Agenda
Meeting of the Municipal Council
Wednesday, April 12, 2023
REGULAR MEETING 6:00 PM

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

2023-179 Resolution Authorizing a meeting which excludes the public

A. Contract Negotiations

1. Marmora Center - Interfaith Neighbors

B. 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:

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 22, 2023 4:00 PM
- Municipal Council - Regular Meeting - Mar 22, 2023 6:00 PM
- Municipal Council- Executive Meeting March 28, 2023 12:00 PM
- Municipal Council - Special Meeting - Mar 28, 2023 12:00 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.

2023-180 Resolution Approving Special Event Applications

2023-181 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-182 Resolution to Adjust Sewer Charges on Various Accounts

D. Individual Resolutions

2023-183 Resolution Approving Payment of Bills

2023-184 Resolution Authorizing Purchase of Body Armor Vests for the Police Department

2023-185 Resolution Authorizing the Repairs to the 2016 Ford Explorer Police Interceptor Vehicle #14

2023-186 Resolution Awarding Contract to Commercial Recreation Specialist for the Purchase and Installation of Equipment for the Water Spray Park with Community Development Block Grant (CDBG) Funding

2023-187 Resolution Awarding Bid for School Bus Transportation Services for the 2023 Recreation Program

2023-188 Resolution Authorizing the Annual Renewal of SDL Software

2023-189 Resolution Authorizing the Disposition of Surplus Property

2023-190 Resolution Authorizing the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the City of Asbury Park

2023-191 Resolution Authorizing Withdrawal From Membership In The Central Jersey Health Insurance Fund

2023-192 Resolution Of Support Authorizing A New Jersey Department Of Transportation Local Aid Infrastructure Fund Grant Application

2023-193 Resolution of the Mayor and City Council of the City of Asbury Park to Enter into a Second Amendment of the Subsequent Developer Agreement with K. Hovnanian's Baltic at Asbury Park Urban Renewal, LLC and K. Hovnanian's Aegean at Asbury Park Urban Renewal, LLC to Extend the

Outside Approvals Date in Connection with the Development of Property Located at Block 4003, Lots 1, 2, and 16 and Block 4003, Lots 12, 13, and 14

2023-194 Resolution Of The City Of Asbury Park, New Jersey Confirming The Endorsement Of The 1012 Asbury Project As A Community Development Project

2023-195 Resolution Endorsing HOME Funding Application for 1012 Asbury Avenue (Block 501, Lots 1 and 2)

E. Ordinances

1. Introduction

2023-16 Ordinance Designating A Portion Of Emory Street As A One-Way Street Within The City Of Asbury Park

2023-17 Ordinance of the City of Asbury Park Approving and Adopting a Redevelopment Plan for Property Located at 1012 Asbury Avenue (Block 501, Lots 1 and 2)

2023-18 Ordinance Of The City Of Asbury Park Amending And Supplementing Chapter 8, Entitled "Taxicabs, Liveries, Pedicabs And Valet Parking," To Repeal Article Ii, "Pedicabs," Of "The Code Of The City Of Asbury Park."

2. Second Reading/ Public Hearing

2023-10 2023 Cap Rate Ordinance

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

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. 2023-179

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 April 12, 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. <u>Contract Negotiations:</u>

1. Marmora Center - Interfaith Neighbors

B. <u>Attorney-Client Privilege:</u>

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

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.

Minutes Acceptance: Minutes of Mar 22, 2023 6:00 PM (Minutes)

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

Minutes Acceptance: Minutes of Mar 22, 2023 6:00 PM (Minutes)

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**Accepted**

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

Minutes Acceptance: Minutes of Mar 22, 2023 6:00 PM (Minutes)

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:

Minutes Acceptance: Minutes of Mar 22, 2023 6:00 PM (Minutes)

Lisa Esposito, City Clerk

Minutes
Meeting of the Municipal Council
Tuesday, March 28, 2023
SPECIAL MEETING

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	Present	

City Clerk Lisa Esposito called the meeting to order at 12:01 PM.

PUBLIC HEARING

1. Issues regarding bid submitted by Wallace Bros., Inc for construction of new fire department headquarters

City Attorney, Frederick Raffetto stated Good afternoon. My name is Frederick C. Raffetto, Esq., and I am with the law firm of Hill Wallack. I serve as general counsel to the City of Asbury Park, and am also known as the "City Attorney." The Mayor has asked me to take the lead with regard to today's special meeting. The purpose of this meeting is for the Mayor and Council to conduct a public hearing, and potentially to engage in deliberations, concerning issues related to the bidder that was awarded the contract for the new Fire Department Headquarters project on February 27, 2023. By way of background, the City of Asbury Park received and opened sealed bids on Wednesday, February 22, 2023 for the new Fire Department Headquarters. Ten (10) bids were received on that date from interested contractors for this project. On February 27, 2023, the Mayor and Council held a special Council meeting in order to award the bid associated with this matter. The lowest bid had been submitted by **Wallace Bros., Inc.,** with an address of 400 Chambers Ridge Road, Brick, New Jersey 08723. At that meeting, the Mayor and Council adopted Resolution No. 2023-144, which awarded the bid and contract for the project to Wallace Bros., Inc. in the amount of $18,084,000.00, representing the base bid and deducting alternate #1 (representing training tower) and also deducting alternate #2 (representing community room). Shortly after the special Meeting was held, the City was made aware of certain allegations and information which

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may have affected the determination made by the Mayor and Council that Wallace Bros., Inc. represented the lowest "**responsible**" bidder for the project. Pursuant to the New Jersey Local Public Contracts Law, and specifically N.J.S.A. 40A:11-4, every contract for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the contracting unit's bid threshold must be awarded to the **lowest responsible bidder**. The within contract well exceeds the City's bid threshold; therefore, it must be awarded to the **lowest responsible bidder**, by law. The Local Public Contracts Law defines the term **"responsible"** as follows: "Responsible" means able to complete the contract in accordance with its requirements, including but not limited to requirements pertaining to experience, **moral integrity**, operating capacity, financial capacity, credit, workforce, equipment and facilities availability." [See N.J.S.A. 40A:11-2(32)] That definition was also included as part of the City's Bid Specifications at Section 5.5.1. With regard to the allegations made concerning Wallace Bros., Inc., the City has heard from other bidders, as well as from labor union representatives, who have filed protests following the award of the bid. The specific issue that was brought forward which caused the Mayor and Council to determine to hold today's hearing relates to the response provided by Wallace to Question # 7 on the "Statement of Experience and Qualifications" as included in its bid package (at page 73 of 90). That question reads as follows: 7.) "In the past three (3) years, have there been any outstanding debts over sixty days to subcontractors for material and equipment suppliers for work in place on any of your contracts, other than the maximum allowance of two percent (2%) retainage? If so, how much and why?" Wallace answered **"NO"** to that Question. However, the information that has been provided to the City suggests that this response may not have been accurate and/or may have constituted a misrepresentation. The Mayor and Council believe that this issue is material and is relevant to the determination as to whether Wallace constitutes the lowest **"responsible"** bidder pursuant to N.J.S.A. 40A:11-2(27), N.J.S.A. 40A:11-2(32) and N.J.S.A. 40A:11-4, along with Section 5.5.1 of the City's Bid Specifications. Therefore, before proceeding with contract execution, the Mayor and Council determined to set this matter down for a hearing in order to allow a representative of Wallace to explain, under oath, Wallace's position as to its response to Question # 7. Importantly, though this hearing was called primarily to review the issue regarding Wallace's response to Question # 7, since we are conducting a hearing as to Wallace's "responsibility" as a bidder, there may be questions raised concerning other matters that are relevant to the determination as to whether Wallace Bros., Inc. constitutes the lowest responsible bidder. As to the conduct of the hearing, on behalf of the City, I will take the lead to elicit testimony from **Mr. Steve Wallace**, who is the President of Wallace Bros., Inc., and who executed his company's bid proposal, through various questions. I will then offer the Council members the opportunity to ask questions of Mr. Wallace, if they so choose. I will then afford Mr. Wallace's attorney [Stephen Bialkowski, Esq.] the opportunity to ask follow-up questions to Mr. Wallace, if he so chooses. Finally, after the conclusion of the question and answer period, I will afford Mr. Wallace and/or his attorney the opportunity to provide any final or summary comments to the Mayor and Council concerning this matter, if they wish. Once the hearing has closed, the public will then be afforded the opportunity to address the Mayor and Council - either about issues that were raised during the hearing or about any other issue(s) that they may wish to address - as part of the regular open public comment period. Speakers will be reminded that the City affords each speaker with a period of up to three (3) minutes per speaker to address the Mayor and Council. Following the conduct of today's hearing, the

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Council will determine whether to proceed with the contract as awarded to Wallace, or whether to proceed in a different direction. That determination may, or may not, be finally determined today. Specifically, if the Council determines that, in its discretion, Wallace is not the lowest "**responsible**" bidder, then the Council may determine to rescind the award of the bid to Wallace and to award the contract to the next low bidder. In anticipation of today's hearing, I contacted Mr. Wallace by letter dated March 10, 2023, to advise him that the Mayor and Council wished to hold this hearing. The hearing was originally scheduled to be held on March 17, 2023, but it was adjourned until today. With that, I would like to request Mr. Steve Wallace to come forward so that he may address the Mayor and Council regarding these issues.

Attorney, Stephen Bialkowski and Stephen Wallace responded to a series of questions regarding the bid submitted for construction of the new fire headquarters.

PUBLIC PARTICIPATION

A motion was made by Council member Chapman and seconded by Council member Ahbez-Anderson to open the meeting to the public. All were in favor.
The following members of the public spoke: Juancito Jones made a comment about the award of the firehouse contract & labor unions; Nicole Vickione made a comment about the Wallace Brother's bid for the firehouse project
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.

COUNCIL DISCUSSION

Mayor Moor stated, there will be no action taken at this time.

Adjournment

A motion to close the meeting was made by Mayor Moor and seconded Council member Chapman. Regular Meeting adjourned at 1:06 PM.

Executive Session - 12:00 p.m.

2023-178 Resolution Authorizing a meeting which excludes the public

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

Respectfully submitted by:

_____

Minutes Acceptance: Minutes of Mar 28, 2023 12:00 PM (Minutes)

Lisa Esposito, City Clerk

RESOLUTION NO. 2023-180

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 April 12, 2023 the following Special Events Applications were presented for approval by the Director of Recreation:

1. Santa Run
2. Jersey Pride
3. July 4th fireworks
4. 5 alarm 5k
5. Senior Easter Egg Hunt
6. Sexual Violence Awareness month
7. Graduation Block Party
8. Art in the Park
9. Weddings:
    a. 5/27- 8th Avenue beach
    b. 7/1- 6th Avenue beach

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. 2023-180 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 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: 12/2/23 **Rain Date:**_____

Time of Event: 10:00 AM **to** 12:00 PM **Setup time:** 9:00 AM **Break-down time:** 12:00 PM

Location of Event: The Stone Pony & course through streets of AP

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:_____

*Wedding applicants only need to complete page 6.

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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

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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:___June 4, 2022_____ Rain Date:____n/a_____

Time of Event noon to 6pm_ Setup time:__June 3, 2022_____ Break-down time:___June 5, 2022_____

Name of Event:_____New Jersey's 31st Annual Statewide LGBTQ+ Pride Celebration

Location of Event: Bradley & Atlantic Park, Parade route from municipal building, up Cookman to Grand, along Grand to Sunset, then east on Sunset to the parks

Type of Event (check all that apply):

X Festival	X Parade	☐ Foot Race
☐ Wedding*	☐ Beach Event	☐ Concert

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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

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- 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: July 3, 2023 **Rain Date:** July 7, 2023

Time of Event: 9:00 PM **to** 11:00 PM **Setup time:** 7:30 am on July 2 **Break-down time:** 11:30 PM

Name of Event: 4th of July Firework

Location of Event: 1st AVENUE BEACH, BETWEEN 2ND & 3RD AVENUE BEACH AND 4TH AVENUE BECH

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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: 6/10/2023 **Rain Date:** NONE

Time of Event: 6:30 **to** 11:00 AM **Setup time:** 6:30 AM **Break-down time:** 10:30 AM

Name of Event: ASBURY PARK PROFESSIONAL FIREFIGHTERS LOCAL 384 5-ALARM 5K

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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.

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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:**____N/A_____

Time of Event:___1PM___to____5PM___ **Setup time:**__NOON_ **Break-down time:**_____

Name of Event:___Senior Easter Egg Hunt_____

Location of Event:__Senior Center 1201 Springwood Avenue_____

Type of Event (check all that apply):

☐ Festival	☐ Parade	☐ Foot Race
☐ Wedding*	☐ Beach Event	☐ Concert
☐ Bike Ride/Race	☐ Triathlon	☐ Multi Day Event

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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.

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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 29, 2023 Rain Date:_____

Time of Event: 12pm to 3pm Setup time: 10am Break-down time: 4pm

Name of Event: Sexual Violence Awareness Month

Location of Event: Springwood Park - Mayors Wellness Committee

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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

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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: June 3, 2023 **Rain Date:** NA

Time of Event: 5pm **to** 8 pm **Setup time:** 4pm **Break-down time:** done by 9pm

Name of Event: Graduation Block Party

Location of Event: Heck St. Block between 1st 2nd Ave

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.

Attachment: cm 4.12 (2023-180 : Special Event Applications)

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.

[redacted]

Date of Event: May 20, 2023 **Rain Date:** May 21, 2023

Time of Event: 1 **to** 3 **Setup time:** 11:00 AM **Break-down time:** 4:00 PM

Name of Event: Art in the Park

Location of Event: Springwood Ave Park

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.

Attachment: cm 4.12 (2023-180 : Special Event Applications)

Wedding Ceremony Application

Park/Beach Rental Fee (nonrefundable): $500.00 (for up to 3 hours of use) $700.00 (for 3-8 hours of use)

Make checks payable to "The City of Asbury Park " 1 Municipal Plaza AP, NJ 07712 Attn: Leesha Floyd

Between Memorial Day and Labor Day, 6pm is the earliest ceremonies can begin on any beach.

- A certificate of insurance naming the City of Asbury Park (1 Municipal Plaza Asbury Park , NJ 07712) as an additional ly insured in the amount of one million dollars.(If you are a homeowner, some insurance companies will allow you to add a one day rider to your home insurance policy or a one day policy can be purchased from any insurance company. Insurance policies must be provided 10 day prior to the ceremony
- Alcohol is prohibited on City beaches
- Firework displays are prohibited w/o pre-approval from the City & proper documentation being provided to the City
- Applications and fees must be received by the Special Events Department 30 days prior to your event

Wedding Date: 5/27/2023 **Ceremony start time:** 10:00 am **End time:** 12:00 pm
Setup time: 8:00 am **(breakdown and cleanup must be within 2 hours of the conclusion of the ceremony)**
Location of Ceremony: ~~5th~~ 8th ave Beach

☐ **YES** ☑ **NO Will reserved parking spaces be requested? If so, how many spaces**_____ **where**_____. **Please visit www.cityofasburypark.com to purchase parking spaces (waterfront spaces cannot be reserved between Memorial Day & Labor Day)**

Applicant 1- Name & Address: Yolanda Martinez Rosales
Ana Rita Benitez Palacios
Contact #: 609-384-5197 **Email Address:** alexasm7216@gmail.com

Applicant 2- Name & Address: Ana Rita Benitez Palacios
319 Newark ave. apt 3 Bradley Beach NJ 07720
Contact #: 609-384-5197 **Email Address:** alexasm7216@gmail.com

# of people in wedding party: 16 **# of people attending wedding:** 30-35

Will any of the following items be used (check all that apply):

- ☐ **Pa system**
- ☑ **Archway**
- ☑ **Chairs**
- ☐ **Canopy/tent (if larger than 30x30, a permit is required)**
- ☐ **Other structures:**

I understand and agree by applying for this permit I am responsible for the conduct of attendees, and that any violation of the rules can result in the immediate termination of your event. I also understand that I am responsible for the cleanup

Attachment: cm 4.12 (2023-180 : Special Event Applications)

Wedding Ceremony Application

Park/Beach Rental Fee (nonrefundable): $500.00 (for up to 3 hours of use) $700.00 (for 3-8 hours of use)
Make checks payable to "The City of Asbury Park" 1 Municipal Plaza AP, NJ 07712 Attn: Leesha Floyd

Memorial Day and Labor Day 3pm is the earliest ceremonies can begin on any beach.

- A certificate of insurance naming the City of Asbury Park (1 Municipal Plaza Asbury Park, NJ 07712) as an additionally insured in the amount of one million dollars.(If you are a homeowner, some insurance companies will allow you to add a one day rider to your home insurance policy or a one day policy can be purchased from any insurance company. Insurance policies must be provided 10 day prior to the ceremony
- Alcohol is prohibited on City beaches
- Firework displays are prohibited w/o pre-approval from the City & proper documentation being provided to the City
- Applications and fees must be received by the Special Events Department 30 days prior to your event

Wedding Date: 7/1/23 Ceremony start time: 6pm End time: 6:30pm
Setup time: 4:30pm (breakdown and cleanup must be within 2 hours of the conclusion of the ceremony)
Location of Ceremony: 5th Avenue Beach
5th

☐YES ☐NO Will reserved parking spaces be requested? If so, how many spaces X
where _____. Please visit www.cityofasburypark.com to purchase parking spaces (waterfront spaces cannot be reserved between Memorial Day & Labor Day)

Applicant 1- Name & Address: Alyssa Zygmunt

Contact #: _____ Email Address: azygmunt@mclaanes.com

Applicant 2- Name & Address: Elain Yates + Russel Johnson

Contact #: _____ Email Address: _____

# of people in wedding party: _____ # of people attending wedding: 100

Will any of the following items be used (check all that apply):

- ☐ Pa system
- ☐ Archway
- ☒ Chairs
- ☐ Canopy/tent (if larger than 30x30, a permit is required)
- ☐ Other structures:

I understand and agree by applying for this permit I am responsible for the conduct of attendees, and that any violation of the rules can result in the immediate termination of your event. I also understand that I am responsible for the cleanup of the area where my event is held and that no cooking or alcohol are allowed on the beach. If it becomes necessary for the City to care for the area, I am liable for all costs incurred. Lastly I understand all fees are non-refundable.

Signature of Applicant 1 or 2

11/6/23
Date

Attachment: cm 4.12 (2023-180 : Special Event Applications)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-181
Increase to temporary budget prior to budget adoption.

See Attached Listing

RESOLUTION NO. 2023-181

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.

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. 2023-181 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

2023 TEMPORARY BUDGET AMENDMENT ATTACHMENT

	FROM	TO
Current Fund:		
General Administraiton OE	78,593.00	128,593.00
Central Functions	13,781.00	23,781.00
City Clerk OE	31,474.00	59,474.00
Comminications OE	6,381.00	11,381.00
Finance OE	109,331.00	209,331.00
Tax Collector OE	9,752.00	19,752.00
Legal	91,875.00	171,875.00
APTV OE	7,059.00	12,059.00
Planning Department OE	24,909.00	48,909.00
Liability Insurance	863,563.00	1,065,563.00
Workers Compensation Insurance	629,440.00	829,440.00
Employee Group Insurance	2,632,500.00	4,632,500.00
Police OE	173,833.00	301,833.00
Fire OE	134,814.00	224,814.00
Municipal Prosecutor	16,275.00	31,275.00
Streets and Roads OE	202,519.00	502,519.00
Solid Waste Collection OE	658,956.00	937,000.00
Buildings and Grounds OE	52,025.00	61,025.00
Senior Citizens OE	9,358.00	17,358.00
Municipal Court OE	16,776.00	31,776.00
Public Defender	11,813.00	22,313.00
Construction Code OE	6,313.00	9,313.00
Code Enforcement OE	5,290.00	6,790.00
Street Lighting	100,000.00	167,500.00
Telephone	68,000.00	70,000.00
Gasoline	100,000.00	195,000.00
Light,Heat,Power	100,000.00	177,500.00
Fire Hydrant Rent	85,125.00	126,125.00
Social Security	250,000.00	450,000.00
Maintenance of Free Public Library	225,000.00	405,000.00
Body Armor Replacement Fund	-	5,441.99
Sewer Operating Fund:		
Other Expenses	425,000.00	725,000.00
Beach Operating Fund:		
Other Expenses	105,394.00	200,394.00
Transportation Operating Fund:		
Other Expenses	250,000.00	350,000.00
Social Security	6,563.00	19,563.00
Capital Outlay	-	49,000.00

Attachment: Temporary Budget Amendment #4 (2023-181 : Temp. Budget Amend. 4)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-182
Adjust Sewer Charges on Various Accounts

RESOLUTION NO. 2023-182

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. Apply a credit of $7,238.95 from 2020 Q1 through 2023 Q1 onto account #10793506-0, 710 Sixth Avenue, assessed to 710 6th Ave, LLC.

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. 2023-182 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-183
Resolution authorizing the payment of bills in the amount of $3,033,801.19

RESOLUTION NO. 2023-183

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 $3,033,801.19

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	$	1,708,847.19
BOARD OF EDUCATION		1,324,954.00
TOTAL VOUCHERS	$	3,033,801.19

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. 2023-183 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

P.O. Type: All Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid: N
Format: Condensed Held: Y Aprv: N Rcvd: Y
Range: 2-First to 3-Last Bid: Y State: Y Other: Y Exempt: Y
Rcvd Batch Id Range: First to Last Include Non-Budgeted:
Department Page Break: No Subtotal CAFR: Yes Subtotal Department: Yes Subtotal Extd: Yes

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund: CURRENT						
Department: MUNIC CLERK						
Extd: MUNICIPAL CLERK						
2-01-20-120-000-217	MUNICIPAL CLERK Ads&Promotion					
ASBPAK ASBURY PARK PRESS		23-00989	#5451862, #5189065 2022 ADS	148.32	0.00	
	Extd Total: MUNICIPAL CLERK			148.32		
	Department Total: MUNIC CLERK			148.32		
Department: FINANCE						
Extd: FINANCIAL ADMINISTRATION						
2-01-20-130-000-204	FINANCE Outside Services					
ACCINV ACCLAIM INVENTORY, LLC		22-03523	2022 Fixed Asset Update	2,700.00	0.00	
	Extd Total: FINANCIAL ADMINISTRATION			2,700.00		
	Department Total: FINANCE			2,700.00		
	CAFR Total:			2,848.32		
Department: PLANNING BOARD						
Extd: PLANNING BOARD						
2-01-21-180-000-201	PLANNING BOARD General Plant					
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00827	Beekman Various 2022 and 2023	225.00	0.00	
	Extd Total: PLANNING BOARD			225.00		
	Department Total: PLANNING BOARD			225.00		
Department: ZONING BOARD						
Extd: ZONING BOARD OF ADJUSTMENT						
2-01-21-185-000-209	ZONING BOARD Fees					
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00736	Beekman Invoice ZB 508 Eighth	1,300.00	0.00	
	Extd Total: ZONING BOARD OF ADJUSTMENT			1,300.00		
	Department Total: ZONING BOARD			1,300.00		
	CAFR Total:			1,525.00		
Department: FIRE DEPT.						
Extd: FIRE DEPARTMENT						
2-01-25-265-000-262	FIRE DEPT. Equipment Repairs					
KNOCOM KNOX COMPANY		22-02731	QUOTE#QT-KA-40687 KEY SECURE 5	1,506.00	0.00	
NJFIRE NJ FIRE EQUIPMENT COMPANY		23-00906	INV#2018605 HYDRO-TEST OF SCBA	489.60	0.00	
				1,995.60		

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
2-01-25-265-000-298	FIRE DEPT. Special Operations					
IIAFI005 IIA - FIRE DEPARTMENT TESTING		23-00945	INV-034544 FIRE PUMP TESTS	900.00	0.00	
	Extd Total: FIRE DEPARTMENT			2,895.60		
	Department Total: FIRE DEPT.			2,895.60		
	CAFR Total:			2,895.60		
Department: STREETS & ROAD						
Extd: STREETS & ROADS MAINTENANCE						
2-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
GPCNA091 GPC-NAPA AUTO PARTS		23-00931	DPW STOCK DEF/OIL	265.11-	0.00	
2-01-26-290-000-205	STREETS & ROAD Snowstorm Expenses					
CITY CITY OF ASBURY PARK		23-00916	Transfer to Storm Recovery	24,924.80	0.00	
2-01-26-290-000-216	STREETS & ROAD Carpentry Supplies					
FOSCOM FOSTER & COMPANY, INC.		22-03161	Shop Stock	584.67	0.00	
2-01-26-290-000-218	STREETS & ROAD Contract.Serv.					
TERPES THE TERMINIX INTERNATIONAL CO		23-00835	pest control11/18/22SR. Center	69.00	0.00	
	Extd Total: STREETS & ROADS MAINTENANCE			25,313.36		
	Department Total: STREETS & ROAD			25,313.36		
Department: BUILDING & GND						
Extd: BUILDINGS & GROUNDS						
2-01-26-310-000-203	BUILDING & GND Misc. Hardware					
SHOIND SHORE INDUSTRIAL SUPPLY CORP.		23-00879	#S2090674 VARIOUS PART SEWER	99.28	0.00	
	Extd Total: BUILDINGS & GROUNDS			99.28		
	Department Total: BUILDING & GND			99.28		
	CAFR Total:			25,412.64		
Department: RECREATION						
Extd: RECREATION SERVICES & PROGRAM						
2-01-28-370-000-297	RECREATION Contractual					
JERELE JERSEY ELEVATOR COMPANY, INC.		23-00920	INVOICE #408620 12/31/22 VISIT	578.00	0.00	
	Extd Total: RECREATION SERVICES & PROGRAM			578.00		
	Department Total: RECREATION			578.00		
	CAFR Total:			578.00		
	Fund Total: CURRENT			33,259.56		
Fund: SEWER UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: SEWER UTILITY O/E: OTHER EXPENSES:						
2-07-55-502-000-202	SEWER UTILITY O/E: Hardware/Tools					
MUNMAI MUNICIPAL MAINTENANCE CO.		22-02583	Degritter Repair Quote 45944Q	4,360.00	0.00	

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description / P.O. Id / P.O. Description	Amount	Void Amount	PO Type
2-07-55-502-000-242	SEWER UTILITY O/E: Capital Outlay			
WARGEN WARSHAUER GENERATOR, LLC	22-02010 INSTALLATION OF GENERATOR WWTP	8,000.00	0.00	B
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:	12,360.00		
	Department Total: UTILITY OE	12,360.00		
	CAFR Total:	12,360.00		
	Fund Total: SEWER UTILITY: BUDGET:	12,360.00		
	Year Total:	45,619.56		
Fund: CURRENT				
Department: ADMINISTRATION				
Extd: ADMINISTRATION				
3-01-20-100-000-202	ADMINISTRATION Office Supplies			
CRAPRI CRAFTMASTER PRINTING, INC.	23-00919 Business Cards-Donna Vieiro	45.00	0.00	
3-01-20-100-000-209	ADMINISTRATION Professional Services			
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00602 Invoice 4071 Rent Control	10,533.00	0.00	
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00788 Invoice 4149 General Council	13,256.25	0.00	
BURGI005 BURGIS ASSOCIATES INC.	23-00851 Invoice 42044 Court Master	562.50	0.00	
		24,351.75		
3-01-20-100-000-214	ADMINISTRATION Storage			
LIFSTO LIFE STORAGE #448	23-00986 3/1/24 TO 4/30/24 FIVE UNITS	740.00	0.00	
	Extd Total: ADMINISTRATION	25,136.75		
	Department Total: ADMINISTRATION	25,136.75		
Department: MUNIC CLERK				
Extd: MUNICIPAL CLERK				
3-01-20-120-000-217	MUNICIPAL CLERK Ads&Promotion			
NJADV NJ ADVANCE MEDIA LLC	23-00863 #10598390 Exec meeting change	119.78	0.00	
ASBPAK ASBURY PARK PRESS	23-00864 #5626148Special Mtng Notice	108.28	0.00	
ASBPAK ASBURY PARK PRESS	23-00908 APP #5633547, 5632534	97.72	0.00	
		325.78		
3-01-20-120-000-238	MUNICIPAL CLERK Contractual			
GRALLC GRANICUS, LLC	23-00946 Granicus April '23 Inv.#163629	706.20	0.00	
	Extd Total: MUNICIPAL CLERK	1,031.98		
	Department Total: MUNIC CLERK	1,031.98		
Department: FINANCE				
Extd: FINANCIAL ADMINISTRATION				
3-01-20-130-000-204	FINANCE Outside Services			
MOODINV Moody's Investors Service	23-00591 Invoice P0427941	3,000.00	0.00	
3-01-20-130-000-206	FINANCE Copier			
MUNCAP MUNICIPAL CAPITAL CORPORATION	23-00876 40046567 Contract Pmt 57 of 60	2,970.77	0.00	
MUNCAP MUNICIPAL CAPITAL CORPORATION	23-01001 POLICE PAYMENT #1 OF 60	507.12	0.00	

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-130-000-206	FINANCE Copier		Continued			
MUNCAP MUNICIPAL CAPITAL CORPORATION		23-01006	#40109271 CONTRACT PMT 5 OF 60	318.73	0.00	
				3,796.62		
3-01-20-130-000-209	FINANCE Fees					
GREFIN GREATAMERICA FINANCIAL SVCS.		23-01002	INVOICE #3372019 MAY 2023	339.50	0.00	
	Extd Total: FINANCIAL ADMINISTRATION			7,136.12		
	Department Total: FINANCE			7,136.12		
Department: COMPUTER MIS						
Extd: COMPUTERIZED DATA PROCESSING						
3-01-20-140-000-219	COMPUTER DATA PROC. Equipment					
AMAZ0005 AMAZON.COM SERVICES		23-00526	Clerks Office Intercom	309.99	0.00	
WBMASON W.B.MASON CO., INC.		23-00717	March 2023 Office Supplies	235.30	0.00	
				545.29		
3-01-20-140-000-226	COMPUTER DATA PROC. Verizon Connect					
VERIZ015 VERIZON CONNECT		23-00924	INV#384000040748 3.1.2023	2,554.05	0.00	
	Extd Total: COMPUTERIZED DATA PROCESSING			3,099.34		
	Department Total: COMPUTER MIS			3,099.34		
Department: TAX REV ADMIN						
Extd: TAX REVENUE ADMINISTRATION						
3-01-20-145-000-238	TAX REV ADMIN Conventions					
HARROC HARD ROCK HOTEL & CASINO AC		23-00840	#W5HGW P MARTUSCELLI	327.00	0.00	
HARROC HARD ROCK HOTEL & CASINO AC		23-00844	HOTEL TC CONF MJS #EQ179I0H	327.00	0.00	
				654.00		
	Extd Total: TAX REVENUE ADMINISTRATION			654.00		
	Department Total: TAX REV ADMIN			654.00		
Department: TAX ASSESSOR						
Extd: TAX ASSESSOR						
3-01-20-150-000-209	TAX ASSESSOR Fees					
SHAIN005 SCHAFFER SHAIN JALLOH PC		23-00849	#11308 Tax Appeal Jan 2023	495.00	0.00	
SHAIN005 SCHAFFER SHAIN JALLOH PC		23-00850	#11478 Tax Appeal Feb 2023	1,930.50	0.00	
				2,425.50		
	Extd Total: TAX ASSESSOR			2,425.50		
	Department Total: TAX ASSESSOR			2,425.50		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
3-01-20-155-000-209	LEGAL SERVICES Fees					
MARFAL MARAZITI FALCON, LLP		23-00768	PROFESSIONAL SERVICE RENDERED	6,650.55	0.00	
MARFAL MARAZITI FALCON, LLP		23-00785	Invoice 52864 Baltic RAB	3,575.00	0.00	

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-155-000-209	LEGAL SERVICES Fees		Continued			
HILLW005 HILL WALLACK LLP		23-00895	Invoice 708395 Gen. Litigation	7,338.00	0.00	
				17,563.55		
	Extd Total: LEGAL SERVICES			17,563.55		
	Department Total: LEGAL SERVICES			17,563.55		
Department: APTV						
Extd: CABLE TV ADVISORY COMMITTEE						
3-01-20-162-000-202	APTV Equipment					
CRAPRI CRAFTMASTER PRINTING, INC.		23-00796	How to watch APTV cards	70.00	0.00	
CRAPRI CRAFTMASTER PRINTING, INC.		23-00797	Recording signs for chambers	120.00	0.00	
CRAPRI CRAFTMASTER PRINTING, INC.		23-00837	APTV Outdoor Recording signs	160.00	0.00	
				350.00		
	Extd Total: CABLE TV ADVISORY COMMITTEE			350.00		
	Department Total: APTV			350.00		
	CAFR Total:			57,397.24		
Department: Planning Department						
Extd: Planning Department						
3-01-21-179-000-206	PLANNING DEPT. Storage					
LIFSTO LIFE STORAGE #448		23-00986	3/1/24 TO 4/30/24 FIVE UNITS	264.00	0.00	
3-01-21-179-000-207	PLANNING DEPT. Training/Cert.					
AMEPLA AMERICAN PLANNING ASSOCIATION		23-00939	MEMBERSHIP APA	419.00	0.00	
3-01-21-179-000-208	PLANNING DEPT. Printing					
CRAPRI CRAFTMASTER PRINTING, INC.		23-00843	Business Cards for DeGenaro	35.00	0.00	
3-01-21-179-000-209	PLANNINF DEPT. Planning Board Fees					
JACSER JACK A. SERPICO		23-00826	Serpico Feb 23 invoices	1,012.50	0.00	
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00827	Beekman Various 2022 and 2023	570.00	0.00	
				1,582.50		
3-01-21-179-000-210	PLANNING DEPT. Zoning Board Fees					
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00736	Beekman Invoice ZB 508 Eighth	37.50	0.00	
JACSER JACK A. SERPICO		23-00826	Serpico Feb 23 invoices	562.50	0.00	
				600.00		
	Extd Total: Planning Department			2,900.50		
	Department Total: Planning Department			2,900.50		
	CAFR Total:			2,900.50		

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: CODE ENFORCE						
Extd: CODE ENFORCEMENT AND ADMIN.						
3-01-22-195-000-201	CODE ENFORCEMENT Office Supplies					
WBMASON W.B.MASON CO., INC.		23-00869	Office supplies	135.46	0.00	
	Extd Total: CODE ENFORCEMENT AND ADMIN.			135.46		
	Department Total: CODE ENFORCE			135.46		
	CAFR Total:			135.46		
Department: GROUP INSUR.						
Extd: EMPLOYEE GROUP INSURANCE						
3-01-23-220-000-209	EMPLOYEE GROUP INSURANCE Fees (IN CAP)					
NJSHBP NJSHBP		23-00915	HEALTH COVERAGE APRIL 2023	589,209.46	0.00	
	Extd Total: EMPLOYEE GROUP INSURANCE			589,209.46		
	Department Total: GROUP INSUR.			589,209.46		
	CAFR Total:			589,209.46		
Department: POLICE						
Extd: POLICE DEPARTMENT						
3-01-25-240-000-203	POLICE Motor Vehicle					
EASTC EAST COAST EMERGENCY LIGHTING,		23-00795	Car #28 Siren repair	471.90	0.00	
3-01-25-240-000-204	POLICE Towing					
RICAUT RICH'S AUTO BODY		23-00823	#12847 & #12867 TOW SERVICES	40.00	0.00	
3-01-25-240-000-218	POLICE Contract.Serv.					
CITEC005 CI TECHNOLOGIES, INC.		23-00691	#11126 IA 2023 ANNUAL SOFTWARE	2,000.00	0.00	
WIRCOM WIRELESS COMMUNICATIONS &		23-00822	#M61588 MARCH 2023	1,220.00	0.00	
LIFSTO LIFE STORAGE #448		23-00986	3/1/24 TO 4/30/24 FIVE UNITS	776.00	0.00	
				3,996.00		
3-01-25-240-000-222	POLICE Training					
EVOLU005 EVOLUTION TRAINING SOLUTIONS		23-00552	INV #173 FIREARMS INSTRUCTOR	900.00	0.00	
CONNE005 CONNELL CONSULTING LLC		23-00824	Daniels Law OPRA class Tracey	149.00	0.00	
				1,049.00		
3-01-25-240-000-275	POLICE Traffic Maintenance					
CRAPRI CRAFTMASTER PRINTING, INC.		23-00674	2023 Taxi Inspection Decals	307.76	0.00	
ALLTRA ALL TRAFFIC SOLUTIONS, INC		23-00763	#Q-70710 ANNUAL RENEWAL	7,858.50	0.00	
				8,166.26		
	Extd Total: POLICE DEPARTMENT			13,723.16		
	Department Total: POLICE			13,723.16		

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Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: FIRE DEPT.						
Extd: FIRE DEPARTMENT						
3-01-25-265-000-203	FIRE DEPT. Motor Vehicle					
VARGA005 VARGA AUTO REPAIR & TRANS-		23-00395	EST:41858-8356 Trans. Rebuild	5,855.60	0.00	
FISONS FIS on Site Service LLC		23-00778	Est: E 1038-8375 Flow. Repair	135.00	0.00	
NJEVEH NJ EMERGENCY VEHICLES		23-00889	Modifications to 8360 Compart.	300.00	0.00	
				6,290.60		
3-01-25-265-000-206	FIRE DEPT. Purchase of Equipment					
ESIEQU ESI EQUIPMENT, INC.		23-00819	Q#E23-294 HOLMATRO RESCUE TLS	1,026.00	0.00	
3-01-25-265-000-212	FIRE DEPT. Dues,Licenses,Subscriptions					
NJCHIE NJ CAREER FIRE CHIEFS ASSOC.		23-00899	INV#1153 2023 DUES K. KEDDY	375.00	0.00	
3-01-25-265-000-214	FIRE DEPT. Building Maintenance					
GRAING GRAINGER, INC.		23-00845	Q#2053739485 HOT WATER HEATER	1,450.66	0.00	
3-01-25-265-000-222	FIRE DEPT. Training					
JERMED JERSEY SHORE UNIVERSITY		23-00122	IN#1037 L. INNOCENT EMT COURSE	2,000.00	0.00	
3-01-25-265-000-229	FIRE DEPT. Medical Sup.					
SEAWEL SEABOARD WELDING SUPPLY, INC.		23-00422	BLANKET PO FOR OXYGEN N.T.E.	45.00	0.00	B
3-01-25-265-000-255	FIRE DEPT. Revenue Guard Fees					
CORON005 CORONIS HEALTH RCM, LLC dba		23-00786	Invoice CHRCM8568 Feb. Fees	4,099.93	0.00	
3-01-25-265-000-262	FIRE DEPT. Equipment Repairs					
NJFIRE NJ FIRE EQUIPMENT COMPANY		23-00513	QUOTE#19487 SCBA MACK REPAIRS	316.20	0.00	
	Extd Total: FIRE DEPARTMENT			15,603.39		
Extd: FIRE HYDRANT						
3-01-25-265-266-299	FIRE HYDRANT Misc.					
NJAMER N.J. AMERICAN WATER CO.		23-01004	#1018-210026567043 2/24-3/23	21,145.10	0.00	
	Extd Total: FIRE HYDRANT			21,145.10		
	Department Total: FIRE DEPT.			36,748.49		
Department: PROSECUTOR						
Extd: MUNICIPAL PROSECUTOR						
3-01-25-275-000-202	PROSECUTOR Fees					
JAMBUT JAMES N. BUTLER, JR.		23-00991	march prosecutor fees	5,200.00	0.00	
	Extd Total: MUNICIPAL PROSECUTOR			5,200.00		
	Department Total: PROSECUTOR			5,200.00		
	CAFR Total:			55,671.65		

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: STREETS & ROAD						
Extd: STREETS & ROADS MAINTENANCE						
3-01-26-290-000-202	STREETS & ROAD		Office Supplies			
WBMASON	W.B.MASON CO., INC.	23-00808	OFFICE SUPPLIES	128.99	0.00	
WBMASON	W.B.MASON CO., INC.	23-00838	OFFICE SUPPLIES	931.98	0.00	
				1,060.97		
3-01-26-290-000-203	STREETS & ROAD		Motor Vehicle			
GPCNA091	GPC-NAPA AUTO PARTS	23-00162	BLANKET - VARIOUS PARTS	570.98	0.00	B
HUDSO005	HUDSON COUNTY MOTORS, INC.	23-00392	BLANKET VARIOUS PARTS	246.17	0.00	B
THEHOS	THE HOSE SHOP, INC.	23-00402	BLANKET FOR VARIOUS PARTS	193.23	0.00	B
WARGEN	WARSHAUER GENERATOR, LLC	23-00444	DPW GENERATOR ADDITION WORK	1,135.00	0.00	
FOSCOM	FOSTER & COMPANY, INC.	23-00573	MISC FOR THE DPW INVENTORY	745.03	0.00	
SEAFOR	SEA BREEZE FORD INC.	23-00638	BLANKET FOR VARIOUS PARTS	913.86	0.00	B
EASAUT	EASTERN AUTOPARTS WAREHOUSE	23-00670	BLANKET VARIOUS PARTS	1,633.14	0.00	B
DETCON	DETACHABLE CONTAINER &	23-00680	DPW GARBAGE TRUCK FLOOR REPLAC	2,490.00	0.00	
LAWPRO	LAWSON PRODUCTS, INC.	23-00721	VARIOUS SHOP PARTS	457.79	0.00	
ASBAUT	ASBURY AUTO TOPS, INC.	23-00743	DPW#8 CUSHION REPAIRS	350.00	0.00	
SEACHE	SEACOAST CHEVROLET OLDS-	23-00774	APPD#2 BUMPER COVER ASSEMBLY	238.79	0.00	
MAAAUT	MAACO COLLISION	23-00775	APPD#2 BUMPER COVER PAINTED	350.00	0.00	
BEAVE005	BEAVERS TRUCK PARTS LLC	23-00834	BEACH F250BUMPER & TAILGATE	1,700.00	0.00	
HUNJER	HUNTER JERSEY PETERBILT	23-00862	CONNECTOR/F SPADE/RETAINER	10.10	0.00	
SEACHE	SEACOAST CHEVROLET OLDS-	23-00929	VARIOUS PARTS BLANKET	677.15	0.00	B
GPCNA091	GPC-NAPA AUTO PARTS	23-00931	DPW STOCK DEF/OIL	390.31	0.00	
EASAUT	EASTERN AUTOPARTS WAREHOUSE	23-00932	VARIOUS PARTS BLANKET	650.71	0.00	B
QUAAUT	QUALITY AUTO GLASS, INC.	23-00960	DPW#31 NEW WINSHIELD	353.93	0.00	
MELCOR	AP CARWASH AND OIL CHANGE	23-00963	DPW#31 DETAIL GREG TORO TRUCK	250.00	0.00	
GREGTORO	Greg Toro	23-00994	SEAT COVERS FOR DPW#31	52.48	0.00	
				13,408.67		
3-01-26-290-000-209	STREETS & ROAD		Fees			
TREDEP	TREASURER-STATE NJ - NJDEP	23-00882	PID492793 1216 Springwood	935.00	0.00	
3-01-26-290-000-212	STREETS & ROAD		Tools			
CHEVAL	CHERRY VALLEY TRACTOR SALES	23-00771	GRASS EDGER NEED NEW BLADES	410.90	0.00	
3-01-26-290-000-215	STREETS & ROAD		Misc. Hardware			
THEHAR	THE HARDWARE STORE	23-00158	Blanket - Misc Supplies	95.15	0.00	B
UPTFAS	UP-TITE FASTNERS INC.	23-00159	Blanket - Misc Hardware	146.00	0.00	B
WARSH005	WARSHAUER ELECTRIC SUPPLY	23-00750	Q#S100544889 Sunset Park	3,119.73	0.00	
				3,360.88		
3-01-26-290-000-216	STREETS & ROAD		Carpentry Supplies			
GRAING	GRAINGER, INC.	23-00164	Blanket - Misc Supplies	148.27	0.00	B
3-01-26-290-000-218	STREETS & ROAD		Contract.Serv.			
YVOADA	YVONNE ADAMS	23-00831	REIMBURSEMENT HOTEL FEE	187.28	0.00	
SUSJER	SUSTAINABLE JERSEY	23-00832	Sustanability Summit May 5th	80.00	0.00	
SECWOR	SECURITY WORLD INC.	23-00877	4/1/23-6/30/2023 monitoring	228.00	0.00	
TERPES	THE TERMINIX INTERNATIONAL CO	23-00878	PEST CONTROL CONTRACT SERVICES	90.00	0.00	
SCHELE	SCHINDLER ELEVATOR CORP.	23-00996	#8106220298 4/1/23 - 6/30/23	452.63	0.00	

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Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-26-290-000-218	STREETS & ROAD Contract.Serv. Continued					
TERPES THE TERMINIX INTERNATIONAL CO		23-01000	pest control 3/20/23	198.00	0.00	
				1,235.91		
3-01-26-290-000-220	STREETS & ROAD Repairs					
GRAING GRAINGER, INC.		23-00776	#8 Copper Grounding Wire	239.49	0.00	
3-01-26-290-000-235	STREETS & ROAD Shade Tree Commission					
JAELUM JAEGER LUMBER & SUPPLY CO. INC		23-00941	2x6x8,washers,fastener,fuel	630.06	0.00	
	Extd Total: STREETS & ROADS MAINTENANCE			21,430.15		
	Department Total: STREETS & ROAD			21,430.15		
Department: SOLID WASTE						
Extd: SOLID WASTE COLLECTION						
3-01-26-305-000-209	SOLID WASTE Fees					
COUCUR MONMOUTH COUNTY TREASURER		23-00802	Use of Reclamation Center Feb.	2,355.55	0.00	
DELDEM DELISA DEMOLITION, INC.		23-00810	#256643 & 256676 CONSTR DEBRIS	2,433.60	0.00	
DELDEM DELISA DEMOLITION, INC.		23-00858	#256886 TRASH FEES 3/1 - 3/15	27,084.80	0.00	
DELDEM DELISA DEMOLITION, INC.		23-00898	#259670 & 259671 CONSTR DEBRIS	2,580.75	0.00	
				34,454.70		
3-01-26-305-000-218	SOLID WASTE Contract.Serv.					
GREGTORO Greg Toro		23-00830	REIMBURSEMENT LODGING	94.00	0.00	
DELDEM DELISA DEMOLITION, INC.		23-00874	#25780 APRIL 2023	47,083.30	0.00	
				47,177.30		
	Extd Total: SOLID WASTE COLLECTION			81,632.00		
	Department Total: SOLID WASTE			81,632.00		
Department: BUILDING & GND						
Extd: BUILDINGS & GROUNDS						
3-01-26-310-000-202	BUILDING & GND Janitorial Supplies					
QUEVAC QUEEN VACUUM & SEWING MACHINE		23-00938	new vacuum & parts,freight chg	400.07	0.00	
3-01-26-310-000-203	BUILDING & GND Misc. Hardware					
ATLLOK ATLANTIC LOCK & SAFE		23-00283	Misc Keys / Repairs	214.00	0.00	B
3-01-26-310-000-204	BUILDING & GND Building Supplies					
ATLAN015 ATLANTIC SOLAR FILM		23-00321	Privacy Window Film Install	520.00	0.00	
GRAING GRAINGER, INC.		23-00841	Shop Stock	214.59	0.00	
				734.59		
3-01-26-310-000-210	BUILDING & GND Building Repairs					
GRAING GRAINGER, INC.		23-00842	Lockset	217.55	0.00	
GRAING GRAINGER, INC.		23-00856	Firehouse Faucets	175.60	0.00	
				393.15		
3-01-26-310-000-218	BUILDING & GND Contract.Serv.					
TERPES THE TERMINIX INTERNATIONAL CO		23-00878	PEST CONTROL CONTRACT SERVICES	74.00	0.00	

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Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-26-310-000-218	BUILDING & GND Contract.Serv. Continued					
WARGEN WARSHAUER GENERATOR, LLC		23-00886	INV #84773 ANNUAL MONITORING	300.00	0.00	
				374.00		
	Extd Total: BUILDINGS & GROUNDS			2,115.81		
	Department Total: BUILDING & GND			2,115.81		
	CAFR Total:			105,177.96		
Department: PUBLIC ASST						
Extd: SOCIAL SERVICES:						
3-01-27-345-000-213	SOCIAL SERVICES Client Assistance					
SHORIT SAKER SHOPRITE, INC.		23-00754	Food for Clients NTE $200	198.69	0.00	
	Extd Total: SOCIAL SERVICES:			198.69		
	Department Total: PUBLIC ASST			198.69		
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
3-01-27-350-000-202	SENIOR CENTER Util. and Service Contr.					
OPTIMUM OPTIMUM		23-00905	#07866-196932-01-7 3/15 - 4/14	8.34	0.00	
3-01-27-350-000-204	SENIOR CENTER Print & Office Supplies					
WBMASON W.B.MASON CO., INC.		23-00748	OfficeSuply,Copypap,Toners,Tap	508.40	0.00	
	Extd Total: SENIOR CENTER			516.74		
	Department Total: SENIOR CENTER			516.74		
	CAFR Total:			715.43		
Department: RECREATION						
Extd: RECREATION SERVICES & PROGRAM						
3-01-28-370-000-290	RECREATION Programs/Activities					
ATLLOK ATLANTIC LOCK & SAFE		23-00921	27043 LOCK CHANGE @ BOXING GYM	683.00	0.00	
3-01-28-370-000-293	RECREATION Storage					
LIFSTO LIFE STORAGE #448		23-00986	3/1/24 TO 4/30/24 FIVE UNITS	480.00	0.00	
	Extd Total: RECREATION SERVICES & PROGRAM			1,163.00		
	Department Total: RECREATION			1,163.00		
	CAFR Total:			1,163.00		
Department: LIGHTING						
Extd: LIGHT,HEAT,POW						
3-01-31-435-435-299	LIGHT, HEAT & POWER Misc.					
JCPL JCPL		23-00913	#100 013 520 349 2/17-3/20	11,039.69	0.00	
NJAMER N.J. AMERICAN WATER CO.		23-00914	#1018-210024751262 2/4-3/3	19.85	0.00	
NJNATU N.J. NATURAL GAS CO.		23-00942	#07-3132-1100-1Y 2/13-3/15	9,996.46	0.00	
JCPL JCPL		23-00988	#100 145 959 043 2/24-3/27	8,898.92	0.00	

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description / P.O. Id / P.O. Description		Amount	Void Amount	PO Type
3-01-31-435-435-299	LIGHT, HEAT & POWER Misc.	Continued			
JCPL JCPL	23-01003 #100 016 434 381	2/24-3/27	8.18	0.00	
			29,963.10		
	Extd Total: LIGHT,HEAT,POW		29,963.10		
Extd: STREET/TRAFFIC					
3-01-31-435-436-299	STREET&TRAFFIC LIGHTING Misc.				
JCPL JCPL	23-00913 #100 013 520 349	2/17-3/20	4,004.17	0.00	
JCPL JCPL	23-00965 #100 069 292 652	2/24-3/27	3,805.80	0.00	
JCPL JCPL	23-00972 #100 146 454 358	2/23-3/24	844.36	0.00	
JCPL JCPL	23-00988 #100 145 959 043	2/24-3/27	793.06	0.00	
JCPL JCPL	23-01003 #100 016 434 381	2/24-3/27	299.05	0.00	
			9,746.44		
	Extd Total: STREET/TRAFFIC		9,746.44		
	Department Total: LIGHTING		39,709.54		
Department: TELEPHONE					
Extd: TELEPHONE					
3-01-31-440-000-299	TELEPHONE Misc.				
ATTLLC AT&T MOBILITY LLC	23-00894 #287284651437	2/12-3/11	3,290.36	0.00	
ATTLLC AT&T MOBILITY LLC	23-00944 #287284936037	2/12-3/11	913.82	0.00	
ATTLLC AT&T MOBILITY LLC	23-00947 #287315151017	2/12-3/11	493.34	0.00	
			4,697.52		
	Extd Total: TELEPHONE		4,697.52		
	Department Total: TELEPHONE		4,697.52		
Department: GASOLINE					
Extd: GASOLINE					
3-01-31-460-000-299	GASOLINE Misc.				
GRIALLI GRIFFITH-ALLIED TRUCKING, LLC	23-00861 #89753 DIESEL FUEL		2,514.97	0.00	
GRIALLI GRIFFITH-ALLIED TRUCKING, LLC	23-00987 #104846 & 103349 FUEL		10,558.93	0.00	
			13,073.90		
	Extd Total: GASOLINE		13,073.90		
	Department Total: GASOLINE		13,073.90		
	CAFR Total:		57,480.96		
Department: MUNIC COURT					
Extd: MUNICIPAL COURT					
3-01-43-490-000-202	MUNIC COURT Office Supplies				
WBMASON W.B.MASON CO., INC.	23-00713 office supplies		293.70	0.00	
CITBAI CITY OF ASBURY PARK	23-00966 escheated checks		351.00	0.00	
			644.70		
3-01-43-490-000-246	MUNIC COURT Postage				
GREFIN GREATAMERICA FINANCIAL SVCS.	23-00954 INVOICE #33673892 APRIL 2023		145.00	0.00	

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Budget Account / Vendor	Description / P.O. Id / P.O. Description	Amount	Void Amount	PO Type
3-01-43-490-000-247	MUNIC COURT Leases			
IMPTEC IMPACT TECHNOLOGY SOLUTIONS	23-00955 #23-74342 COURT VIDEO ANNUAL	875.00	0.00	
	Extd Total: MUNICIPAL COURT	1,664.70		
	Department Total: MUNIC COURT	1,664.70		
Department: PUBLIC DEFEND.				
Extd: PUBLIC DEFENDER				
3-01-43-495-000-021	Fees			
THELA010 THE LAW OFFICE OF MATTHEW SAGE	23-00990 March public defender services	2,500.00	0.00	
	Extd Total: PUBLIC DEFENDER	2,500.00		
	Department Total: PUBLIC DEFEND.	2,500.00		
	CAFR Total:	4,164.70		
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	23-01007 April 2023 School Tax	1,324,954.00	0.00	
3-01-55-001-000-007	TAX OVERPAYMENTS			
KHOVN005 K.HOVNANIAN'S COVE AT ASBURY P	23-00784 TAX REFUND 3801/1.05	27,619.08	0.00	
	Extd Total: TAXES PAYABLE:	1,352,573.08		
	Department Total: TAXES PAYABLE:	1,352,573.08		
	CAFR Total: CURRENT FUND NON BUDGET ACCTS:	1,352,573.08		
	Fund Total: CURRENT	2,226,589.44		
Fund: BEACH				
Department: UTILITY OE				
Extd: BEACH UTILITY O/E: OTHER EXPENSES:				
3-05-55-502-000-207	BEACH UTILITY O/E: Clothing			
YESGRA YES GRAPHIC	23-00739 hoodies,tees,safetyvest,beach	225.70	0.00	
3-05-55-502-000-208	BEACH UTILITY O/E: Office Expense			
OPTIMUM OPTIMUM	23-00922 #07866-197754-01-4 3/15 - 4/14	83.19	0.00	
3-05-55-502-000-211	BEACH UTILITY O/E: Light & Power			
JCPL JCPL	23-00988 #100 145 959 043 2/24-3/27	434.09	0.00	
3-05-55-502-000-212	BEACH UTILITY O/E: Misc. Hardware			
THEHAR THE HARDWARE STORE	23-00508 Blanket for various hardware	43.43	0.00	B
	Extd Total: BEACH UTILITY O/E: OTHER EXPENSES:	786.41		
	Department Total: UTILITY OE	786.41		
	CAFR Total:	786.41		
	Fund Total: BEACH	786.41		

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Budget Account / Vendor	Description / P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Fund: TRANSPORTATION UTILITY: BUDGET:					
Department: UTILITY OE					
Extd: TRANS.UTILITY O/E: OTHER EXPENSES:					
3-06-55-502-000-204	TRANS.UTILITY O/E: Copy/Reproduction				
MUNCAP MUNICIPAL CAPITAL CORPORATION	23-00876	40046567 Contract Pmt 57 of 60	161.68	0.00	
3-06-55-502-000-205	TRANS.UTILITY O/E: Enforcement Supply				
PARSOL PARTEK SOLUTIONS, INC.	23-00583	PATS Enforcement Paper	1,363.67	0.00	
PASPOR PASSPORT LABS, INC.	23-00829	PArking Enforcement Service	5,741.28	0.00	
			7,104.95		
3-06-55-502-000-208	TRANS.UTILITY O/E: Parking Permits				
PASPOR PASSPORT LABS, INC.	23-00853	INV1036625 Permits Feb 2023	562.50	0.00	
3-06-55-502-000-210	TRANS.UTILITY O/E: Signs				
GLESUP GLENCO SUPPLY INC.	23-00466	Grand Ave Signage	5,612.00	0.00	
3-06-55-502-000-213	TRANS.UTILITY O/E: Mobile App Fees				
PARKM005 PARKMOBILE USA, LLC	23-00820	INV940010 ParkMobi 2/23 Trans	5,023.20	0.00	
3-06-55-502-000-214	TRANS.UTILITY O/E: Dues/Conferences				
JAMES010 James Bonanno	23-00825	APA Conference Reimburse	785.00	0.00	
3-06-55-502-000-228	TRANSPORT. UTILITY OE Engineering Fees				
DYNAM005 DYNAMIC TRAFFIC, LLC	23-00821	INV2178 Services Thru 2/11/23	6,898.63	0.00	
	Extd Total: TRANS.UTILITY O/E: OTHER EXPENSES:		26,147.96		
	Department Total: UTILITY OE		26,147.96		
	CAFR Total:		26,147.96		
	Fund Total: TRANSPORTATION UTILITY: BUDGET:		26,147.96		
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				
GRAING GRAINGER, INC.	23-00636	LED Bulbs for Plant Lighting	1,822.80	0.00	
JEMIND JEM INDUSTRIAL SERVICES, INC.	23-00637	Degreaser,Laundry,Consumables	2,900.57	0.00	
JANIT005 JANITOR SUPPLY CORP.	23-00798	BioHazard Gloves Consumable	759.96	0.00	
GRAING GRAINGER, INC.	23-00816	Hydraulic Oil for Pumps	213.64	0.00	
			5,696.97		
3-07-55-502-000-205	SEWER UTILITY O/E: Repairs				
SEWER005 SEWER RAT TRENCHLESS SOLUTIONS	23-00854	#92 WEBB ST & 6TH AVE SERVICES	750.00	0.00	
THEHOS THE HOSE SHOP, INC.	23-00949	#00332903 S.P. COMUNITORS	652.05	0.00	
			1,402.05		
3-07-55-502-000-206	SEWER UTILITY O/E: Purchase of Equipment				
THEHOS THE HOSE SHOP, INC.	23-00999	Hoses Comminutors Emergency	416.00	0.00	
3-07-55-502-000-209	SEWER UTILITY O/E: Fees				
NJWEA NJ WATER ENVIRONMENT ASSOC.	23-00890	NJWEA Conference May 8-12,2023	959.00	0.00	

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Budget Account / Vendor	Description / P.O. Id / P.O. Description	Amount	Void Amount	PO Type
3-07-55-502-000-211	SEWER UTILITY O/E: Light & Power			
NJNATU N.J. NATURAL GAS CO.	23-00942 #07-3132-1100-1Y 2/13-3/15	9,903.41	0.00	
JCPL JCPL	23-01003 #100 016 434 381 2/24-3/27	25,092.76	0.00	
		34,996.17		
3-07-55-502-000-218	SEWER UTILITY O/E: Contract Services			
MUNCAP MUNICIPAL CAPITAL CORPORATION	23-00876 40046567 Contract Pmt 57 of 60	82.58	0.00	
SECWOR SECURITY WORLD INC.	23-00877 4/1/23-6/30/2023 monitoring	600.00	0.00	
TERPES THE TERMINIX INTERNATIONAL CO	23-00878 PEST CONTROL CONTRACT SERVICES	90.00	0.00	
CERID005 CERIDA INVESTMENT CORP.	23-00997 #127-25516 APRIL 2023	187.22	0.00	
		959.80		
3-07-55-502-000-231	SEWER UTILITY O/E: Lab Supplies			
ERAINC ENVIRONMENTAL RESOURCE ASSOC.	23-00745 PT Tests for DEP / Lab	301.20	0.00	
3-07-55-502-000-233	SEWER UTILITY O/E: Postage			
POST POSTMASTER	23-00897 POSTAGE PERMIT #407	1,300.00	0.00	
3-07-55-502-000-234	UTILITY OE ARP Funds			
SEWER005 SEWER RAT TRENCHLESS SOLUTIONS	23-00762 INVOICE #2 RIDGE AVE EMERGENCY	19,727.46	0.00	
GMHAS005 G.M.H. ASSOCIATES OF AMERICA	23-00765 BY-PASS SERVICES NEEDED @ WWTP	15,008.25	0.00	
		34,735.71		
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:	80,766.90		
	Department Total: UTILITY OE	80,766.90		
3-07-55-599-001-299	SEWER REFUNDS - P/Y			
STEFA005 STEFAN ASCHAN	23-00783 SEWER REFUND 10638502-0	190.00	0.00	
	Extd Total:	190.00		
	Department Total:	190.00		
	CAFR Total:	80,956.90		
	Fund Total: SEWER UTILITY: BUDGET:	80,956.90		
	Year Total:	2,334,480.71		
Fund: GENERAL CAPITAL FUND BUDGET:				
Extd: Odr. 2018-57 Acq. of Real Property FH				
C-04-55-998-176-001	Section 20 Costs			
SHOPOI SHORE POINT ARCHITECTURE,PA	21-01208 ENGINEERING SERVICES NEW FIRE	50,442.99	0.00	B
	Extd Total: Odr. 2018-57 Acq. of Real Property FH	50,442.99		
Extd: Ord. 2021-36 Various Capital Improv.				
C-04-55-998-182-004	IT Equipmemt			
NEWIRON NEWARK IRONBOUND ELECTRICAL	23-00288 Gamechanger OSP/Sunset Pk	1,212.83	0.00	
	Extd Total: Ord. 2021-36 Various Capital Improv.	1,212.83		

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Budget Account / Vendor	Description / P.O. Id / P.O. Description	Amount	Void Amount	PO Type
Extd: Bond Ord. 2022-16 2022 Var. Cap. Improv.				
C-04-55-998-183-002	Various Public Works Equip. & Vehicles			
NORSWE NORTHEAST SWEEPERS & RENTALS,	23-00098 RAVO STREET SWEEPER	261,406.81	0.00	
AIRSYS AIR SYSTEMS MAINTENANCE, INC.	23-00102 DPW HANGING HEATER REPLACEMENT	18,680.00	0.00	
		280,086.81		
C-04-55-998-183-004	Police Dept. Vehicles & Equipment			
WITME005 WITMER PUBLIC SAFETY GROUP INC	23-00092 POLICE WEAPONS & OPTICS	58,069.25	0.00	B
ATLAN010 ATLANTIC TACTICAL, INC.	23-00093 PD LIGHTS HOLSTERS & POUCHES	14,358.75	0.00	B
		72,428.00		
C-04-55-998-183-005	City Wide IT Improvements/Equipment			
CDWGOV CDW GOVERNMENT LLC	23-00046 Q#1C9JP54 Security Improvement	6,381.46	0.00	
CDWGOV CDW GOVERNMENT LLC	23-00554 Q#NFZF190 Firewall	1,701.08	0.00	
		8,082.54		
	Extd Total: Bond Ord. 2022-16 2022 Var. Cap. Improv.	360,597.35		
	Department Total:	412,253.17		
	CAFR Total:	412,253.17		
	Fund Total: GENERAL CAPITAL FUND BUDGET:	412,253.17		
	Year Total:	412,253.17		
Fund: GRANT FUND BUDGET:				
G-02-43-871-016-218	Brownfields Petroleum Assessment			
BRORED BROWNFIELD REDEVELOPMENT	23-00744 Drawdown 64 Hazardous Assmt.	3,826.25	0.00	
	Extd Total:	3,826.25		
	Department Total:	3,826.25		
G-02-43-873-017-200	Brownfields Assessment Grant			
BRORED BROWNFIELD REDEVELOPMENT	23-00744 Drawdown 64 Hazardous Assmt.	1,428.85	0.00	
	Extd Total:	1,428.85		
	Department Total:	1,428.85		
G-02-43-879-017-200	2017 DEP Wesley Lake Outfall			
SEWER005 SEWER RAT TRENCHLESS SOLUTIONS	23-00101 WESLEY LAKE OUTFALL REPAIRS	11,400.00	0.00	
	Extd Total:	11,400.00		
	Department Total:	11,400.00		
G-02-43-956-022-205	Body Armor Replacement Fund 2022			
LANASO LANIGAN ASSOCIATES. INC.	22-03599 Vest-Officer Body Armor	1,173.70	0.00	
G-02-43-956-022-206	ARP Funding			
ARCAR005 ARCARI & IOVINO ARCHITECTS, PC	22-00891 TRANSPORTATION RENOVATIONS	4,920.00	0.00	B

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Budget Account / Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
G-02-43-956-022-206	ARP Funding		Continued			
SHOCON	SHORELANDS CONSTRUCTION, INC.	22-02807	TRANSPORTATION CENTER RENOV	193,744.40	0.00	B
				198,664.40		
	Extd Total:			199,838.10		
	Department Total:			199,838.10		
	CAFR Total:			216,493.20		
	Fund Total: GRANT FUND BUDGET:			216,493.20		
	Year Total:			216,493.20		
Fund:	COMMUNITY DEVELOPMENT BLK GRANT BUDGET:					
Extd:	2022 CDBG B-22-MC-34-0100					
T-17-81-850-850-001	2022 Administration					
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00704	Easter fliers and signs	663.00	0.00	
ORITRA	ORIENTAL TRADING CO., INC.	23-00734	Easter Event supplies	64.99	0.00	
AMAZ0005	AMAZON.COM SERVICES	23-00815	Easter Event Supplies	63.86	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00866	Flyers and lawn signs Easter	902.00	0.00	
THECOA	THE NEW COASTER, LLC	23-00868	#59859 Black History Event AD	330.00	0.00	
AMAZ0005	AMAZON.COM SERVICES	23-00881	Supplies for Easter	115.94	0.00	
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00967	20 EASTER EVENT BOARDS	755.00	0.00	
ASBPAK	ASBURY PARK PRESS	23-01005	#0005395250 CDBG 9/2/22 AD	64.04	0.00	
				2,958.83		
T-17-81-850-850-005	2022 Community Events					
KARBRI	KAREEM BRINSON	23-00582	DJ Services for Black History	300.00	0.00	
SHORIT	SAKER SHOPRITE, INC.	23-00912	baskets, beverages & prizes	600.41	0.00	
				900.41		
	Extd Total: 2022 CDBG B-22-MC-34-0100			3,859.24		
	Department Total:			3,859.24		
	CAFR Total:			3,859.24		
	Fund Total: COMMUNITY DEVELOPMENT BLK GRANT BUDGET:			3,859.24		
Fund:	TRUST OTHER					
T-20-56-850-878-801	Reserve for Recreation					
BOYGIR	BOYS & GIRLS CLUB OF MONMOUTH	23-00280	winter 2023 swim program	2,514.00	0.00	
	Extd Total:			2,514.00		
T-20-56-850-916-801	Reserve for PAL Boxing Facility					
GRAING	GRAINGER, INC.	23-00749	Bolts and Bungee Cords	142.53	0.00	
	Extd Total:			142.53		
	Department Total:			2,656.53		
	CAFR Total:			2,656.53		
	Fund Total: TRUST OTHER			2,656.53		

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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)					
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00827	Beekman Various 2022 and 2023	682.50	0.00	
	Extd Total:			682.50		
	Department Total:			682.50		
T-21-00-397-000-299	545 LAKE AVENUE(COOKMAN COMMUNITY, LLC)					
JACSER JACK A. SERPICO		23-00826	Serpico Feb 23 invoices	712.50	0.00	
	Extd Total:			712.50		
	Department Total:			712.50		
T-21-00-498-000-299	704 4TH AVE(13 GRAND POINT WAY, LLC)					
CLACAN CLARKE CATON HINTZ PC		23-00847	Clarke Caton Hintz 704 Fourth	145.00	0.00	
	Extd Total:			145.00		
	Department Total:			145.00		
T-21-00-499-000-299	216-2183RD/215-219 2ND(TRC)(K.HOVNANIAN)					
CLACAN CLARKE CATON HINTZ PC		23-00741	CCH back invoices March 2023	4,558.85	0.00	
THEBE005 THE BEEKMAN LAW FIRM, LLC		23-00827	Beekman Various 2022 and 2023	975.00	0.00	
				5,533.85		
	Extd Total:			5,533.85		
	Department Total:			5,533.85		
T-21-00-557-000-299	1109 GRAND AVENUE(ANDREW & LIANA MOSS)					
JACSER JACK A. SERPICO		23-00826	Serpico Feb 23 invoices	337.50	0.00	
	Extd Total:			337.50		
	Department Total:			337.50		
T-21-00-560-000-299	614 COOKMAN AVENUE(614 COOKMAN, LLC)					
CLACAN CLARKE CATON HINTZ PC		23-00741	CCH back invoices March 2023	439.37	0.00	
	Extd Total:			439.37		
	Department Total:			439.37		
T-21-00-565-000-299	917 3RD AVENUE(MA 917 3RD AVENUE, LLC)					
CLACAN CLARKE CATON HINTZ PC		23-00741	CCH back invoices March 2023	2,607.37	0.00	
JACSER JACK A. SERPICO		23-00826	Serpico Feb 23 invoices	187.50	0.00	
				2,794.87		
	Extd Total:			2,794.87		
	Department Total:			2,794.87		

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Budget Account / Vendor	Description / P.O. Id / P.O. Description	Amount	Void Amount	PO Type
T-21-00-576-000-299	416 BOND STREET(NEWELL ST LLC)			
JACSER JACK A. SERPICO	23-00826 Serpico Feb 23 invoices	150.00	0.00	
	Extd Total:	150.00		
	Department Total:	150.00		
T-21-00-577-000-299	201 MEMORIAL/900 MATTISON(CONCRETE PROP)			
JACSER JACK A. SERPICO	23-00826 Serpico Feb 23 invoices	150.00	0.00	
	Extd Total:	150.00		
	Department Total:	150.00		
T-21-00-579-000-299	1123 SUMMERFIELD(1123 SUMMERFIELD, LLC)			
JACSER JACK A. SERPICO	23-00826 Serpico Feb 23 invoices	225.00	0.00	
	Extd Total:	225.00		
	Department Total:	225.00		
T-21-00-582-000-299	929 ASBURY AV(INSP)(PARTNER PROPERTIES)			
HILLW005 HILL WALLACK LLP	23-00901 Invoice 708400 929 Asbury	122.50	0.00	
	Extd Total:	122.50		
	Department Total:	122.50		
	CAFR Total: PLANNING & ZONING ESCROW FUND BUDGET:	11,293.09		
	Fund Total: PLANNING & ZONING ESCROW FUND BUDGET:	11,293.09		
Fund: CITY OF ASBURY PARK REDEVELOPMENT ESCROW				
T-48-56-850-000-833	1201 MEMORIAL(DOUGLAS DEVELOPMENT CORP)			
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00603 Invoice 4073 1216 Springwood	334.50	0.00	
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00787 Invoice 4152 1201 Memorial	73.50	0.00	
		408.00		
T-48-56-850-000-835	1317 SPRINGWOOD AVENUE(BROS.IN BLUE,LLC)			
HILLW005 HILL WALLACK LLP	23-00896 Invoice 708394 1201 First	135.00	0.00	
T-48-56-850-000-844	316 MAIN STREET(316 MAIN AVENUE, LLC)			
HILLW005 HILL WALLACK LLP	23-00896 Invoice 708394 1201 First	170.00	0.00	
T-48-56-850-000-847	1201 1ST AVENUE(FOX & MELOFCHIK, LLC)			
HILLW005 HILL WALLACK LLP	23-00896 Invoice 708394 1201 First	36.00	0.00	
T-48-56-850-000-849	901/201 MEMORIAL DR(CONCRETE PROP,LLC)			
HILLW005 HILL WALLACK LLP	23-00900 Invoice 708403 928 Bangs	437.50	0.00	
T-48-56-850-000-850	115 4TH AVENUE(SOMERSET ASBURY PARK,LLC)			
MARFAL MARAZITI FALCON, LLP	23-00768 PROFESSIONAL SERVICE RENDERED	552.50	0.00	
T-48-56-850-000-854	DUNLEWY STREET VACATION(CSB835, LLC)			
HILLW005 HILL WALLACK LLP	23-00911 Invoice 708398 Dunlew ROW	140.19	0.00	

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Budget Account / Vendor	Description / P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-48-56-850-000-855	1401 KINGSLEY/205 SUNSET(PHM SUNSET SQ.)				
MARFAL MARAZITI FALCON, LLP	23-00768	PROFESSIONAL SERVICE RENDERED	520.00	0.00	
T-48-56-850-000-856	1012 ASBURY AVE(SHARED EQUITIES CO.,LLC)				
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00603	Invoice 4073 1216 Springwood	688.25	0.00	
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00787	Invoice 4152 1201 Memorial	786.50	0.00	
			1,474.75		
T-48-56-850-000-862	1001 1ST AVENUE(ASBURY PARK FIRST)				
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00603	Invoice 4073 1216 Springwood	294.00	0.00	
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00787	Invoice 4152 1201 Memorial	183.75	0.00	
			477.75		
T-48-56-850-000-863	1206 SPRINGWOOD AV(INTERFAITH NEIGHBORS)				
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-00603	Invoice 4073 1216 Springwood	294.00	0.00	
Extd Total:			4,645.69		
Department Total:			4,645.69		
CAFR Total:			4,645.69		
Fund Total:	CITY OF ASBURY PARK REDEVELOPMENT ESCROW		4,645.69		
Year Total:			22,454.55		

Total Charged Lines: 447 Total List Amount: 3,031,301.19 Total Void Amount: 0.00

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Totals by Year-Fund Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
CURRENT	2-01	33,259.56	0.00	33,259.56	0.00	0.00	33,259.56
SEWER UTILITY: BU	2-07	12,360.00	0.00	12,360.00	0.00	0.00	12,360.00
Year Total:		45,619.56	0.00	45,619.56	0.00	0.00	45,619.56
CURRENT	3-01	2,226,589.44	0.00	2,226,589.44	0.00	0.00	2,226,589.44
BEACH	3-05	786.41	0.00	786.41	0.00	0.00	786.41
TRANSPORTATION UT	3-06	26,147.96	0.00	26,147.96	0.00	0.00	26,147.96
SEWER UTILITY: BU	3-07	80,956.90	0.00	80,956.90	0.00	0.00	80,956.90
Year Total:		2,334,480.71	0.00	2,334,480.71	0.00	0.00	2,334,480.71
GENERAL CAPITAL F	C-04	412,253.17	0.00	412,253.17	0.00	0.00	412,253.17
GRANT FUND BUDGET	G-02	216,493.20	0.00	216,493.20	0.00	0.00	216,493.20
COMMUNITY DEVELOP	T-17	3,859.24	0.00	3,859.24	0.00	0.00	3,859.24
TRUST OTHER	T-20	2,656.53	0.00	2,656.53	0.00	0.00	2,656.53
PLANNING & ZONING	T-21	11,293.09	0.00	11,293.09	0.00	0.00	11,293.09
CITY OF ASBURY PA	T-48	4,645.69	0.00	4,645.69	0.00	0.00	4,645.69
Year Total:		22,454.55	0.00	22,454.55	0.00	0.00	22,454.55
Total Of All Funds:		3,031,301.19	0.00	3,031,301.19	0.00	0.00	3,031,301.19

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

April 12, 2023 Council Meeting

Balance Brought Forward from Total List Amount	$ 3,031,301.19
CMRS-FP (PO 23-00818)	$ 2,500.00
Total:	$ 3,033,801.19

Attachment: Bill List 4-12-23 (2023-183 : Payment of Bills)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-184
Resolution Authorizing purchase of eleven (11) body armor vests for the Police Department, utilizing the Grant Fund.

RESOLUTION NO. 2023-184

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING PURCHASE OF BODY ARMOR VESTS FOR THE POLICE DEPARTMENT

WHEREAS, the City of Asbury Park ("City") has a need to purchase body armor vests for the Police Department; and

WHEREAS, the City has obtained the attached quotes totaling $12,910.70:

- Lanigan Associates, Inc. in the amount of $12,910.70 off of State Contract #17-FLEET-00763

WHEREAS, the City of Asbury Park is desirous of awarding a contract of the purchase to the vendor listed above in an amount of $12,910.70; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts G-02-43-956-022-205,G-02-43-956-022-215, G-02-43-937-020-200 and G-02-43-960-023-220. The maximum dollar value of the pending contract is as set forth in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the purchase of body armor vests for the Police Department in the amount of $12,910.70 and a copy of this Resolution shall be provided to the Chief of Police, City Manager, CFO and Purchasing Agent.

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. 2023-184 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

LANIGAN ASSOCIATES, INC.

496 Shrewsbury Ave.
Red Bank, NJ 07701
Phone: (732) 530-0447
Fax: (732) 530-5320
From : R . Dominguez

NJ Contract Distributor of

ARMOR EXPRESS
BODY ARMOR REBORN.

STREAMLIGHT

Benelli

BERETTA

Date: April 3, 2023

Customer:
Asbury Park PD
Mike Casey

JP LEATHER

QUOTATION

ITEM			*UNIT*	*TOTAL*
1	11	Armor Express Razor III A vests	1173.70	12910.70
2		With Soft Trauma Pack		0.00
3				0.00
4				0.00
5		NJ State Contract T0106		0.00
6		Blanket Order No 17-FLEET-00763		0.00
7				0.00
8				0.00
9				0.00
10				0.00
11				0.00
12				0.00
13				0.00
14				0.00
15				0.00
16				0.00
17				0.00
18				
19				
20				0.00
		Total Amount Due		12910.70

Attachment: LANIGAN BODY ARMOR VESTS (2023-184 : Purchase of Body Armor Vests for the Police Department)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-185

Resolution authorizing the repairs to the 2016 Ford Explorer Police Interceptor Vehicle #14. The Rich's Auto Body estimate is for $7,677.88 and claim has been submitted to PMA for these repairs.

RESOLUTION NO. 2023-185

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING THE REPAIRS TO THE 2016 FORD EXPLORER POLICE INTERCEPTOR VEHICLE #14

WHEREAS, the 2016 Ford Explorer Police Interceptor Vehicle #14 was involved in an motor vehicle accident, which was at no fault of the Police Department; and

WHEREAS, the City has obtained a quote from Rich's Auto Body for $7,677.88. for the repairs needed to vehicle #14; and

WHEREAS, the City submitted claim #L-00-39-50699 to PMA Management Corp. for reimbursement; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract to the vendor listed above in an amount of $7,677.88; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts 3-01-26-290-000-203. The maximum dollar value of the pending contract is as set forth in the resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the repairs to the 2016 Ford Explorer Police Interceptor Vehicle #14 in the amount of $7,677.88 and a copy of this Resolution shall be provided to the City Manager, CFO, Chief of Police, 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. 2023-185 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-186

Awarding Contract to Commercial Recreation Specialist for the Purchase and Installation of Equipment for the Water Spray Park with Community Development Block Grant (CDBG) Funding

RESOLUTION NO. 2023-186

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AWARDING CONTRACT TO COMMERCIAL RECREATION SPECIALIST FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR THE WATER SPRAY PARK WITH COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING

WHEREAS, the current water spray park structure located at 305 Atkins Avenue, Block 1102, Lot 9, Southwest Quadrant of Asbury Park is receiving upgrades; and

WHEREAS, the City of Asbury Park received pricing from Commercial Recreation Specialist, for the purchase and installation of a lightening detection system.

WHEREAS, Commercial Recreation Specialist is registered on the NJ State Contract list, Contract #16-FLEET-00133, Vendor #V0004591; and

WHEREAS, funding has been allocated from fiscal years 2020, 2021 and 2022 reprogrammed funding, to fully complete this project. This project shall be paid for with Community Development Block Grant (CDBG) funds in the amount of $43,946; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Accounts T-78-850-850-005, T-17-80-850-850-002, T-17-80-850-850-009, and T-17-81-850-850-008 of the official budget to which the contract will be officially charged; and the maximum dollar value of the pending contract is set forth in the resolution; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey authorize the award of a contract to Commercial Recreation Specialist in the amount not to exceed $43,946 for the purchase and installation of a new equipment for the Water Spray Park located at 305 Atkins 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. 2023-186 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

CDBG Water Spray Park and Exercise Equipment Quotes

ITEM	VENDOR	QUANTITY	UNIT COST	TOTAL COST	QUOTE	NOTES
Metal Picnic Table	Community Recreation Specialist	2	$ 1,174.00	$ 2,348.00	22121	
	The Park Catalog	2	$ 1,500.00	$ 3,000.00	On-Line	
Metal Benches	Community Recreation Specialist	3	$ 697.00	$ 2,091.00	22121	
	The Park Catalog	3	$ 569.38	$ 1,708.14	On-Line	
Mounting Kits	Community Recreation Specialist	2	$ 45.00	$ 90.00	22121	
	The Park Catalog	2	$ 90.00	$ 180.00	On-Line	
	Community Recreation Specialist	$ 4,529.00	Plus Freight			
	The Park Catalog	$ 4,888.14	Plus Freight			
Purchase & Installation of Fitness Equipment: Leg Extension, Captains Chair & Cardio Walk	Community Recreation Specialist	1	$ 6,444.00	$ 6,444.00	21981	
Leg Extension	Discount Playground Supply	1	$ 3,999.95	$ 3,999.95	On-Line	
Captain's Chair	American Parks Company	1	$ 4,394.00	$ 4,394.00	On-Line	
Cardio Walker	American Parks Company	1	$ 5,534.00	$ 5,534.00	On-Line	
	Community Recreation Specialist	$ 6,444.00				
	Discount Playground Supply	$ 3,999.95	One piece of equipment			
	American Parks Company	$ 9,928.00	Two piece of equipment			
Lighting Detection System and Vortex Programming	Community Recreation Specialist	1	$ 32,800.00	$ 32,512.00	21804	NJ State Contract #16-FLEET-00133 Discount
	Talos Lightning Detectors	1	$ -	$ -	On-Line	No Response
	Associated Lightning Rod Company, Inc.	1	$ -	$ -	On-Line	No Response
	Earth Networks	1	$ -	$ -	On-Line	No Response
	B&B Lightning Protection	1	$ -	$ -	On-Line	No Response

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution

COMMERCIAL RECREATION SPECIALISTS

Quote

Quote Number: 0022121
Quote Date: 3/30/2023

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Bill To :
City of Asbury Park 1 Municipal Plaza Asbury Park, NJ 07712

Ship To :
City of Asbury Park Robert Bianchini 9 Main Street Asbury Park, NJ 07712 Ph: 732-312-7579

Customer ID	Customer PO Number	Sales Rep Name
ASBURY PARK		Rich Wills
Valid Through	**Shipping Method**	**Payment Terms**
4/29/2023	BEST WAY	SEE BELOW

Item	Description	Quantity	Unit Cost	Amount
/99999 S&C	950-501 8' Champion Expanded Metal Free-Standing ADA Accessible Picnic Table, Color: TBD	2.00	1,174.00	2,348.00
/99999 S&C	KIT-SM-L Large Surface Mount Kit, Set of 2, For Free-Standing Tables	2.00	45.00	90.00
/99999 S&C	947-3P7-0AA 6' Champion Perforated Metal Surface Mounted Bench w/ Back, Color: Orange	3.00	697.00	2,091.00

IMPORTANT NOTES:

* Above pricing does not include receiving, off-loading, storage or installation. Equipment sale only.
* Current lead time is ~ 10 to 12 weeks after receipt of order.
* Freight is based on current quoted rates and is subject to change. Actual freight fees will be reflected on the final invoice.
* Pricing is valid for 30 days.

TERMS:

DUE UPON RECEIPT OF INVOICE

Note: This quote is valid for 30 days. Please review the above information carefully. It defines your order as we understand it. If satisfactory, please sign and date below and fax to 608-848-8782, email back to your sales representative, or send a copy with your deposit to the address above. We will begin processing your order upon receipt of both your DEPOSIT AND APPROVAL SIGNATURE, per the terms indicated on your quote above. Additional surcharges may apply depending on final delivery address, actual delivery requirements and payment method. Please note that a 3% convenience fee may apply to credit card orders.

Net Order:	4,529.00
Freight:	1,099.00
Sales Tax:	0.00
Order Total:	**5,628.00**

Customer Acceptance: _____ Date: _____

Donna

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

877-959-8256 (tel:+1877959825630)

(https://www.theparkcatalog.com/customer/accou

(https://www.theparkcatalog.com/customer/accou

(https://www.theparkcatalog.com (https://www.theparkcatalog.com

NEED SOMETHING QUICKLY? ASK ONE OF OUR SITE AMENITIES EXPERTS ABOUT OUR QUICK SHIP PRODUCTS

Shopping Cart

PROCEED TO CHECKOUT

Surface Mount Kit For 398-Series Receptacles was added to your shopping cart.

(https://www.theparkcatalog.com/8-single-sided-picnic-table-ada)

8' SINGLE SIDED PICNIC TABLE - ADA (HTTPS://WWW.THEPARKCATALOG.COM/8-SINGLE-SIDED-PICNIC-TABLE-ADA)

ITEM # 398-9038-358
PATTERN TYPE: *Diamond Rolled Edge*

COLOR: *Blue*
FRAME COLOR: *Black*

$1,500.00 x	2	$3,000.00

CONTINUE SHOPPING UPDATE SHOP

Need Help? Chat with a representative now.

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

877-959-8256 (tel:+1877959825630)

EVEREST SERIES 6-FT. PARK BENCH WITH BACK

(https://www.theparkcatalog.com/customer/acco

(https://www.theparkcatalog.com/customer/acco

(https://www.theparkcatalog.com/everest-series-6-ft-park-bench-with-back)

(HTTPS://WWW.THEPARKCATALOG.COM/EVEREST-SERIES-6-FT-PARK-BENCH-WITH-BACK)

ITEM # 398-6001-1835350
PATTERN TYPE: *Diamond*
MOUNTING OPTION: *Inground Mount*
SEAT COLOR: *Blue*

$569.38 x 3 $1,708.14 ✖

SURFACE MOUNT KIT FOR 398-SERIES RECEPTACLES

(https://www.theparkcatalog.com/surface-mount-kit-for-398-series-receptacles)

(HTTPS://WWW.THEPARKCATALOG.COM/SURFACE-MOUNT-KIT-FOR-398-SERIES-RECEPTACLES)

ITEM # 398-1074-96349
SIZE: *32 Gallon*

$90.00 x 2 $180.00 ✖

Subtotal $4,888.14

Grand Total (before shipping) $4,888.14

PROCEED TO CHECKOUT

Print this Page (https://www.theparkcatalog.com/checkout/cart/?cleanprint=1)

DISCOUNT CODES

Enter your coupon code if you have one.

APPLY COUPON

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

COMMERCIAL RECREATION SPECIALISTS

Quote

Quote Number: 0021981
Quote Date: 3/14/2023

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Bill To :
City of Asbury Park 1 Municipal Plaza Asbury Park, NJ 07712

Ship To :
City of Asbury Park Robert Bianchini 9 Main Street Asbury Park, NJ 07712 Ph: 732-312-7579

Customer ID	Customer PO Number	Sales Rep Name
ASBURY PARK		Rich Wills
Valid Through	**Shipping Method**	**Payment Terms**
4/13/2023	BEST WAY	Net 30

Item	Description	Quantity	Unit Cost	Amount
/PLAYGROUND SVC	Installation of (3) Action Fit Pieces of Outdoor Fitness Equipment - Leg Extension, Captain's Chair & Cardio Walk NOTES: * Above pricing does not include receiving, off-loading, or storage prior to installation. * Quote is valid for 30 days.	1.00	6,444.00	6,444.00

Note: This quote is valid for 30 days. Please review the above information carefully. It defines your order as we understand it. If satisfactory, please sign and date below and fax to 608-848-8782, email back to your sales representative, or send a copy with your deposit to the address above. We will begin processing your order upon receipt of both your DEPOSIT AND APPROVAL SIGNATURE, per the terms indicated on your quote above. Additional surcharges may apply depending on final delivery address, actual delivery requirements and payment method. Please note that a 3% convenience fee may apply to credit card orders.

Net Order:	6,444.00
Freight:	0.00
Sales Tax:	0.00
Order Total:	**6,444.00**

Customer Acceptance: _____ Date: _____

Donna

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

DISCOUNT PLAYGROUND SUPPLY

Commercial Products For:

- Schools
- Municipalities / Parks
- Daycares / Churches
- Property Ma
- Military and
- PTO's

CATEGORY

- ADA Products
- Bike Parking
- Dog Parks & Products
- Fast Patch & Maxx Clear
- Gaga Ball Pit & Supplies
- Outdoor Fitness
- Park & Site Furnishings
- Playground Balls
- Playground Borders
- Playground Components
- Playground Games
- Playground Slides
- Playground Replacement Slides
- Playground Swing Sets
- Playsets
- Sport Items

Leg Extension Outdoor Fitness Station

UltraPlay

$3,999.95

SKU: ULTR-UP225

Availability: 14-16 Weeks

Quantity: 1

ADD TO CART

Overview

PRODUCT DESCRIPTION

Leg Extension Outdoor Fitness Station

The Leg Extension provides lower body muscle and muscular endurance. The product utilizes advanced resistance mechanism for smooth resistance through the range of motion. Ergonomic seat and back rest provides a comfortable user experience.

- Key Fitness Element: Muscle
- Powder coated steel finish
- Inground or surface mount installation
- All stainless steel tamper proof hardware
- Injection molded Nylon W6 seat
- Step by step instructional label

Designed for ages 13 and up. Product complies with ASTM F3101-15 – Standard Specification for Unsupervised Public Use Outdoor Fitness Equipment and requires impact attenuating surfacing to comply

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PRODUCTS SALE PLANNING & DESIGN OUR COMPANY

VISIT A PLAYGROUND #PLAYGROUNDHERO CONTACT

Home > Captain's Chair

Captain's Chair

$4,394.00

MODEL NUMBER: UP167

The **Captain's Chair** is one tough piece of outdoor fitness equipment. It offers users a challenging abdominal workout that eschews typical sit-ups or crunches. It is an intense exercise that will build core muscle fitness and strength.

Users step up on the assist platform, place their arms against the soft padded polyurethane arm-rest pads, grip the slip-resistant PVC handles, and with their backs firm against the three comfortable back-rest pads raise and lower their legs in a variety of movements or holds depending on their workout intensity level. The Captain's Chair offers users a chance to get a core workout outdoors without laying in the wet grass or dirt. However, should users prefer to be on the ground, the assist platform can double as ankle supports for sit-ups.

Constructed from steel with rust-resistant powder-coating, the **Captains Chair** comes in a familiar black and metallic color scheme that is reminiscent of typical indoor fitness equipment. The steel posts, bars, metal accessories, and welds are backed by a limited 10-year Warranty, and the plastics and rubber

Financing as low as $120.40/mo

Financing as low as $120.40/mo

Mounting Style *

Choose an Option...

Qty 1

Add to Cart

I want help with installation

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

parts are backed by a limited 2-year warranty. Warranties exclude cosmetic damage or defects.

Benefits of use:

Core Fitness,

Muscle Strengthening,

Workout Groups:

Upper Body,

Abdominals,

Hip Flexors,

Obliques,

Create a community destination by offering outdoor fitness equipment and your park goers will see plenty of health benefits, including: reduced risk of cardiovascular disease, increased mental acuity and serotonin levels, and improved overall muscle and aerobic fitness.

Don't hesitate to talk to a playground specialist here at **American Parks Company**. They can help you plan your space to maximize value and make sure you can fit as many essential activities as you'd like to provide you patrons. They'll work with your budget, and can even provide pricing for freight and installation so that you know what the bottom line is.

Price does not include footings, bolts, or other mounting hardware.

Read Less^

GALLERY **VIDEO**

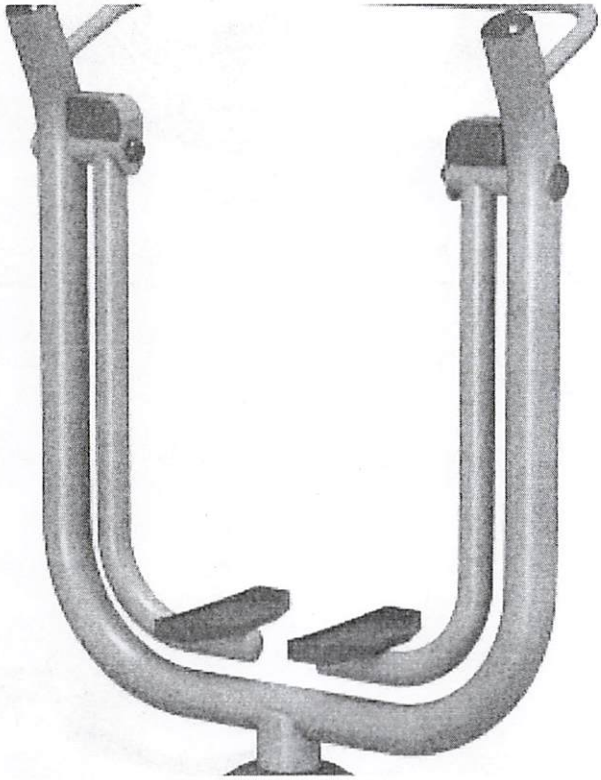
Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

$963.00

Age Range:

Use Zone: 8'5" x 8'5"

Fall Height: 2'



Advanced Cardio Walker

$5,534.00

Age Range:

Use Zone: 5'2" x 11'6"

Fall Height: 1'

AMERICAN PARKS ★ COMPANY

Company Info

Playground Equipment
Equipment Guide
Turnkey Playground Bundles
Financing Options

Why Us?
Get Started
Blog
Privacy Policy
Terms & Conditions

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

COMMERCIAL RECREATION SPECIALISTS

Quote

Quote Number: 00218(
Quote Date: 4/4/20

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Bill To :	Ship To :
City of Asbury Park 1 Municipal Plaza Asbury Park, NJ 07712	City of Asbury Park Robert Bianchini 9 Main Street Asbury Park, NJ 07712 Ph: 732-312-7579

Customer ID	Customer PO Number	Sales Rep Name
ASBURY PARK		Jon Wills
Valid Through	**Shipping Method**	**Payment Terms**
5/3/2023	BEST WAY	SEE BELOW

Item	Description	Quantity	Unit Cost	Amoun
CRS SRV LABOR-LIGHTNG DETECT	Integration of Splashpad With Lightning Detection System Equipment, To Include the Following: Strike Guard System, Transmitter, Sequencer, Bulkhead Containment Unit, (1) Solar Powered Dual Horn Single Strobe Siren Station, (1) Solar Panel, (1) Strobe, (1) Heavy Duty Tripod, (1) Small Tripod, & Integration Supplies	1.00	32,000.00	32,000.0(
/99999 SPLSHPD	Vortex Programming	1.00	800.00	800.0(
/DISCOUNT SC	NJ STATE CONTRACT DISCOUNT 16-FLEET-00133	1.00	288.00-	288.0(
CRS SRV LABOR-LIGHTNG DETECT	Foreman Installation & Training - Accounts for Prevailing Wage	1.00	1,782.48	1,782.4
CRS SRV LABOR-LIGHTNG DETECT	Repairman Installation - Accounts for Prevailing Wage	1.00	1,523.52	1,523.5
CRS SRV LABOR-LIGHTNG DETECT	Equipment Use (Bucket Lift)	1.00	1,000.00	1,000.0(
	IMPORTANT NOTES: 1.) Above pricing does not include receiving, off-loading, or storage of equipment prior to installation. 2.) Customer to provide access to all installation locations. 3.) Current lead time is ~ 8 to 10 weeks.			

Continue

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

COMMERCIAL RECREATION SPECIALISTS

Quote

Quote Number: 00218(
Quote Date: 4/4/20

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Bill To :	Ship To :
City of Asbury Park 1 Municipal Plaza Asbury Park, NJ 07712	City of Asbury Park Robert Bianchini 9 Main Street Asbury Park, NJ 07712 Ph: 732-312-7579

Customer ID	Customer PO Number	Sales Rep Name
ASBURY PARK		Jon Wills
Valid Through	**Shipping Method**	**Payment Terms**
5/3/2023	BEST WAY	SEE BELOW

Item	Description	Quantity	Unit Cost	Amoun
	4.) Freight is based on current quoted rates and is subject to change. Actual freight fees will be reflected on the final invoice. 5.) Quote is valid for 30 days. **TERMS:** 50% DEPOSIT DUE UPON ACCEPTANCE OF QUOTE 50% BALANCE DUE UPON SUBSTANTIAL COMPLETION OF WORK			

Note: This quote is valid for 30 days. Please review the above information carefully. It defines your order as we understand it. If satisfactory, please sign and date below and fax to 608-848-8782, email back to your sales representative, or send a copy with your deposit to the address above. We will begin processing your order upon receipt of both your DEPOSIT AND APPROVAL SIGNATURE, per the terms indicated on your quote above. Additional surcharges may apply depending on final delivery address, actual delivery requirements and payment method. Please note that a 3% convenience fee may apply to credit card orders.

Net Order:	36,818.(
Freight:	1,500.(
Sales Tax:	0.(
Order Total:	**38,318.(**

Customer Acceptance: _____ Date: _____

Donna

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

COMMERCIAL RECREATION SPECIALISTS

Pa

Quote

Quote Number: 00218(
Quote Date: 4/4/202

Commercial Recreation Specialists
807 Liberty Dr., Ste 101
Verona, WI 53593-9160
Ph: (877) 896-8442 Fx: (608) 848-8782
43-2046045

Bill To :

City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712

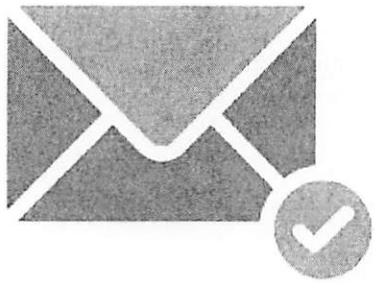
Ship To :

City of Asbury Park
Robert Bianchini
9 Main Street
Asbury Park, NJ 07712
Ph: 732-312-7579

Terms and Conditions

1. When Installation or site work is specified in the proposal or quote, site security is not included. The customer is responsible for ensuring security during the project when Commercial Recreation Specialists, Inc. is not present installing the specified system and immediately upon completion of the installation. In the event of vandalism or unexpected damage, Commercial Recreation Specialists, Inc. reserves the right to charge the customer for repairs and/or replacement goods.
2. This proposal or quote may be withdrawn if not accepted within thirty (30) days of its issuance. Commercial Recreation Specialists, Inc. will consider reasonable revisions to this proposal included in the terms of a subcontract provided it accurately incorporates the terms and conditions of this proposal. A proposal or quote not accepted within thirty (30) days will be subject to price escalation for Installation materials, equipment, and freight. Commercial Recreation Specialists, Inc. reserves the right to adjust its quoted price if the terms of a related subcontract increase its costs or add to Commercial Recreation Specialists, Inc.'s administrative time of compliance.
3. When Installation or site work is specified in the proposal or quote, all work shall be performed according to industry standards. Areas in which Commercial Recreation Specialists, Inc. Installation Team will be working shall be free and clear of all debris and accessible to any/all equipment necessary to perform the proposed work. Commercial Recreation Specialists, Inc. assumes the site is buildable and has suitable subsurface conditions to allow the proposed construction.
4. Unless waived in writing by Commercial Recreation Specialists, Inc., any changes to the scope of work, or the terms and conditions of this proposal shall be performed only after execution of a written change order.
5. Commercial Recreation Specialists, Inc. is not responsible for any delays due to strikes, accidents, weather, acts of God, and/or other delays beyond the control of Commercial Recreation Specialists, Inc. Commercial Recreation Specialists, Inc. is not responsible for any damages due to any of the above or similar causes outside of its control.
6. Commercial Recreation Specialists, Inc. is not responsible for receiving, off-loading, storage, installation, project management or coordination, piping, concrete, surfacing, electrical, plumbing, bonding, bonding payment, geotechnical survey work, excavation, removal of existing materials, removal of debris and packaging material, site restoration, permits or perm fees, stamped drawings or Health department approval unless otherwise specified in the above proposal or quote.
7. The Customer is responsible for inspecting all deliveries for damage, noting any damage on the bill of lading, and notifying Commercial Recreation Specialists, Inc. within one (1) day of receiving.
8. If applicable, sales tax has been included and will only be removed upon presentation of a Tax-Exempt form, Resale Certificate, or Capitol Improvement form. In the event any assertion of tax-exempt status is later denied by a taxing authority, the buyer will be responsible for the unpaid tax and any penalties and interest charges.
9. Freight shown is an estimate based on current quoted rates and is subject to change. Actual freight costs will be charged at the time of shipment and will be included on the final invoice. If applicable, the buyer is responsible for customs fees, duties, or taxes assessed by any port of entry.
10. When Installation or site work is specified in the proposal or quote, Commercial Recreation Specialists, Inc. is not responsible for private or public utility charges to locate services unless otherwise specified in the proposal or quote. Private and public utility efforts to locate services need to be completed and marked before Commercial Recreation Specialists, Inc arrives on site. Commercial Recreation Specialists, Inc. is not responsible for damage to or repair of unmarked utilities.
11. The Customer is responsible for ensuring the scope of work in the quote or proposal meets all local standards and codes and that all required approvals and permits have been obtained, unless otherwise noted in the quote or proposal. This responsibility also extends to any changes requested.
12. Commercial Recreation Specialists, Inc. warrants all its labor and workmanship under the attached proposal's scope of work for a period of one (1) year from the date of substantial completion.
13. Any requested special or custom modifications and/or alterations made to products installed by Commercial Recreation Specialists, Inc. may void and null warranties provided by the manufacturer.

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial



Your message has been received. We will be in touch shortly.

TALOS

TALOS - Precision Measurement Technologies 4400 140th Avenue North Suite 100 Clearwater, FL 33762
727-532-6144

© 2022 TALOS.

USEFUL LINKS

About Us

Resources

Warranty Details

TALOS Blog

SITES

My Account

Cart

FAQs

CUSTOMER SERVICE

Contact Us

Shipping & Returns

Privacy Policy

Terms And Conditions

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

Request a Quote

"*" indicates required fields

Name *

Cassandra Dickerson

Email *

cassandra.dickerson@cityofasburypark.com

Phone *

(732) 502-5755

How Did You Hear About Us? *

Web Search

Company

City of Asbury Park

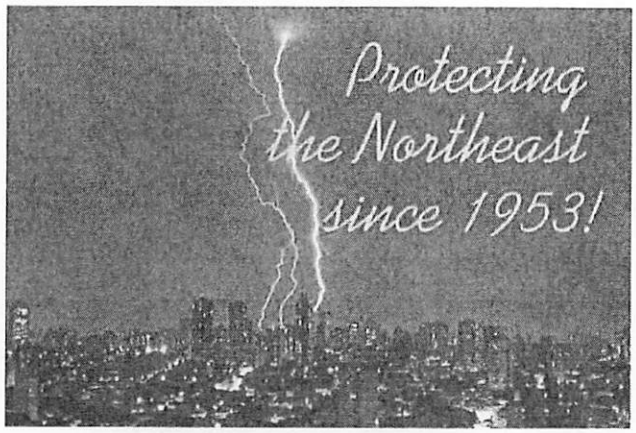
Device Interest *

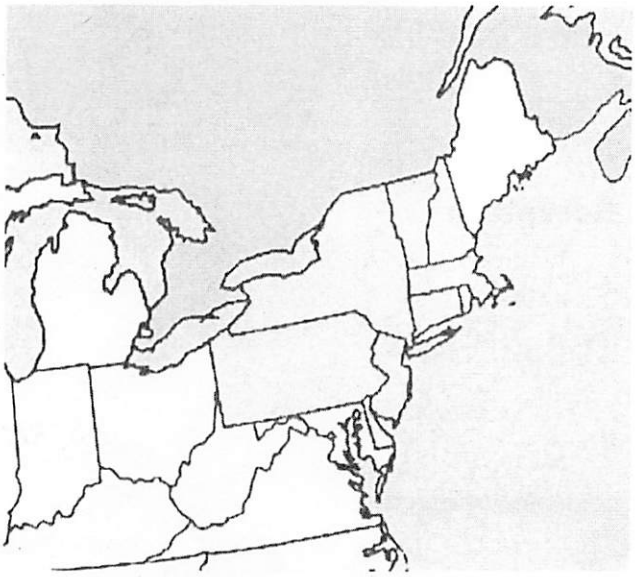
SFD-1414P-MTB (14×14 Safety Sign with Lightning Detector)

How May We Help You? *

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

ASSOCIATED LIGHTNING
Rod Company, Inc





FREE ESTIMATE

To receive a free estimate for your residential / commercial building, please fill out this form. One of our employees will be contacting you immediately or within 12 hours, 7 days a week, after your submittal.

Fields marked with an * are required

I am interested in:

- [ ] Inspection of existing system
- [x] New System

Name *

Cassandra Dickerson

31 of 50 Character(s) left

Email *

cassandra.dickerson@cityofasburypa

Address *

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

City

ASBURY PARK

US States

New Jersey

Zip

07712

Message *

- Bulkhead Containment Unit
- Solar Powered Dual Horn Single Strobe Siren Station
- Solar Panel
- Strobe
- Heavy Duty Tripod
- Small Tripod
- Integration Supplies

Recaptcha

Submit

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

EARTH NETWORKS

GET IN TOUCH

We want to hear from you!

Ready for a competitive

Every day we help companies protect asset and plan for every weather scenario. Let u of weather data.

cassandra.dickerson@cityofasburypark.com

Cassandra

Dickerson

City of Asbury Park

Hi there, welcome to the Earth Networks website.

Before we start, please be aware of an employment scam by individuals misrepresenting themselves as Earth Networks employees.

If you have any questions or concerns, please contact us at hr@aem.eco. For a list of all legitimate open positions at Earth Networks, please visit https://recruiting.paylocity.com/... ec6a-4180-8380-697d7de90a59/AEM

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

Government - Federal

USA

NJ

7325025755

Are you already an Earth Networks Customer?

No

Web Search

- Strike guard system
- Transmitter

I agree to receive communications from Earth Networks.

SEND

Earth Networks

12410 Milestone Center Dr., Suite 300

Germantown, MD 20876

Phone: 301-250-4000

Toll Free: 877-882-1397

info@earthnetworks.com

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

EARTH NETWORKS

THANKS FOR CONTACTING US!

it's great to hear from you! A mem
will be in touch sho

In the meantime, visit our blog to
latest posts.

VISIT THE BLO

Hi there, welcome to the Earth Networks website.

Before we start, please be aware of an employment scam by individuals misrepresenting themselves as Earth Networks employees.

If you have any questions or concerns, please contact us at hr@aem.eco. For a list of all legitimate open positions at Earth Networks, please visit https://recruiting.paylocity.com/... ec6a-4180-8380-697d7de90a59/AEM

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Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

Get in touch.

Name *

Cassandra

First Name

Dickerson

Last Name

Phone

732 502 5755

(###) ### ####

Email *

cassandra.dickerson@cityofasburypark.com

Message *

The City of Asbury Park would like to purchase a system. Can you provide a quote for the following Lightening Detection System to include:

- Strike guard system
- Transmitter
- Sequencer

Send

Attachment: CDBG WATER SPRAY PARK & EXERCISE EQUIPMENT QUOTES (2023-186 : Resolution Awarding Contract to Commercial

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-187
Resolution awarding a bid for School Bus Transportation Services for the 2023 Recreation Program to Emmanuel Trans., LLC. Flat Rate of $900 per trip and a $200 cancellation fee.

RESOLUTION NO. 2023-187

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AWARDING BID FOR SCHOOL BUS TRANSPORTATION SERVICES FOR THE 2023 RECREATION PROGRAM

WHEREAS, on Thursday, March 23, 2023 the City of Asbury Park (the "City") accepted bids for School Bus Transportation Services for the 2023 Recreation Program; and

WHEREAS, the City received two (2) sealed bids for Bus Transportation Services; and

WHEREAS, it has been determined that Emmanuel Trans., LLC submitted the lowest responsible bid in accordance with the bid specifications; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Current Account Number 3-01-28-370-000-206 upon the adoption of the official budget; and

WHEREAS, it is the desire of the governing bid to award a contract for School Bus Transportation Services to Emmanuel Trans., LLC for the 2023 Recreation Program; 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 herby awards a contract to Emmanuel Trans., LLC for School Bus Services.

NOW, THEREFORE BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the City Manager, Director of Recreation 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. 2023-187 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

SCHOOL BUS TRANSPORTATION SERVICES FOR THE 2023 RECREATION PROGRAM
THURSDAY, MARCH 23, 2023 11 AM

BUSINESS NAME	CONTACT NAME	ADDRESS	TELEPHONE NUMBER	FLAT RATE	CANCELLATION FEE	ADDITIONAL HOURS
Emmanuel Trans LLC	Sam Bestawros	4 Cornwall Dr. Suite 109 East Brunswick, NJ 08816	(732) 910 - 9001	$900.00	$200.00	$125.00
Klarr Transport Service Inc	Adeola Ademosu	185 Lehigh Avenue Lakewood, NJ 08701	(732) 905 - 5100	$900.00	$400.00	$180.00

Attachment: Bid Summary (2023-187 : Awarding Bid for Recreation Bus Transportation Services)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-188
Resolution authorizing the annual renewal of SDL software totaling $50,200.00 utilizing Computer Data Processing funds.

RESOLUTION NO. 2023-188

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING THE ANNUAL RENEWAL OF SDL SOFTWARE

WHEREAS, the City has a need to renew the SDL software for one year; and

WHEREAS, the City has obtained the attached proposal from Spatial Data Logic, Inc. (SDL)totaling $50,200.00; and

WHEREAS, this service is exempt from public bidding as per N.J.S.A. 40A;11-5(1) (dd) The provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software, except that this provision shall not be utilized to acquire or upgrade non-proprietary hardware or to acquire or update non-proprietary software; and

WHEREAS, the City had approved via Resolution 2019-139 the purchase of SDL software off of NJ State Contract #89851; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in the Current Fund 3-01-20-140-000-222; and

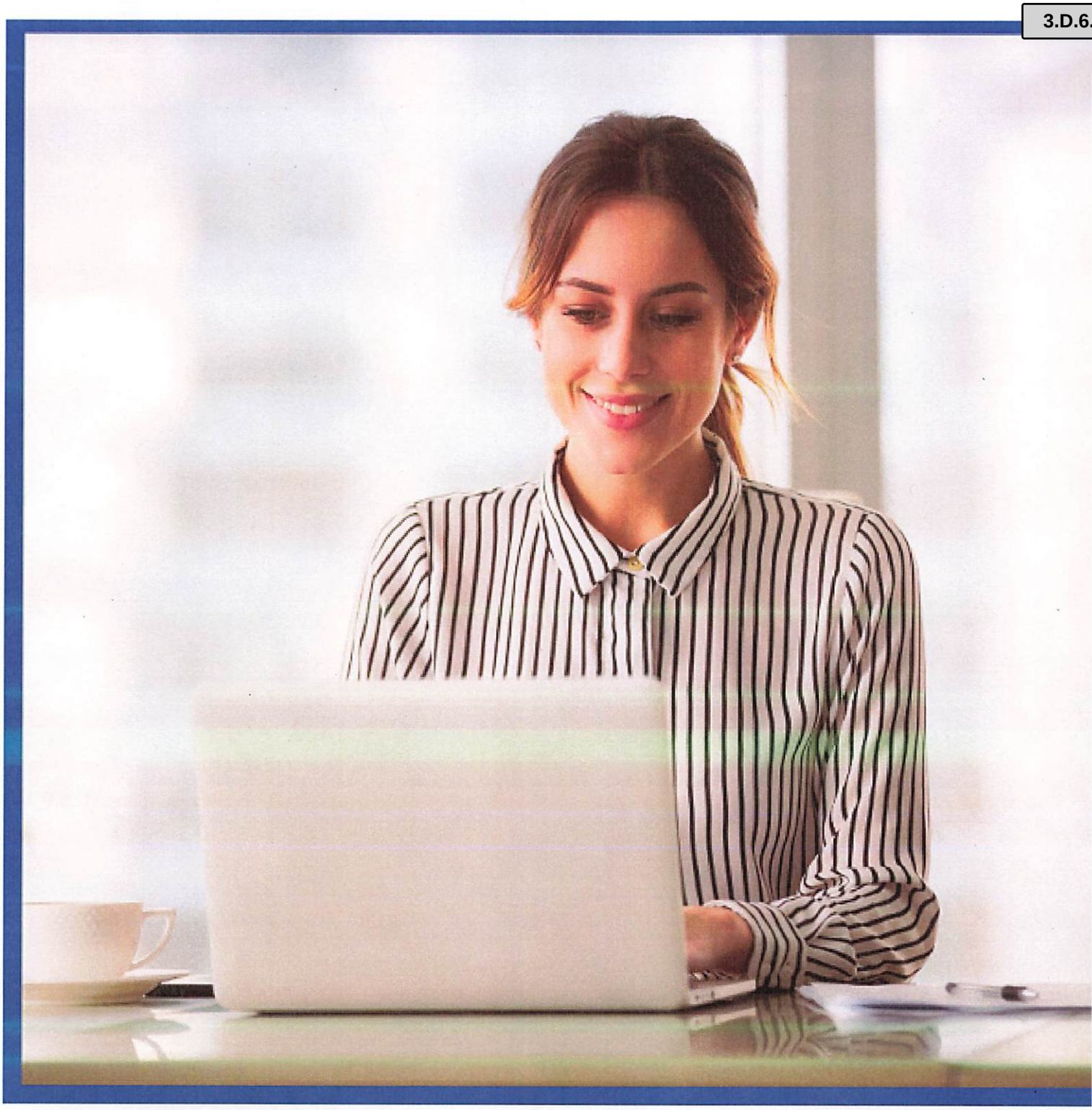
NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, awards the contract for the annual software renewal with SDL in the amount of $50,200.00; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the Director of IT, CFO, 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. 2023-188 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL | MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

Asbury Park City 2023 Renewal

Asbury Park City | 1154-190416-2023 | Renewal | Ap 30, 2023 - Q-03575
1/31/2023
Spatial Data Logic
285 Davidson Ave.
Somerset, NJ 08873
(732) 357-1280

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

DEAR CLIENT,

First and foremost, Spatial Data Logic is thrilled to have you as a client. We take a great deal of pride in building and maintaining an easy-to-use software solution, in addition to providing the highest level of support for our products.

As a company, we also keep a close eye on legislation, trends, feature requests and emerging technologies to ensure our software solutions are meeting the needs of our clients and the communities they serve. For instance, some of the new and innovative features that users can look forward to include:

- Offering our Online Plan Review at NO COST for our hosted customers or for a low per-user fee for clients that are not on SDL Hosting
- Expanding our online plan review solution to accommodate land use and engineering reviews
- Adding lead-specific fields and forms to address new lead-safe certification requirements
- Adding a business registration form to comply with new legislation
- Integrating SDL Forms with SDL Mobile
- Adding a redaction tool for OPRA requests

Annual Notice of Rates and Services for 2023

For all of our customers, the SDL Enterprise License is an annual price subscription, but can also be prepaid in advance to lock in your rate for multiple years. The subscription includes the licensing costs for SDL Desktop, SDL Portal, SDL Mobile, SDL Sites and SDL Citizen, in addition to ongoing technical support. Pricing is either based on the number of computers where the desktop software is installed or based on a "Named User". A "Named User" license is required for our SDL Hosting Environment as well as to utilize SDL Online, Online Plan Review, Remote Inspections, and other adjunct SDL Online features.

In addition to our rates, we have also included an overview of our available platforms, department modules, clients resources and newer features that your municipality may want to consider.

Please note:

1) Technical support is only available to users that have been trained on the software by an authorized SDL trainer or have attended SDL Training courses for the module they require support on.

2) We will invoice you the month before the renewal date and payment needs to be made within 30 days. If you renew through a third-party reseller (like SHI or Dell), it is your responsibility to secure a quote through them and put a PO in place prior to the renewal date.

3) We request that all purchasing agents send us your Pay to Play documents as well as any other purchasing documents at the beginning of the year or at least 3 months prior to the renewal date.

4) SDL will provide support from the date of renewal for each seat of software for a full calendar year of that date. We will not prorate or change the amount billed unless we are notified 90 days in advance of the renewal date, per our software license agreement.

5) Any services or requests outside of these services shall be deemed additional services and billed according to our standard rate schedules.

Should you have any questions or require additional information, please feel free to contact us via telephone at (732) 357-1280 or email at sales@SpatialDataLogic.com.

Sincerely,
Spatial Data Logic

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL | MUNICIPAL MANAGEMENT SOFTWARE

SPATIAL DATA LOG

SDL'S SOFTWARE PLATFORMS

Your Enterprise License includes access to all of our software platforms

SDL | DESKTOP

A powerful desktop application that streamlines and automates department processes

SDL | MOBILE

Allows staff to access information and complete tasks in the field such as inspections and service requests using their smartphone/tablet

SDL | ONLINE

Our cloud-based solution that includes innovative tools to help clients complete tasks and access information from their web browser

SDL | PORTAL

A web-based portal where the public can search for property information, apply for permits, report issues & more

SDL | CITIZEN

A free mobile app that provides another convenient way for residents to access information & submit requests

SDL | SITES

Our municipal sites integrate with the SDL Portal to deliver a unique web experience with online services and personalized content

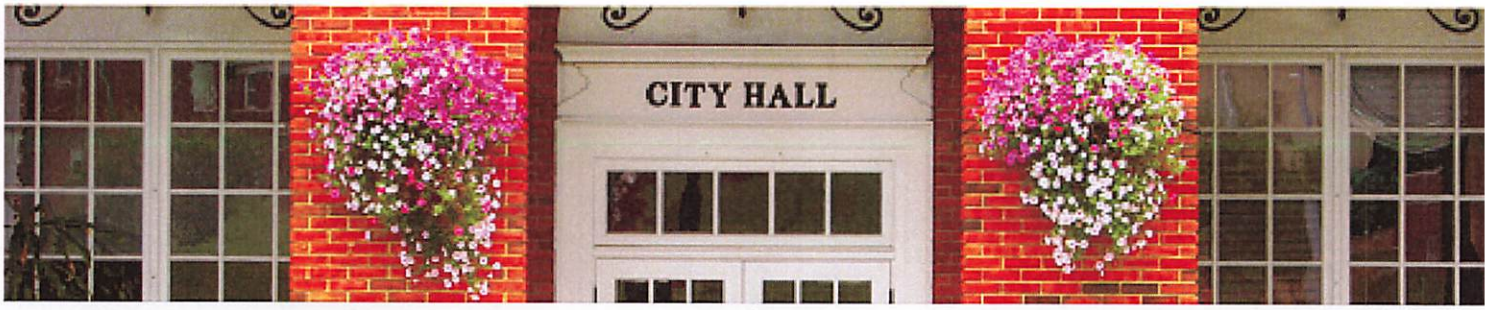
SDL'S DEPARTMENT MODULES

Your Enterprise License includes access to all of our department modules and workflows.

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

CLIENT RESOURCES



Below is a list of resources that are available when you have a question or need help.

Customer Success Team

Our customer success team will be checking in periodically to ensure things are going smoothly. Our success team is your go-to for general inquiries, new product information, department expansions, citizen portal activations and increasing your municipal-wide knowledge & usage.

Dee Haege - Director of Customer Success
dhaege@spatialdatalogic.com

Megan Kelly - Success Rep
mkelly@spatialdatalogic.com

Linda Scano - Success Rep
lscano@spatialdatalogic.com

Training

SDL hosts in-house and virtual training sessions to help our clients get familiar with our software platforms and modules. For every seat purchased as part of your SDL Enterprise License, your municipality will receive 1 free credit towards our in-house sessions. Extra training credits, onsite training and one-on-one sessions are available for an additional cost. To schedule training or inquire about your available training credits, contact our trainer.

Eileen Blancato- Director of Training
(732) 357-1280
training@spatialdatalogic.com

Technical Support

Having an issue? Our dedicated, in-house support team is available Monday- Friday (8-5 pm) to answer your calls and emails.

Phone: (732) 357-1280, Press 1
Email: support@spatialdatalogic.com

SDL Help Center

Visit our help center to access quick how-to guides, read the latest software updates, view on-demand webinars and submit ideas. To begin, go to help.spatialdatalogic.com and create an account using your town email.

Visit: help.spatialdatalogic.com

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL | MUNICIPAL MANAGEMENT SOFTWAR
SPATIAL DATA LOG

HAVE YOU CONSIDERED SDL HOSTING?

SDL | HOSTING

SDL Hosting enables towns to move the SDL Desktop into SDL's managed Google Cloud environment, eliminating the need to have and maintain a local server.

WHY UPGRADE?

Our hosting services will be a key part of your transition to the cloud.

- Access the SDL Desktop from anywhere
- Eliminate the need for in-house servers
- Ensures staff is using the most current version of the software
- Addresses cybersecurity concerns
- Server maintenance, security patches, backups & updates are included
- Will be needed to unlock full potential of SDL Online
- New! Named users will have free access to SDL's Online Plan Review

Please be aware that the cost of the hosting services is in addition to your current licensing.

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOG

DID YOU KNOW ABOUT THESE FEATURES?

Online Plan Review

SDL's Online Plan Review provides a structured workflow to accept, review, markup and approve building plans digitally.

- Collaborate & review simultaneously
- Change detection feature
- Homeowners and professionals can apply for permits, upload plans, request inspections and check the status online
- Free for SDL Hosting clients or $250 per user for on-prem clients

SDL Forms

SDL Forms is our unlimited, digital form builder. Use SDL Forms to replace your paper forms or create entirely new online services.

- Intuitive, drag-and-drop editor
- Custom workflow to include prior approvals and notifications
- Advanced features: Location scheduling, digital signatures, HIPAA-level document uploads and identity verification

Lead Certificates & Inspections

In response to new legislation, we've added lead-specific forms, fields, reports and data grids to our Code Enforcement module. These additions will help towns keep track of their exempt/non-exempt properties and manage any lead-specific inspections and certificates.

Business Insurance Registration Form

We created a registration form that our clients can use to collect and track insurance certificates for businesses and multifamily rental units. Towns can adjust this form as needed and add the form to their municipal website and SDL Portal.

Municipal Websites

SDL's websites integrate with our software and citizen portal, transforming your website into a two-way communication tool. Visitors with a portal account can:

- See personalized notifications
- Complete and submit digital forms through the website
- Check the status of requests
- Search for property/permit information
- View custom street cleaning days, garbage days, etc...
- Report 311 issues

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWAR
SPATIAL DATA LOG

Product	Description	Quantity	Price
Enterprise Licensing		50	$50,200
		Subtotal:	$50,200
		Total Initial Investment:	**$50,200**

Note: Renewals are due in advance of the renewal. For third party resellers, PO should be processed and emailed 30-60 days in advance of the renewal. An orders proceed by third party resellers that are 60 days past due will be rejected and paid direct to SDL

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

PROPOSAL NOTES & CONDITIONS

2023 New Jersey SDL Rate Card:

Please reference attachments for full rate card and price breakout. Additional years will follow the prevailing rate card.

Adjustments and Payment Timeframe:

Per our agreement, you will need to notify us at least 90 days in advance of the renewal month of any changes to the agreement. Payment is due within thirty days of the renewal month or in advance, as such when using thrird party renewals, you will need the have issued the PO to them at least 30 days prior to the renewal for SHI and at least 90 days prior for Dell

Updated Hardware and Software:

Unless otherwise described in this proposal, SDL is not providing any hardware or software upgrades of the SDL Software description above. In the case of outdated supported software, such as Windows Operating Systems and SQL Server versions, the town is responibly for these changes prior to the beginning of the renewal year.

- Internet Access - If a hosted solution is chosen internet access is a requirement
- Client Computers - The software rquires the current Microsoft supported Windows operating system on computers in order for the software to be installed.
- iOS or Android devices for use with the SDL Mobile App. Devices are required to have data plans for real-time syncing.

Terms and Conditions:

- The prices quoted herein will be valid for a period of of the renewal year. Please contact SDL at (732) 357-1280 for a new quote if your proposal should you require any changes or modifications at least 90 days in advance of the renewal
- **All outstanding invoices beyond sixty (60) days will accrue interest at the rate of 1% per month.**
- All payments will follow Spatial Data Logic's standard billing terms unless otherwise negotiated and agreed upon prior to the submission of a PO or contract.

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

PROPOSAL SIGN-OFF

The above proposal outlines the scope of work and services that will be provided by Spatial Data Logic. In order to move forward, Spatial Data Logic will need a signed License Agreement and purchase order.

To begin this process, please sign off on the proposal and provide the following information.

I have reviewed the proposal and agree that the attached quote meets the needs of my request.

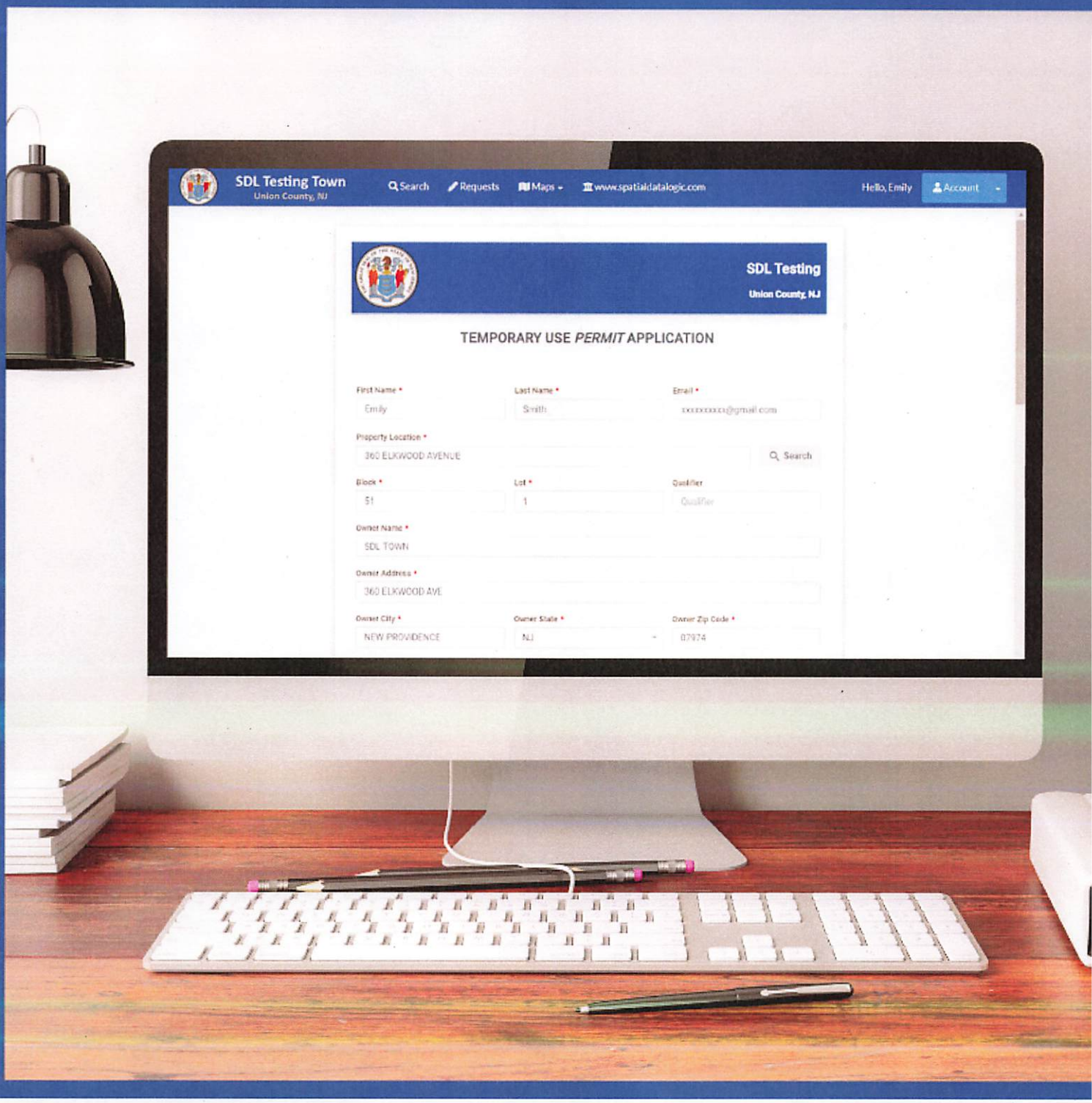
I confirm that I am authorized to sign on behalf of Asbury Park City

Purchase Order:

Purchase Order will be issued directly to Spatial Data Logic

or Spatial Data Logic will work through a third-party to purchase on state contract

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)



SDL | MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOGIC

ADDITIONAL DOCUMENTS

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOG

2023 NEW JERSEY RATE CARD

Item	Description	Cost Breakdown	
Enterprise License	1 Computer or User	$1,940/Year	
	Up to 5 Computers or Users	$8,900/Year	
	Up to 10 Computers or Users	$17,000/Year	
	Up to 25 Computers or Users	$36,200/Year	
	Up to 50 Computers or Users	$50,200/Year	
	Up to 100 Computers or Users	$61,600/Year	
	Up to 300 Computers or Users	$178,200/Year	
	Portal Charge For Single Or Additional Towns Per Year	$1,080/Year	
Data Integration	Department Import From Known Vendor Database	$3,200	
	Department Import From Unknown Vendor Database	$4,000	
	Module Activation Fee (No Import)	$500	
Installation (Price for initial install)	Single Computer	$1,100	
	Small Town (10 Computers)	$2,600	
	Medium Town (25 Computers)	$4,300	
	Large Town (50 Computers)	$6,500	
	City/County (100 Computers)	$8,600	
	Price For Additional Installs (Per Computer)	$540	
Training	Onsite Training - General & 1 Department	$3,800	
	Onsite Training - Each Additional Department	$2,700	
	SDL Training Center Course	1 Course - $270 5 Courses - $1,400 10 Courses - $2,700 25 Courses - $5,400 50 Courses - $8,100 100 Courses - $10,800 300 Courses - $24,300	
SDL Hosting (Includes hosting, client access, SQL License and backup)	Single User	$2,700/Year	$270/Month
	Workgroup (5 Users)	$4,100/Year	$410/Month
	Small Town (10 Users)	$6,000/Year	$600/Month
	Medium Town (25 Users)	$14,600/Year	$1,500/Month
	Medium/Large Town (50 Users)	$24,300/Year	$2,400/Month
	Large Town (100 Users)	$44,600/Year	$4,500/Month
	City/County (300 Users)	$121,000/Year	$12,100/Month
	Additional Towns (Under 10 Users)	$2,100/Year	$210/Month
	Additional Towns (Over 10 Users)	$4,900/Year	$490/Month
SDL Sites (Purchased as part of license)	Hosting - Single Site	$0	
	Hosting - Additional Site	$540/Year	
	Website Initial Set Up - Onetime	$3,200	
	Page Design Blocks (Per Page)	$270/Page	
	Website Document Migration (500 pages /posts)	$2,700	
	Content Migration (Per Page)	$270/Page	
SDL Online Plan Review	For SDL Hosting Customers	$0	
	For Non-SDL Hosting Customers -Per User	$250	
SDL Schedule of Hourly Rates (Hourly rates include direct salary, overhead and profit. All out-of-pocket expenses are invoices at cost + 10%. Mileage from our office is invoiced at the rate of $0.75 per mile).	Senior Project Manager	$300	
	Project Manager	$250	
	Programmer	$250	
	Training Technician	$200	
	Website Manager/Tech	$150	
	GIS Specialist	$200	
	Computer/Network Technician	$150	
	GIS Technician	$100	
	Field Technician	$100	
	Clerical/Data Entry	$90	

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

SDL | MUNICIPAL MANAGEMENT SOFTWARE
SPATIAL DATA LOG

ON-PREMISE HOSTING

Server and Client Hardware Specifications for SDL Software (2023)

SDL | DESKTOP

Server:

Recommended Server Configuration for 1-10 Users (New Purchase)
- Eight Cores or higher CPU, 8 GB Base Memory or greater
- Window 2019 (64 bit) Server with IIS installed
- 500 GB, RAID 5/10, 10000 + rpm or equiv
- Backup Solution
- Non- domain controller

Recommended Server Configuration for 10 and greater Users (New Purchase)
- 16 Cores, Xeon Preferred, 16 GB Base Memory or greater
- Non-domain controller
- Windows 2019 (64 bit) Server with IIS installed
- Microsoft SQL Server 2016 (64 bit) - Standard or higher
- 1 TB, Raid 5/10 , 10000 + rpm or SAN equivalent
- Backup solution (off-site)

Recommended Network Configuration for 2 or more users
- 1000 Base T Network or greater
- 1000 Base T Switches or greater
- Windows Domain/Active Directory recommended
- Internet Connection with 25 Mbs/ 25 Mbs minimum

Note: For Thin Client/Windows Terminal Server and all virtualized servers, please call for specifications. If you have an existing file server that you are considering using, please provide the specifications to SDL for evaluation. REQUIRES USER BASED LICENSE

Desktop:

Minimum Client Configuration
2.0 GHz Processor 4 core or greater, 6 GB RAM
Windows 10 or above
Internet Explorer 11.0, .Net Run-time 3.5 or greater

Recommended Client Configuration (New Purchase)
2 GHz (or higher), 4x core + , 8 GB RAM (or higher)
Windows 10 or above
Internet Explorer 11.0 or greater, .Net Run-time, 3.5 or greater

SDL | MOBILE

- iPad Pro, iPad with 16 GB, iOS 11 or greater
- Android 4.4 or greater (Note - SDL will not specify or recommend any one Android tablet)
- Google Maps installed

Please note that SDL will follow the Discontinued Availability schedule employed by Microsoft for their various software platforms and technologies. SDL had officially stopped support for Windows XP, Windows 7, Windows Server 2003, Windows 2008 and Windows 2012.

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

COMPLIANCE DOCUMENTS

SDL SPATIAL DATA LOG

STATE OF NEW JERSEY
BUSINESS REGISTRATION CERTIFICATE

DEPARTMENT OF TREASURY/
DIVISION OF REVENUE
PO BOX 252
TRENTON, N J 08646-0252

TAXPAYER NAME:
SPATIAL DATA LOGIC, INC.

ADDRESS:
285 DAVIDSON AVE SUITE 302
SOMERSET NJ 08873

EFFECTIVE DATE:
06/25/97

TRADE NAME:
SPATIAL DATA LOGIC

SEQUENCE NUMBER:
0100335

ISSUANCE DATE:
11/14/14

James J. Fruscione
Director
New Jersey Division of Revenue

FORM-BRC
(04-06) 02650-BV

This Certificate is NOT assignable or transferable. It must be conspicuously displayed at above address.

Certification 10954

CERTIFICATE OF EMPLOYEE INFORMATION REPORT

RENEWAL

This is to certify that the contractor listed below has submitted an Employee Information Report pursuant to N.J.A.C. 17:27-1.1 et. seq. and the State Treasurer has approved said report. This approval will remain in effect for the period of 15-MAY-2020 to 15-MAY-2027

SPATIAL DATA LOGIC, INC.
285 DAVIDSON AVE., SUITE 302
SOMERSET NJ 08873

Elizabeth Maher Muoio
ELIZABETH MAHER MUOIO
State Treasurer

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

Form **W-9**
(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

Spatial Data Logic LLC

2 Business name/disregarded entity name, if different from above

Spatial Data Logic Inc.

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.

☑ Individual/sole proprietor or single-member LLC ☐ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.

285 Davidson Ave, Suite 302

Requester's name and address (optional)

6 City, state, and ZIP code

Somerset, NJ 08873

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

			-			-				

or

Employer identification number

5	2	-	2	1	3	7	0	5	9

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here Signature of U.S. person ▶ _____ Date ▶ 6/17/2022

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, *later.*

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

Dropbox Sign

Signature Page

File name	SDL Software Renewal for 2023 for Asbury Park
Document ID	78f1ee3f63914d7a7b727ec6eb106fcda9791249

Joe Dellaragione

joe.dellaragione@cityofasburypark.com

User ID: 383737383836383936

Attachment: SDL 2023 (2023-188 : Resolution Authorizing the Annual Renewal of SDL software)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-189
Property that has exceeded its useful life and no longer serves the need of the City that will be placed at Municipal Auction.

RESOLUTION NO. 2023-189

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING THE DISPOSITION OF SURPLUS PROPERTY

WHEREAS, the City of Asbury Park has property that have exceeded their useful life and no longer serve the needs of the City of Asbury Park; and

WHEREAS, it is the desire of the Mayor and City Council to declare the property as surplus as follows as attached to this Resolution:

WHEREAS, the equipment and vehicles will be auctioned on MUNICIBID.com.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Asbury Park do hereby authorize the disposition of the equipment and vehicles listed as they are no longer needed for municipal purposes and is hereby considered surplus.

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. 2023-189 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Vehicles:

-Ford Econoline Commercial Cutaway O:81,841.43 V:1FDWE35FX2HA57087
-2015 Ford Explorer O:104,889 V:1FM5KHARXFGB99016
-2017 Jeep Patriot O:36,067 V: 1C4NJRBB0HD153763
-1991 TORO WORKMAN
-GEM CAR (ELECTRIC)

Attachment: Auction (2023-189 : Resolution Authorizing the Disposition of Surplus Property)

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-190
Authorizing the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the City of Asbury Park

RESOLUTION NO. 2023-190

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE CITY OF ASBURY PARK

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:

    a. The County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) AND State (NJDEP) agencies; and
    b. Such operations will be performed in compliance with applicable Federal and State regulations; and

c. The County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

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. 2023-190 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-191
Withdrawal From Membership In The Central Jersey Health Insurance Fund

RESOLUTION NO. 2023-191

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION AUTHORIZING WITHDRAWAL FROM MEMBERSHIP IN THE CENTRAL JERSEY HEALTH INSURANCE FUND

WHEREAS, the City of Asbury Park is a member of the Central Jersey Health Insurance Fund ("Fund"); and

WHEREAS, the by-laws of the Fund provide for a 90 day prior written notice of the intent to withdraw from membership in the Fund; and

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of Asbury Park, that it is withdrawing from in the Fund and it is providing its notice herewith, such withdrawal to be effective on July 1, 2023.

BE IT FURTHER RESOLVED that certified copies of this resolution shall be sent to the Fund offices.

Certification:

_____
Mayor/BOE Administrator

_____
Attest

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. 2023-191 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-192

A Resolution of Support for the City of Asbury Park's application for a Local Aid Infrastructure Fund Grant to fund the purchase and installation of bicycle racks and lockers at the Transportation Center and along Cookman Avenue, Springwood Avenue, and Lake Avenue.

RESOLUTION NO. 2023-192

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION OF SUPPORT AUTHORIZING A NEW JERSEY DEPARTMENT OF TRANSPORTATION LOCAL AID INFRASTRUCTURE FUND GRANT APPLICATION

WHEREAS, The City of Asbury Park is applying for funding to purchase and install bicycle racks and bicycle lockers to be placed at the Transportation Center and along surrounding roadways Cookman Avenue, Springwood Avenue, and Lake Avenue; and

WHEREAS, the project will help to continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for residents and visitors to the City of Asbury Park's Transportation Center and Central Business District; and

WHEREAS, maintenance of the facilities, once constructed, will be assumed by The City of Asbury Park;

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, that the Mayor and City Council hereby supports the submission of a grant application for the Local Aid Infrastructure Fund Grant within the State of New Jersey Department of Transportation and authorizes the City Manager to execute any and all documents.

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. 2023-192 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-193

Extension of the Outside Approvals Date to **July 19, 2023** to allow additional time for developer to obtain Building Permits for the Baltic Property

RESOLUTION NO. 2023-193

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF ASBURY PARK TO ENTER INTO A SECOND AMENDMENT OF THE SUBSEQUENT DEVELOPER AGREEMENT WITH K. HOVNANIAN'S BALTIC AT ASBURY PARK URBAN RENEWAL, LLC AND K. HOVNANIAN'S AEGEAN AT ASBURY PARK URBAN RENEWAL, LLC TO EXTEND THE OUTSIDE APPROVALS DATE IN CONNECTION WITH THE DEVELOPMENT OF PROPERTY LOCATED AT BLOCK 4003, LOTS 1, 2, AND 16 AND BLOCK 4003, LOTS 12, 13, AND 14

WHEREAS, the *New Jersey Local Redevelopment and Housing Law, N.J.S.A.* 40A:12A-1 *et seq.* (the "**Act**") authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, the Act confers certain contract, planning and financial powers upon a redevelopment entity, as defined at Section 3 of the Act, in order to implement redevelopment plans adopted pursuant thereto; and

WHEREAS, the City has elected to exercise these redevelopment entity powers directly, as permitted by Section 4 of the Act; and

WHEREAS, on June 5, 2002, the City adopted the "Asbury Park Waterfront Redevelopment Plan (Plan IV)" (as amended and supplemented from time to time, the "**Redevelopment Plan**", a copy of which is on file with the City Clerk) with respect to the "**Asbury Park Waterfront Redevelopment Area**," as defined in the Redevelopment Plan (the "**Redevelopment Area**"); and

WHEREAS, pursuant to the Act, including Section 8 thereof (*N.J.S.A.* 40A:12A-8), a municipality is permitted to contract with a redeveloper to develop redevelopment projects pursuant to a redevelopment plan within an area in need of redevelopment, as all such terms are defined in the Act; and

WHEREAS, the City and Asbury Partners, LLC (the **"Master Developer**") entered into that certain "Amended and Restated Redeveloper and Land Disposition Agreement" dated October 28, 2002, as amended by the First Amendment dated June 13, 2018, and the Second Amendment dated October 3, 2019 (collectively, "**Redeveloper Agreement**"), which provide, among other things, that the Master Developer shall be responsible for the redevelopment of the

properties governed by the Redevelopment Plan, which redevelopment it may choose to undertake itself, or through agreements with selected subsequent developers; and

WHEREAS, a copy of the Redeveloper Agreement is on file with the City Clerk; and

WHEREAS, thereafter, the City, Master Developer and K Hovnanian's Baltic at Asbury Park Urban Renewal, LLC and K. Hovnanian's Aegean at Asbury Park Urban Renewal, LLC (the "**Entities**") entered into that certain Subsequent Development Agreement ("**SDA**") on May 28, 2021, whereby the Entities were designated as the Subsequent Developer to undertake the Project (as defined in the SDA) on the Project Sites located on property identified as Block 4003, Lots 1, 2, and 16 (the "**Baltic Property**") and Block 4003, Lots 12, 13, and 14 (the "**Aegean Property**") in the City of Asbury Park; and

WHEREAS, the SDA obligated the Entities to obtain all Governmental Approvals, including Building Permits for the Baltic Property, within one (1) year of May 28, 2021, which date has expired; and

WHEREAS, the Entities have advised the City that they have obtained all other Governmental Approvals as prerequisites to issuance of the Building Permits for the Baltic Property; and

WHEREAS, the City, Master Developer and the Entities agree to an extension of the Outside Approvals Date to **July 19, 2023** to allow additional time for the Entities to obtain Building Permits for the Baltic Property, which extension is to be addressed in a Second Amendment of the Subsequent Developer Agreement ("**Second Amendment**").

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

Section 1. **Recitals**. The recitals are fully incorporated herein.

Section 2. **Approval of the Second Amendment.** The Second Amendment of the Subsequent Developer Agreement in substantially the form attached hereto as Exhibit A is hereby approved.

Section 3. **Execution of the Second Amendment.** The Mayor of the City of Asbury Park, in the County of Monmouth (the "**Mayor**" and together with the City Manager and Chief Financial Officer of the City, an "**Authorized Officer**") is hereby authorized and directed, upon the receipt from the Master Developer and the Entities of executed counterparts, and upon satisfaction of all the legal conditions precedent to the execution and delivery by the City of the Second Amendment, if any, as same is determined by the Authorized Officers in consultation with counsel to the City, to execute the Second Amendment in substantially the form attached hereto as Exhibit A and with such changes, insertions and omissions thereto as the Mayor, after consultation with counsel to the City and redevelopment counsel to the City, deems in the Mayor's sole discretion to be necessary or desirable for the execution thereof, which authorization thereof shall conclusively evidence the Mayor's consent to any such changes thereto.

Section 4. **Attestation and Sealing of the Second Amendment.** The Clerk of the City is hereby authorized and directed, upon the execution of the Second Amendment in accordance with the terms of Section 3 hereof, to attest to the signature of the Mayor upon such document and is hereby further authorized and directed thereupon affix the corporate seal of the City upon such document.

Section 5. **Implementation of the Second Amendment**. Upon the execution and attestation and placing of the seal on the Second Amendment as contemplated by Sections 3 and 4 hereof, the Authorized Officers are hereby authorized and directed to (i) deliver the fully executed, attested and sealed document to the other parties thereto and (ii) perform such other actions as the Authorized Officers deem necessary or desirable in relation to the execution and delivery of the Second Amendment.

Section 6. **Payment of Outstanding Costs.** This Resolution shall be effective immediately upon execution, subject to the condition of the Entities' full payment of any outstanding costs related to the review of the Project and the negotiation and preparation of the Second Amendment, together with the payment of any outstanding taxes, payments or other monies which may be due and owing to the City of Asbury Park, as may be applicable.

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. 2023-193 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Attachment: FINAL Second Amendment of the Subsequent Developer Agreement (355009-2x9DC53) (2023-193 : Second Amendment to

SECOND AMENDMENT TO SUBSEQUENT DEVELOPER AGREEMENT

THIS SECOND AMENDMENT TO SUBSEQUENT DEVELOPER AGREEMENT ("Second Amendment") made this _____ day of _____ 2023 by and between:

THE MAYOR AND CITY COUNCIL (together, the "**Governing Body**") **OF THE CITY OF ASBURY PARK** (the "**City**"), in its capacity as a "redevelopment entity" pursuant to *N.J.S.A.* 40A:12A-4 with principal offices at 1 Municipal Plaza, Asbury Park, New Jersey 07712;

ASBURY PARTNERS, LLC in its capacity as Master Developer, pursuant to the hereinafter defined Redeveloper Agreement (the "**Master Developer**"), with principal offices at 1089 Ocean Avenue, 3rd Floor, Asbury Park, NJ 07712, along with its permitted successors and/or assigns;

AND

K. HOVNANIAN'S BALTIC AT ASBURY PARK URBAN RENEWAL, A LIMITED LIABILITY COMPANY OF THE STATE OF NEW JERSEY and **K. HOVNANIAN'S AEGEAN AT ASBURY PARK URBAN RENEWAL, A LIMITED LIABILITY COMPANY OF THE STATE OF NEW JERSEY**, both with offices with principal offices located at 110 Fieldcrest Avenue (Fifth Floor), Edison, New Jersey 08837, the urban renewal entity affiliates formed pursuant to the Long Term Tax Exemption Law, *N.J.S.A.* 40A:20-1 et seq., collectively, the "**Entities**") (each, a "**Party**" and collectively, the "**Parties"**).

WITNESSETH

WHEREAS, the *New Jersey Local Redevelopment and Housing Law*, *N.J.S.A.* 40A:12A-1 *et seq.* (the "**Act**") authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, the Act confers certain contract, planning and financial powers upon a redevelopment entity, as defined at Section 3 of the Act, in order to implement redevelopment plans adopted pursuant thereto; and

WHEREAS, the City has elected to exercise these redevelopment entity powers directly, as permitted by Section 4 of the Act; and

WHEREAS, on June 5, 2002, the City adopted the "Asbury Park Waterfront Redevelopment Plan (Plan IV)" (as amended and supplemented from time to time, the "**Redevelopment Plan**", a copy of which is on file with the City Clerk) with respect to the "Asbury Park Waterfront Redevelopment Area," as defined in the Redevelopment Plan (the "**Redevelopment Area**"); and

WHEREAS, pursuant to the Act, including Section 8 thereof (*N.J.S.A.* 40A:12A-8), a municipality is permitted to contract with a redeveloper to develop redevelopment projects pursuant to a redevelopment plan within an area in need of redevelopment, as all such terms are defined in the Act; and

WHEREAS, the City and the Master Developer entered into that certain "Amended and Restated Redeveloper and Land Disposition Agreement" dated October 28, 2002, as amended by the First Amendment dated June 13, 2018, and the Second Amendment dated October 3, 2019 (collectively, "**Redeveloper Agreement**"), which provide, among other things, that the Master Developer shall be responsible for the redevelopment of the properties governed by the Redevelopment Plan, which redevelopment it may choose to undertake itself, or through agreements with selected subsequent developers; and

WHEREAS, the City, the Master Developer and K. Hovnanian Holdings NJ, LLC ("**K. Hovnanian"**) entered into the Subsequent Development Agreement ("**SDA**") on May 28, 2021, whereby K. Hovnanian was designated as the Subsequent Developer to undertake the Project (as defined in the SDA) on the Project Site located on property identified as Block 4003, Lots 1, 2, and 16 (the "**Baltic Property**") and Block 4003, Lots 12, 13, and 14 (the "**Aegean Property**") in the City of Asbury Park (collectively, the "**Project**"); and

WHEREAS, the Parties subsequently entered into an Amendment to Subsequent Developer Agreement, dated May 28, 2021, to Designate K. Hovnanian's Baltic at Asbury Park Urban Renewal, LLC and K Hovnanian's Aegean at Asbury Park Urban Renewal, LLC as the Entities; and

WHEREAS, the SDA obligated the Entities to obtain all Governmental Approvals, including Building Permits for the Baltic Property, within one (1) year of May 28, 2021, (i.e. "**Outside Approvals Date**"), which date has expired; and

WHEREAS, the SDA further obligated the Entity responsible for the Aegean Property to apply for and obtain Building Permits for the construction of the Aegean Property prior to the completion of the Baltic Property; and

WHEREAS, the Entities have been diligently pursuing Governmental Approvals, however, based upon the New Jersey Department of Environmental Protection's ("**NJDEP**") assessment of the City's Master Coastal Area Facility Review Act ("**CAFRA**") Permit, certain on-site subterranean stormwater detention facilities are required to be implemented which requirement has resulted in a major reconfiguration of the Project within the confines of the site and the foundations; and

WHEREAS, the Entities have pursued Planning Board approval for the redesigned Project in parallel with obtaining CAFRA Permit compliance; and

WHEREAS, Planning Board approval for the redesigned Project was granted on July 11, 2022, by Resolution adopted on September 12, 2022; and

WHEREAS, the CAFRA Compliance letter was issued by NJDEP on June 23, 2022; and

WHEREAS, based upon all of the above, the Parties agree to an extension of the Outside Approvals Date until July 19, 2023 to allow additional time for the Entities to obtain Building Permits for the Baltic Property; and

Attachment: FINAL Second Amendment of the Subsequent Developer Agreement (355009-2x9DC53) (2023-193 : Second Amendment to

WHEREAS, the extension of the Outside Approvals Date is not intended to extend the overall construction interest period

NOW THEREFORE, in consideration of the promises and mutual covenants herein contained, the parties hereto do hereby amend the Subsequent Developer Agreement, as follows:

SECTION I. Construction. The foregoing recitals are hereby incorporated in this Second Amendment by reference as if set forth herein at length. All terms not defined herein shall have the meanings set forth in the SDA. Other than as specifically modified by this Second Amendment all other terms, conditions and obligations of the SDA shall remain unmodified and shall remain in full force and effect.

SECTION II. Outside Approvals Date. The Outside Approvals Date shall be extended until no later than **July 19, 2023**.

SECTION III. Section 4.09(d)(iv) shall be deleted and replaced with the following:

> The Parties hereby agree that the first installment of the pledged portion of the special assessment under the Special Assessment Agreement shall commence to accrue on the first day of the month immediately following the earlier of: (i) eligibility of a Unit for the issuance of a Certificate of Occupancy; and (ii) the expiration of the construction interest period on the RABs; however, the first installment of the pledged portion of the special assessment and the unpledged portion of the special assessment shall commence to accrue not later than two (2) years after the issuance of the RABs. As set forth in Section 6.01(d)(iii), the actual construction interest period (not to exceed two (2) years after issuance of the RABs) shall be selected by the Master Developer no later than the execution of the Special Assessment Agreement, and shall not be less than eighteen (18) months. Nothing in this Section 4.09(d)(iv) shall affect the deadlines and timeframes set forth in Sections 4.03 and 4.04 hereof.

SECTION IV. Section 6.01(d)(iii) shall be deleted and replaced with the following:

> The RABs shall have a reasonable construction interest period, not to exceed two (2) years from the date of issuance of the RABs. The RAB purchaser will determine whether to accrue interest during the construction period, or fund it (capitalized interest) with a portion of the proceeds of the RABs. The actual construction interest period (not to exceed two (2) years) shall be selected by the Master Developer no later than the execution and delivery of the Special Assessment Agreement, and shall not be less than eighteen (18) months. Nothing in this Section 6.01(d)(iii) shall affect the deadlines and timeframes set forth in Sections 4.03 and 4.04 hereof.

SECTION V. Miscellaneous. This Second Amendment shall be implemented as follows:

A. Entire Agreement. The SDA, as amended by the first Amendment and this Second Amendment, contains the entire agreement of the Parties with respect to the subject matter hereof. No provision hereof may be modified or waived orally but only by an agreement in writing signed

Attachment: FINAL Second Amendment of the Subsequent Developer Agreement (355009-2x9DC53) (2023-193 : Second Amendment to

by the party against whom enforcement of any waiver, change, modification, extension or discharge is sought.

B. Signatures/Execution. This agreement may be executed in counterparts.

[*Signature Page to Follow*]

Attachment: FINAL Second Amendment of the Subsequent Developer Agreement (355009-2x9DC53) (2023-193 : Second Amendment to

IN WITNESS WHEREOF, the parties have executed this Second Amendment to Subsequent Developer Agreement as of the date first written above.

Attest:

By: _____
Lisa Esposito
City Clerk
Date:

THE CITY OF ASBURY PARK

By: _____
John Moor
Mayor
Date:

K. HOVNANIAN'S BALTIC AT ASBURY PARKING URBAN RENEWAL, LLC

Witness:

_____
Name:
Title:
Date:

By: _____
Name:
Title: President
Date:

K. HOVNANIAN'S AEGEAN AT ASBURY PARKING URBAN RENEWAL, LLC

Witness:

_____
Name:
Title:
Date:

By: _____
Name:
Title: President
Date:

ASBURY PARTNERS, LLC

Witness:

_____
Name:
Title:
Date:

By: _____
Brian A. Cheripka
Senior Vice President
Date:

Attachment: FINAL Second Amendment of the Subsequent Developer Agreement (355009-2x9DC53) (2023-193 : Second Amendment to

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-194
Confirming The Endorsement Of The 1012 Asbury Project As A Community Development Project

RESOLUTION NO. 2023-194

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION OF THE CITY OF ASBURY PARK, NEW JERSEY CONFIRMING THE ENDORSEMENT OF THE 1012 ASBURY PROJECT AS A COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Monmouth County Community Development Grant (HOME Funds) in the amount of $1,000,000.00 (the "Grant") has been proposed by the L&M Development Partners ("L&M") for the 1012 Asbury Project (the "Project"); and

WHEREAS, the Monmouth County Community Development Program requires a resolution supporting the project from the governing body of the municipality in which the project is located be submitted together with the application for the Grant; and

WHEREAS, the City of Asbury Park (the "City") recognizes that the Project is in the best interest of the residents of the City and Monmouth County; and

WHEREAS, the City desires to endorse the Project as a Community Development Project and support L&M's application for the Grant; and

WHEREAS, this Resolution does not obligate the financial resources of the City and is intended solely to expedite approval of the Grant and implementation of the Project.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Asbury Park hereby confirms endorsement of the aforesaid Project hereby as a Community Development Project supports the L&M application for the Monmouth County Community

Development Grant (HOME Funds); and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Monmouth County Community Development Program in furtherance of the application by the L&M for a Community Development Grant (HOME Funds) and so that implementation of the 1012 Asbury Park Project may be expedited.

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. 2023-194 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 12, 2023
RESOLUTION SUMMARY

2023-195
Endorsing HOME Funding Application for 1012 Asbury Avenue

RESOLUTION NO. 2023-195

City of Asbury Park
County of Monmouth
State of New Jersey

RESOLUTION ENDORSING HOME FUNDING APPLICATION FOR 1012 ASBURY AVENUE (BLOCK 501, LOTS 1 AND 2)

WHEREAS, a Monmouth County Community Development Grant (HOME Funds) in the amount of $1,000,000.00 (the "Grant") has been proposed by the L&M Development Partners ("L&M") for the 1012 Asbury Project located at Block 501, Lots 1 and 2 (the "Project"); and

WHEREAS, the Monmouth County Community Development Program requires a resolution supporting the project from the governing body of the municipality in which the project is located be submitted together with the application for the Grant; and

WHEREAS, the City of Asbury Park (the "City") recognizes that the Project is in the best interest of the residents of the City and Monmouth County; and

WHEREAS, the City desires to endorse the Project as a Community Development Project and support L&M's application for the Grant; and

WHEREAS, this Resolution does not obligate the financial resources of the City and is intended solely to expedite approval of the Grant and implementation of the Project.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Asbury Park hereby confirms endorsement of the aforesaid Project hereby as a Community Development Project supports the L&M application for the Monmouth County Community

Development Grant (HOME Funds); and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Monmouth County Community Development Program in furtherance of the application by the L&M for a Community Development Grant (HOME Funds) and so that implementation of the 1012 Asbury Park Project may be expedited.

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. 2023-195 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

CERTIFIED BY ME THIS 13th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Asbury Park, New Jersey
ORDINANCE NO. 2023-16

ORDINANCE DESIGNATING A PORTION OF EMORY STREET AS A ONE-WAY STREET WITHIN THE CITY OF ASBURY PARK

WHEREAS, the City of Asbury Park (the "City") has previously designated certain streets or parts of certain streets as "One-Way Streets" within the City; and

WHEREAS, the parking conditions of the City are evaluated by the City's Parking Committee on a continuous basis; and

WHEREAS, the width of Emory Street is not suitable for two-way traffic; and

WHEREAS, the existing two directional traffic pattern regularly causes unnecessary altercations between vehicles traveling in opposite directions and limits passing opportunities; and

WHEREAS, Emory Street between Lake Avenue and Fifth Avenue is of similar size and condition and is currently configured as one-way northbound with no issues; and

WHEREAS, the Mayor and City Council believe that it is in the best interests of the health, safety and welfare of the citizens of Asbury Park, and the public in general, to similarly restrict that portion of Emory Street which runs between Sunset Avenue and Route NJ 71 (Deal Lake Drive) to one-way traffic only, traveling in a northerly direction; and

WHEREAS, this portion of Emory Street impacts a state highway and thus falls under the approval authority of the Commissioner of Transportation pursuant to Public Law 2008, c.110 (N.J.S.A. 39:4-8).

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park (the "City"), in the County of Monmouth and State of New Jersey, that the portion of Emory Street which runs between Sunset Avenue and Route NJ 71 (Deal Lake Drive) within the City is hereby designated as a one-way street, with traffic restricted to travel in a northerly direction only, as follows:

Name of Street	Direction	Limits	Parking Permitted
Emory Street	North	Sunset Avenue to Route NJ 71 (Deal Lake Drive)	Both sides

BE IT FURTHER ORDAINED, that all other Ordinances or parts of Ordinances

inconsistent herewith are hereby repealed to the extent of such inconsistencies.

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 not take effect until at least twenty (20) days following its final adoption, as set forth in N.J.S.A. 40:69A-181(b).

BE IT FURTHER ORDAINED, that this Ordinance shall be contingent upon receipt of approval from the Commissioner of Transportation pursuant to P.L. 2008, c.110 (N.J.S.A. 39:4-8).

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. 2023-16 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

_____
LISA ESPOSITO
CITY CLERK

Asbury Park, New Jersey
ORDINANCE NO. 2023-17

ORDINANCE OF THE CITY OF ASBURY PARK APPROVING AND ADOPTING A REDEVELOPMENT PLAN FOR PROPERTY LOCATED AT 1012 ASBURY AVENUE (BLOCK 501, LOTS 1 AND 2)

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (the "Act"), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, City of Asbury Park has had a city wide designation as an area in need of rehabilitation for over 40 years pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. (the "Redevelopment Law"); and

WHEREAS, the Council has determined that the effective Rehabilitation of the Area would be stimulated by adoption of the "1012 Asbury Avenue Redevelopment Plan" for Block 501, Lots 1 and 2; and

WHEREAS, the Council referred the Redevelopment Plan to the Planning Board by Resolution 2023-177 on March 22, 2023; and

WHEREAS, the Asbury Park Planning Board reviewed the Redevelopment Plan and determined it is consistent with the goals and objectives of the Master Plan on April 3, 2023 and referred the Redevelopment Plan for adoption to Municipal Council; and

WHEREAS, the Council desires to adopt the "1012 Asbury Avenue Redevelopment Plan" and to provide notice thereof in accordance with law.

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

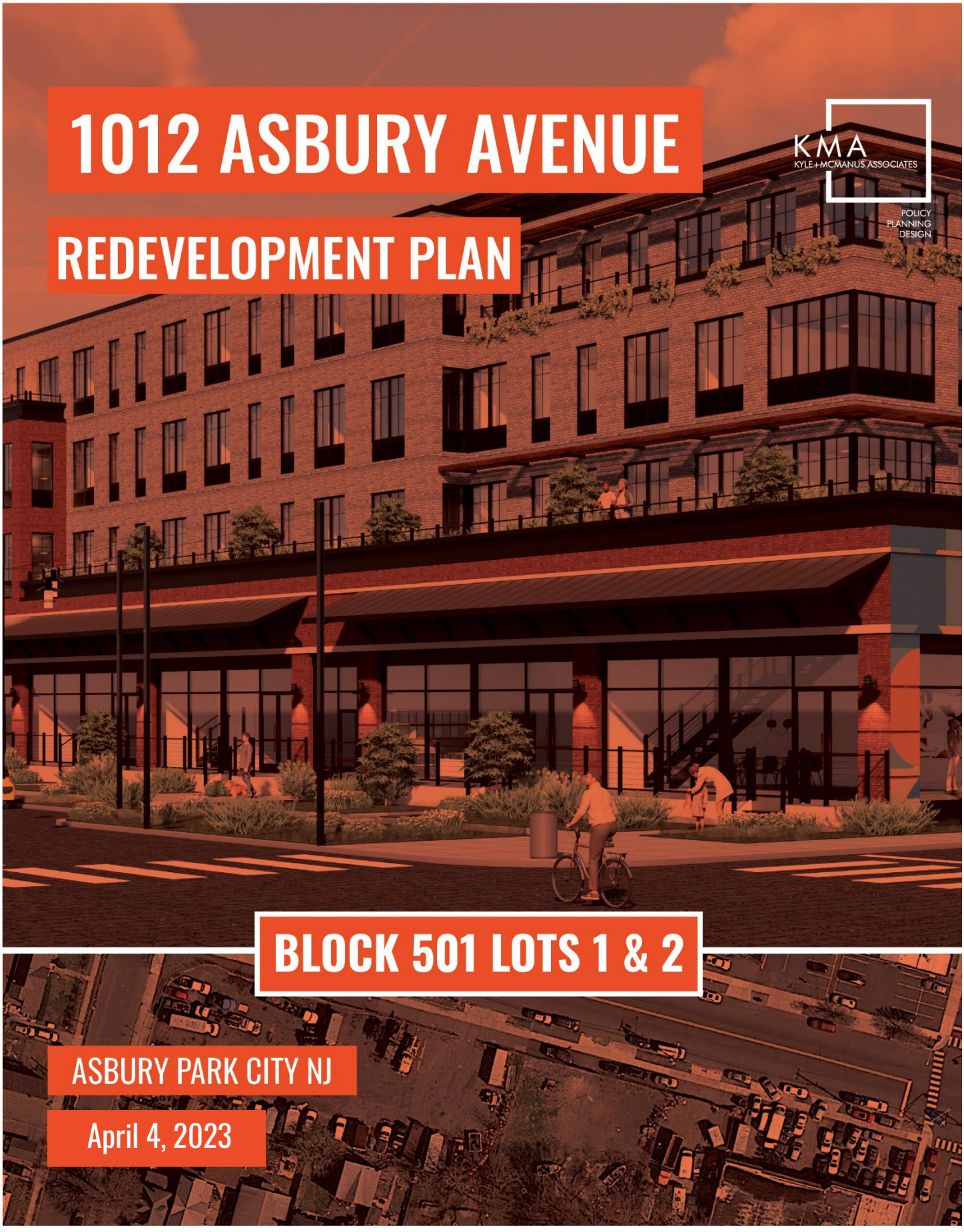
Section 1. The "1012 Asbury Avenue Redevelopment Plan" be and hereby is adopted with the Attachment to this Ordinance entitled "1012 Asbury Avenue Redevelopment Plan" for Block 501, Lots 1 and 2.

Section 2. In the event that any section, part or provision of the Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance as a whole, or any party thereof, other than the part so held unenforceable or invalid.

Section 3. This ordinance shall take effect upon final passage, publication, and filing with the Office of the Clerk of Monmouth County, all as required by law.

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. 2023-17 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

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

April 4, 2023

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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

Brett L. Harris, PP, AICP
New Jersey Licensed Planner #650100

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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 Asbury Avenue, 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.

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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.

KMA KYLE+MCMANUS ASSOCIATES POLICY PLANNING DESIGN

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.

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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 we 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.

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

Attachment: 230404 Introduced Redevelopment Plan (2023-17 : Ordinance to Adopt 1012 Asbury Avenue Redevelopment Plan (Block 501, Lots

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

Deviations from the following shall be considered variances.

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

Deviations from the following shall be considered variances.

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

Deviations from the following shall be considered variances.

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

E. AFFORDABLE HOUSING

Deviations from the following shall be considered variances.

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).

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F. SITE DESIGN & BULK REGULATION

Deviations from the following shall be considered variances.

1. Site layout and design shall be substantially consistent with the Concept Plan provided in Exhibit A, unless otherwise provided herein.
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: 92%
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

Deviations from the following shall be considered variances.

1. The parking and circulation on the property, including curb cuts, shall be substantially consistent with the Concept Plan provided in Exhibit A to this Redevelopment Plan, unless otherwise provided herein. Roadway improvements, such as curb extensions, shall be considered and discussed with City of Asbury Park and Monmouth County staff.
2. If space allows and subject to County Planning Board and NJ Transit approval, a bus shelter shall be incorporated into the streetscape proximate to the bus stop on the corner of Asbury Ave and Comstock Street.
3. 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.
4. One-way circulation within the parking structure shall be considered.
5. A delivery/passenger drop-off area shall be considered along 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. The location and design of the feature shall be depicted in any site plan application, but shall be subject to approval by the County Planning Board.
6. Bicycle parking at a rate of one space per residential unit, for not less than 30% of the units, shall be provided within the building, including but not limited to the parking structure. Exterior bicycle parking shall not contribute to this requirement.

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H. ARCHITECTUAL DESIGN

Deviations from the following shall be considered exceptions.

1. The exterior architectural design shall be substantially consistent with the Concept Building Elevations in Exhibit B to this Redevelopment Plan, unless otherwise provided herein.
2. The main building entrance shall face Asbury Avenue.
3. Where facing Asbury Avenue, 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, canopies and overhangs shall have a matte finish and be constructed of colored natural or synthetic canvas, or other materials such as metal or glass. Openings in such features are permitted. 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. The public art design is not required to be consistent with the Concept Building Elevations in Exhibit B to this Redevelopment Plan.
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

Deviations from the following shall be considered exceptions.

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

Deviations from the following shall be considered exceptions.

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.

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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:

Deviations from the following shall be considered exceptions.

1. Demonstrate compliance prior to a temporary certificate of occupancy (or final should no temporary be issued) with 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. Any green roof, for the purpose of this requirement, shall exclude private terrace spaces and shall be designed to provide a reduction in stormwater runoff compared to a non-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), should be considered and provision shall be 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 management plan to the extent practical.

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.

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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).*

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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.

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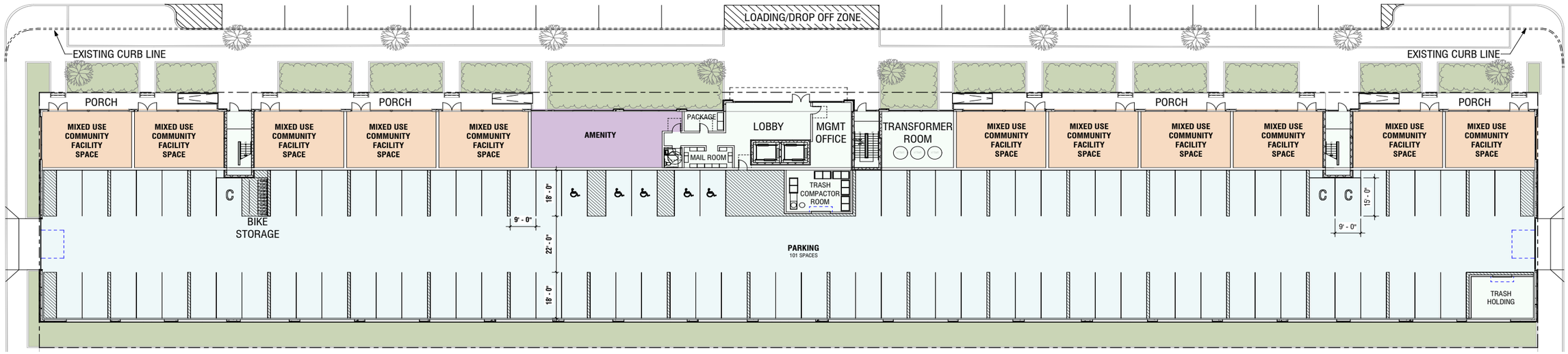
Exhibit A.

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

Inglese Architecture + Engineering
632 Pompton Avenue
Cedar Grove, NJ 07009
Phone: 201.438.0081
www.inglese-ae.com

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Exhibit B.

Concept Building Renderings

PROPOSED DESIGN: EXTERIOR STREET VIEW

Inglese Architecture + Engineering
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WEST ELEVATION 4

EAST ELEVATION 3

SOUTH ELEVATION 2

NORTH ELEVATION 1

PROPOSED DESIGN: EXTERIOR ELEVATIONS

Inglese Architecture + Engineering
632 Pompton Avenue
Cedar Grove, NJ 07009
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Asbury Park, New Jersey
ORDINANCE NO. 2023-18

ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND SUPPLEMENTING CHAPTER 8, ENTITLED "TAXICABS, LIVERIES, PEDICABS AND VALET PARKING," TO REPEAL ARTICLE II, "PEDICABS," OF "THE CODE OF THE CITY OF ASBURY PARK."

WHEREAS, the City of Asbury Park (the "City") previously established Chapter 8, entitled "Taxicabs, Liveries, Pedicabs and Valet Parking," of "The Code of the City of Asbury Park" (also referenced as the "City Code"); and

WHEREAS, the Mayor and Council of the City wish to rescind the provisions contained within the City Code pertaining to "pedicabs," and to revise Chapter 8 accordingly; and

WHEREAS, this revision will entail repealing Article II, "Pedicabs," of Chapter 8, as 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 Chapter 8, entitled "Taxicabs, Liveries, Pedicabs and Valet Parking," of "The Code of the City of Asbury Park," is hereby amended as follows (additions are shown with underline; deletions are shown with ~~strikeout~~):

Chapter 8. Taxicabs, Liveries~~, Pedicabs~~ and Valet Parking

Article I. Taxicabs and Liveries

§ 8-1. DEFINITIONS.

As used in this chapter:

AFFILIATED DRIVER
shall mean a person who drives a for-hire affiliated vehicle and who is required to be licensed by the City.

APPLICANT
shall mean a person seeking a license from the City of Asbury Park to drive a taxi or livery in the City.

BASE
shall mean a place of business from which for-hire vehicles are dispatched.

BASE OWNER

shall mean any individual, partnership or corporation licensed by the City to own and operate a base.

CITY

shall mean the City of Asbury Park.

CRUISING

shall mean the driving of an empty taxi along a public street at a slow rate of speed for the obvious purpose of soliciting passengers.

DISPATCH

shall mean an instruction to a driver by a base to provide transportation to a passenger who has previously arranged for such transportation with the base.

DISPATCH RECORD SHEET

shall mean a record kept at all times of the operation by the dispatcher. Information includes trips assigned to drivers, times, dates, identification numbers and any other information required by the City.

DRIVER

shall mean a person who drives a for-hire vehicle and who is required to be licensed by the City.

LICENSED VEHICLE

shall mean a taxicab authorized to accept passengers for hire pursuant to the Code of the City of Asbury Park.

LIVERY or LIMOUSINE

shall mean a for-hire vehicle designed to carry fewer than six (6) passengers, which charges for service on the basis of flat rate, time, mileage or zones and has a DMV Livery License Plate, is radio dispatched and may not pick up street hails.

MAILING ADDRESS

shall mean the address designated for the mailing of all notices and correspondence from the City and for issuance of summonses.

MEDALLION

shall mean the official number issued by the City, to each vehicle, be it taxi or livery.

PASSENGER

shall mean a person who has engaged a for-hire vehicle for the purpose of being transported to a destination or a person who is awaiting the arrival of a dispatched for-hire vehicle.

POLICE

shall mean the Asbury Park Police Department and its officers.

PUBLIC TAXI STAND

shall mean a section of a public street or public place set apart for the exclusive use of a limited number of taxis when such section is distinctly marked as such by a metal sign attached to a stanchion on the curb or other conspicuous place or by clearly visible marks upon the surface of the street or public place.

RENEWAL APPLICANT

shall mean a person seeking to renew a taxi or livery drivers license within the time period established by the City.

ROOF LIGHT

shall mean any working apparatus attached to the roof of a vehicle, or extending above the roof line of a vehicle, which shall be of one-piece solid and can only have the company name and phone number on it. Taxis that have DMV Omnibus Plates must have a roof lighted sign.

SPONSOR

shall mean a base owner who is licensed by the City and has entered into an agreement with the prospective driver, who, if licensed by the City, will be affiliated with said base for a stated period of time.

TAXI

shall mean a vehicle used in the business of transportation of passengers for hire within the City. These vehicles may pick up street hails, and/or use any designated taxi stand and must have DMV Omnibus license plates.

TRIP RECORD

shall mean a document, also known as a trip sheet, carried by a taxi or livery driver, setting forth the origin and destination of each trip as well as other information required by the City.

§ 8-2. OWNER LICENSE; RULES AND REGULATIONS.

§ 8-2.1. Required.

No vehicle shall be hired out or operated as a taxi within the City without the owner first having obtained a license for that purpose. Taxi companies located outside of the City that operate taxis not licensed under this Chapter must provide proof at the request of the Police that they were called directly by a customer seeking taxi service by providing the name(s) and phone number(s) of the person(s) requesting taxi service, and failure to do so is a violation of this Chapter.

§ 8-2.2. Application.

Application for a license to operate a vehicle as a taxi or livery shall be made annually by the owner, lessee, or bailee upon a form to be furnished by the City Clerk. The application shall contain but not be limited to, full name and address of the applicant, the year, type and model of

the vehicle to be licensed and the number of persons it is capable of carrying and shall be accompanied by the required fee. No person shall be issued a license unless the vehicle can accommodate a minimum of four (4) passengers.

§ 8-2.3. Fee.

The annual fee for a license for an owner of a vehicle to operate the vehicle as a taxi or livery is one hundred twenty-five ($125.00) dollars, irrespective of when during the year the license is sought, to provide for the cost of administering and enforcing this Chapter. The fee for a taxi or livery driver's license under this Chapter is set forth below in section **8-3.2**.

§ 8-2.4. Issuance.

The City Clerk shall review all applications for use of vehicles as taxis or liveries.

a. In those cases where the license has been approved, the City Clerk shall provide the licensee with a card containing the name of the applicant, a front two (2) inch by two (2) inch straight view photograph of the applicant, the City license number, a notice that in case of any complaint they should notify the City Clerk in writing and the rate of fares under which the taxi or livery is operated. There shall be three (3) numbered decals issued to be placed on each front door and the trunk. The license shall be valid for the remainder of the calendar year for which it is issued, and shall expire on December 31 of that year.

b. In those cases where the license has been denied, the applicant shall be afforded the opportunity for a hearing before the Chief of Police, as the case may be, or his/her designee. Any request for hearing must be made within ten (10) days of the applicant's receipt of written notice of denial from the City. At the hearing, the applicant shall have the right to be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police, as the case may be, or his/her designee, shall be final.

§ 8-2.5. Transfer of License; Transfer Fee.

a. The owner of a licensed taxicab shall not sell, lease, transfer or in any other manner dispose of a license without the permission of the City Clerk, nor shall any owner of the licenses hire out or lease a vehicle to any driver or any other person for use within the City for a stipulated sum over a definite period of time.

b. Any license issued may be transferred with the payment of a transfer fee of one hundred ($100.00) dollars upon obtaining the approval of the City Clerk.

c. Any new or replacement vehicle must be inspected before any license will be transferred.

§ 8-2.6. Insurance Required.

a. No license shall be issued to operate a taxi or livery, and no person shall operate a taxi or livery unless the applicant complies with provisions of N.J.S.A. 48:16-1, et seq.

b. If notice is provided to the City Clerk that the insurance coverage has been revoked or suspended, the City Clerk shall notify the taxi or livery owner forthwith and he or she shall immediately surrender the license to the Chief of Police as the case may be, or his or her designee. If notice is provided to the owner of the taxi or livery that the insurance coverage has been revoked or suspended, the taxi or livery shall immediately cease operating and the City Clerk shall be notified forthwith.

§ 8-3. DRIVER'S LICENSE; RULES AND REGULATIONS.

§ 8-3.1. Required.

No vehicle shall be hired out or operated as a taxi within the City without the driver first having obtained a license for that purpose. Drivers from taxi companies located outside of the City that operate taxis not licensed under this Chapter must provide proof at the request of the Police that they were called directly by a customer seeking taxi service by providing the name(s) and phone number(s) of the person(s) requesting taxi service, and failure to do so is a violation of this Chapter.

§ 8-3.2. License Fee.

The annual license fee for each driver of a taxi or livery is fifty ($50.00) dollars, irrespective of when during the year the license is sought, to provide for the cost of administering and enforcing this Chapter.

§ 8-3.3. Initial Application; Background Checks; Rechecks; Renewals.

All applicants for a taxi or livery driver's license shall meet all of the following requirements:

a. Be twenty-one (21) years of age or over.

b. Maintain in good standing a valid and unconditional/non-provisional State of New Jersey Motor Vehicle license, and have no more than eight (8) New Jersey State Division of Motor Vehicle points on his or her driving record, or the equivalent if licensed in any other state.

c. Must not have been convicted, within three (3) years prior to the date of the application, of reckless driving, leaving the scene of an accident or driving more than thirty (30) miles per hour above the speed limit, and must not have been convicted within five (5) years prior to the date of the application of driving while intoxicated.

d. Present the required doctor's physical form obtained from the City Clerk certifying that he or she has been examined within the last thirty (30) day period and that he or she is of sound physique with good eyesight and not subject to epilepsy, vertigo, heart trouble or any other infirmity of the body or mind which make him or her unfit for the safe operation of a vehicle.

e. Never have been convicted of a crime (not including a disorderly persons or petty disorderly persons offense) or engaged in conduct in any other State or jurisdiction,

which if committed in New Jersey, would constitute any of the crimes identified in paragraphs 1. through 4. below, within ten (10) years of the date of submission of the initial application as identified below. A criminal background check shall be conducted by the Chief of Police as the case may be, or his or her designee, in accordance with N.J.S.A. 48:16-3b.

1. Any crime involving a danger to the person meaning those crimes set forth in N.J.S.A. 2C:11-1, et seq. (criminal homicide), N.J.S.A. 2C:12-1, et seq. (assault; reckless endangering; threats); N.J.S.A. 2C:13-1, et seq. (kidnapping and related offenses); N.J.S.A. 2C:14-1, et seq. (sexual offenses); or N.J.S.A. 2C:15-1, et seq. (robbery); or

2. Any crime (not including disorderly persons offenses) against the family, children or incompetents, meaning those indictable offenses set forth in N.J.S.A. 2C:24-1, et seq.; or

3. Any crime (not including disorderly persons offenses) involving theft and related offenses as set forth in Chapter **20** of Title 2C of the New Jersey Statutes; or

4. Any crime (not including disorderly persons offenses) involving any controlled dangerous substance or controlled substance analog as set forth in Chapter 35 of Title 2C of the New Jersey Statutes.

f. If a person who has been convicted of a crime listed above can produce a certificate of rehabilitation issued pursuant to N.J.S.A. 2A:168A-8, or an equivalent certificate from the jurisdiction where the criminal offense occurred if the criminal offense occurred outside of New Jersey, then the criminal offense shall not disqualify the applicant from operating a taxi or livery within the City.

g. Complete a form furnished by the City Clerk his or her full name, residence, places of residence for the preceding five (5) years, age, height, color of eyes and hair, place of birth, previous employer, whether married or single, whether he or she has ever been convicted of an indictable offense, driving violations, or violation of this chapter and whether his or her driver's license has ever been suspended or revoked and for what cause, which statement shall be signed and sworn by the applicant to be true and filed with the City Clerk as a permanent record. Any changes to any of the information contained within the application must be reported to the City Clerk within three (3) business days thereof, with a penalty of twenty-five ($25.00) dollars to be assessed for each business day thereafter that any changes are not reported.

h. Furnish four (4) copies of photographs size two (2) inches by two (2) inches.

i. Shall have an acceptable understanding of the English language and shall be able to read and write in English.

j. Be a citizen of the United States and present a Social Security card or possess a permanent alien registration card or work authorization.

k. Pay a fee of fifty ($50.00) dollars to provide for the cost of administering and enforcing this Chapter.

l. Renew their license beginning in December of each year at which time they will be notified by the City Clerk that their completed paperwork and fee for the annual license is due in the City Clerk's office no later than the following March 1st. Failure to meet the March 1 deadline will result in a fine of twenty five ($25.00) dollars per month for each month the March 1 deadline is not met, in addition to such other penalties prescribed in this Chapter for failure to have a valid license for operation of a taxi or livery.

m. There shall be filed with the City Clerk an insurance policy issued by an insurance company authorized to do business in New Jersey in at least the amount of $50,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of, any person(s), resulting from, or on account of, an accident, by reason of the ownership, operation, maintenance or use of the taxi(s) upon any public street in the City of Asbury Park, and to satisfy any claim for damages to property of any person(s), resulting from, or on account of, an accident, by reason of the ownership, operation or use of such taxi(s) upon the public streets of the City of Asbury Park. The insurance policy shall remain in effect during the time that the applicant operates under a license issued by the City of Asbury Park.

n. Undergo a criminal history background check prior to the issuance of an initial license, and on years ending in an odd number thereafter prior to renewal. Such criminal history background check may be performed by the Asbury Park Police Department or by a private outside agency which has been approved by the Asbury Park Police Department. If performed by an approved outside agency, then the results of the criminal history background check shall be forwarded directly from the outside agency to the Asbury Park Police Department. In all cases, the Asbury Park Police Department shall be responsible for oversight of the criminal history background check process. The applicant shall incur all costs associated with the background check, which costs shall not exceed a maximum of one hundred ($100.00) dollars.

o. Must not make a false statement in any license application or any record or certificate required to be filed or maintained, he or she shall be subject to rejection of the application and/or the appropriate disciplinary sanctions, including license suspension or revocation or any penalty provided under the New Jersey Criminal Code.

§ 8-3.4. Denial of License.

In those cases where the license has been denied, the applicant shall be afforded the opportunity for a hearing before the Chief of Police as the case may be, or his/her designee. Any request for hearing must be made within ten (10) days of the applicant's receipt of written notice of denial from the City. At the hearing, the applicant shall have the right to be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine

witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police, as the case may be, or his/her designee, shall be final.

§ 8-3.5. License Regulations.

a. Licenses issued pursuant to this section are nontransferable.

b. Upon suspension or revocation of his or her New Jersey driver's license, a driver shall immediately surrender his or her taxi or livery driver's license to the City.

§ 8-4. DRIVER RULES; CONDUCT AND RESPONSIBILITIES.

§ 8-4.1. Vehicles Ordered Off-the-Road; Operation Prohibited.

No driver shall operate any vehicle that has been ordered off-the-road by the Chief of Police as the case may be, or his or her designee, because it has been found to be in unsatisfactory condition for the transportation of passengers.

§ 8-4.2. Lost Property.

A driver of a taxi who discovers any property lost or left in his taxi shall immediately report it to the base, and as soon as possible, turn it over to the Police.

§ 8-4.3. Conduct of Drivers.

a. Drivers appearance must be neat, clean and drivers must be dressed in a professional manner (no t-shirts of any kind).

b. Drivers shall be courteous to customers at all times.

c. There shall be no smoking in any taxi. (N.J.S.A. 2C:33-13).

d. Drivers of livery plated vehicles may not solicit fares but drivers of taxis with omnibus plates may solicit fares.

e. A driver must always have a formal receipt pad with them so that a proper receipt can be issued when requested.

f. Drivers and owners not licensed under this Chapter are prohibited from cruising within the City.

§ 8-4.4. Display of License, Rates and Photograph.

The driver must display all licenses in a conspicuous manner so they may be conveniently read by any passenger. A card containing the maximum rates of fare charged, the name and license number of the operator of the taxicab and the name, address and a two (2) inch by two (2) inch front straight view photograph of the driver of the taxi. These must be mounted on the front face of the dashboard, not on it, facing the passengers.

§ 8-4.5. Substance Abuse.

A driver shall not operate or occupy a taxi while his driving ability is impaired by either alcohol or drugs, nor shall a driver consume any alcoholic beverage within eight (8) hours of the start of their shift. When facts exist that provide a reasonable objective basis to suspect that a driver has illegally used drugs, or has consumed alcoholic beverages, he shall submit to a breath test or drug screening through urinalysis. A driver who refuses to submit to such testing requested upon individualized reasonable suspicion will be subject to revocation of his licenses.

§ 8-4.6. Compliance with Laws While Operating Vehicle.

A driver shall operate his vehicle within full compliance of all laws.

§ 8-4.7. Notification of Employer of Accidents and Summons.

The driver must notify his/her employer, if any, of any accident and also when any motor vehicle summons has been issued to the driver.

§ 8-4.8. Persons Permitted in Vehicle During Operation; Seating of Fares.

a. During the work shift a driver may not allow any person to operate the taxi or livery or occupy the driver's seat, except in the event of an emergency.

b. The driver may have a fare in the front seat if there are two (2) fares in the back seat.

c. A fare may sit in the front seat when the back seat is empty if they are handicapped or elderly. For the purpose of providing security during high risk hours and locations an additional person licensed by the City as a driver may occupy the front seat.

d. No family members or relatives may occupy the front seat unless licensed as a driver by the City and for the purpose of providing security. Under no circumstances are young children to occupy the front seat of a taxi or livery.

§ 8-4.9. Possession of Controlled Substances.

No driver may have in their possession, on their person or in the vehicle any illegal controlled substance (drugs) at any time.

§ 8-4.10. Horn Blowing Prohibited.

Drivers may not at any time blow their horn to alert a prospective customer that the taxi has arrived.

§ 8-4.11. Applicability.

The above drivers' rules contained in this Section **8-11** apply to taxi drivers, livery drivers, owner/operators, when performing the duties of a driver.

§ 8-5. TAXI AND LIVERY COMPANY/BASE RULES AND REGULATIONS.

§ 8-5.1. Base Owners.

Base owners shall be required to do the following:

a. Maintain the following hours of service: six (6) or more vehicles, twenty-four (24) hours a day; five (5) or less vehicles, twelve (12) hours a day. Hours may be split in any fashion as long as the required service time is met. A record of this must be kept on the dispatchers trip sheets.

b. Maintain a principal place (base), dispatch office in a commercial zone within the City.

c. Provide safe and adequate storage for all business records (Drivers Trip Sheets and Dispatcher Trip Sheets) for a period of two (2) years.

d. Maintain an operating telephone.

e. Provide a mechanism for transmitting trip requests to affiliated drivers.

f. Not provide taxi or livery service to the public without the proper City license.

g. Must enforce all rules and regulations set forth by the City.

§ 8-5.2. Compliance Required.

The base owner must not dispatch any affiliated vehicles/drivers unless the vehicle is in compliance with the following:

a. New Jersey State laws in regard to liability insurance and have all drivers of said vehicles listed with the insurance companies as required.

b. The vehicle must have all exterior markings/numbers as required by the City and New Jersey statutes.

§ 8-5.3. Taxi or Livery Operator Requirement; Record Requirements.

The taxi or livery operator shall:

a. File with the City Clerk or his designee, the name, including any trade name and address of the base of which for-hire vehicles are dispatched.

b. Dispatch from one (1) specific location only.

c. When changing the location of the base address, must apply to the City sixty (60) days prior to the change.

d. Be aware that any notice from the City Clerk or his designee shall be deemed sufficient if sent by regular mail to the last mailing address furnished by the owner.

e. Furnish to the City, within ten (10) days of being requested, a complete current list of all drivers and affiliated drivers, consisting of their names, address, medallion or livery number and the vehicle identification number.

f. Keep the following records of the dispatcher while in the performance of his or her duties, a complete record, covering twenty-four (24) hours a day, seven (7) days a week:

1. Date, time, pickup address, driver dispatched, drop off address, City Clerk car number.

2. Have on hand at all times a complete list of all affiliated drivers, their address (no P.O. boxes), phone numbers, vehicle identification number, plate number, insurance company, date of last inspection, and expiration of insurance.

g. Not transfer or assign his base owner's license to another without the written approval of the City Clerk or his designee.

h. Not use or attempt to use any physical force against anyone while in the performance of his duties as a base owner.

i. Be responsible for answering truthfully and complying as directed with all questions, communications, directives and summonses from the City Clerk or his designee, as well as producing any licenses or other documents required to be kept by the owner whenever the City Clerk or his designee requires them to do so, within five (5) working days.

§ 8-6. INSPECTIONS.

§ 8-6.1. Inspection of Vehicles.

No vehicle shall be used as a taxi or livery and no license shall be issued for that purpose until the vehicle has been inspected and examined by an officer designated by the Chief of Police, as the case may be, or his or her designee, and found to be in a thoroughly safe, clean and sanitary condition for the transportation of passengers. Side curtains, shades or dark tinted window glass are not permitted on any such vehicle in accordance with N.J.S. Title 39, Chapters **3** and **4**. Thereafter, each owner of a taxi or livery shall have his/her vehicle inspected and examined by the City of Asbury Park yearly during the month of March. The validation sticker issued by the City for the prior year shall be valid until the City inspection for the current year is conducted. The City inspection shall occur subsequent to the owner obtaining inspection approval from the New Jersey Motor Vehicle Commission. Each taxi/livery owner shall make an appointment with the officer designated by the Chief of Police to conduct the City inspection. No vehicle shall continue to operate as a taxi or livery if such vehicle has been inspected and examined by the officer designated by the Chief of Police and found not to be in a thoroughly safe condition for the transportation of passengers. In no event shall any taxi/livery operate beyond March 31 of the immediately preceding year without a validation sticker from the City. Side curtains, shades and window tinting are not permitted in accordance with N.J.S.A. Title 39, Chapters **3** and **4**.

§ 8-6.2. Inspection of Driver's Trip Sheets.

If a driver is stopped by a City Police Officer for any violation of this Chapter or any provision of state law, the driver must permit the Police Officer to check the driver's trip sheet for accuracy.

§ 8-6.3. Inspection of Base Dispatch Records.

Base dispatch records may be checked by the City Clerk or his designee with reasonable notice given of such inspection and may be checked at any time by the Police Department.

§ 8-7. TAXI AND LIVERY NUMBERING SYSTEM.

§ 8-7.1. Assignment of Numbers; Placement on Vehicle.

a. Every taxi and livery will be assigned a number exclusive to that vehicle.

b. When a vehicle has been retired, sold, replaced or transferred pursuant to section **8-6** of this Chapter, the number will be put on any replacement vehicle.

c. The number shall be displayed in the center of the rear quarter panels on the driver and passenger sides and the rear center line of the trunk of the vehicle.

d. The number will be three (3) inches in height and made of a reflective type material with contrasting background to be easily read at a distance of fifty (50) feet.

e. No number will appear on the vehicle other than the City Clerk's assigned vehicle number.

f. Every taxi and livery shall display on each rear door of the vehicle the words "City of Asbury Park" in letters three (3) inches in height.

§ 8-8. TAXI AND LIVERY LIMITATIONS.

§ 8-8.1. Licenses Nontransferable.

Any medallion holder, license #1 thru #95, inclusive, may choose to operate his/her vehicle with either omnibus or livery/limousine license plates provided proper insurance is filed in accordance with State Statute.

§ 8-8.2. Medallion License Transfers.

Taxi medallion holders may transfer their medallion license in accordance with the requirements set forth in this section.

a. Medallion holders will advise the City Clerk when their medallion is up for transfer.

b. If after sixty (60) days the medallion holder has not transferred the medallion and paid the one hundred ($100.00) dollar transfer fee, he or she must continue to operate as normal, and if not, the medallion holder must turn in their medallion license, which shall be retired and not reissued to anyone.

§ 8-8.3. Number of Medallion Licenses Limited; Issuance of New Licenses.

a. The total number of medallions issued by the City of Asbury Park shall not exceed one hundred (100).

b. Whenever the City determines to issue one or more additional medallion licenses (up to the total number authorized in sub-paragraph (a) above), the Mayor and Council may authorize that such license or licenses be issued to the highest qualified bidder therefor at a sale by public auction for that purpose conducted or supervised by the City Clerk. Such authorization shall be made by Resolution of the Governing Body. The Resolution may also prescribe qualifications for prospective bidders, along with a minimum bid amount and conditions of sale, with the reservation of the right to reject all bids where the highest bid is not accepted. The Resolution may also include a requirement that the recipient of a taxi medallion license issued pursuant to this section, as a condition of the award of such license, shall reimburse the City for any costs incurred by the City in complying with the public notice requirement established pursuant to N.J.S.A. 48:16-2.1. In the event that more than one taxi medallion license is issued at the same public auction, the recipients thereof shall equally split the costs of reimbursing the City for any costs incurred in complying with the public notice requirements.

§ 8-8.4. Payment of Fees Required; Time Period for Payment; Retirement of Medallion for Failure to Pay Fees.

If the appropriate renewal fee for a licensed vehicle is not paid to the City within fifteen (15) days of when it is due, the medallion shall be revoked and retired and not reissued to anyone.

§ 8-9. POLICE SUPERVISION.

§ 8-9.1. Record of Vehicle.

The Police Department shall keep a registry of the name and current address of each person licensed to operate a taxi or livery and the license number, make and description of such vehicle and the date and complete record of inspection made of the licensed vehicle. In addition to the above, a dispatcher/base owner must provide, upon demand, the log and/or trip sheet of any taxi or livery.

§ 8-10. TAXI STANDS.

a. The following locations are hereby designated as public taxi stands:

Ocean Avenue and Second Avenue: at the eastern end of the center divider between eastbound and westbound lanes, with one (1) space designated, but for only between the hours of 10:00 p.m. and 2:00 a.m.

West side of Kingsley Street from Third Avenue to Second Avenue: beginning at the southern most parking space on the west side (southbound lane) of Kingsley Street, with three (3) spaces designated, but for only between the hours of 12:00 a.m. and 3:00 a.m.
Cookman Avenue and Bangs Avenue: at the first parking space on Cookman Avenue just west of the intersection of Bangs Avenue on the north side (westbound lane) of Cookman Avenue, with one (1) space designated, but for only between the hours of 12:00 a.m. and 3:00 a.m.

Main Street and Second Avenue: the first and second available parking spaces on Main Street just north of the intersection of Second Avenue on the west side (southbound), with two (2) spaces designated.

b. Not more than the authorized number of taxis shall remain at any public taxi stand. Only taxis licensed by the City may use the public taxi stands established hereinabove. The taxis shall operate on a first-in, first-out basis and no taxi company owner shall have more than one (1) taxi at any designated stand for more than forty-five (45) minute intervals.

§ 8-11. RATES; DISPLAY OF RATES REQUIRED.

a. Rates and Charges. The price that may be charged to a passenger by the owner or driver of a taxi or livery shall not exceed the following rates at any time of the year:

1. From any point within the City to another point within the City, five ($5.00) dollars for one (1) passenger and one ($1.00) dollar for a second passenger and fifty ($.50) cents for each additional passenger. This also applies to additional fare pick-ups within confines of said route, provided there is permission from originating passenger or passengers.

2. Fifty ($.50) cents for each piece of luggage exceeding one (1) per person, and one ($1.00) dollar for each trunk, any month of the year.

3. Waiting time for shopping or sightseeing tours shall be Four dollars and fifty cents ($4.50) per fifteen (15) minute increments.

b. Display of Rates. Any and all rates that are being charged by the taxicab and livery companies, shall be posted in each taxicab or livery in a conspicuous location and in manner so as to provide adequate notice to all passengers.

§ 8-12. SOLICITING HOTEL BUSINESS.

Any licensed driver or owner/operator of a taxi in the City shall not enter into any agreement or arrangement with the proprietor of any hotel, motel or boarding house in the City or with any person connected with such hotel, motel, boarding/rooming house or bed and breakfast, whereby such licensed driver or owner/operator receives any fee, commission or monetary return for soliciting patronage or for introducing persons to patronize same.

§ 8-13. VIOLATIONS; PENALTIES; SUSPENSION; REVOCATION.

§ 8-13.1. Penalties.

a. Any person who violates any provision of this article shall be subject to penalties in accordance with Chapter **1**, Section **1-5** of the Code of the City of Asbury Park, or by applicable State law.

b. Notwithstanding the provisions of subsection "a" above, any person violating the provisions of Section **8-2.1**, Section **8-3.1** or Section **8-4.3(f)** shall, upon conviction of a

first offense be subject to a fine of two hundred fifty ($250.00) dollars; upon conviction of a second offense be subject to a fine of five hundred ($500.00) dollars; and upon conviction of a third or subsequent offense be subject to a fine of one thousand two hundred ($1,250.00) dollars. In addition to the above, the violator may, at the discretion of the Municipal Court Judge, be subject to a term of imprisonment not exceeding ninety (90) days in the County jail or in any other place provided by the municipality for the detention of prisoners.

c. Nothing herein shall preclude the prosecution of any such violation under Title 48 and/or Title 2C of the New Jersey Statutes, nor restrain or prohibit the Mayor and Council from suspending or revoking any license issued hereunder in accordance with the provisions of this Chapter.

§ 8-13.2. Revocation or Suspension of License.

a. Licenses issues under this article may be temporarily suspended for not more than seven (7) days by the Chief of Police as the case may be, or his or her designee, in the case of an emergency.

b. Absent an emergency, the City Council, after reasonable notice and a hearing, may suspend or revoke a license for cause. At said hearing, the licensee may be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police as the case may be, or his/her designee, shall be final.

c. If at any time within the licensed year a taxi or livery driver and/or owner/operator is convicted of an indictable offense, the City Clerk shall immediately suspend their license, pending a hearing.

§ 8-13.3. Appeals.

Except as otherwise set forth herein, any person who wishes to appeal any determination made pursuant to the provisions of this Chapter may do so in writing to the City Manager within five (5) days of the date of the decision or determination sought to be appealed. A hearing will be held by the City council or its designee within ten (10) days of the date of service of the appeal.

§ 8-14. through § 8-~~19~~24. (RESERVED)

~~**Article II. Pedicabs**~~

~~§ 8-20. DEFINITIONS.~~

~~As used in this article:~~

~~**OPERATION OF A PEDICAB**~~

~~shall consist of transporting in such pedicab one (1) or more persons for hire where the pickup of such person(s) was not prearranged. Being parking or idling on City streets awaiting to be hired or accepting a passenger to be transported for hire from a point of~~

departure within the City shall be deemed to be "operation" of a pedicab within the City. The operation of a pedicab in any of the above-described manners by one other than the owner shall be deemed operation by the owner thereof, as well as by the person actually driving same. The transportation of any person other than the owner or driver in any pedicab bearing a sign(s) therein or thereupon using the words "pedicab," "taxi," "taxicab," "cab," "hack," or word(s) of a similar connotation shall be prima facie evidence of operation.

OWNER

shall consist of any person, partnership, association, corporation or other legal entity in whose name title to any pedicab is registered, or who appears in such records to be the conditional vendee or lessee thereof, or the owner of any pedicab, or any person who appears to be the conditional vendee or lessee thereof.

PEDICAB or PEDICAB VEHICLE

shall mean a bicycle-like vehicle that is designed to be propelled by human power, has three (3) or more wheels, and is designed to accommodate passengers in addition to the driver and is operated for hire.

PERSON

for the purposes of ownership, operation or lease of a pedicab, shall mean an individual (or two or more individuals related by blood, adoption or familial ties), partnership, association, corporation, joint stock company or other legal entity, or its lessees, trustees or receivers appointed by any court whatsoever, or any entity in which an individual, corporation or partnership holds more than a fifty-one percent (51%) interest.

§ 8-21. LICENSING OF PEDICABS.

§ 8-21.1. License Required.

No person shall operate any pedicab within the City unless the owner of the pedicab, the pedicab itself and the driver thereof have been duly licensed pursuant to this article.

§ 8-21.2. Classes of Pedicab Licenses.

There are hereby established the following classes of pedicab licenses in the City:

a. Pedicab Owner's License. This license shall entitle an owner as identified therein to operate within the City any pedicab business in accordance with the requirements of this article. Each pedicab owner's license will permit the owner to license and operate a certain number of pedicabs as provided herein.

b. Pedicab Vehicle License. This license shall entitle a pedicab vehicle as identified therein to be operated within the City by a pedicab driver in accordance with the requirements of this article.

c. Pedicab Driver's License. The license shall entitle the person as identified therein to operate within the City any pedicab duly licensed hereunder.

~~§ 8-21.3. Number of Licenses to Be Issued.~~

~~a. Number of Pedicab Owner's Licenses.~~

~~1. The number of pedicab owner's licenses under this article which may be issued and outstanding in any one (1) year shall not exceed four (4).~~

~~2. No person shall hold or control more than two (2) pedicab owner's licenses.~~

~~3. No person shall be eligible to obtain an additional owner's license until the total number of pedicabs permitted to be licensed under an individual owner's license is met.~~

~~4. If the maximum number of pedicab owner's licenses have been issued, no new licenses shall be approved before an existing license is surrendered to the City.~~

~~5. A pedicab owner's license may be transferable to a related business entity, such as in the case of a change in the form or ownership of a business entity, provided that the new owner provides all necessary information to the City and complies in all other respects with the requirements of this article.~~

~~b. Number of Pedicab Vehicles Per Owner's License.~~

~~1. The holder of a pedicab owner's license under this article shall be permitted to obtain a license for up to five (5) individual pedicab vehicles.~~

~~2. The total number of individual pedicab vehicles permitted to be licensed pursuant to this article shall not, in any one year, exceed twenty (20).~~

~~3. The license issued for an individual pedicab vehicle is only for that specific pedicab vehicle and shall not be transferable to another pedicab vehicle.~~

~~c. Number of Pedicab Driver's Licenses.~~

~~1. The number of pedicab driver's licenses under this article which may be issued and outstanding in any one (1) year shall be unlimited.~~

~~2. The license issued for any individual pedicab driver is only for that specific driver and shall not be transferable to another driver.~~

~~§ 8-21.4. Applications for Licenses.~~

~~a. Application Form. Application forms for all types of licenses shall be obtained from the City Clerk's office or from the Clerk's designee.~~

~~b. Procedure.~~

1. Each applicant for the issuance or renewal of any form of license shall supply in full all of the information requested on the application form, and shall verify the correctness thereof by his/her oath or affirmation.

2. Completed applications shall be filed with the Clerk's office or with the Clerk's designee together with the full amount of the proper fee hereinafter fixed.

3. Applications for the initial issuance of any form of license may be made at any time, but all licenses shall expire as of December 31 of the year of issuance.

4. Applications for the renewal of licenses shall be filed with the City no sooner than November 1 and not later than December 1 of the year preceding the year for which application is being made. All applications for such renewals shall be acted upon prior to any consideration being given to new applications, which shall be considered in the order of their filing with the City on a first come/first served basis. Any application for renewal of a pedicab owner's license received after December 1 of any year shall be treated as an application for a new license.

c. Application for Pedicab Owner's Licenses.

1. Insurance Requirements. Each applicant for a pedicab owner's license shall, together with their application, submit a copy of their insurance policy or certificate in lieu thereof, in the amount of one million ($1,000,000.00) dollars. Proof of insurance shall confirm that the coverage amount applies to all pedicabs owned or operated by the pedicab owner and must specify by description each pedicab covered by the policy. Such proof of insurance shall also indicate that the City shall be notified at least thirty (30) days in advance should the coverage be cancelled, nonrenewed or revised, except in the case of non-payment of premium, in which case not less than ten (10) days advance notice shall be provided to the City.

2. Hold Harmless requirement. Each applicant for a pedicab owner's license shall also execute an indemnification and hold harmless agreement, in a form acceptable to the City Attorney, through which the owner shall indemnify and hold harmless the City, its officers, agents and employees, from any and all loss, costs, damages and/or expenses suffered by any person, or to any property arising from the owner's negligence or the negligence of the owner's employees or agents.

d. Applications for Pedicab Driver's Licenses. Each applicant for a pedicab driver's license shall:

1. File with their application two (2) photographs, each three and one-half inches (3-1/2) by three and one-half inches (3-1/2) in size, clearly depicting the facial features of the applicant. Both of these photographs shall thereupon become the property of the City for retention with the application form.

2. At the time of filing the application, each applicant shall be fingerprinted at the City Police Department and said fingerprints shall be submitted to the New Jersey State Police, Bureau of Identification, for a report of the applicant's criminal record, if any. Any and all costs of this process shall be borne by the applicant.

e. Processing of Applications.

1. Upon receipt of any complete application for a license, the City Clerk or the Clerk's designee shall provide a full copy of the application, along with all supporting documents, to the Police Chief or to the Police Chief's designee.

2. The Police Chief or the Police Chief's designee shall thereafter conduct an investigation and evaluation of the application and shall forward a report back to the City Clerk or the Clerk's designee within fourteen (14) days containing the results of the investigation and evaluation, and making a recommendation with regard to the issuance, issuance with condition(s) or denial of the application.

3. In those instances where the Police Chief or the Police Chief's designee has recommended issuance of the license, or issuance with condition(s), then the license shall be issued by the City Clerk or the Clerk's designee in accordance with said recommendations.

4. In those instances where the Police Chief or the Police Chief's designee has recommended denial of the license, then the City Clerk or the Clerk's designee shall notify the applicant in writing of the Police Department's determination and shall forward a copy of the Police Department's report to the applicant for their information. The City Clerk or the Clerk's designee shall also advise the applicant in writing of their right to request a hearing before the Mayor and Council regarding the proposed denial. Any request for a hearing shall be made within ten (10) days of the applicant's receipt of the Police Department's report. If a hearing is requested, then the City Clerk or the Clerk's designee shall schedule the hearing on the next available City Council meeting agenda which is at least ten (10) days following the receipt of the applicant's request for a hearing. The City Clerk shall then advise the applicant of the date of the hearing in writing, providing at least seven (7) days advance notice to the applicant. At the hearing, the applicant shall have the right to be represented by counsel and will be afforded the opportunity to provide testimony or to present witnesses in support of its position, to cross-examine any opposing witnesses and, at its own expense, to have a stenographic record made of the proceedings. At the conclusion of the hearing, the Council will determine whether to grant or deny the license. In rendering any decision, the Council shall be guided by the criteria set forth in Section 8-16.7 below, with specific regard to ensuring the adequate protection of the health, safety and welfare of the public.

§ 8-21.5. Issuance of Licenses.

Each applicant granted a license under this article shall be issued a license card in evidence thereof and signed by the City Clerk or the Clerk's designee on behalf of the City.

§ 8-21.6. Fees.

The annual fee for each type of pedicab license shall be set by resolution of the Mayor and Council.

§ 8-21.7. Prorating and/or Refunds.

a. The fees for initial licenses shall be prorated.

b. No part of any fee paid to the City for any type of pedicab license shall be refunded for any reason.

§ 8-21.8. License Expiration.

All licenses issued pursuant to this article shall expire at 12:00 midnight on December 31 of the year in which they were issued.

§ 8-22. DISPLAY OF LICENSES AND RATES; LETTERING AND SIGNS; USE OF HORNS PROHIBITED.

§ 8-22.1. Display of License; Licenses to Remain Property of the City.

a. Display of Owner's License. A copy of the pedicab owner's license card shall at all times be prominently displayed and adequately protected in the interior of any pedicab operated by the licensee so that the face thereof shall at all times be in full view of and plainly legible to any passenger seated on the rear seat of such pedicab.

b. Display of Pedicab Driver's License. The license card issued to a pedicab driver shall have affixed to it one (1) of the two (2) photographs required to be filed with the license application, as provided herein. Such license card shall at all times be prominently displayed and adequately protected in the interior of any pedicab operated by the licensee so that the face thereof shall be at all times in full view of and plainly legible to any passenger seated on the rear seat of such pedicab. No pedicab driver's license card other than that of the licensee actually operating the cab at the time shall be displayed therein.

c. Display of Pedicab Vehicle License. A pedicab owner shall affix to each pedicab vehicle licensed to operate in the City two (2) Medallions as issued by the City and in such a manner as directed by the City.

d. Licenses are Property of the City. The license cards and Medallions issued pursuant to this article shall at all times be and remain the property of the City and on direction of the Police Chief or the Police Chief's designee shall at once be surrendered by any licensee to the City Clerk.

§ 8-22.2. Rate and Tariff Listing.

No pedicab shall hereafter be operated in the City unless and until there is prominently displayed in the interior thereof, within the full view and access of any passengers, a complete list of fares, charges or tariff rates charged for transportation of passengers, which fares, charges or tariff rates so displayed, and no other, shall be those to be charged any passenger. Said rate and tariff listing shall be submitted with the owner's license application and any change in the rates and/or tariffs during the year shall be filed with the City before the new rates and/or tariffs can be charged to passengers.

§ 8-22.3. Pedicab Lettering/Signage.

Every licensed pedicab shall have the words "taxi," "cab," or "pedicab" prominently displayed on the pedicab.

§ 8-22.4. Rates of Fare.

The maximum rates of fare to be charged within the City limits shall be set by resolution of the Mayor and Council.

§ 8-22.5. Use of Horns and Other Audible Devices.

No operator of any pedicab shall use a horn, siren, whistle, bell or other device capable of emitting audible sound in order to pick-up customers, or hawk, sell or otherwise advertise their services.

§ 8-23. USE AND OPERATION OF PEDICABS.

§ 8-23.1. Driver's Requirements.

a. No person shall operate any pedicab upon the street in the City unless that person has a valid pedicab driver's license issued pursuant to this article.

b. No person shall operate any pedicab upon the street in the City unless that person has a valid license to operate a motor vehicle.

c. Pedicab operators must be eighteen (18) years of age or older.

§ 8-23.2. Number of Passengers.

The number of passengers, including the driver, shall be limited at any one time to a maximum of three (3) passengers but in no event shall it exceed the designed capacity of the pedicab.

§ 8-23.3. Equipment.

No person shall operate a pedicab in the City unless it is equipped with the following features:

a. Operational headlights and tail lights (to be operated at all times the pedicab is operated on the roadways).

b. Rear and side reflective devices.

c. An operational braking system.

d. Audible warning devices, such as a horn or a bell.

e. Rearview mirrors.

f. Tires having tread depth sufficient to be designed as operationally safe.

g. Must be painted a light color to ensure it is discernible to other traffic.

h. A two-way radio or similar communication device.

§ 8-23.4. Inspections.

a. The pedicab shall be inspected by the Police Department prior to the issuance of a pedicab vehicle license to operate within the City, but no later than March 31 of each licensing year. If the pedicab is determined to be unsafe or not equipped properly, the owner shall be notified. No license shall be issued for a pedicab vehicle that is found to be unsafe.

b. If at any time, after the issuance of a permit, a pedicab vehicle is determined to be unsafe it shall be taken out of service until such a time that the Police Department has determined that it has been repaired and is sufficiently safe to be returned to full service.

§ 8-23.5. Taxicab Stands.

Pedicabs may use taxicab stands which may be established within the City subject to the same conditions as taxicabs.

§ 8-23.6. Compliance with Other Laws.

All pedicab drivers and owners shall comply with Title 48 Public Utilities, Chapter **16** Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey, and Title 39 Motor Vehicles and Traffic Regulations of the Statutes of New Jersey or similar law, rule or regulation.

§ 8-23.7. Prohibition on Boardwalk.

Pedicabs shall not be operated on the boardwalk at any time.

§ 8-24. DENIAL, REVOCATION OR SUSPENSION.

§ 8-24.1. Provisions for Denial, Revocation or Suspension of Licenses.

Pursuant to this article, the City may in its discretion refuse to issue or renew any license. The City may also, after notice and a hearing, revoke or suspend any license issued hereunder for any of the causes or reasons listed below. All notice and hearing requirements shall be the same as those set forth in subsection **8-21.4**.

a. License of Any Class; Cause for Denial, Revocation or Suspension. Any license of any class or renewal thereof may be denied, revoked or suspended if any of the circumstances set forth below are present and if the City has determined, based upon a review of the

specific facts presented, that the health, safety and welfare of the public is or would be jeopardized:

1. The applicant/licensee has been convicted of a crime in this or any other jurisdiction.

2. The applicant/licensee has been more than once convicted of being a disorderly person.

3. The applicant/licensee has been found guilty of a violation of Title 39, "Motor Vehicles and Traffic Regulations" of the Revised Statutes of New Jersey.

4. The applicant/licensee has violated any provision of this article or any ordinance of the City.

5. The applicant/licensee has any judgment unsatisfied or record against him or her arising out of an automobile accident in any place, or arising out of the operation of a pedicab in the City or any other place.

6. The applicant/licensee has failed or fails to render reasonably prompt, safe and adequate pedicab service.

7. The applicant/licensee has not complied fully with all requirements of this article.

8. Any other basis provided for in Title 48 Public Utilities, Chapter **16** Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation.

b. Pedicab Driver's License. In addition to the causes listed in paragraph a. above, any pedicab driver's license may be denied, removed or suspended in accordance with the notice and hearing requirements set forth in this section for any of the following reasons, where the City has determined, based upon a review of the specific facts presented, that the health, safety and welfare of the public is or would be jeopardized:

1. If the licensee or applicant has in any degree contributed to any injury to person or damage to property, arising out of negligent operation of a motor vehicle or a pedicab in the City or any other place.

c. Pedicab Owner's License. In addition to the causes listed in paragraph a. above, any pedicab owner's license may be denied, removed or suspended in accordance with the notice and hearing requirements set forth in this section for any of the following reasons, where the City has determined, based upon a review of the specific facts presented, that the health, safety and welfare of the public is or would be jeopardized:

1. If the pedicab vehicle(s) licensed or to be licensed, by reason of unsafe or unsanitary conditions, is/are dangerous to the safety or health of the occupants or others.

2. If the policy of insurance required by the Title 48 Public Utilities, Chapter **16** Taxicabs, Autocabs, Limousines and Jitneys of the Statutes of New Jersey or similar law, rule or regulation, or that the requirements of this article have lapsed or such coverage is not maintained at all times.

§ 8-24.2. Enforcement, Violations and Penalties.

a. Enforcement. The provisions of this article shall be enforced by the Police Department.

b. Violations and penalties.

1. Any person violating the provisions of this article shall, upon conviction thereof, be subject to the following penalties:

(a) For a first offense: A fine of not to exceed three hundred ($300.00) dollars, plus costs.

(b) For a second offense: A fine of not to exceed six hundred ($600.00) dollars, plus costs.

(c) For a third and subsequent offenses: A court appearance shall be required and the violator shall be subject to a minimum fine of twelve hundred ($1,200.00) dollars, plus costs.

(d) Any person who has been convicted of a previous violation need not be charged as a second, third or subsequent offender in the complaint made against him in order to render him liable to the penalties imposed by this section on a second, third or subsequent offense, but if the second offense occurs more than two (2) years after the previous offense, the Court shall treat the second conviction as a first offense for sentencing purposes, and if a third offense occurs more than two (2) years after the second offense, the Court shall treat the third offense as a second offense for sentencing purposes, and if an offense subsequent to the third offense occurs more than two (2) years after the third offense, the Court shall treat the offense subsequent to the third offense as a third offense for sentencing purposes and so on for additional subsequent offenses.

Article ~~III~~III. Jitneys

§ 8-25. DEFINITIONS.

As used in this article:

FRANCHISE TAX

shall mean a government levy (tax) charged by the City to jitney operators with a nexus in the City. The franchise tax for jitney operators shall be calculated as a percentage of revenue, assessed monthly.

JITNEY

shall mean an autobus for hire and shall include any motor vehicle for hire engaged in carrying individual passengers, which is operated over and upon the streets of the City. A Jitney shall be constructed and intended to accommodate up to thirteen (13) passengers on routes established wholly within the limits of the City.

PERSON

shall mean and include an individual, sole proprietorship, partnership, limited partnership, corporation, or limited liability company.

STREET

shall mean and include any street, avenue, land or public place in the City utilized for vehicular jitney traffic.

§ 8-26. OWNER LICENSE; RULES AND REGULATIONS.

§ 8-26.1. Required.

No Person shall operate a Jitney within the City of Asbury Park without obtaining from the City Clerk a license issued to that Person pursuant to this Article.

§ 8-26.2. Application.

Application for a license to operate a vehicle as a Jitney shall be made annually by the owner upon a form to be furnished by the City Clerk. The application shall contain but not be limited to, full name and address of the applicant, the year, type and model of the vehicle to be licensed and the number of persons it is capable of carrying and shall be accompanied by the required fee.

§ 8-26.3. Fee.

The annual fee for a license for an owner of a vehicle to operate the vehicle as a Jitney is one hundred twenty-five ($125.00) dollars, irrespective of when during the year the license is sought, to provide for the cost of administering and enforcing this Article. The fee for a Jitney driver's license under this Article is set forth below in section **8-27.2**.

§ 8-26.4. Issuance.

The City Clerk shall review all applications for use of vehicles as Jitneys.

a. In those cases where the license has been approved, the City Clerk shall provide the licensee with a card containing the name of the applicant, a front two (2) inch by two (2) inch straight view photograph of the applicant, the City license number, a notice that in case of any complaint they should notify the City Clerk in writing and the rate of fares under which the Jitney is operated. There shall be three (3) numbered decals issued to be placed on three sides of the vehicle. The license shall be valid for the remainder of the calendar year for which it is issued, and shall expire on December 31 of that year.

b. In those cases where the license has been denied, the applicant shall be afforded the opportunity for a hearing before the Chief of Police, as the case may be, or his/her designee. Any request for hearing must be made within ten (10) days of the applicant's receipt of written notice of denial from the City. At the hearing, the applicant shall have the right to be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police, as the case may be, or his/her designee, shall be final.

§ 8-26.5. Transfer of License.

a. The owner of a licensed Jitney shall not sell, lease, transfer or in any other manner dispose of a license without the permission of the City Clerk, nor shall any owner of the licenses hire out or lease a vehicle to any driver or any other person for use within the City for a stipulated sum over a definite period of time.

b. Any license issued may be transferred with the payment of a transfer fee of one hundred ($100.00) dollars upon obtaining the approval of the City Clerk.

c. Any new or replacement vehicle must be inspected before any license will be transferred.

§ 8-26.6. Liability Insurance Required; Power of Attorney.

a. As a condition for the issuance of a license hereunder, the applicant for a Jitney license shall, in accordance with the provisions of N.J.S.A. 48:16-24, file with the City Clerk an insurance policy attesting that the person and/or owner-operator is insured under a policy of comprehensive, general liability insurance. The limits of said insurance shall be not less than one million ($1,000,000.00) dollars per occurrence. The insurance policy, or an accompanying document, shall obligate the liability insurer to notify the City Clerk and City Manager of the City of Asbury Park if any change occurs in the policy or if the policy is terminated or canceled for any reason.

b. In accordance with the provisions of N.J.S.A. 48:16-24, each owner-operator shall execute and deliver to the City Clerk concurrently with the filing of the policy referred to above, a power of attorney wherein and whereby the said owner-operator shall nominate, constitute and appoint the City Clerk as the owner-operator's true and lawful attorney for the purpose of acknowledging service of any process out of a court of competent jurisdiction to be served against the insured by virtue of the indemnity granted under the insurance policy filed.

c. Each applicant for a Jitney license shall also execute an indemnification and hold harmless agreement, in a form acceptable to the City Attorney, through which the owner shall indemnify and hold harmless the City, its officers, agents and employees, from any and all loss, costs, damages and/or expenses suffered by any person, or to any property arising from the owner's negligence or the negligence of the owner's employees or agents.

§ 8-26.7. Franchise Tax.

Every person as herein defined, owning and operating a Jitney within the City of Asbury Park shall, on or before the tenth day of each calendar month, file with the City Clerk a statement, verified by oath, showing the gross receipts from the business of said Jitney during the preceding calendar month, and shall at the same time pay to the City Clerk five (5%) percent of such gross receipts as a monthly franchise tax.

§ 8-27. DRIVER'S LICENSE; RULES AND REGULATIONS.

§ 8-27.1. Required.

No vehicle shall be hired out or operated as a Jitney within the City without the driver first having obtained a license for that purpose.

§ 8-27.2. License Fee.

The annual license fee for each driver of a Jitney is fifty ($50.00) dollars, irrespective of when during the year the license is sought, to provide for the cost of administering and enforcing this Article.

§ 8-27.3. Initial Application; Background Checks; Rechecks; Renewals.

All applicants for a Jitney driver's license shall meet all of the following requirements:

a. Be twenty-one (21) years of age or over.

b. Maintain in good standing a valid and unconditional/non-provisional State of New Jersey Motor Vehicle license, and have no more than eight (8) New Jersey State Division of Motor Vehicle points on his or her driving record, or the equivalent if licensed in any other state.

c. Must not have been convicted, within three (3) years prior to the date of the application, of reckless driving, leaving the scene of an accident or driving more than thirty (30) miles per hour above the speed limit, and must not have been convicted within five (5) years prior to the date of the application of driving while intoxicated.

d. Present the required doctor's physical form obtained from the City Clerk certifying that he or she has been examined within the last thirty (30) day period and that he or she is of sound physique with good eyesight and not subject to epilepsy, vertigo, heart trouble or any other infirmity of the body or mind which make him or her unfit for the safe operation of a vehicle.

e. Never have been convicted of a crime (not including a disorderly persons or petty disorderly persons offense) or engaged in conduct in any other State or jurisdiction, which if committed in New Jersey, would constitute any of the crimes identified in paragraphs 1. through 4. below, within ten (10) years of the date of submission of the initial application as identified below. A criminal background check shall be conducted by the Chief of Police as the case may be, or his or her designee, in accordance with N.J.S.A. 48:16-3b.

1. Any crime involving a danger to the person meaning those crimes set forth in N.J.S.A. 2C:11-1, et seq. (criminal homicide), N.J.S.A. 2C:12-1, et seq. (assault; reckless endangering; threats); N.J.S.A. 2C:13-1, et seq. (kidnapping and related offenses); N.J.S.A. 2C:14-1, et seq. (sexual offenses); or N.J.S.A. 2C:15-1, et seq. (robbery); or

2. Any crime (not including disorderly persons offenses) against the family, children or incompetents, meaning those indictable offenses set forth in N.J.S.A. 2C:24-1, et seq.; or

3. Any crime (not including disorderly persons offenses) involving theft and related offenses as set forth in Chapter **20** of Title 2C of the New Jersey Statutes; or

4. Any crime (not including disorderly persons offenses) involving any controlled dangerous substance or controlled substance analog as set forth in Chapter 35 of Title 2C of the New Jersey Statutes.

f. If a person who has been convicted of a crime listed above can produce a certificate of rehabilitation issued pursuant to N.J.S.A. 2A:168A-8, or an equivalent certificate from the jurisdiction where the criminal offense occurred if the criminal offense occurred outside of New Jersey, then the criminal offense shall not disqualify the applicant from operating a Jitney within the City.

g. Complete a form furnished by the City Clerk his or her full name, residence, places of residence for the preceding five (5) years, age, height, color of eyes and hair, place of birth, previous employer, whether married or single, whether he or she has ever been convicted of an indictable offense, driving violations, or violation of this Article and whether his or her driver's license has ever been suspended or revoked and for what cause, which statement shall be signed and sworn by the applicant to be true and filed with the City Clerk as a permanent record. Any changes to any of the information contained within the application must be reported to the City Clerk within three (3) business days thereof, with a penalty of twenty-five ($25.00) dollars to be assessed for each business day thereafter that any changes are not reported.

h. Furnish four (4) copies of photographs size two (2) inches by two (2) inches.

i. Shall have an acceptable understanding of the English language and shall be able to read and write in English.

j. Be a citizen of the United States and present a Social Security card or possess a permanent alien registration card or work authorization.

k. Pay a fee of fifty ($50.00) dollars to provide for the cost of administering and enforcing this Article.

l. Renew their license beginning in December of each year at which time they will be notified by the City Clerk that their completed paperwork and fee for the annual license is due in the City Clerk's office no later than the following March 1st. Failure to meet the March 1 deadline will result in a fine of twenty-five ($25.00) dollars per month for each month the March 1 deadline is not met, in addition to such other penalties prescribed in this Article for failure to have a valid license for operation of a Jitney.

m. There shall be filed with the City Clerk an insurance policy issued by an insurance company authorized to do business in New Jersey in at least the amount of $1,000,000.00 to satisfy all claims for damages, by reason of bodily injury to, or the death of, any person(s), resulting from, or on account of, an accident, by reason of the ownership, operation, maintenance or use of the Jitney(s) upon any public street in the City of Asbury Park, and to satisfy any claim for damages to property of any person(s), resulting from, or on account of, an accident, by reason of the ownership, operation or use of such Jitney(s) upon the public streets of the City of Asbury Park. The insurance policy shall remain in effect during the time that the applicant operates under a license issued by the City of Asbury Park.

n. Undergo a criminal history background check prior to the issuance of an initial license, and on years ending in an odd number thereafter prior to renewal. Such criminal history background check may be performed by the Asbury Park Police Department or by a private outside agency which has been approved by the Asbury Park Police Department. If performed by an approved outside agency, then the results of the criminal history background check shall be forwarded directly from the outside agency to the Asbury Park Police Department. In all cases, the Asbury Park Police Department shall be responsible for oversight of the criminal history background check process. The applicant shall incur all costs associated with the background check, which costs shall not exceed a maximum of one hundred ($100.00) dollars.

o. Must not make a false statement in any license application or any record or certificate required to be filed or maintained, he or she shall be subject to rejection of the application and/or the appropriate disciplinary sanctions, including license suspension or revocation or any penalty provided under the New Jersey Criminal Code.

§ 8-27.4. Denial of License.

In those cases where the license has been denied, the applicant shall be afforded the opportunity for a hearing before the Chief of Police as the case may be, or his/her designee. Any request for hearing must be made within ten (10) days of the applicant's receipt of written notice of denial from the City. At the hearing, the applicant shall have the right to be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police, as the case may be, or his/her designee, shall be final.

§ 8-27.5. License Regulations.

a. Licenses issued pursuant to this Article are nontransferable.

b. Upon suspension or revocation of his or her New Jersey driver's license, a driver shall immediately surrender his or her Jitney driver's license to the City.

§ 8-28. DRIVER RULES; CONDUCT AND RESPONSIBILITIES.

§ 8-28.1. Vehicles Ordered Off-the-Road; Operation Prohibited.

No driver shall operate any vehicle that has been ordered off-the-road by the Chief of Police as the case may be, or his or her designee, because it has been found to be in unsatisfactory condition for the transportation of passengers.

§ 8-28.2. Lost Property.

A driver of a Jitney who discovers any property lost or left in his Jitney shall immediately report it to the Asbury Park Police Department as soon as possible.

§ 8-28.3. Conduct of Drivers.

a. Drivers appearance must be neat, clean and drivers must be dressed in a professional manner.

b. Drivers shall be courteous to customers at all times.

c. There shall be no smoking in any Jitney.

d. Drivers and owners not licensed under this Article are prohibited from cruising within the City.

§ 8-28.4. Display of License, Rates and Photograph.

The driver must display all licenses in a conspicuous manner so they may be conveniently read by any passenger. A card containing the maximum rates of fare charged, the name and license number of the operator of the Jitney and the name, address and a two (2) inch by two (2) inch front straight view photograph of the driver of the Jitney. These must be mounted on the front face of the dashboard, not on it, facing the passengers.

§ 8-28.5. Substance Abuse.

A driver shall not operate or occupy a Jitney while his driving ability is impaired by either alcohol or drugs, nor shall a driver consume any alcoholic beverage within eight (8) hours of the start of their shift. When facts exist that provide a reasonable objective basis to suspect that a driver has illegally used drugs, or has consumed alcoholic beverages, he shall submit to a breath test or drug screening through urinalysis. A driver who refuses to submit to such testing requested upon individualized reasonable suspicion will be subject to revocation of his or her licenses.

§ 8-28.6. Compliance with Laws While Operating Vehicle.

A driver shall operate his vehicle within full compliance of all laws.

§ 8-28.7. Notification of Employer of Accidents and Summons.

The driver must notify his/her employer, if any, of any accident and also when any motor vehicle summons has been issued to the driver.

§ 8-28.8. Persons Permitted in Vehicle During Operation.

During the work shift a driver may not allow any person to operate the Jitney or occupy the driver's seat, except in the event of an emergency.

§ 8-28.9. Possession of Controlled Substances.

No driver may have in their possession, on their person or in the vehicle any illegal controlled substance (drugs) at any time.

§ 8-28.10. Horn Blowing Prohibited.

Drivers may not at any time blow their horn to alert a prospective customer that the Jitney has arrived.

§ 8-28.11. Applicability.

The above drivers' rules contained in this Section **8-28** apply to Jitney drivers and owner/operators, when performing the duties of a driver.

§ 8-29. INSPECTIONS.

§ 8-29.1. Inspection of Vehicles.

No vehicle shall be used as a Jitney and no license shall be issued for that purpose until the vehicle has been inspected and examined by an officer designated by the Chief of Police, as the case may be, or his or her designee, and found to be in a thoroughly safe, clean and sanitary condition for the transportation of passengers. Side curtains, shades or dark tinted window glass are not permitted on any such vehicle in accordance with N.J.S. Title 39, Chapters **3** and **4**. Thereafter, each owner of a Jitney shall have his/her vehicle inspected and examined by the City of Asbury Park yearly during the month of November. The validation sticker issued by the City for the prior year shall be valid until the City inspection for the current year is conducted. The City inspection shall occur subsequent to the owner obtaining inspection approval from the New Jersey Motor Vehicle Commission. Each Jitney owner shall make an appointment with the officer designated by the Chief of Police to conduct the City inspection. No vehicle shall continue to operate as a Jitney if such vehicle has been inspected and examined by the officer designated by the Chief of Police and found not to be in a thoroughly safe condition for the transportation of passengers. In no event shall any Jitney operate beyond November 30 of the immediately preceding year without a validation sticker from the City.

§ 8-30. JITNEY NUMBERING SYSTEM.

§ 8-30.1. Assignment of Numbers; Placement on Vehicle.

a. Every Jitney will be assigned a number exclusive to that vehicle.

b. When a vehicle has been retired, sold, replaced or transferred pursuant to section **8-26.5**, the number will be put on any replacement vehicle.

c. The number shall be displayed in the rear of the vehicle.

d. The number will be three (3) inches in height and made of a reflective type material with contrasting background to be easily read at a distance of fifty (50) feet.

e. No number will appear on the vehicle other than the City Clerk's assigned vehicle number.

f. Every Jitney shall display on each rear door of the vehicle the words "City of Asbury Park" in letters three (3) inches in height.

§ 8-31. JITNEY LIMITATIONS.

§ 8-31.1. Number of Jitney Licenses Limited.

a. The total number of jitney owner/operator licenses issued by the City of Asbury Park shall not exceed three (3).

b. The total number of jitney vehicles permitted to be operated by each owner/operator at any one time shall not exceed five (5).

§ 8-32. RATES; DISPLAY OF RATES REQUIRED.

a. Rates and Charges. The price that may be charged to a passenger by the owner or driver of a Jitney shall not exceed five ($5.00) dollars per passenger at any time of the year. Only one (1) fare can be charged for each seat in the vehicle.

b. Display of Rates. Any and all rates that are being charged by Jitney companies, shall be posted in each Jitney in a conspicuous location and in manner so as to provide adequate notice to all passengers.

§ 8-33. VIOLATIONS; PENALTIES; SUSPENSION; REVOCATION.

§ 8-33.1. Penalties.

a. Any person who violates any provision of this Article shall be subject to penalties in accordance with Chapter **1**, Section **1-5** of the Code of the City of Asbury Park, or by applicable State law.

b. Notwithstanding the provisions of paragraph a. above, any person violating the provisions of Section **8-2.1**, Section **8-3.1** or Section **8-4.3(f)** shall, upon conviction of a first offense be subject to a fine of two hundred fifty ($250.00) dollars; upon conviction of a second offense be subject to a fine of five hundred ($500.00) dollars; and upon conviction of a third or subsequent offense be subject to a fine of one thousand two hundred ($1,250.00) dollars. In addition to the above, the violator may, at the discretion of the Municipal Court Judge, be subject to a term of imprisonment not exceeding ninety

(90) days in the County jail or in any other place provided by the municipality for the detention of prisoners.

c. Nothing herein shall preclude the prosecution of any such violation under Title 48 and/or Title 2C of the New Jersey Statutes, nor restrain or prohibit the Mayor and Council from suspending or revoking any license issued hereunder in accordance with the provisions of this Article.

§ 8-33.2. Revocation or Suspension of License.

a. Licenses issued under this Article may be temporarily suspended for not more than seven (7) days by the Chief of Police as the case may be, or his or her designee, in the case of an emergency.

b. Absent an emergency, the City Council, after reasonable notice and a hearing, may suspend or revoke a license for cause. At said hearing, the licensee may be represented by counsel and will be afforded the opportunity to testify himself or to present witnesses, to cross-examine witnesses and, at his or her own expense, have a stenographic record made of the proceedings. Following the hearing, the determination by the Chief of Police as the case may be, or his/her designee, shall be final.

c. If at any time within the licensed year a Jitney driver and/or owner/operator is convicted of an indictable offense, the City Clerk shall immediately suspend their license, pending a hearing.

§ 8-33.3. Appeals.

Except as otherwise set forth herein, any person who wishes to appeal any determination made pursuant to the provisions of this Article may do so in writing to the City Manager within five (5) days of the date of the decision or determination sought to be appealed. A hearing will be held by the City council or its designee within ten (10) days of the date of service of the appeal.

§ 8-34. ROUTES.

§ 8-34.1. Designation of Route(s).

The City Council shall establish by resolution all routes and stops to be utilized by Jitneys. All owner-operators shall operate their Jitneys on the route designated by the City Council. In the event of a detour that prevents the Jitney from following the designated route, the Jitney may take the shortest, safest alternate route that will permit the owner-operator to resume operating on the designated route.

§ 8-35. RULES AND REGULATIONS.

§ 8-35.1. Regulations.

a. It shall be unlawful to drive or operate any Jitney while that Jitney is carrying more than thirteen (13) passengers or more than twenty (20) passengers, as applicable, in accordance with N.J.S.A. 48:16-23.

b. Each passenger must be seated while the Jitney is in motion.

c. No person eight (8) years of age or younger shall permitted to be a passenger in any Jitney vehicle without seat restraints as required in accordance with N.J.S.A. 39:3-76.2a.

d. No Jitney vehicle may transport passengers between the hours of 1:00 a.m. and 8:00 a.m. Hours of operations shall be designated in collaboration with the City Manager or his or her designee.

e. Jitney owner/operators shall not provide service to private entities or functions within the City of Asbury Park without providing adequate service to the designated Jitney route during designated operating hours. Any Jitney owner/operator providing private service shall notify the City Manager or his or her designee at least forty-eight (48) hours prior.

f. Passengers must be treated with courtesy and respect; repeated complaints against owner-operators will be grounds for disciplinary action initiated by the Asbury Park Police Department.

g. It shall be unlawful for the owner-operator of any Jitney to bypass any prospective customer when there is space available on the Jitney. Any complaints concerning the bypassing of a prospective customer by a Jitney owner-operator shall be processed and handled by the Asbury Park Police Department or the City Clerk.

§ 8-35.2. Rules.

a. There shall be no smoking on Jitneys.

b. Only a licensed Jitney can be used on a prescribed Jitney route.

c. Unsanitary, inadequate, unclean, or unsafe Jitneys will not be permitted to operate.

d. All crashes involving a Jitney must be reported to the Asbury Park Police Department immediately after the occurrence.

e. Jitney owner-operators must notify the City Clerk in accordance with Section **8-26.5** when a change of license number or registration number occurs.

f. Jitney license card must be displayed in accordance with the provisions of Section **8-28.4**.

g. It shall be unlawful for any person riding a Jitney to drink intoxicating liquors or be under the influence of drugs of any kind.

h. Drivers must be neat and clean at all times. No shirts without collars are permitted. Bare feet are prohibited. Exterior tops and bottoms must be worn.

i. If a Jitney breaks down and is unable to continue, passengers must be refunded any collected fares in full.

j. It shall be unlawful for any Jitney to block a crosswalk to stop for the purpose of receiving or discharging passengers.

Article ~~IV~~III. Valet Parking

§ 8-36. WORD USAGE.

§ 8-36.1. Definitions.

As used in this article:

PUBLIC RIGHT-OF-WAY

Any area dedicated for public use as a public street, pedestrian way or other thoroughfare, including but not limited to, roadways, parkways, alleys, sidewalks and pedestrian ways.

RAMPING

An area of right-of-way or parking facility where vehicles are permitted to be stopped in order to transfer the vehicle from a customer to a Valet Parking Attendant for the purpose of parking the vehicle at another location.

VALET PARKING

Any person, firm or corporation engaged in, conducting or managing the receiving, taking possession of, driving, moving, parking, or leaving standing other persons' motor vehicles, whether or not a charge is levied, and whether or not such persons are employed by, or under contract to the business for which the vehicles are being parked.

VALET PARKING ATTENDANT

Any employee or agent of the Valet Parking Operator, who receives, takes possession of or moves any vehicle, or who handles the keys to any vehicle left with the attendant for Valet Parking.

VALET PARKING OPERATOR

Any person engaged in the business of Valet Parking.

§ 8-37. VALET PARKING LICENSE; RULES AND REGULATIONS.

§ 8-37.1. License Required.

No person, establishment or entity shall conduct or engage in any valet parking operation upon any portion of the public right-of-way or utilize a City-owned public parking facility, except under the terms and conditions under the operator's valet parking license. Using the public street or right-of-way for drop-off and pick-up of vehicles in any manner must be done under the terms and conditions of the valet parking license.

§ 8-37.2. Operation of Valet Parking Service.

Valet parking service shall be operated only by the City of Asbury Park or additional commercially licensed and insured vendors of parking services holding valid city valet parking licenses.

§ 8-37.3. License Fee.

a. The annual license fee for establishing or maintaining a valet parking service shall be $300, with an application fee of $100.

b. Exceptions. The annual license fee may be waived for any valet parking service operator which is contracted directly by the City of Asbury Park.

§ 8-37.4. Issuance.

Permits shall be issued only to permittees/operators that provide certification, in a format approved by the City Clerk and City Attorney, that they have procured sufficient accessible off-street parking spaces for their valet parking services. On-street parking spaces shall not be included in the computation of sufficient parking spaces for valet parking. Agreements with owners of private parking lots for use by the valet parking service shall be provided to the City prior to issuance of a license.

§ 8-37.5. Liability Insurance Required; Power of Attorney.

a. Prior to the issuance of a permit, the permittee/valet operator shall furnish the City Clerk with a signed statement, approved by the City Attorney, that the permittee/operator shall hold harmless, indemnify and defend the City of Asbury Park, its officers and employees, for any claims for damages to property or injury to persons which may be occasioned by any activity carried on under the terms of the permit.

b. Permittee shall furnish and maintain such public liability and property damage insurance a minimum of $2,000,000 to protect all from claims and damage to property or bodily injury, including death, which may arise from operations under the permit or in connection therewith.

c. The permittee/operator shall provide proof of all required insurance prior to receiving the permit.

§ 8-37.6. Valet Permittees/Operators Regulations and Code of Conduct.

a. The permittee/operator shall maintain a key control booth at all valet parking locations until all cars have been claimed; or the permittee/operator shall have a 24-hour phone number for after-hours vehicle pick up information.

b. All employees who operate motor vehicles shall have in their possession a valid State-issued driver's license in good standing and shall abide by all state New Jersey traffic regulations.

c. All employees who shall operate motor vehicles shall do so in a safe and responsible manner.

d. All employees shall be in uniforms identifying their names and the name of the valet operator/company.

e. All employees should perform their duties in a courteous and professional manner.

f. Valet Operators shall supply sufficient resources to process the volume of vehicles generated without impeding the safe flow of traffic. Ramping from a moving lane of traffic is strictly prohibited. Vehicles shall not be stored in ramping areas. Ramping of vehicles shall consist of allowing customers to enter or exit a vehicle and to turn it over to or retrieve it from valet employees. Ramping on public property shall not occur in any location other than the on-street/curbside spaces provided for ramping.

g. Storage of vehicles shall only be in private off-street parking spaces or in leased municipal spaces as provided the by the City of Asbury Park. Valet operators shall clearly identify the vehicles in their possession during the entire period that the vehicle is in their possession.

§ 8-37.7. Special Events and Residential Areas.

Valet Services operating for a special event may apply for a special event permit through the City's Office of Special Events. Special event parking shall be restricted to any event occurring no more than four times per year and lasting no longer than 8 hours in length. The special event permit will allow the valet operator to request from the City additional ramping and/or storage space, if available.

§ 8-37.8. Violations.

a. It shall be unlawful for a valet operator to provide or engage in valet parking service without a valid parking license issued pursuant to this article. A valet parking permit that has expired or has been suspended or revoked is not a valid permit.

b. It shall be unlawful for a valet operator to provide or engage in valet parking service in violation of the terms and conditions of a valet parking permit that pertains to the valet parking service.

c. It shall be unlawful for a valet operator to stop or direct traffic.

§ 8-37.9. Enforcement.

Any person who violates Subsection **8-37.8** shall be subject to a civil penalty of $100 for each violation and $50 for each day the violation occurs.

§ 8-37.10. Rental and Operation of Municipal Parking Spaces.

a. Rental and Operation of Municipal Spaces. The City of Asbury Park shall rent to the valet operator public on-street/curbside spaces that shall only be used for ramping of vehicles. In no event shall long-term storage take place in the ramp space rented. Vehicles shall not be stored in ramp area. A vehicle will be considered stored if it remains in the ramp area for more than fifteen (15) minutes. Ramping of vehicles shall consist of allowing customers to enter or exit a vehicle and to turn it over to or retrieve it

from valet employees. Ramping shall only be operated in the public on-street/curbside spaces provided by the City of Asbury Park for ramping.

b. Ramping on public property shall not occur in any location other than the on-street/curbside spaces provided for ramping. Leased spaces shall not be blocked by any type of sign, structure, or other type of object. Leased spaces shall not be cordoned off by any type of signage, rope or barrier of any kind, except for signage approved by the City of Asbury Park. At its sole discretion and judgment, the City of Asbury Park shall provide to the valet operator sufficient ramping space in a close proximity to the establishment being serviced, if sufficient spaces are available. If there is not sufficient space available for rental in front of the establishment, the City of Asbury Park shall lease spaces as close to the establishment as possible. Notwithstanding the above, ramping will not be allowed if the City of Asbury Park determines, at its sole discretion, that is would be an unsafe activity at that location.

c. Rental Fees For Public On-Street/Curbside Spaces. The fees for use of rented spaces shall be $15 per space/per day, seven days per week for up to 12 hours per day. Fees assessed for 24-hour-per-day use shall be $30 per day per space. Fees shall be paid bi-weekly, two weeks in advance, commencing on the date the locations are rented to the valet operator by the City of Asbury Park. All additions or changes to existing leased public on-street/curbside parking spaces for ramping shall be paid upon request. All valet space lease requests shall be required in writing to the City of Asbury Park a minimum of 24 hours in advance and received no later than 2:00 p.m. daily. Exceptions and lease cancellations not made within the prescribed period will be assessed a $25 processing fee. Ramping fees may be waived or negotiated for any valet parking service operator which is contracted directly by the City of Asbury Park.

d. Number of Spaces Leased For Ramping. The amount of ramping spaces available to the valet operator shall be determined by the frontage of the establishment being serviced provided there is sufficient public on-street/curbside spaces available for ramping, as determined in the sole discretion of the City of Asbury Park.

e. Subletting. Leased public on-street/curbside or off-street spaces may not be sublet to another valet parking operator under any circumstance.

§ 8-38. CANCELLATION AND REVOCATION OF PERMIT.

§ 8-38.1. Cancellation and Revocation.

The City shall cancel and revoke the permit if the valet operator no longer services the commercial establishment, which authorized its operation at that location. This cancellation and revocation may be effective whether the valet operator voluntarily discontinues the service to the establishment, the establishment cancels or revokes authorization for the valet parking operator to service the location, or the City of Asbury Park cancels and revokes authorization for the valet operator to service the location.

BE IT FURTHER ORDAINED, that all other provisions of Chapter 8 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. 2023-18 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

_____

LISA ESPOSITO
CITY CLERK

Asbury Park, New Jersey
ORDINANCE NO. 2023-10

2023 CAP RATE ORDINANCE

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriations and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the City Council of the City of Asbury Park in the County of Monmouth finds it advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the City Council hereby determines that a 1.0% increase in the budget for said year, amount to $450,866.01. In excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, City Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the City Council of the City of Asbury Park, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the City of Asbury Park shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to $1,578,031.04. And the CY 2023 municipal budget for the City of Asbury Park be approved and adopted in accordance with the ordinance; and

BE IF FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of

introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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. 2023-10 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

_____

LISA ESPOSITO
CITY CLERK

Asbury Park, New Jersey
ORDINANCE NO. 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

WHEREAS, pursuant to N.J.S.A. 40:67-1, *et seq.*, the governing body of every municipality may adopt an Ordinance to vacate any public street, highway, lane or alley, or any part thereof, or vacate any street, highway, lane, alley, square, place or park, or any part thereof, dedicated to public use but not accepted by the municipality, whether or not the same, or any part, has been actually opened or improved; and

WHEREAS, the City of Asbury Park (the "City") has determined that the unnamed alleyway (measuring fifteen feet wide) located west of Dunlewy Street, between Blocks 1904 and 1905 (the "alleyway"), as shown on Sheet 19 of the Official Tax Map of the City (see Exhibit "1"), is no longer needed for any public purpose(s) of the City; and

WHEREAS, the City has further determined that the public interest would be best served by vacating and relinquishing any interest held by the City in and to the said alleyway; and

WHEREAS, once any interest held by the City in and to said alleyway has been vacated and relinquished, then the underlying interests held by the adjacent property owners in and to the vacated areas of the alleyway (each to the centerline thereof) shall be reinstated; and

WHEREAS, following the vacation, one-half of the area vacated shall become part of the adjacent property which is located at Block 1904, Lot 3 (situated immediately to the north of the alleyway), and one-half of the area vacated shall become part of Block 1905, Lot 1 (situated immediately to the south of the alleyway); and

WHEREAS, the entire alleyway to be vacated is shown in more detail on the attached map, as prepared by T&M Associates (Michael S. Finnegan, P.P., P.L.S., a Professional Land Surveyor), dated September 29, 2022, a copy of which is attached hereto as Exhibit "2"; and

WHEREAS, the specific areas to become merged with, and to be reinstated as part of, the adjacent properties are also shown on Exhibit "2" and are identified as parcels "A" and "B"; and

WHEREAS, the total land area of the alleyway to be vacated is described in a legal description prepared by T&M Associates (Michael S. Finnegan, P.L.S., a Professional Land Surveyor), dated September 29, 2022, which is attached hereto as Exhibit "3"; and

WHEREAS, the portion of the alleyway to become merged with, and to be reinstated as part of, Block 1904, Lot 3 is referenced as Parcel "A" and is more particularly described in a legal description prepared by T&M Associates (Michael S. Finnegan, P.L.S., a Professional Land Surveyor), dated September 29, 2022, which is attached hereto as Exhibit "4"; and

WHEREAS, the portion of the alleyway to become merged with, and to be reinstated as part of, Block 1905, Lot 1 is referenced as Parcel "B" and is more particularly described in a legal description prepared by T&M Associates (Michael S. Finnegan, P.L.S., a Professional Land Surveyor), dated September 29, 2022, which is attached hereto as Exhibit "5"; and

WHEREAS, following adoption of the within Ordinance, and within sixty (60) days after the Ordinance has become effective, a certified copy of the within Ordinance, together with a copy of the proof(s) of publication thereof, shall be recorded in the Office of the Monmouth County Clerk in the Book of "Vacations," in accordance with N.J.S.A. 40:67-21; and

WHEREAS, after the within Ordinance has been introduced, and at least one week prior to the time fixed for further consideration, a copy thereof, together with a notice of the introduction, including the time and place as to when and where the Ordinance shall be further considered for final passage, shall be mailed to every person whose lands may be affected by the within Ordinance, so far as the same may be ascertained, directed to his/her last known post office address, in accordance with N.J.S.A. 40:49-6.

NOW, THEREFORE, BE IT ORDAINED, 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 any and all public rights and privileges now possessed by the City in and to the 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 (see Exhibit "1"), and as further depicted and described on the attached map and legal description prepared by T&M Associates, dated September 29, 2022, attached hereto (see Exhibits "2" and "3") respectively, are hereby vacated, relinquished, released and extinguished.

2. That one-half of the land area being vacated, measuring to the centerline thereof, and as more specifically described in Exhibit "4" (captioned as Parcel "A"), shall become merged with, and shall be reinstated as part of, Block 1904, Lot 3.

3. That one-half of the land area being vacated, measuring to the centerline thereof, and as more specifically described in Exhibit "5" (captioned as Parcel "B"), shall become merged with, and shall be reinstated as part of, Block 1905, Lot 1.

4. That there is hereby reserved and excepted from said vacation all rights and privileges now possessed by public utilities, as defined in R.S. 48:2-13, and by any cable television company as defined in the "Cable Television Act." P.L. 1972, c. 186 (C. 48:5A-1, *et seq.*), to maintain, repair or replace their existing facilities in, adjacent to, over or under any part thereof of the area being vacated.

5. That the Official Zoning Map and Tax Map(s) of the City of Asbury Park shall hereby be amended in accordance with the requirements of this Ordinance.

6. That all relevant City officials and employees are hereby authorized and directed to undertake all actions and to prepare all documents that are necessary in order to effectuate the intentions of this Ordinance.

7. That the Mayor is hereby authorized to execute and the Municipal Clerk to attest all documents, and to perform all actions, which are required in order to effectuate the intentions of this Ordinance, so long as said documents are in a form satisfactory to the City Attorney.

8. That, following adoption, and within sixty (60) days after the Ordinance has become effective, a certified copy of the within Ordinance, together with a copy of the proof(s) of publication thereof, shall be recorded in the Office of the Monmouth County Clerk in the Book of "Vacations," in accordance with N.J.S.A. 40:67-21.

9. 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 that portion of the Ordinance actually adjudged to be invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

10. That all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

11. 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), and recording with the County of Monmouth.

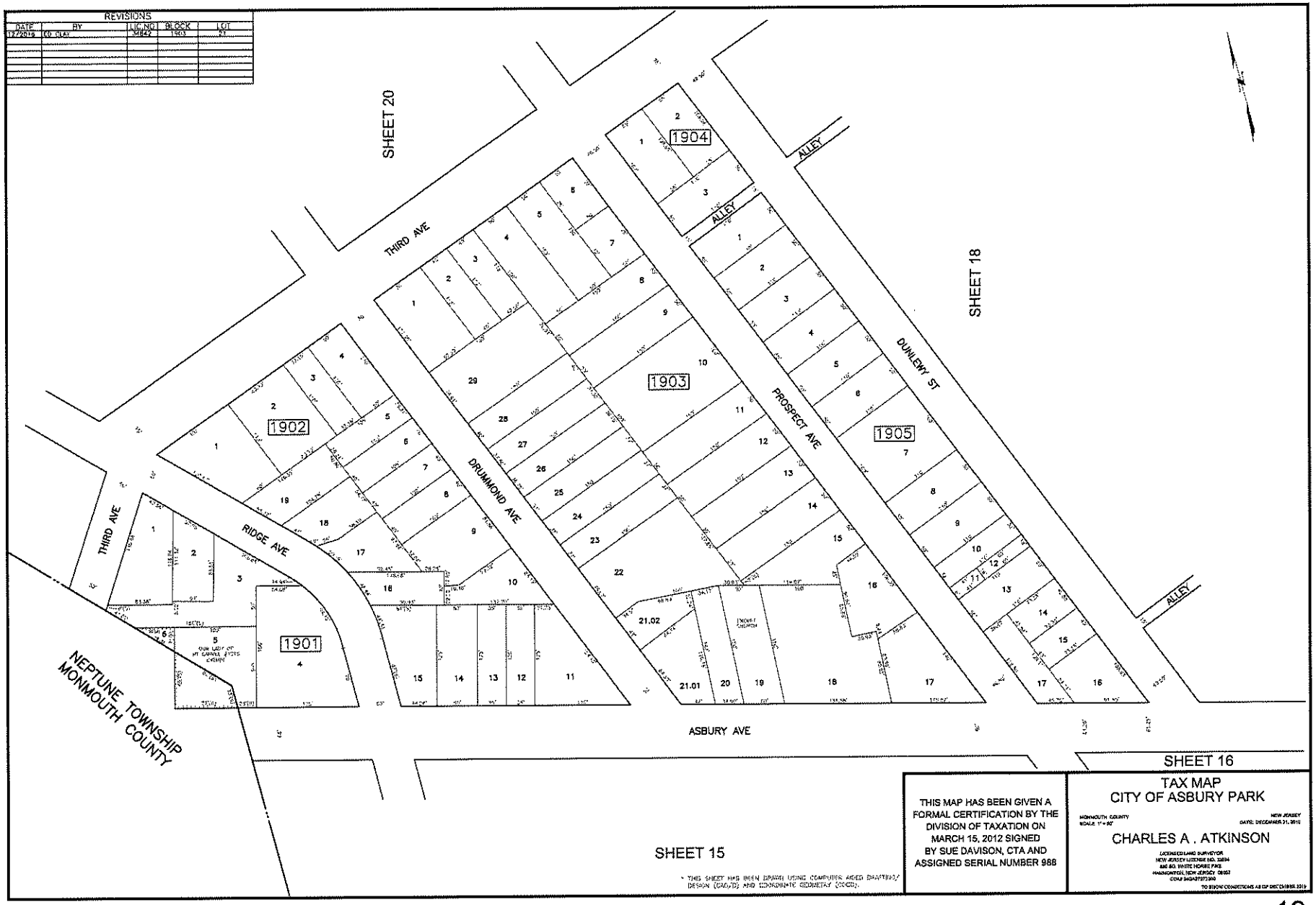
I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2023-11 which was finally adopted by the City Council at a meeting held on the 12th day of April, 2023

_____

LISA ESPOSITO
CITY CLERK

EXHIBIT "1"

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)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SHEET 16
THIRD AVE
RIDGE AVE
DRUMMOND AVE
PROSPECT AVE
DUNLEWY ST
ALLEY
ASBURY AVE
NEPTUNE TOWNSHIP
MONMOUTH COUNTY
1901
1902
1903
1904
1905
THIS MAP HAS BEEN GIVEN A FORMAL CERTIFICATION BY THE DIVISION OF TAXATION ON MARCH 15, 2012 SIGNED BY SUE DAVISON, CTA AND ASSIGNED SERIAL NUMBER 988
TAX MAP
CITY OF ASBURY PARK
MONMOUTH COUNTY
NEW JERSEY
SCALE: 1" = 80'
DATE: DECEMBER 31, 2019
CHARLES A . ATKINSON
LICENSED LAND SURVEYOR
NEW JERSEY LICENSE NO. 33834
640 SO. WHITE HORSE PIKE
HAMMONTON, NEW JERSEY 08037
TO SHOW CONDITIONS AS OF DECEMBER 2019

EXHIBIT "2"

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

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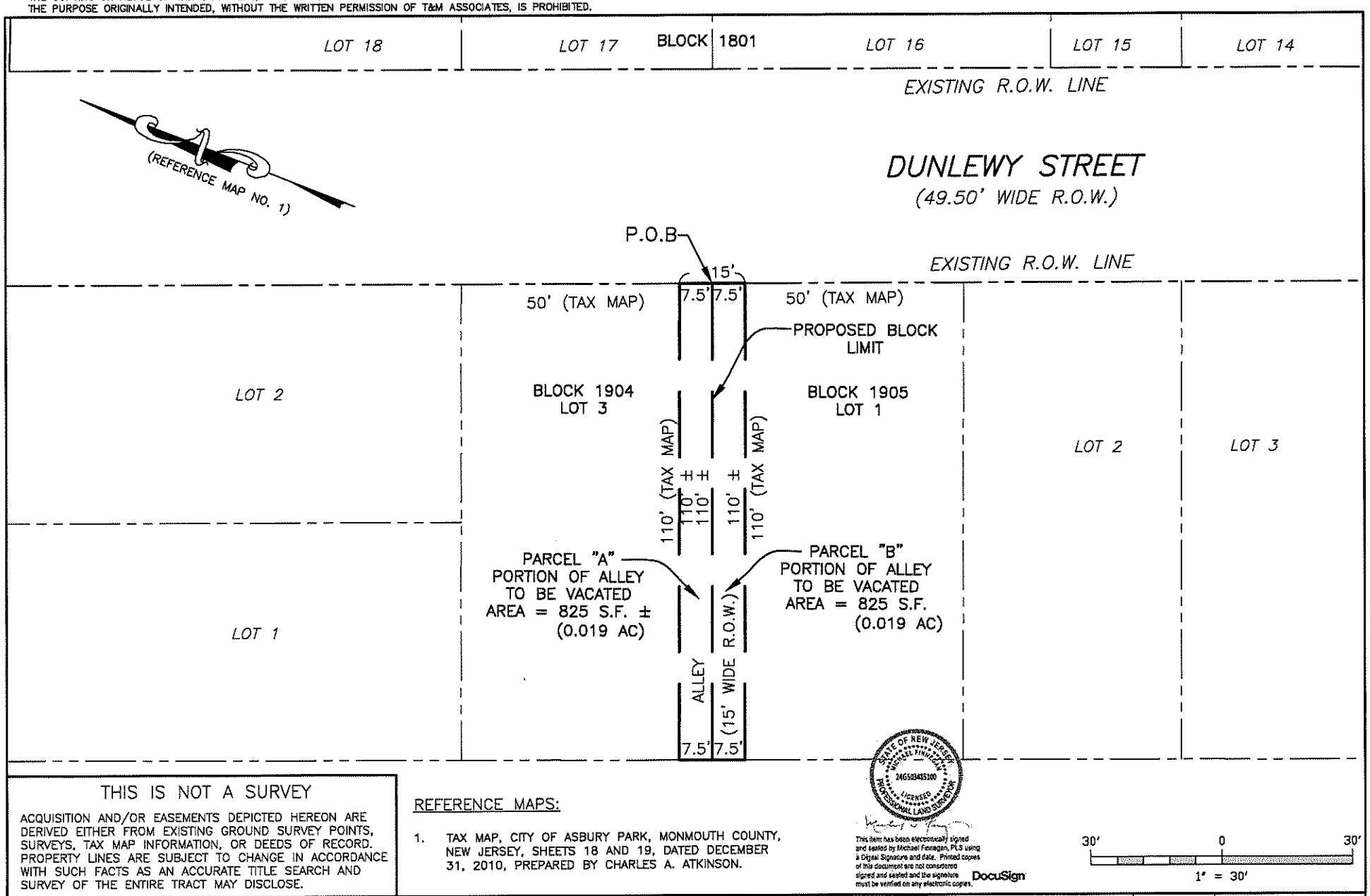
THE COPYING OR REUSE OF THIS DOCUMENT, OR PORTIONS THEREOF, FOR OTHER THAN THE ORIGINAL PROJECT OR THE PURPOSE ORIGINALLY INTENDED, WITHOUT THE WRITTEN PERMISSION OF T&M ASSOCIATES, IS PROHIBITED.



THIS IS NOT A SURVEY

ACQUISITION AND/OR EASEMENTS DEPICTED HEREON ARE DERIVED EITHER FROM EXISTING GROUND SURVEY POINTS, SURVEYS, TAX MAP INFORMATION, OR DEEDS OF RECORD. PROPERTY LINES ARE SUBJECT TO CHANGE IN ACCORDANCE WITH SUCH FACTS AS AN ACCURATE TITLE SEARCH AND SURVEY OF THE ENTIRE TRACT MAY DISCLOSE.

REFERENCE MAPS:

1. TAX MAP, CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY, SHEETS 18 AND 19, DATED DECEMBER 31, 2010, PREPARED BY CHARLES A. ATKINSON.

STATE OF NEW JERSEY · MICHAEL FINNEGAN · 24GS03435100 · LICENSED PROFESSIONAL LAND SURVEYOR

This item has been electronically signed and sealed by Michael Finnegan, PLS using a Digital Signature and date. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies. DocuSign

30' 0 30'
1" = 30'

T&M ASSOCIATES
11 Tindall Road,
Middletown, NJ 07749
Ph: (732) 671-6400
Fx: (732) 671-7365
CERTIFICATE OF AUTHORIZATION
24GA27987500
WWW.TANDMASSOCIATES.COM

MICHAEL S. FINNEGAN, P.P., P.L.S.
DocuSign
LICENSED PROFESSIONAL LAND SURVEYOR
STATE OF NJ LICENSE No. GS34851

CITY OF ASBURY PARK

MAP SHOWING ALLEY TO BE VACATED (WEST OF DUNLEWY STREET)

CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY

VAC

PROJECT NO:	ASPK10910
DWG #:	ALLEY VACATION
SHEET NO:	1 OF 1
DATE:	09-29-2022
SCALE:	1"= 30'
DRAWN BY	AJO'S

PRINTED SIZE 8.5"X11"

P:\Projects\ASPK\10910\Right of Way\833 & 835 Dunlewy Alley Street Vacation A and B.dwg

EXHIBIT "3"

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

ASPKI0910 **September 29, 2022**

DESCRIPTION OF PARCELS "A" AND "B" - ALLEY BETWEEN BLOCKS 1904 & 1905 TO BE VACATED, CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY

All that 15 feet wide Alley located in between Blocks 1904 & 1905, being more particularly described as follows:

BEGINNING at a point on the existing westerly right-of-way (R.O.W.) line of Dunlewy Street (49.50 feet wide R.O.W.), where said line intersects with the centerline of the 15 feet wide Alley located between Lot 3 in Block 1904 and Lot 1 in Block 1905, and running thence;

1. Southeasterly, along the existing westerly R.O.W. line of Dunlewy Street, a distance of 7.5 feet to a point where said Dunlewy Street intersects with the southerly line of said Alley (common with the northerly property boundary line of Lot 1 in Block 1905), thence;

2. Southwesterly, along the southerly line of the Alley (common with the northerly property boundary line of Lot 1 in Block 1905), a distance of 110 feet more or less to a point where said line intersects with the westerly property boundary line of Lot 1 in Block 1905, thence;

3. Northwesterly, along the westerly terminus of said Alley, a distance of 15 feet to a point where said line intersects with the southerly property boundary line of Lot 3in Block 1904, thence;

4. Northeasterly, along the southerly property boundary line of Lot 3 in Block 1904, a distance of 110 feet more or less to the point thence;

5. Southeasterly, along the existing westerly R.O.W. line of Dunlewy Street, a distance of 7.5 feet to a point of BEGINNING.

Containing an area of 1,650 square feet more or less (0.038 acre).

The above description is and is intended to be all that portion of the (15 foot wide) Alley to be vacated being located along the northerly line of Lot 1 in Block 1905 and the southerly line of Lot 3 in Block 1904, also between Dunlewy Street to the east and the westerly property boundary lines of Lot 1 in Block 1905 and Lot 3 Block 1904 to the west. It is further intended that all rights of the public which may exist are to be vacated within the right-of-way described, reserved thereout and therefrom all rights and privileges now possessed by public and private utilities to maintain, repair and replace their existing facilities in, adjacent to, over and under the roadway being vacated including but not limited to gas, water, cable, telephone, electric, sanitary sewers, storm sewers and any appurtenances and rights of ingress and egress relating thereto.

The above description has been prepared in accordance with a map entitled, *"MAP SHOWING ALLEY TO BE VACATED (EAST OF DUNLEWY STREET), CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY"* prepared by T&M Associates, dated September 29, 2022, which is attached hereto and made part of this description as Schedule "B".

STATE OF NEW JERSEY MICHAEL FINNEGAN 24GS03485100 LICENSED PROFESSIONAL LAND SURVEYOR

This item has been electronically signed and sealed by Michael Finnegan, PLS using a Digital Signature and date. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies. DocuSign

DESCRIPTION PREPARED BY:
T & M ASSOCIATES

DocuSign

MICHAEL S. FINNEGAN, P.L.S.
NEW JERSEY LICENSE NO. GS34851

G:\Projects\ASPK\I0910\Right of Way\833 & 835 Dunlewy Alley Street Vacation Description.docx

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

EXHIBIT "4"

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

ASPKI0910 **September 29, 2022**

DESCRIPTION OF PARCEL "A" - NORTHERLY PORTION OF ALLEY BETWEEN BLOCKS 1904 & 1905 TO BE VACATED, CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY

All that northerly half or portion of the 15 feet wide Alley located between Blocks 1904 & 1905, being more particularly described as follows:

BEGINNING at a point on the existing westerly right-of-way (R.O.W.) line of Dunlewy Street (49.50 feet wide R.O.W.), where said line intersects with the centerline of the 15 feet wide Alley located between Block 1904 Lot 3 and Block 1805 Lot 1, and running thence;

1. Southwesterly, along the centerline of the Alley, a distance of 110 feet more or less to a point thence;

2. Northwesterly, along the westerly line of the Alley, a distance of 7.5 feet more or less to a point where said line intersects with the westerly property boundary line of Lot 3 in Block 1904, thence;

3. Northeasterly, along the southerly property boundary line of Lot 3 in Block 1904, said line also being the northerly terminus of said Alley, a distance of 110 feet to a point where said line intersects with the existing easterly R.O.W. line of Dunlewy Street, thence;

4. Southeasterly, along the existing easterly R.O.W. line of Dunlewy Street, a distance of 7.5 feet more or less to the point of place of BEGINNING.

Containing an area of 825 square feet more or less (0.019 acre).

The above description is and is intended to be all that northerly half or portion of the (15 feet wide) Alley to be vacated being located along the southerly line of Lot 3 in Block 1904 and also between Dunlewy Street to the west and the westerly property boundary line of Lot 1 in Block 1905 to the east. It is further intended that all rights of the public which may exist are to be vacated within the right-of-way described, reserved thereout and therefrom all rights and privileges now possessed by public and private utilities to maintain, repair and replace their existing facilities in, adjacent to, over and under the roadway being vacated including but not limited to gas, water, cable, telephone, electric, sanitary sewers, storm sewers and any appurtenances and rights of ingress and egress relating thereto.

The above description has been prepared in accordance with a map entitled, *"MAP SHOWING ALLEY TO BE VACATED (WEST OF DUNLEWY STREET), CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY"* prepared by T&M Associates, dated September 29, 2022, which is attached hereto and made part of this description as Schedule "B".

STATE OF NEW JERSEY
MICHAEL FINNEGAN
24GS03485100
LICENSED PROFESSIONAL LAND SURVEYOR

This item has been electronically signed and sealed by Michael Finnegan, PLS using a Digital Signature and date. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies. DocuSign

DESCRIPTION PREPARED BY:

T & M ASSOCIATES

DocuSign

MICHAEL S. FINNEGAN, P.L.S.
NEW JERSEY LICENSE NO. GS34851

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Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

EXHIBIT "5"

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

ASPKI0910 **September 29, 2022**

DESCRIPTION OF PARCEL "B" - SOUTHERLY PORTION OF ALLEY BETWEEN BLOCKS 1904 & 1905 TO BE VACATED, CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY

All that southerly half or portion of the 15 feet wide Alley located in between Blocks 1904 & 1905, being more particularly described as follows:

BEGINNING at a point on the existing westerly right-of-way (R.O.W.) line of Dunlewy Street (49.50 feet wide R.O.W.), where said line intersects with the centerline of the 15 feet wide Alley located between Lot 3 in Block 1904 and Lot 1 in Block 1905, and running thence;

1. Southeasterly, along the existing westerly R.O.W. line of Dunlewy Street, a distance of 7.5 feet to a point where said Dunlewy Street intersects with the southerly line of said Alley (common with the northerly property boundary line of Lot 1 in Block 1905), thence;

2. Southwesterly, along the southerly line of the Alley (common with the northerly property boundary line of Lot 1 in Block 1905), a distance of 110 feet more or less to a point where said line intersects with the westerly property boundary line of Lot 1 in Block 1905, thence;

3. Northwesterly, along the westerly property boundary line of Lot 1 in Block 1905, said line also being the westerly terminus of said Alley, a distance of 7.5 feet to a point where said line intersects with the centerline of said 15 feet wide Alley, thence;

4. Northeasterly, along the centerline of the Alley, a distance of 110 feet more or less to the point of place of BEGINNING.

Containing an area of 825 square feet more or less (0.019 acre).

The above description is and is intended to be all that southerly half or portion of the (15 feet wide) Alley to be vacated being located along the northerly line of Lot 1 in Block 1905 and also between Dunlewy Street to the east and the westerly property boundary line of Lot 1 to the west. It is further intended that all rights of the public which may exist are to be vacated within the right-of-way described, reserved thereout and therefrom all rights and privileges now possessed by public and private utilities to maintain, repair and replace their existing facilities in, adjacent to, over and under the roadway being vacated including but not limited to gas, water, cable, telephone, electric, sanitary sewers, storm sewers and any appurtenances and rights of ingress and egress relating thereto.

The above description has been prepared in accordance with a map entitled, "*MAP SHOWING ALLEY TO BE VACATED (WEST OF DUNLEWY STREET), CITY OF ASBURY PARK, MONMOUTH COUNTY, NEW JERSEY*" prepared by T&M Associates, dated September 29, 2022, which is attached hereto and made part of this description as Schedule "B".

STATE OF NEW JERSEY
MICHAEL FINNEGAN
24GS03485100
LICENSED
PROFESSIONAL LAND SURVEYOR

This item has been electronically signed and sealed by Michael Finnegan, PLS using a Digital Signature and date. Printed copies of this document are not considered signed and sealed and the signature must be verified on any electronic copies. DocuSign

DESCRIPTION PREPARED BY:
T & M ASSOCIATES

DocuSign

MICHAEL S. FINNEGAN, P.L.S.
NEW JERSEY LICENSE NO. GS34851

G:\Projects\ASPK\I0910\Right of Way\833 & 835 Dunlewy Alley Street Vacation Description B.docx

Attachment: Exhibits for ordinance (2023-11 : Second portion of Dunlewy Street Vacation between Block 1904 and 1905)

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.~~23~~24 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 12th day of April, 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 12th day of April, 2023

_____

LISA ESPOSITO
CITY CLERK

Minutes
Meeting of the Municipal Council
Wednesday, April 12, 2023
REGULAR MEETING

Executive Session - 4:00 p.m.

2023-179 Resolution Authorizing a meeting which excludes the public

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Eileen Chapman, 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	Present	

City Clerk Lisa Esposito called the meeting to order at 6:10 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:

Matters from City Council
Council member Ahbez-Anderson had no matters at this time.

Council member Chapman stated, I am going to read everyone the results of our Participatory Budget project and I want to thank everyone who voted. We had just under 900 votes, thank you everyone who helped pull this off, city staff committee. I am going to start at the top with the most votes which was park benches, specifically art benches. So that was the number one project that was voted on. The second one is playground improvements in Sunset Lake Park and I am going to go down the whole list. We don't know how many of these projects we are going to be able to actually afford to do this year, but I will read the list anyway, and it will also be on our website, tomorrow. The third one is Deal Lake improvements, the fourth was dog park in Library Square Park, the next one was Saint John's Island open air pavilion, the next was dog park Main Street and Seventh Avenue, the next was boat ramps, launches, and docks, the next was outside exercise equipment, next was playground improvements in Library Square Park, then kayak storage racks, dog park Springwood Avenue, bike repair station, fountains and statues and park benches standard benches. Thanks again to everyone who helped support this project.

Council member Clayton stated, Good evening, I just wanted to let you know that the Green Team is inviting you to an open information meeting at the library and it is going to be on April 20th and it is about our water supply. It is an opportunity to come and find out about our oceans, the lakes, and the importance of run off. So again, that date is April 20th from 7:00 PM to 8:30 PM inside of the Asbury Park Library.

Deputy Mayor Quinn stated, I want to thank everyone who participated in the participatory budget. You know obviously Eileen, who was the lead on that, and you know I should have had it handy Donna, and I am sure Sonia Sent it to me, but I am on spring break this week, the T & R thing we are doing with Monmouth County SPCA, it is kitten season we are getting tons of calls about kittens. We have a contract with Monmouth County SPCA to catch, neuter, and release so just putting that on everybody's radar you know to contact Monmouth County SPCA, the City is paying for it anyway. Tuesday, April 25 at 6 PM at the library. Monmouth County SPCA is coming to give a talk about the importance of spay and neutering our stray cats.

Mayor Moor stated, we will do nixles about the SPCA event at the library. Thank you everyone who submitted a proposal, everybody is a winner. Eileen thank you for starting this. The first year is always the hardest, form here on out I'm sure it will be easier. Congratulations to everybody who participated.

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

Matters from City Attorney

City Attorney, Frederick Raffetto stated, On behalf of the Mayor and Council, I would like to make a statement concerning the new Fire Department Headquarters project and the hearing that was held at a special Council meeting on March 28, 2023. By way of background, the City of Asbury Park received and opened sealed bids for the new Fire Department Headquarters on Wednesday, February 22, 2023. Ten (10) bids were received on that date from interested contractors for this project. On February 27, 2023, the Mayor and Council held a special Council meeting in order to award the bid associated with this matter. The lowest bid had been submitted by Wallace Bros., Inc., with an address of 400 Chambers Ridge Road, Brick, New Jersey 08723.

At that meeting, the Mayor and Council adopted Resolution No. 2023-144, which awarded the bid and contract for the project to Wallace Bros., Inc. in the amount of $18,084,000.00, representing the base bid and deducting alternate #1 (representing training tower) and also deducting alternate #2 (representing community room). Shortly after the special Meeting was held, the City was made aware of certain allegations and information which may have affected the determination made by the Mayor and Council that Wallace Bros., Inc. represented the lowest "responsible" bidder for the project. Pursuant to the New Jersey Local Public Contracts Law, and specifically N.J.S.A. 40A:11-4, every contract for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the contracting unit's bid threshold must be awarded to the lowest responsible bidder. The within contract well exceeds the City's bid threshold; therefore, it must be awarded to the lowest responsible bidder, by law. The Local Public Contracts Law defines the term "responsible" as follows: "Responsible" means able to complete the contract in accordance with its requirements, including but not limited to requirements pertaining to experience, moral integrity, operating capacity, financial capacity, credit, workforce, equipment and facilities availability." [See N.J.S.A. 40A:11-2(32)] That definition was also included as part of the City's Bid Specifications at Section 5.5.1. With regard to the allegations made concerning Wallace Bros., Inc., the City was provided with certain information from other bidders, as well as from labor union representatives, who filed protests following the award of the bid to Wallace. A number of issues were raised. However, the specific issue that caused the Mayor and Council to conduct the hearing on March 28th related to the responses provided by Wallace to several questions listed on the "Statement of Experience and Qualifications" as included in its bid package (at page 73 of 90). Those questions dealt with: (1) whether, in the past three (3) years, Wallace had any outstanding "debts" owed to subcontractors for more than 60 days on any of its jobs; and (2) whether, in the past three (3) years, any liens had been placed on any of Wallace's projects. Wallace answered "NO" to both of those questions. However, the information that was provided to the City following the award of the bid suggested that these responses may not have been accurate and/or may have constituted misrepresentations. The Mayor and Council believed that these issues were material and were relevant to the determination as to whether Wallace constituted the lowest "responsible" bidder pursuant to N.J.S.A. 40A:11-2(27), N.J.S.A. 40A:11-2(32) and N.J.S.A. 40A:11-4, along with Section 5.5.1 of the City's Bid Specifications. Therefore, before proceeding with contract execution, the Mayor and Council determined to set the matter down for a hearing in order to allow a representative of Wallace to explain, under oath, Wallace's responses to those questions. In the meantime, Wallace was directed not to proceed with any activities concerning the project until this matter had been resolved.

The hearing concerning these issues was conducted at a special Council meeting held on March

28, 2023 at 12 o'clock noon. At the hearing, Mr. Steve Wallace, who is the President of Wallace Bros., Inc., came forward, along with his attorney, Stephen Bialkowski, Esq., to respond to questioning from representatives of the City. Mr. Wallace was sworn in before responding.

Between the written submissions made by Wallace, both in anticipation of and after the hearing, as well as the testimony under oath at the hearing, the following information was brought forward: Wallace Bros., Inc. has been in business since 1986, or for approximately 37 years.

Wallace Bros., Inc. is an active business in good standing in the State of New Jersey and its annual reports are current. Wallace has represented that it has never failed to complete a project and has never defaulted on payments to any subcontractor or supplier. With that having been said, there was clearly a discrepancy between Wallace and the City as to the interpretation of the term "debt" relating to outstanding payments to subcontractors, as set forth in the bid specifications. Prior to the hearing, the City had been made aware of the fact that on one of Wallace's prior jobs involving the Ocean County College Performing Arts Academy, Wallace had been sued by several subcontractors who claimed they had not been paid for materials supplied and/or for work completed for substantial periods of time, notwithstanding the fact that demands had been made for payment following the delivery of the goods and/or performance of the work. Wallace responded that in each of those circumstances, disputes had arisen with the subcontractors as to the quality of work performed and/or concerning defects, damage or deficiencies, which caused Wallace to withhold payment. This, according to Wallace, was the appropriate course of action to protect the Owner until the defect(s) and/or dispute was resolved.

In those circumstances, Wallace stated that he did not consider the amounts claimed by the subcontractors to constitute a "debt," as the work was considered to have been defective and the amount(s) owed was in "dispute." As such, according to Wallace, payment therefor was withheld and was not technically due under the terms of the contract. Wallace also stated that, in the construction world, disputes over performance and deficiencies are common. In addition, Wallace testified that his company is not on the State's debarred list, and that his company is not connected in any way to Wallace General Contracting, LLC, of Hamilton, New Jersey, which is on the State's debarred list. Moreover, though there are several matters that are currently pending before the State Department of Labor involving Wallace Bros., Inc., those matters have not yet been adjudicated, and therefore the claims made in those cases have not yet been "substantiated." As such, they cannot be considered. Wallace submitted a letter from Liberty Mutual Surety Company of Plymouth Meeting, Pennsylvania, which provided a favorable recommendation. That letter stated that: Liberty Mutual Surety has been providing bonding for Wallace Bros., Inc. since 2007, and considers them a "preferred account." Since 2007, Liberty Mutual Surety has issued many Performance and Payment Bonds to Wallace Bros., Inc., ranging from approximately $500,000.00 to in excess of $20,000,000.00. Wallace Bros., Inc. has never defaulted on a bonded project, and Liberty Mutual has never paid any claims under the many Performance and Payment Bonds which it has issued on their behalf. Finally, Liberty Mutual stated that it was their pleasure to recommend Wallace Bros., Inc. to the City of Asbury Park without hesitation. Wallace also presented letters from representatives of the Ocean County Vocational Technical School and the Borough of Mantoloking, both of which provided positive feedback as to their prior involvement with Wallace Bros., Inc. Additionally, the City performed further due diligence and obtained positive feedback from other public entities that have worked with Wallace Bros., Inc. in the past, including but not limited to the Brick Township Board of Education, the Pt. Pleasant Borough School District, the Bay Head School District, the Township

of Berkeley and the Lakewood Township Board of Fire Commissioners, in which Wallace Bros., Inc. constructed a new firehouse approximately 15 years ago, and then subsequently performed renovations to the firehouse more recently to accommodate the facility for greatly increased staffing. According to the Lakewood Fire Chief, there were not any issues with either project and Wallace came in on time and within budget on both projects. As with the question concerning "debts" to subcontractors, there was also a difference of interpretation relating to the term "lien" as utilized in the bid specifications. Wallace answered "NO" to the question as to whether any liens had been placed on any projects with which it had been involved over the last three (3) years. However, the City found that certain subcontractors had, in fact, apparently filed mechanics liens concerning the Ocean County Performing Arts project, as performed by Wallace. In response, Wallace represented that his interpretation of the term "lien" does not include "mechanics liens," that the filing of mechanics liens on construction projects is extremely common, and also that he may not have even been made aware of the mechanics lien filings concerning this project. In the end, despite the litigation that had been filed by the three (3) subcontractors concerning the Ocean County project, including the apparent filing of mechanics liens, all of those disputes were resolved and payments were ultimately made to the subcontractors (whether in the original amounts or in some amount that was negotiated between the parties). Mr. Wallace recognized that, in hindsight, perhaps he should have answered the 2 questions in its bid proposal differently, and that he likely would have done so if completing the bid proposal anew. However, he maintained that he had not made any intentional misrepresentations to the City. In written submissions provided to the City, Wallace stated that he does not discriminate between union and non-union subcontractors, and that his company intends to perform the work on the Asbury Park project with both union and non-union labor. In that regard, in a post hearing submission made by his attorney, the following representation was made: "Wallace Bros. sought out the best prices for the project and does not discriminate against union subcontractors. I have not calculated the value of the union contracts, but I am guessing, based on the trades, that union workers will make up a significant amount of labor on the project." Following the testimony elicited at the March 28th hearing, and the review of the pre and post-hearing submissions made by Wallace, as well as by other parties, a majority of the City Council has determined that, though they were troubled by Wallace's responses to the two (2) questions on the Statement of Experience and Qualifications, a majority of the Council is not of the mindset to rescind the award of the bid over an alleged difference of interpretation concerning various terms contained in the bid specifications. That course of action could subject the City to litigation which could delay this much needed public project for an indefinite and potentially extended period of time. Additionally, the majority of the Council is satisfied with the representations made by City staff members and professionals to the effect that Wallace possesses the requisite experience and capability to complete the project. Therefore, a majority of the Council has determined to proceed with the course of action originally contemplated with the adoption of Resolution No. 2023-144. As such, City officials will now move forward with contract execution and all other activities associated with the construction of the new Fire Department Headquarters, utilizing Wallace Bros., Inc. as the contractor for the project. With that, Mayor, I will turn this back to you and the Council members in case any of you would like to make any final comments concerning this matter.

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: Pam Lamberton made a comment about Code Enforcement and the fire house project; Rita Marano made a comment about the fire house and Asbury Park water park labor; George Steven made a comment about the Fire House Public Hearing, Juanito Jones made a comment about the Fire House Public Hearing; Joe made a comment about the Surf Rider Foundation and opening the casino beach to surfing; Diana Pittet made a comment about the Green Team, water usage in the City, and surfing at the Casino Beach. A motion to close the meeting to the public was made by Council member Chapman 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 22, 2023 4:00 PM

2. Municipal Council - Regular Meeting - Mar 22, 2023 6:00 PM

3. Municipal Council- Executive Meeting March 28, 2023 12:00 PM

4. Municipal Council - Special Meeting - Mar 28, 2023 12:00 PM

CONSENT AGENDA RESOLUTIONS

Deputy Mayor Quinn will be abstaining from the "Art in the Park" Application

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

2023-180 Resolution Approving Special Event Applications

Deputy Mayor Quinn abstained from "Art in the Park" application.

2023-181 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-182 Resolution to Adjust Sewer Charges on Various Accounts

INDIVIDUAL RESOLUTIONS

2023-183 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

2023-184 Resolution Authorizing Purchase of Body Armor Vests for the Police Department

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

2023-185 Resolution Authorizing the Repairs to the 2016 Ford Explorer Police Interceptor Vehicle #14

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

2023-186 Resolution Awarding Contract to Commercial Recreation Specialist for the Purchase and Installation of Equipment for the Water Spray Park with Community Development Block Grant (CDBG) Funding

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

2023-187 Resolution Awarding Bid for School Bus Transportation Services for the 2023 Recreation Program

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

2023-188 Resolution Authorizing the Annual Renewal of SDL Software

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

2023-189 Resolution Authorizing the Disposition of Surplus Property

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

2023-190 Resolution Authorizing the County of Monmouth Mosquito Control Division to Conduct Aerial Mosquito Control Operations within the City of Asbury Park

RESULT:	**ADOPTED [3 TO 2]**
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	John Moor, Mayor
AYES:	Angela Ahbez-Anderson, Amy Quinn, John Moor
NAYS:	Eileen Chapman, Yvonne Clayton

2023-191 Resolution Authorizing Withdrawal From Membership In The Central Jersey Health Insurance Fund

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

2023-192 Resolution Of Support Authorizing A New Jersey Department Of Transportation Local Aid Infrastructure Fund Grant Application

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

2023-193 Resolution of the Mayor and City Council of the City of Asbury Park to Enter into a Second Amendment of the Subsequent Developer Agreement with K. Hovnanian's Baltic at Asbury Park Urban Renewal, LLC and K. Hovnanian's Aegean at Asbury Park Urban Renewal, LLC to Extend the Outside Approvals Date in Connection with the Development of Property Located at Block 4003, Lots 1, 2, and 16 and Block 4003, Lots 12, 13, and 14

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

2023-194 Resolution Of The City Of Asbury Park, New Jersey Confirming The Endorsement Of The 1012 Asbury Project As A Community Development Project

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

2023-195 Resolution Endorsing HOME Funding Application for 1012 Asbury Avenue (Block 501, Lots 1 and 2)

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

ORDINANCES

Introduction

2023-16 Ordinance Designating A Portion Of Emory Street As A One-Way Street Within The City Of Asbury Park

RESULT:	**INTRODUCED [4 TO 1]**
	Next: 4/26/2023 6:00 PM
MOVER:	John Moor, Mayor
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Angela Ahbez-Anderson, Yvonne Clayton, Amy Quinn, John Moor
NAYS:	Eileen Chapman

2023-17 Ordinance of the City of Asbury Park Approving and Adopting a Redevelopment Plan for Property Located at 1012 Asbury Avenue (Block 501, Lots 1 and 2)

RESULT:	**INTRODUCED [UNANIMOUS]**
	Next: 4/26/2023 6:00 PM
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

2023-18 Ordinance Of The City Of Asbury Park Amending And Supplementing Chapter 8, Entitled "Taxicabs, Liveries, Pedicabs And Valet Parking," To Repeal Article Ii, "Pedicabs," Of "The Code Of The City Of Asbury Park."

RESULT:	**INTRODUCED [4 TO 1]**
	Next: 4/26/2023 6:00 PM
MOVER:	Amy Quinn, Deputy Mayor
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Angela Ahbez-Anderson, Yvonne Clayton, Amy Quinn, John Moor
NAYS:	Eileen Chapman

Second Reading/ Public Hearing

2023-10 2023 Cap Rate Ordinance

A motion to open 2023-10 to the public was made by Council member Chapman and seconded by Council member Ahbez-Anderson. All were in favor. No members of the public spoke.
A motion to close 2023-10 to the public was made by Mayor Moor and seconded by Deputy Mayor Quinn. All were in favor.

RESULT:	**ADOPTED [UNANIMOUS]**
MOVER:	Angela Ahbez-Anderson, Councilmember
SECONDER:	Eileen Chapman, 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

A motion to open 2023-11 to the public was made by Council Member Ahbez-Anderson and seconded by Council member Clayton. All were favor. The following members f the public spoke: Rita Marano, Pam Lamberton, and Janna Manning.
A motion to close 2023-11 to the public was made by Council member Chapman and seconded by Deputy Mayor Quinn. All were in favor.

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

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"

A motion to open 2023-13 to the public was made by Council member Ahbez-Anderson and seconded by Council member Chapman. All were favor. No members of the public spoke.
A motion to close 2023-13 to the public was made by Mayor Moor and seconded by Deputy Mayor Quinn. All were in favor.

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

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"

Public Hearing on Ordinance 2023-14 tabled until 4/26/23 meeting.

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

ADJOURNMENT

The meeting was adjourned at 7:09 PM

A motion to close the meeting was made by Council member Chapman and seconded Council member Ahbez-Anderson. Meeting adjourned at 7:09 PM.

Respectfully submitted by:

_____
Lisa Esposito, City Clerk