Manager or his or her designee, on a form to be provided for that purpose, on which form the applicant shall furnish pertinent information to include but not be limited to the following:
 1. Date(s) of desired filming activities.
 2. Contact information for responsible parties associated with the proposed filming activities.
 3. Production company (if applicable), with contact information.
 4. Proposed location(s) for filming activities.

5. Equipment to be utilized in connection with filming activities, including any special equipment such as firearms, pyrotechnics, etc.
 6. Evidence of compliance with the City's insurance requirements.
 7. Evidence of written notice to all businesses and residents within two hundred feet (200') of the filming location at least three (3) days prior to filming.
 - ~~7.8.~~ Any additional information required by the City.
- b. Applications for a permit as required by this section must be submitted at least thirty (30) working days prior to the commencement date of the activity. Applications submitted less than thirty (30) working days prior to the commencement date of the activity shall be subject to an expedited approval fee as set forth below.

BE IT FURTHER ORDAINED, that all other provisions of Section 4-27 of the City Code which are not referenced in this Ordinance shall remain unaffected/unchanged and remain in full force and effect.

BE IT FURTHER ORDAINED, that all parts and provisions of any Ordinance which are inconsistent with the provisions of this Ordinance shall be repealed to the extent of such inconsistency.

BE IT FURTHER ORDAINED, 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.

BE IT FURTHER ORDAINED, 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, LISA ESPOSITO, 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. 2023-14 which was finally adopted by the City Council at a meeting held on the 22nd day of March, 2023

LISA ESPOSITO
CITY CLERK



Minutes
Meeting of the Municipal Council
Wednesday, March 22, 2023
REGULAR MEETING

Executive Session - 3:30 p.m.

2023-165 Resolution Authorizing a meeting which excludes the public

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

Workshop Session - 6:00 p.m.

Call to Order/Roll Call

Attendee Name	Title	Status	Arrived
Angela Ahbez-Anderson	Councilmember	Present	
Eileen Chapman	Councilmember	Present	
Yvonne Clayton	Councilmember	Present	
Amy Quinn	Deputy Mayor	Present	
John Moor	Mayor	Present	
Donna Vieiro	City Manager	Present	
Frederick Raffetto	City Attorney	Present	
Lisa Esposito	City Clerk	Present	
Anthony Cucci	Deputy City Clerk	Absent	

City Clerk Lisa Esposito called the meeting to order at 6:05 PM.

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

SPECIAL EVENT APPLICATIONS:

Director of Recreation, Leesha Floyd presented special events applications to Mayor and Council.

ITEMS TO BE PRESENTED:

1. Presentation and Public Input Session for Residential and Commercial Redevelopment at 1201 Memorial Drive Block 203, Lot 5 by Jemal's Braverman Building, LLC

Presentation by Planning Consultant, Beth McManus and representatives of Jemal's Braverman Building, LLC for proposed project concerning residential and commercial redevelopment for property located at 1201 Memorial Drive.

Matters from City Council

Mayor Moor and Council presented donations (checks) on behalf of Joe Pallotto, President of the Asbury Park Fishing Club, to the following entities: AP Boys & Girls Club, AP Little League, AP Boardwalk Rescue, Big Brothers Big Sisters of Monmouth County, Fulfill, AP Recreation Committee, Clean Ocean Action, Children's Trout Contest, American Littoral Society, and Deal lake Carp Contest.

Council member Ahbez-Anderson stated, I have two small announcements, The City of Asbury Park's Easter Egg Hunt is Saturday April 4th, from 11 AM to 1 PM. It's going to be in Sunset Park, and then 14 years and older vote for projects to improve Asbury Park. You can vote between now and the 31st. There is a flyer probably on the table over there and these are projects to improve spaces in our community through the City's first annual Participatory Budget program, thank you and make sure you vote.

Council member Chapman stated, I just want to piggy back on Angela, the Easter egg hunt is April 1st. I just want to make sure that, that was clear. I also want to make note that the Deal Lake and Sunset Lake clean ups that were originally scheduled for Saturday have been rescheduled to Sunday due to weather. And I want to thank everyone who submitted ideas for Participatory Budget and those who turned out to see the presentations. The presentations were very well thought through and enthusiastically received, it was a fabulous night with a lot of community engagement and support. I hope that the intent and spirit of this initiative continues throughout the remainder of the process as members of our community advocate and campaign for their projects so I hope everyone supports it and is kind to each other in this process.

Council member Clayton had no matters at this time.

Deputy Mayor Quinn had no matters at this time.

Mayor Moor had no matters at this time.

Matters from City Manager

City Manager, Donna Vieiro had no matters at this time.

Matters from City Attorney

City Attorney, Frederick Raffetto had no matters at this time.

PUBLIC PARTICIPATION

A motion was made by Council member Chapman and seconded by Council member Clayton to open the meeting to the public. All were in favor. The following members of the public spoke: Bruce Belfor made a comment about the 1201 Memorial Drive redevelopment project; Sylvia Sylvia made a comment about upcoming events held by the Asbury Park Chambers of Commerce & local businesses; Carrie Turner made a comment about Resolution 2023-176 and arts & culture; Shadeen Olsbay made a comment about housing & mental health; Catherine Interviney made a comment about housing, Accessory Dwelling Units & parking; Jill Salimino made a comment about the 1201 Memorial Drive redevelopment project parking; Lou Sony asked a question about the 1201 Memorial Drive redevelopment project set back and noise; Rita Marano made a comment about affordable housing and 1201 Springwood Avenue; and Wendi Glassman made a comment about the participatory budget committee.

A motion to close the meeting to the public was made by Deputy Mayor Quinn and seconded by Council member Clayton. All were in favor.

MINUTES

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

1. Municipal Council- Executive Meeting March 8, 2023 3:30 PM
2. Municipal Council - Regular Meeting - Mar 8, 2023 6:00 PM

CONSENT AGENDA RESOLUTIONS

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-166 Resolution Approving Special Event Applications

2023-167 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-168 Resolution to Refund Overpaid Municipal Charges for Various Properties

2023-169 Resolution to Adjust Sewer Charges on Various Accounts

INDIVIDUAL RESOLUTIONS

2023-170 Resolution Approving Payment of Bills

RESULT:	ADOPTED [4 TO 1]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Angela Ahbez-Anderson, Eileen Chapman, Yvonne Clayton, Amy Quinn
NAYS:	John Moor

2023-171 Resolution Authorizing the Transfer of Appropriation Reserves in the Fiscal Year 2022 Budget

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Eileen Chapman, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-172 Resolution Awarding Bid for One-Man Refuse Collections System Vehicle

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-173 Resolution Approving Change Order #1 for Memorial Drive Improvements Project

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	John Moor, Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-174 Resolution Identifying of Menu Items as Per the Subsequent Developer Agreement between the City of Asbury Park, Madison Asbury Retail LLC, and Asbury Partners

RESULT:	ADOPTED [4 TO 1]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Angela Ahbez-Anderson, Eileen Chapman, Yvonne Clayton, John Moor
NAYS:	Amy Quinn

2023-175 Resolution Authorizing a Professional Services Contract to CDM Smith for Wastewater Treatment Plant Assistance and Various Design Improvements

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Yvonne Clayton, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-176 Resolution Referring The Arts And Culture Plan To The Planning Board For Review and Adoption, as an Amendment to The Asbury Park Master Plan

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

2023-177 Resolution Of The City Of Asbury Park Referring The Proposed “Redevelopment Plan For 1012 Asbury Avenue, City Of Asbury Park Monmouth County, Block: 501, Lots 1

And 2” Dated March 15, 2023 To The Planning Board, In Accordance With The Local Redevelopment And Housing Law, N.J.S.A. 40a:12a-7

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

ORDINANCES

Introduction

2023-12 2022 Transportation Update Ordinance

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 4/26/2023 6:00 PM
MOVER:	John Moor, Mayor
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-13 Ordinance Of The City Of Asbury Park Amending And Supplementing Section 5-4, Entitled “Rules And Regulations,” Of Chapter 5, “Beach, Boardwalk And Beachfront Regulations,” Of “The Code Of The City Of Asbury Park”

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 4/12/2023 6:00 PM
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-14 Ordinance Of The City Of Asbury Park Amending And Supplementing Subsection 4-27.4, Entitled “Application,” Of Section 4-27, “Film And Photography Permits,” Of Chapter 4, “General Licensing,” Of “The Code Of The City Of Asbury Park”

RESULT:	INTRODUCED [UNANIMOUS]
	Next: 4/12/2023 6:00 PM
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

ADJOURNMENT

The meeting was adjourned at 7:04 PM

A motion to close the meeting was made by Deputy Mayor Quinn and seconded Council member Chapman. Meeting adjourned at 7:04 PM.

Respectfully submitted by:

Lisa Esposito, City Clerk