



Agenda
Meeting of the Municipal Council
Wednesday, April 26, 2023
REGULAR MEETING 6:00 PM

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

2023-197 Resolution Authorizing a meeting which excludes the public

A. Attorney-Client Privilege

B. Litigation

1. JLD Investment Group, LLC v. City of Asbury Park; City of Asbury Park Planning Board
2. The Lake Group AP, LLC vs. City of Asbury Park
3. Public Safety
 1. Police Monthly Report March 2023

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.

Proclamation

1. Proclamation Recognizing April 28, 2023 as Arbor Day

Special Event Applications:

Items to be Presented:

Presentation by Michele Alonso, Director of Planning and Redevelopment, of
Proposed Ordinances Permitting and Governing Accessory Dwelling Unit
(ADU)

Matters from City Council

Matters from City Manager

Matters from City Attorney

III. Regular Meeting

A. Public Participation

B. Minutes

- Municipal Council- Executive Meeting April 12, 2023 4:00 PM
- Municipal Council - Regular Meeting - Apr 12, 2023 6:00 PM

C. Consent Agenda Resolutions

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

2023-198 Resolution Approving Special Event Applications

2023-199 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-200 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Manecia Lahens for Property Located at 128 Dewitt Avenue, Asbury Park

2023-201 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Isaac & Juanita Johnson for Property Located at 829 Central Avenue, Asbury Park

2023-202 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Ildiko Gonda and Eva Horvath (Power of Attorney-P.O.A.) for Property Located at 22 Avenue A. Asbury Park

2023-203 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Clive and Muriel Smith for Property Located at 1518 Bangs Avenue, Asbury Park

2023-204 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Dejoie Bellerive for Property Located at 921 Third Avenue, Asbury Park

2023-205 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Walter F. Jushchuk for Property Located at 1027 1/2 Sewall Avenue, Asbury Park

D. Individual Resolutions

- 2023-206 Resolution Approving Payment of Bills
- 2023-207 Resolution Authorizing the Emergency Repairs and Maintenance as Needed at the Waste Water Treatment Plant
- 2023-208 Resolution Authorizing Emergency Purchase of Two Primary Sludge Pump Impellers Needed at the Waste Water Treatment Plant
- 2023-209 Resolution Authorizing the Purchase of Outdoor Bottle Filling Stations
- 2023-210 Resolution Authorizing the Purchase of a New Parking Enforcement Vehicle and Related Equipment Needed
- 2023-212 Resolution Awarding Contract to Commercial Recreation Specialist for the Purchase of Equipment for the Water Spray Park with Community Development Block Grant (CDBG) Funding
- 2023-213 Resolution Awarding a Contract for Sunset Lake Pond Management
- 2023-214 Resolution Authorizing a Professional Services Contract with NJ American Water for a Water Main Disconnect
- 2023-215 Resolution Authorizing an Agreement with Controlled Growth for 2023 Fertilizer and Weed Control Program at Various Locations Citywide
- 2023-216 Resolution Awarding Contract to MRC Recreation for the Purchase and Installation of Equipment for the Exercise Fitness Area with Community Development Block Grant (CDBG) Funding
- 2023-217 Resolution Authorizing the Extension for the Transportation of Liquid Sewerage Sludge from AP Waste Water Treatment Plant to PVSC
- 2023-218 Resolution Authorizing the City of Asbury Park to Implement The Competitive Contracting Process to Procure Vendors To Operate a Pedicab Concession
- 2023-219 Resolution Approving Change Order #2 for Memorial Drive Improvements Project
- 2023-220 Resolution Authorizing the Mayor & Municipal Clerk to Execute the FY-2023-2026 Agreement with Monmouth County for Cooperative Participation in the HOME Investment Partnership Program Pursuant to the Interlocal Services Act
- 2023-221 Resolution Adopting the Monmouth County Home Consortium FY-2023 Annual Action Plan for Housing and Community Development Block Grant (CDBG) Program
- 2023-222 Resolution Appointing Muralists To Paint Murals On The City Of Asbury Park Wastewater Treatment Plant For 2023
- 2023-223 Resolution Authorizing Appointments to the Housing Authority

E. Ordinances

1. Second Reading/Public Hearing

2023-12 2022 Transportation Update Ordinance

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”

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.”

F. Adjournment

**RESOLUTION NO. 2023-197****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 26, 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. Attorney-Client Privilege:**B. Litigation:**

1. JLD Investment Group, LLC v. City of Asbury Park; City of Asbury Park Planning Board
2. The Lake Group AP, LLC vs. City of Asbury Park

C. Public Safety:

1. Police Monthly Report March 2023

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



**ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND
SUPPLEMENTING CHAPTER XXX, ENTITLED “LAND DEVELOPMENT
REGULATIONS,” OF THE “CODE OF THE CITY OF ASBURY PARK,”
REGARDING ACCESSORY DWELLING UNITS.**

WHEREAS, the Mayor and Council of the City of Asbury Park (the “City”) are committed to the creation and provision of affordable housing; and

WHEREAS, the Mayor and Council believe that the adoption of an Ordinance to permit and regulate “accessory dwelling units” within certain designated areas of the City represents an opportunity to foster the creation of new affordable housing units through properties which are already developed with existing housing units; and

WHEREAS, in order to minimize potential negative effects associated with “accessory dwelling units,” and to ensure adequate oversight thereof, the Mayor and Council wish to establish certain regulations which shall govern “accessory dwelling units,” including land use requirements and the necessity to obtain an annual license; and

WHEREAS, the Mayor and Council believe that the within regulations shall further the health, safety and welfare of the public.

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 XXX, entitled “Land Development Regulations,” of the “Code of the City of Asbury Park, New Jersey,” is hereby amended and supplemented in the following respects (additions are shown with underline; deletions are shown with ~~striketrough~~):

§ 30-15. DEFINITIONS.

ACCESSORY DWELLING UNIT

Shall mean an additional dwelling unit that:

- a. Is detached, and appurtenant to a permitted structure with a principal residential use;
- b. Is located on the same lot as a permitted principal residential use;
- c. Has no cooking facilities, food preparation facilities, and sanitary facilities in common with the principal use;

- d. Has a separate unit entrance that is not shared with another residence;
- e. Is also referred to as an accessory apartment, alley flat, back house, backyard bungalow, carriage house, coach house, garage apartment, granny flat, guest house or cottage, in-law suite, laneway house, mother-daughter house, multigenerational house, ohana unit, secondary dwelling unit, and/or sidekick.

DWELLING, MULTI-FAMILY

Shall mean a building containing more than two (2) dwelling units; an accessory dwelling unit, as defined by this chapter, does not count towards the unit count.

DWELLING, TWO-FAMILY

Shall mean a building containing two (2) dwelling units; an accessory dwelling unit, as defined by this chapter, does not count towards the unit count.

§ 30-68.3. Height Regulations.

- c. Accessory Structures:
 - 1. In all commercial and industrial districts, the height of accessory structures shall be limited to the height of the principal structure.
 - 2. In all residential districts, with the exception of an accessory dwelling unit, the height of accessory structures shall not exceed 15 feet.
 - 3. The height limit of the structure containing a newly constructed accessory dwelling unit (as defined by Section 30-15) within permitted zones shall be 20 feet.

§ 30-70.3. (R1) - Single Family Residential Zone.

- b. Permitted Accessory Uses.
 - 1. Garages.
 - 2. Personal recreational facilities such as swimming pools, basketball hoops, etc., subject to the requirements of this chapter.
 - 3. Driveways for the parking of personal vehicles, subject to the provisions of this chapter.
 - 4. Any other structure which is clearly incidental to the principal residential use of the premises.
 - 5. Minor home occupations.
 - 6. Accessory dwelling units.

§ 30-70.5. (R2) - One and Two Family Residential Zone.

b. Permitted Accessory Uses.

1. Garages.
2. Personal recreational facilities such as swimming pools, basketball hoops, etc., subject to the requirements of this chapter.
3. Driveways for the parking of personal vehicles, subject to the provisions of this chapter.
4. Any other structure which is clearly incidental to the principal residential use of the premises.
5. Off-street parking facilities as required by this chapter and used exclusively by the occupants of a permitted residential use.
6. Minor home occupations.
7. Accessory dwelling units.

§ 30-70.6. (R3) - Multifamily Residential Zone.

b. Permitted Accessory Uses.

1. Garages.
2. Personal recreational facilities such as swimming pools, basketball hoops, etc., subject to the requirements of this chapter.
3. Driveways for the parking of personal vehicles, subject to the provisions of this chapter.
4. Any other structure which is clearly incidental to the principal residential use of the premises.
5. Minor home occupations.
6. Accessory dwelling units.

§ 30-70.7. Deal Lake Drive Inclusionary Housing Overlay District.

c. Permitted Accessory Uses.

1. Accessory buildings.

2. Private recreational facilities and common open space.
3. Off-street parking facilities, including garages and/or structured parking.
4. Minor home occupations.
5. Uses which are customary and incidental to the principal use.
6. Accessory Dwelling units.

§ 30-75.1. Accessory Structures in All Zones.

Accessory structures not attached to a principal structure may be erected in a side or rear yard in accordance with the following regulations:

- a. No accessory structures shall be located closer than five (5) feet to any side property line.
- b. In the R1 and R2 Zones, accessory structures may be erected in the rear yard not closer than five (5) feet to the side lot line and three (3) feet to the rear lot line.
- c. Except where otherwise specifically permitted by this chapter, accessory structures in multifamily and nonresidential zones shall meet the setback requirements of the principal building.
- d. Except for a licensed ADU, no portion of any accessory structure shall be used for living quarters for people.
- e. When an accessory structure is attached to the principal building it shall be considered as a part of the principal building and it shall comply in all respects with the requirements of this chapter applicable to the principal structure.
- f. With the exception of uncovered decks and pools, accessory structures shall be included in meeting the maximum building and impervious coverage requirements in Schedule 1.
- g. Existing lots in the R1 and R2 District, which contain a single or two-family dwelling, and which do not contain an attached or detached garage, are permitted to construct one accessory building of not more than 100 square feet in area which shall be exempt from the district requirements for building coverage and lot coverage. Such accessory building shall comply with any other applicable bulk or spatial requirements of this chapter. The aforementioned 100 square feet of area may not be applied to the construction of an accessory dwelling unit.
- h. No accessory use is permitted in the front yard.

§ 30-75.2. Personal Recreational Facilities in Residential Zones.

Except for portable swimming pools less than three (3) feet in height and less than ten (10) feet in length or diameter, the following regulations shall apply to permanent and portable swimming pools, tennis courts and similar personal recreation facilities:

- a. The use shall be erected on the same lot as the principal structure and shall require a Construction Permit.
- b. The use may be erected in the side and/or rear yard and shall be not less than five (5) feet from any lot line.
- c. The use shall be appropriately screened and fenced so as not to adversely affect adjoining properties.
- d. Lighting which extends the hours of operation, other than in-pool lights, shall be prohibited.
- e. In the case of swimming pools, all measurements shall be from the pool apron and provision for drainage shall be approved as part of the Construction Permit.
- f. No Personal Recreational Facilities are permitted in the front yard.

§ 30-75.4. Accessory Dwelling Units.

Accessory dwelling units (ADU) shall be allowed in their permitted zones subject to the following:

- a. There shall be no more than one ADU per lot
- b. The lot with the ADU shall not subdivided to separate the principal structure from the ADU
- c. The ADU shall not be sold separately as a condominium unit or similar owned structure.
- d. For ADUs that are a new structure or expand the footprint and/or height of an existing structure, the floor area and building coverage of the ADU shall not exceed that of the principal use and structure.
- e. The ADU shall have a minimum of two rooms, one of which shall be a bathroom.
- f. The ADU shall have facilities for cooking, preparing food, and sanitation.
- g. Refuse shall not be stored in the front yard.
- h. The ADU shall not eliminate space dedicated to the required parking of the principal use.
- i. All rooms of the ADU shall be accessible from within the unit.

- j. The ADU shall have its own entrance to the unit.
- k. Access stairs and landings, Decks, and porches associated with the ADU shall face toward the interior of the lot and not towards the nearest side and rear yards. Balconies and other upper story outdoor living space are not permitted on an ADU structure.
- l. An ADU shall not be built between the principal use and the front of the lot.
- m. For new construction of the ADU, the ADU shall comply with the bulk requirements of a garage structure of the zoning district in which is it located, except is permitted up to 20 feet of height.
- n. A minimum of one (1) parking space is required for the ADU; this space may be allocated from within an existing driveway with approval by the Planning and Redevelopment Department.
- o. An additional curb cut on a street may not be constructed to service the ADU when one already exists. An additional curb cut may be constructed on an alley.
- p. The ADU shall adhere to the Community Design Regulations for buildings (Section 30-64).
- q. Prior to the issuance of a construction permit and/or zoning permit for an ADU, the applicant must submit a survey, plot plan and architectural plans which depict in detail the size, location, and appearance of the proposed structure, along with utility connections and parking space allocation.

For the issuance of a zoning compliance certificate for the continuation of the use of an existing ADU, the zoning officer shall have the discretion to waive the submission of the supporting documents of a survey, plot plan and architectural plans where the applicant can demonstrate that no changes have occurred since the initial submission of the original documents.
- r. The ADU shall not be eligible to receive a short term rental license pursuant to Section 13-1300 of the City Code.
- s. ADU License.
 - 1. In order to operate an ADU, the property owner must apply for and receive a license that is issued by the Department of Code Enforcement or their designee pursuant to Section 13-1400 of the City Code.
 - 2. The following regulations are required in order to receive and maintain an ADU license:

- (a) The property owner must obtain a zoning permit or zoning compliance certificate, as applicable, from the zoning officer.
- t. Properties upon which non-conforming two and/or multifamily uses of record are situated are not eligible for the construction of a new ADU.
- u. Within one year of the enactment of this ordinance, all two and three family properties that believe that one of their units fits the definition and legal qualifications of an ADU, may request a zoning verification from the Zoning Officer for the city to acknowledge the ADU and for the property's use to reflect that acknowledgement. After one year, the property will retain its current recorded use, unless changed by the City.
- v. Bonuses.

In order to encourage both affordability and accessibility to ADU's, the following items are offered up as bonuses.

1. Accessibility.

(a) If the ADU conforms to the New Jersey Barrier Free Code:

- (1) The property may exceed the permitted building coverage by an additional 5%.
- (2) The ADU shall have the following fees waived:
 - (i) COAH Residential Development Fees.

2. Affordability.

(a) An ADU is eligible for bonuses if the following requirements are met:

- (1) Compliance with the applicable affordable housing requirements for accessory apartments in Chapters 30 & 31 of the Asbury Park Code, as well as the Uniform Housing Affordability Control Rules, N.J.A.C. 5:80-26.1 and the Fair Housing Act, N.J.S.A. 52:27D. This shall include but not be limited to affirmative marketing, maximum rent, and annual increases in rent.
- (2) A deed restriction for affordable housing, as defined and regulated by Chapters 30 & 31, for a minimum of ten (10) years.

(b) Where an ADU meets the affordability requirements listed in Section 30-75.4v2(a)(1) above, the lot shall be eligible for the following bonuses:

- (1) The owner of the property shall not be required to occupy the property.
- (2) The property may exceed the permitted building coverage by an additional 5%; this may be combined with the accessibility bonus for a total additional coverage of 10%.
- (3) There is no parking requirement for the ADU.
- (4) The ADU shall be have the following fees waived:
 - (i) COAH Residential Development Fees.
 - (ii) Sanitary Sewer Fees.
 - (iii) Zoning Permit Fee.
- (5) Grant bonus.
 - (i) The City shall appropriate funds in its annual budget to provide one-time grants to assist with the creation of affordable ADUs that are deed restricted for a minimum of ten (10) years as follows:
 - A. \$20,000 per moderate income unit.
 - B. \$30,000 per low income unit.
 - C. \$35,000 per very low income unit.
 - (ii) Process.
 - A. Interested property owners will be able to secure information and application packages from the City's designee to manage the ADU program.
 - B. Interested applicants shall submit complete an application to the City.
 - C. The City will review the application for completeness and, if deemed complete, determine that the applicant has signed a binding contract stating their willingness to rent the ADU to a household that qualifies for moderate or low-income housing.

- D. Recommendations for funding shall be sent by the City to the City Clerk for inclusion on the agenda for the City Council. If all program criteria and zoning requirements have been met and certified by the Zoning Officer in writing, the Council shall approve the funding of the ADU from funds allocated for the program when available and shall authorize the City Attorney to prepare an ADU grant agreement and affordability deed restriction.
- E. Funding will be provided to the approved ADU as follows:
- i. Twenty-five percent (25%) will be provided once the deed restriction is recorded.
 - ii. Twenty-five percent (25%) will be provided at the issuance of the first construction permit.
 - iii. Twenty-five percent (25%) will be provided at the issuance of the certificate of occupancy.
 - iv. Twenty-five percent (25%) will be provided when the lease is executed with the initial prospective tenant.
- F. Before a construction permit and a certificate of occupancy may be issued:
- i. The applicant shall have entered into an agreement with the City per Section 30-75.4v2(b)(5)(ii)(D) above to the effect that the proposed ADU shall be constructed, occupied, and maintained in a manner that complies with all of the requirements of the New Jersey Council on Affordable Housing, including the following: the minimum ten (10) year length of affordable housing deed restriction; the necessity of affirmatively marketing the unit; the basis for calculating the maximum permitted rent and all incremental increases in the permissible rent; the method and timing of payments and subsidies by the City; and any other relevant

matters consistent with the intent and purpose of this section and the affordable housing program in general.

- ii. The applicant is required to contract with the municipality's Affordable Housing Administrative Agent or other designee approved by The City.
 - iii.. All necessary agreements shall be signed by the applicant and the designee of the City.
 - iv.. The deed restriction for the minimum ten-year affordability control shall be filed and recorded with the County Clerk.
- G. All subsidy monies shall be refunded to the City should the affordable ADU not be occupied by a qualified tenant within one year of granting the subsidy. Additionally, should the affordable ADU not be produced or rented to a qualified household, or if the property owner violates any requirements of the deed restriction during its term, then the subsidy shall be returned to the City and deposited in the Housing Trust Fund.
- H. The City shall establish a tracking database of all permitted and recorded ADUs using data provided by the license program.

§ 30-110.3. Scattered Site Redevelopment Area.

Ordinance No. 2637 adopted 5-7-2003. An ordinance approving a Redevelopment Plan for the Scattered Site Redevelopment Area pursuant to the New Jersey Local Redevelopment and Housing Law.

Ordinance No. 2668 adopted 12-3-2003. An ordinance approving a redevelopment plan for the Scattered Site Redevelopment Area.

Ordinance No. 2676 adopted 3-17-2004. An ordinance adopting an amendment to the Scattered Sites Redevelopment Plan at 603 First Avenue.

Ordinance No. 2775 adopted 5-3-2006. An ordinance approving and adopting an amendment to the Scattered Site Redevelopment Plan, Phase 1A, 408 Third Avenue.

Ordinance No. 2869 adopted 5-7-2008. An ordinance amending Phase 1A of the Scattered Site Redevelopment Plan relating to the former Metropolitan Hotel Site, located at 309 Asbury Avenue (Block 147, Lot 1).

Ordinance No. 3012 adopted 4-18-2012. An ordinance amending the Scattered Site Redevelopment Plan, Phase 1A, relating to the property located at 408 Third Avenue.

Ordinance No. 3014 adopted 5-2-2012. An amending the Scattered Site Redevelopment Plan, Phase 1A, relating to the property located at 309 Asbury Avenue.

Ordinance No. 2017-38 adopted 10-25-2017. Allows certain property to be used as an accessory parking lot to service philanthropic use of another site.

Ordinance No. 2019-46 adopted 11-26-2019. Amends map and removes Block 3202, Lot 9 (formerly Block 141, Lot 3).

Ordinance No. _____ adopted _____ - _____-2022. An Ordinance Amending the Scattered Site Redevelopment Plan to permit ADUs as an accessory use in accordance with the requirements set forth in Section 30-75.4.

§ 30-110.5. S.T.A.R.S. Redevelopment Plan.

(Strategic Target Area Rebuilding Spirit (STARS))

Ordinance No. 2548 adopted 7-5-2000. An ordinance creating the STARS Redevelopment Plan.

Ordinance No. 2609 adopted 7-17-2002. An ordinance adopting an amendment an amendment to Strategic Target Area Rebuilding Spirit (S.T.A.R.S.) Redevelopment Plan.

Ordinance No. 2814 adopted 1-17-2007. An ordinance amending the Strategic Target Area Rebuilding Spirit (STARS) Redevelopment Plan, relating to the properties located at 1406-1422 Springwood Avenue (Block 96, Lots 1 through 3 and Lots 42 through 45).

Ordinance No. 2861 adopted 2-6-2008. An ordinance amending the Strategic Target Area Rebuilding Spirit (STARS) Redevelopment Plan — Borden Avenue.

Ordinance No. 2885 adopted 11-12-2008. An ordinance amending the Strategic Target Area Rebuilding Spirit (STARS) Redevelopment Plan, relating to the properties located in Blocks 98, 99 and 100 (area bounded by Borden Avenue, Springwood Avenue, Avenue "A," Atkins Avenue and the Neptune Township border).

Ordinance No. 2020-22 adopted 9-9-2020. Amends the STARS Redevelopment Plan.

Ordinance No. _____ adopted _____ - _____-2022. An Ordinance Amending the STARS Redevelopment Plan to permit ADUs as an accessory use in accordance with the requirements set forth in Section 30-75.4.

§ 30-110.6. Washington Avenue Redevelopment Plan.

Ordinance No. 2555 adopted 12-6-2000. An ordinance authorizing the City Planning Board to prepare a Redevelopment Plan for the "Washington Avenue" Area.

Ordinance No. 2948 adopted 9-1-2010. An ordinance adopting the Washington Avenue Redevelopment Plan relating to the Washington Avenue Redevelopment Area.

Ordinance No. _____ adopted _____ - _____-2022. An Ordinance Amending the Washington Avenue Redevelopment Plan to permit ADUs as an accessory use in accordance with the requirements set forth in Section 30-75.4.

BE IT FURTHER ORDAINED, that all other provisions of Chapter 30 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. 2022-XX, which was finally adopted by the City Council at a meeting held on the ____ day of _____, 2023.

LISA ESPOSITO
CITY CLERK



ORDINANCE OF THE CITY OF ASBURY PARK AMENDING AND SUPPLEMENTING CHAPTER XIII, ENTITLED “PROPERTY IMPROVEMENT AND NEIGHBORHOOD PRESERVATION - PROPERTY MAINTENANCE CODE,” OF THE “CODE OF THE CITY OF ASBURY PARK,” IN ORDER TO ESTABLISH A NEW SECTION THEREOF, ENTITLED “ACCESSORY DWELLING UNITS (ADUs)”.

WHEREAS, the Mayor and Council of the City of Asbury Park (the “City”) are committed to the creation and provision of affordable housing; and

WHEREAS, the Mayor and Council believe that the adoption of an Ordinance to permit and regulate “accessory dwelling units” within certain designated areas of the City represents an opportunity to foster the creation of new affordable housing units through properties which are already developed with existing housing units; and

WHEREAS, in order to minimize potential negative effects associated with “accessory dwelling units,” and to ensure adequate oversight thereof, the Mayor and Council wish to establish certain regulations which shall govern “accessory dwelling units,” including land use requirements and the necessity to obtain an annual license; and

WHEREAS, the Mayor and Council believe that the within regulations shall further the health, safety and welfare of the public.

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 XIII, entitled “Property Improvement and Neighborhood Preservation - Property Maintenance Code,” of the “Code of the City of Asbury Park, New Jersey,” is hereby amended and supplemented in order to establish a new Section thereof, entitled “Accessory Dwelling Units (ADUs)” as follows (additions are show with underline):

Chapter 13. Property Improvement and Neighborhood Preservation - Property Maintenance Code

Article 13-1400. ACCESSORY DWELLING UNITS (ADUs)

§ 13-1400.1. Purpose.

The purpose of this ordinance is to regulate Accessory Dwelling Units (ADUs), ensure their safe occupancy, maintain a record of ADUs, and ensure that they comply with all other regulations and ordinances of the City of Asbury Park.

§ 13-1400.2. Definitions.

ACCESSORY DWELLING UNIT (also referenced as “ADU”)

Shall mean an additional dwelling unit that is attached or detached, or located within or appurtenant to a permitted structure with a principal use; is located on the same lot as a permitted principal use; has no cooking facilities, food preparation facilities, and sanitary facilities in common with the principal use; has a separate unit entrance that is not shared with another residence; and is also referred to as an accessory apartment, alley flat, back house, backyard bungalow, , carriage house, coach house, garage apartment, granny flat, guest house or cottage, in-law suite, laneway house, mother-daughter house, multigenerational house, ohana unit, secondary dwelling unit, and/or sidekick.

OWNER

Shall mean an individual or entity holding title to a property proposed for an accessory dwelling unit, by way of a legally recorded Deed.

OWNER-OCCUPIED

Shall mean the owner of the property resides at the Accessory Dwelling Unit property (also referenced as "ADU property"), or in the principal residential unit with which the ADU is associated on the same lot, and identifies same as his or her principal residence as that term is defined in this Section. For purposes of this Section, if the owner of the property is an entity other than an individual or individuals, then at least one principal or member of the owner entity must reside in the ADU property, and identify same as his or her principal residence as that term is defined in this Section.

PRINCIPAL RESIDENCE

Shall mean the address: (1) where at least one of the property owners spends the majority of his or her non-working time, and (2) which is most clearly the center of his or her domestic life, and (3) which is identified on his or her driver's license, voter registration or state identification card as being his or her legal address. All the above requirements must be met in order for an address to constitute being a principal residence for purposes of this Section.

PROPERTY

Shall mean a parcel of real property located within the boundaries of the City of Asbury Park, Monmouth County, New Jersey.

SECTION

Shall mean Article 13-1400, Entitled "Accessory Dwelling Units (ADUs)," as contained within Part 2, "Rental Property," of Chapter XIII, "Property Improvement and Neighborhood Preservation - Property Maintenance Code," of the Code of the City of Asbury Park, New Jersey.

§ 13-1400.3. Regulations Pertaining to Accessory Dwelling Units.

- a. It shall be unlawful for any owner of any property within the geographic bounds of the City of Asbury Park, New Jersey, to construct or maintain an accessory dwelling unit contrary to the procedures and regulations established in this Section and in applicable sections of Chapter 30, "Land Development Regulations."
- b. Accessory dwelling units shall be permitted in accordance with the requirements established in this Section and in applicable sections of Chapter 30, "Land Development Regulations."
- c. In order to construct and maintain an accessory dwelling unit, the applicant must obtain an annual license, as set forth herein.

§ 13-1400.4. Accessory Dwelling Unit License.

- a. In addition to any land use requirement(s) set forth Chapter 30, "Land Development Regulations," the owner of a property upon which an accessory dwelling unit is intended to be constructed or maintained shall obtain an ADU license from the City of Asbury Park Department of Code Enforcement or their designee on an annual basis.
- b. The license shall cost ten dollars (\$10.00) per year.
- c. The following regulations are required in order to receive and maintain an ADU license:
 - 1. The property owner must obtain a zoning permit or zoning compliance certificate, as applicable, from the zoning officer.
 - 2. Except where otherwise specifically permitted by this Section or applicable Sections of Chapter 30, "Land Development Regulations," the principal structure or the ADU shall be occupied by the property owner.
- d. Failure to comply with the regulations for the ADU license may result in the suspension and possible revocation of the license as determined by the Code Enforcement Department, including but not limited to the potential revocation of the certificate of occupancy for the ADU.

§ 13-1400.5. Application Process for ADU License; Requirements.

- a. Applicants for an ADU license shall submit, on an annual basis, an application to the City of Asbury Park Department Code Enforcement or their designee.
- b. The application shall be furnished, under oath, on a form specified by the City Manager, accompanied by the non-refundable application fee as set forth herein. Such application shall include:
 - 1. The name, address, telephone number and email address of the owner(s) of record of the dwelling unit for which a license is sought. If such owner is not a natural

person, the application must include and identify the names of all partners, officers and/or directors of any such entity, and the personal contact information, including address and telephone numbers for each of them and the information as to the owner occupying the property.

2. The address and block/lot of the property where the proposed ADU is located, along with an updated plot plan or survey identifying the ADU's location on the lot.
3. A copy of the driver's license, voter registration or state identification card of the owner of the ADU, confirming, as set forth in this section, that the property is the principal residence, as that term is defined herein, of the owner making application for the ADU license.
4. The owner's sworn acknowledgement that they comply with the requirement that the ADU property constitutes the owner's principal residence, as defined herein.
5. The owner's sworn acknowledgement that he or she has received a copy of this Section, has reviewed it, understands its requirements and certifies, under oath, as to the accuracy of all information provided in the permit application.
6. The location of the designated parking space available to the premises, for the ADU.
7. Any other information deemed necessary by the City Manager or his/her designee in furtherance of the objectives of this Section.
8. Every application for an ADU license shall require inspections for the ADU's compliance with the City's fire safety regulations and Property Maintenance Code for occupancy. In addition, each application is subject to review to verify the ADU's eligibility for occupancy and compliance with the regulations in this section. Failure to abate any outstanding violations prior to occupancy can result in a summons.
9. A zoning permit or zoning compliance certificate, as applicable, which confirms that the premises are not being occupied or used in violation of the City's Land Use Regulations and Zoning Ordinance, shall be required.
10. A sworn statement shall be required that there have been no prior revocations or suspensions of this or a similar license, in which event a license shall not be issued, which denial may be appealed as provided hereinafter.
11. The person offering a dwelling unit as an ADU must be the owner of the dwelling unit. A tenant of a property may not apply for an ADU license, nor shall the property or any portion thereof be sub-leased by the tenant on a short-term basis, or operated as an ADU by the tenant. Neither the ADU nor the principal unit can be a short-term rental. This ADU regulation shall supersede any conflicting provision in a

private lease agreement permitting sub-leasing of the property, or any portion of the property. Violation of this Section will result in enforcement action against the tenant, the ADU owner, the Rental Agent, and the Responsible Party, and will subject all such parties to the issuance of a Summons and levying of fines and/or penalties.

12. The ADU owner must be current with all tax and sewer charges assessed to the property prior to the issuance of a permit. In the event that any code violations have been issued by the City relating to the ADU, a permit shall not be issued until such time as such violations have been properly abated. The ADU owner must also close any open construction permits for the property prior to the issuance of an ADU permit.
13. All fines or penalties issued by the Municipal Court for the City of Asbury Park for any past code violations relating to the ADU, including penalties for failure to appear in Court, must be satisfied in full prior to the issuance of an ADU permit.

§ 13-1400.6. Issuance of License and Appeal Procedure.

- a. Once an application is submitted, complete with all required information and documentation and fees, the Department of Code Enforcement or their designee, following any necessary investigation for compliance with this Section and applicable Sections of Chapter 30, "Land Development Regulations," shall either issue the ADU license, or issue a written denial of the license application (with the reasons for such denial being stated therein), within ten (10) business days.
- b. If denied, the applicant shall have ten (10) business days to appeal in writing to the City Manager, by filing the appeal with the City Manager's Office.
- c. Within thirty (30) days thereafter, the City Manager or his designee shall hear and decide the appeal.
- d. A license shall only be issued after all outstanding violations have been abated.

§ 13-1400.7. ADU Operational Requirements.

- a. Operation of an ADU shall be in accordance with the requirements set forth herein. Additionally, operation of an ADU shall comply with all requirements set forth in Section 30-75.4 of the City Code and/or other applicable Sections of Chapter 30, "Land Development Regulations."

§ 13-1400.8. Violations and Penalties.

- a. A violation of any provision of the within section may subject the ADU owner, transient occupant(s), the property rental agent, and/or the responsible party or their agents to fines assessed by the Court up to \$2,000 per violation, per day that the violation exists.

BE IT FURTHER ORDAINED, that all other provisions of Chapter 13 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).



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.

Minutes Acceptance: Minutes of Apr 12, 2023 6:00 PM (Minutes)

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 Viero had no matters at this time.

Minutes Acceptance: Minutes of Apr 12, 2023 6:00 PM (Minutes)

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.

Minutes Acceptance: Minutes of Apr 12, 2023 6:00 PM (Minutes)

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 **Accepted**
3. Municipal Council- Executive Meeting March 28, 2023 12:00 PM
4. Municipal Council - Special Meeting - Mar 28, 2023 12:00 PM **Accepted**

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 of 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



RESOLUTION NO. 2023-198

**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 26, 2023 the following Special Events Applications were presented for approval by the Director of Recreation:

1. Surfrider Foundation Beach Cleanup
2. Inclusive Earth Day celebration
3. Bonfires on the Beach Series 2023
4. Cazzeek Football & Cheer parents meet & greet
5. Open Heaven Musicfest
6. Juneteenth celebration
7. NJAW- the Center AIDS walk
8. Kean at the Beach

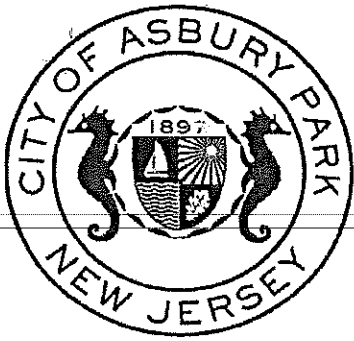
WHEREAS, the Mayor and Council have determined to approve said applications, so long as all requirements of the City's "Special Events" Ordinance (Section 4-10 of the City Code) have been satisfied by the respective applicants, as well as any other requirements imposed by the City's Police Department 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. 2023-198 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th 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: 5/18/23 Rain Date: 5/19/23
Time of Event: 2pm to 5pm Setup time: 1pm Break-down time: 5pm
Name of Event: Surfrider Foundation Beach Cleanup
Location of Event: Beach by Convention Hall

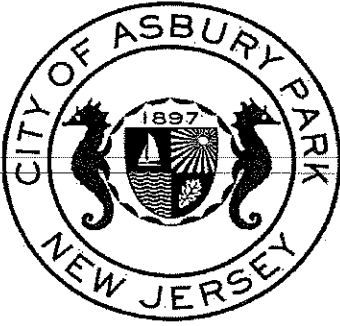
Type of Event (check all that apply):

- ☐ Festival
☐ Wedding*
☐ Bike Ride/Race
☐ Rally/Demonstration

- ☐ Parade
☐ Beach Event
☐ Triathlon
☐ Swim Event

- ☐ Foot Race
☐ Concert
☐ Multi Day Event
☒ Other: Beach Cleanup

*Wedding applicants only need to complete page 6.



Date Application Received: _____

Application Fee Paid: _____

CITY OF ASBURY PARK

SPECIAL EVENT APPLICATION FORM

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

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

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

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

Date of Event: _____

5/10/23

Rain Date: _____

4/27/23

14

Time of Event: 4 pm to 6 pm Setup time: 3:45 pm Break-down time: 6 pmName of Event: Inclusive Earth Day CelebrationLocation of Event: Beach at Asbury Ave

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.



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: MAY - October Rain Date: ABILITY TO RESCHEDULE
 Time of Event: 7/8pm to 11pm (Setup + Breakdown time for each date needed)
 Setup time: _____ Break-down time: _____
 Name of Event: Bonfires on the Beach Series 2023
 Location of Event: VARIOUS SPOTS ON BEACH (See Schedule)

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.



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: May 12, 2023 Rain Date: _____

Time of Event: 6:30 to 8:00 Setup time: _____ Break-down time: _____

Name of Event: Cazzeek Football & Cheer Parents Meet & Greet

Location of Event: Asbury Park

Type of Event (check all that apply):

- ☐ Festival
☐ Wedding*
☐ Bike Ride/Race
☐ Rally/Demonstration

- ☐ Parade
☐ Beach Event
☐ Triathlon
☐ Swim Event

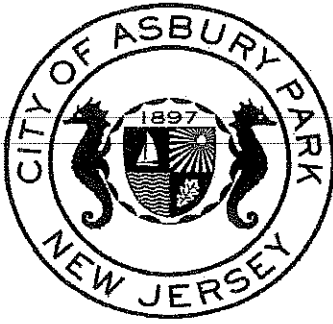
- ☐ Foot Race
☐ Concert
☐ Multi Day Event

☒ Other: Meeting

*Wedding applicants only need to complete page 6.

Use of Council Chamber

Attachment: cm 4.26 (2023-198 : 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.

Date of Event: August 26th Rain Date: _____

Time of Event: 12:00 PM to 7:00 PM Setup time: 8:00 AM Break-down time: 11:00 AM

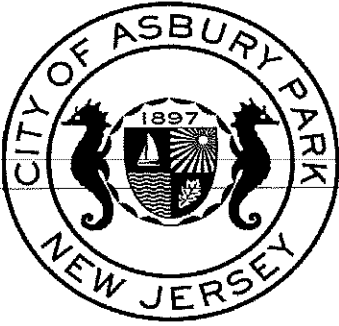
Name of Event: Open Heaven Musicfest: The Fest

Location of Event: Bradley Park

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.



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: JUNE 17, 2023 Rain Date: N/A

Time of Event: 1PM to 5PM Setup time: Noon Break-down time: 4:30pm

Name of Event: JUNETEENTH DAY CELEBRATION

Location of Event: SPRINGWOOD AVENUE PARK

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.



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 nonrefundable. 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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- Applications must be formally approved by the City Council after initial approval from the Special Events Committee.
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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: Sunday, May 7, 2023 Rain Date: N/A

Time of Event: 11am to 2PM Setup time: 1 ½ Hrs Break-down time: 1 ½ Hrs

Name of Event: NJAW – Ending Pandemoics Together Walk

Location of Event: 806 Third Ave/Asbury Park/NJ/07712 and indicated route

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.



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: 06/29/2023 Rain Date: _____

Time of Event: 10 am to 3 pm Setup time: 9:30 am Break-down time: 2:45

Name of Event: Kean at the Beach

Location of Event: Boardwalk → South end

Type of Event (check all that apply):

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

*Wedding applicants only need to complete page 6.

Attachment: cm 4.26 (2023-198 : Special Event Applications)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-199

Increase to temporary budget prior to budget adoption.

	from	to
Current Fund:		
Tax Assessor OE	\$34,703.00	\$69,703.00
Data Processing OE	130,000.00	200,000.00
American Relief Funds	0.00	77,000.00



RESOLUTION NO. 2023-199

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

RESOLUTION AMENDING TEMPORARY BUDGET APPROPRIATIONS FOR 2023 BUDGET

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

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

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

	<u>From</u>	<u>To</u>
Current Fund:		
Tax Assessor OE	\$34,703.00	\$69,703.00
Data Processing OE	130,000.00	200,000.00
American Relief Funds	0.00	77,000.00

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. 2023-199 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 26th DAY OF January, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-200

Discharge of Mortgage for Manecia Lahens for Property Located at 128 Dewitt Avenue



RESOLUTION NO. 2023-200

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

**RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A
DISCHARGE OF MORTGAGE FOR MANECIA LAHENS FOR PROPERTY
LOCATED AT 128 DEWITT AVENUE, ASBURY PARK**

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Manecia Lahens in the total amount of \$16,900, for repairs to 128 Dewitt Avenue, Asbury Park, Block 16 Lot 2 which was recorded at the Office of Monmouth County Clerk, Book OR-8952, Page 1084; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$16,900 on January 20th 2012 for a period of ten years; and

WHEREAS, Manecia Lahens has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 128 Dewitt Avenue; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 128 Dewitt Avenue, Asbury Park.

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. 2023-200 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-201

Discharge of Mortgage for Isaac & Juanita Johnson for Property Located at 829 Central Avenue



RESOLUTION NO. 2023-201

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

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A DISCHARGE OF MORTGAGE FOR ISAAC & JUANITA JOHNSON FOR PROPERTY LOCATED AT 829 CENTRAL AVENUE, ASBURY PARK

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Isaac & Juanita Johnson in the total amount of \$15,212, for repairs to 829 Central Avenue, Asbury Park, Block 1801 Lot 35 which was recorded at the Office of Monmouth County Clerk, Book OR-8992, Page 1761; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$15,212 on October 10th, 2012 for a period of ten years; and

WHEREAS, Isaac & Juanita Johnson has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 829 Central Avenue; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 9829 Central Avenue, Asbury Park.

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. 2023-201 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-202

Discharge of Mortgage for Ildiko Gonda and Eva Horvath (Power of Attorney-P.O.A.) for
Property Located at 22 Avenue



RESOLUTION NO. 2023-202

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

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A DISCHARGE OF MORTGAGE FOR ILDIKO GONDA AND EVA HORVATH (POWER OF ATTORNEY-P.O.A.) FOR PROPERTY LOCATED AT 22 AVENUE A. ASBURY PARK

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Ildiko Gonda & Eva Horvath (P.O.A.) in the total amount of \$14,975, for repairs to 22 Avenue A, Asbury Park, Block 99 Lot 9 which was recorded at the Office of Monmouth County Clerk, Book OR-8922, Page 9141; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$14,975 on November 1st. 2010 for a period of ten years; and

WHEREAS, Ildiko Gonda & Eva Horvath has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 22 Avenue A; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 22 Avenue A. Asbury Park.

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. 2023-202 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-203

Discharge of Mortgage for Clive and Muriel Smith for Property Located at 1518 Bangs Avenue



RESOLUTION NO. 2023-203

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

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A DISCHARGE OF MORTGAGE FOR CLIVE AND MURIEL SMITH FOR PROPERTY LOCATED AT 1518 BANGS AVENUE, ASBURY PARK

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Clive & Muriel Smith in the total amount of \$14,840, for repairs to 1518 Bangs Avenue, Asbury Park, Block 74 Lot 23 which was recorded at the Office of Monmouth County Clerk, Book OR-8905, Page 4988; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$14,840 on March 29, 2011 for a period of ten years; and

WHEREAS, Clive & Muriel Smith has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 1518 Bangs Avenue; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 1518 Bangs Avenue, Asbury Park.

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. 2023-203 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-204

Discharge of Mortgage for Dejoie Bellerive for Property Located at 921 Third Avenue



RESOLUTION NO. 2023-204

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

RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A DISCHARGE OF MORTGAGE FOR DEJOIE BELLERIVE FOR PROPERTY LOCATED AT 921 THIRD AVENUE, ASBURY PARK

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Dejoie Bellerive in the total amount of \$17,993, for repairs to 921 Third Avenue, Asbury Park, Block 16 Lot 2 which was recorded at the Office of Monmouth County Clerk, Book OR-8978, Page 7371; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$17,993 on February 28, 2012 for a period of ten years; and

WHEREAS, Dejoie Bellerive has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 921 Third Avenue; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 921 Third Avenue, Asbury Park.

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. 2023-204 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-205

Discharge of Mortgage for Walter F. Jushchuk for Property Located at 1027 1/2 Sewall Avenue



RESOLUTION NO. 2023-205

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

**RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A
DISCHARGE OF MORTGAGE FOR WALTER F. JUSHCHUK FOR PROPERTY
LOCATED AT 1027 1/2 SEWALL AVENUE, ASBURY PARK**

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Walter F. Jushchuk in the total amount of \$16,248, for repairs to 1027 ½ Sewall Avenue, Asbury Park, Block 501 Lot 13 which was recorded at the Office of Monmouth County Clerk, Book OR-9043, Page 2557; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$16,248 on April 16th, 2013 for a period of ten years; and

WHEREAS, Walter F. Jushchuk has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 1027 ½ Sewall Avenue; and

**RESOLUTION AUTHORIZING THE MAYOR AND CITY COUNCIL TO EXECUTE A
DISCHARGE OF MORTGAGE FOR WALTER F. JUSHCHUK FOR PROPERTY
LOCATED AT 1027 ½ SEWALL AVENUE, ASBURY PARK**

WHEREAS, the City of Asbury Park, through its Regional Contribution Agreement (RCA) Program, executed a mortgage to Walter F. Jushchuk in the total amount of \$16,248, for repairs to 1027 ½ Sewall Avenue, Asbury Park, Block 501 Lot 13 which was recorded at the Office of Monmouth County Clerk, Book OR-9043, Page 2557; and

WHEREAS, the City agreed to grant the borrower an interest free deferred payment loan in the amount of \$16,248 on April 16th, 2013 for a period of ten years; and

WHEREAS, Walter F. Jushchuk has satisfied the requirements of said loan and is requesting a Discharge of Mortgage for 1027 ½ Sewall Avenue; and

NOW THEREFORE BE IT RESOLVED by the City Council of Asbury Park that the Mayor and City Clerk be and hereby are authorized to execute a Discharge of the Mortgage by the City with respect to 1027 ½ Sewall Avenue, Asbury Park.

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. 2023-205 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-206

Resolution authorizing the payment of bills in the amount of \$2,775,777.20



RESOLUTION NO. 2023-206

**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 \$2,775,777.20

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	\$ 1,374,576.45
COUNTY TAXES	<u>1,401,200.75</u>
 TOTAL VOUCHERS	 \$ <u>2,775,777.20</u>

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2023-206 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

April 19, 2023
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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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P.O. Type: All Print Alpha, Revenue, & G/L Accounts: Y Open: N Void: N Paid:
Format: Condensed Held: N Aprv: N Rcvd:
Range: 2-First to 3-Last Bid: Y State: Y Other: Y Exempt:
Rcvd Batch Id Range: First to Last Encumbrance Date Range: First to 12/31/23 Include Non-Budgeted:
Department Page Break: No Subtotal CAFR: Yes Subtotal Department: Yes Subtotal Extd: Yes

Budget Account	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
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Fund: CURRENT
Department: FINANCE
Extd: FINANCIAL ADMINISTRATION

2-01-20-130-000-223	FINANCE Condo Reimbursements					
HOLLY005	HOLLY HOUSE PRESERVATION LP	23-00538	2022 Trash Reimbursement	3,870.14	0.00	
	Extd Total: FINANCIAL ADMINISTRATION			3,870.14		
	Department Total: FINANCE			3,870.14		

Department: COMPUTER MIS
Extd: COMPUTERIZED DATA PROCESSING

2-01-20-140-000-223	COMPUTER DATA PROC Hardware Support					
ATECSEC	A+ TECHNOLOGY & SECURITY	23-01023	INV#IN133369 HR Strike Service	318.00	0.00	
	Extd Total: COMPUTERIZED DATA PROCESSING			318.00		
	Department Total: COMPUTER MIS			318.00		
	CAFR Total:			4,188.14		

Department: CONST CODE
Extd: CONSTRUCTION CODE OFFICIAL

2-01-22-200-000-201	CONSTRUCTION CODE General Supplies					
ICC	INTERNATIONAL CODE COUNCIL, INC 22-03442 CODE BOOKS			1,310.00	0.00	
	Extd Total: CONSTRUCTION CODE OFFICIAL			1,310.00		
	Department Total: CONST CODE			1,310.00		
	CAFR Total:			1,310.00		

Department: STREETS & ROAD
Extd: STREETS & ROADS MAINTENANCE

2-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
GPCNA091	GPC-NAPA AUTO PARTS	23-00930	APPD ELECTRIC GEM BATTERIES	1,125.00-	0.00	
	Extd Total: STREETS & ROADS MAINTENANCE			1,125.00-		
	Department Total: STREETS & ROAD			1,125.00-		

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: BUILDING & GND Extd: BUILDINGS & GROUNDS						
2-01-26-310-000-218	BUILDING & GND Contract.Serv.					
EASCOAIR EAST COAST IRRIGATION	23-01147 Winterized Police Side of Bldg			190.00	0.00	
	Extd Total: BUILDINGS & GROUNDS			190.00		
	Department Total: BUILDING & GND			190.00		
	CAFR Total:			935.00-		
	Fund Total: CURRENT			4,563.14		
Fund: SEWER UTILITY: BUDGET: Department: UTILITY OE Extd: SEWER UTILITY O/E: OTHER EXPENSES:						
2-07-55-502-000-234	SEWER UTILITY O/E: ARP Funds					
GMHAS005 G.M.H. ASSOCIATES OF AMERICA	22-01055 REPLACEMENT OF 5 COMMUNUTORS			66,874.48	0.00	B
2-07-55-502-000-242	SEWER UTILITY O/E: Capital Outlay					
GMHAS005 G.M.H. ASSOCIATES OF AMERICA	22-03020 COMMUNUTOR FRAMES & CONTROL			46,271.80	0.00	B
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			113,146.28		
	Department Total: UTILITY OE			113,146.28		
	CAFR Total:			113,146.28		
	Fund Total: SEWER UTILITY: BUDGET:			113,146.28		
	Year Total:			117,709.42		
Fund: CURRENT Department: ADMINISTRATION Extd: ADMINISTRATION						
3-01-20-100-000-207	ADMINISTRATION Contractual					
AIRSYS AIR SYSTEMS MAINTENANCE, INC.	23-00453 HVAC MAINTENANCE AGREEMENT			483.75	0.00	B
VCOMM005 V-COMM LLC	23-01075 Invoice ASP-23-4539			756.25	0.00	
				1,240.00		
3-01-20-100-000-209	ADMINISTRATION Professional Services					
SUREN005 SURENIAN, EDWARDS, BUZAK &	23-00956 February 2023 Fees Affd. Hsg.			1,733.00	0.00	
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-01078 Invoice 4230 General Council			6,419.75	0.00	
CGPHL005 CGP&H, LLC	23-01112 INVOICE #46660 FEBRUARY 2023			510.00	0.00	
				8,662.75		
3-01-20-100-000-211	ADMINISTRATION Water					
KEPSPR KEPWEL SPRING WATER	23-01041 ACCT #117290 MARCH 2023			289.50	0.00	
	Extd Total: ADMINISTRATION			10,192.25		
	Department Total: ADMINISTRATION			10,192.25		

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: MUNIC CLERK Extd: MUNICIPAL CLERK						
3-01-20-120-000-217	MUNICIPAL CLERK Ads&Promotion					
ASBPAK	ASBURY PARK PRESS	23-01017	#5642097, 5642110, 5642125	170.12	0.00	
NJADV	NJ ADVANCE MEDIA LLC	23-01090	#10605326 special mtng notice	135.26	0.00	
NJADV	NJ ADVANCE MEDIA LLC	23-01091	NJ Advance #10604647	118.92	0.00	
NJADV	NJ ADVANCE MEDIA LLC	23-01092	NJ Advance #10602273 special m	135.26	0.00	
ASBPAK	ASBURY PARK PRESS	23-01095	#5652501 ORDINANCE 2023-12	56.12	0.00	
				615.68		
3-01-20-120-000-238	MUNICIPAL CLERK Contractual					
PARKE005	PARKER MCCAY, PA	23-01085	MARCH 2023 INVOICES	4,859.00	0.00	
	Extd Total: MUNICIPAL CLERK			5,474.68		
	Department Total: MUNIC CLERK			5,474.68		
Department: FINANCE Extd: FINANCIAL ADMINISTRATION						
3-01-20-130-000-202	FINANCE Office Supplies					
CRAPRI	CRAFTMASTER PRINTING, INC.	23-00950	ENVELOPES	1,355.00	0.00	
3-01-20-130-000-205	FINANCE Ads					
ASBPAK	ASBURY PARK PRESS	23-00983	RFQ AI SERVICE FAIR HOUSING	78.12	0.00	
ASBPAK	ASBURY PARK PRESS	23-00985	RFP RIDESHARE PROGRAM	127.40	0.00	
				205.52		
3-01-20-130-000-206	FINANCE Copier					
ATLTOM	ATLANTIC TOMORROWS OFFICE	23-01027	CONTRACT #115225 1/1-3/31	1,959.51	0.00	
3-01-20-130-000-207	FINANCE HR Testing					
MERHEA	HACKENSACK MERIDIAN WORKS	23-01103	INV #500350, 502174, 501024	670.00	0.00	
3-01-20-130-000-223	FINANCE Condo Reimbursements					
1501OCE	1501 Ocean Av. Condo Assoc. Inc	23-01022	1st Q. 2023 Recycling Reimb.	4,539.00	0.00	
611AS005	611 ASBURY AVENUE	23-01084	1st Q Trash Reimb. 203 Second	838.75	0.00	
				5,377.75		
	Extd Total: FINANCIAL ADMINISTRATION			9,567.78		
	Department Total: FINANCE			9,567.78		
Department: COMPUTER MIS Extd: COMPUTERIZED DATA PROCESSING						
3-01-20-140-000-219	COMPUTER DATA PROC. Equipment					
CDWGOV	CDW GOVERNMENT LLC	23-00848	ID printer ink	150.54	0.00	
3-01-20-140-000-222	COMPUTER DATA PROC Software Lic.					
SHIINT	SHI INTERNATIONAL CORP	23-00923	Q#23167268 GoverLAN 2023	455.40	0.00	
SHIINT	SHI INTERNATIONAL CORP	23-00927	Q#23196037 3Y A/V Renewal	4,105.45	0.00	
				4,560.85		

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-20-140-000-223 CDWGOV CDW GOVERNMENT LLC	COMPUTER DATA PROC Hardware Support	23-00918	Q#NGFM430 2023 SmartNET	592.75	0.00	
3-01-20-140-000-225 FILEB005 FILE BANK, INC.	COMPUTER DATA PROC.Document Mgt.	23-00935	Q12023 Storage & Services	7,217.84	0.00	
Extd Total: COMPUTERIZED DATA PROCESSING				12,521.98		
Department Total: COMPUTER MIS				12,521.98		
Department: TAX REV ADMIN						
Extd: TAX REVENUE ADMINISTRATION						
3-01-20-145-000-216 WBMASON W.B.MASON CO., INC.	TAX REV ADMIN Supplies-Compu.	23-00907	Tax office supply March 23	218.56	0.00	
3-01-20-145-000-238 TCTANJ TCTANJ SPRING CONFERENCE	TAX REV ADMIN Conventions	23-01048	2023 SPRING CONF P MARTUSCELLI	430.00	0.00	
TCTANJ TCTANJ SPRING CONFERENCE		23-01051	REGISTRATION M. SCHNURR	430.00	0.00	
				860.00		
Extd Total: TAX REVENUE ADMINISTRATION				1,078.56		
Department Total: TAX REV ADMIN				1,078.56		
Department: LEGAL SERVICES						
Extd: LEGAL SERVICES						
3-01-20-155-000-209 LAWOF005 LAW OFFICE OF GENE J ANTHONY	LEGAL SERVICES Fees	23-01081	#21042 MARCH RENT LEVELING	226.50	0.00	
HILLW005 HILL WALLACK LLP		23-01109	Invoice 710949 General Legal	8,318.00	0.00	
				8,544.50		
Extd Total: LEGAL SERVICES				8,544.50		
Department Total: LEGAL SERVICES				8,544.50		
Department: APTV						
Extd: CABLE TV ADVISORY COMMITTEE						
3-01-20-162-000-202 AMAZO005 AMAZON.COM SERVICES	APTV Equipment	23-00940	Interview Chairs	716.00	0.00	
AMAZO005 AMAZON.COM SERVICES		23-01107	Replacement Video Switcher/Rec	1,320.00	0.00	
				2,036.00		
3-01-20-162-000-203 AMAZO005 AMAZON.COM SERVICES	APTV Office Expense	23-01016	Monitor Arm	59.39	0.00	
Extd Total: CABLE TV ADVISORY COMMITTEE				2,095.39		
Department Total: APTV				2,095.39		
CAFR Total:				49,475.14		

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
Department: Planning Department Extd: Planning Department						
3-01-21-179-000-205	PLANNING DEPT. Ads					
ASBPAK ASBURY PARK PRESS		23-01042	#5592313 PUBLIC ART MEETINGS	74.60	0.00	
3-01-21-179-000-207	PLANNING DEPT. Training/Cert.					
MARYA005 Maryann Gulotta		23-01060	AICP exam registration	225.00	0.00	
MICALO MICHELE ALONSO		23-01068	REIMBURSEMENT APA CONF. HOTEL	572.45	0.00	
				797.45		
	Extd Total: Planning Department			872.05		
	Department Total: Planning Department			872.05		
	CAFR Total:			872.05		
Department: LIAB INSURANCE Extd: LIABILITY INSURANCE						
3-01-23-210-000-209	LIABILITY INSURANCE Fees					
PMACOM PMA MANAGEMENT CORPORATION		23-01118	Mar 2023 Billing Statement	9,736.75	0.00	
	Extd Total: LIABILITY INSURANCE			9,736.75		
	Department Total: LIAB INSURANCE			9,736.75		
Department: WORKERS COMP Extd: WORKER'S COMPENSATION						
3-01-23-215-000-209	WORKER'S COMPENSATION Fees					
PMACOM PMA MANAGEMENT CORPORATION		23-01118	Mar 2023 Billing Statement	112,632.21	0.00	
	Extd Total: WORKER'S COMPENSATION			112,632.21		
	Department Total: WORKERS COMP			112,632.21		
	CAFR Total:			122,368.96		
Department: POLICE Extd: POLICE DEPARTMENT						
3-01-25-240-000-205	POLICE Animal Control Services					
SPCA MONMOUTH COUNTY SPCA		23-01035	#2022578 FEBRUARY 2023 SERVICE	4,700.00	0.00	
3-01-25-240-000-211	POLICE HR Testing					
INSPSY INSTITUTE FOR FORENSIC		23-01030	#18290 2/15 EVAL J. MADERA JR	2,250.00	0.00	
3-01-25-240-000-212	POLICE Dues,Subscript.					
MONCOUNT MONMOUTH CTY TRAFFIC OFFICERS		23-01032	2023 ANNUAL MEMBERSHIP	35.00	0.00	
3-01-25-240-000-213	POLICE Equipment Repair					
ATLLOK ATLANTIC LOCK & SAFE		23-01034	#7389 Gun Lock box repairs	143.75	0.00	
3-01-25-240-000-216	POLICE Supplies-Compu.					
ATLLOK ATLANTIC LOCK & SAFE		23-00891	Evidence Door Lock	675.00	0.00	

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

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CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

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Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-25-240-000-218	POLICE Contract.Serv.					
MILCOM	MILLENNIUM COMMUNICATIONS	23-00396	Genetec Licenses	1,820.13	0.00	
AIRSYS	AIR SYSTEMS MAINTENANCE, INC.	23-00453	HVAC MAINTENANCE AGREEMENT	1,514.75	0.00	B
DRASAF	DRAEGER, INC	23-00673	Alcotest Solution	120.00	0.00	
WIRCOM	WIRELESS COMMUNICATIONS &	23-01033	#M61616 APRIL 2023	1,220.00	0.00	
THOWES	THOMSON WEST CUSTOMER SERVICE	23-01037	#847931696 FEB 2023 SOFTWARE	258.30	0.00	
OPTIMUM	OPTIMUM	23-01038	#07866-182313-01-5 2/8 - 3/7	288.03	0.00	
				5,221.21		
3-01-25-240-000-222	POLICE Training					
IPVID005	IPVIDEO CORPORATION	23-01029	#2225 BACKGROUND TRAINING	189.00	0.00	
MONCON	MONMOUTH COUNTY POLICE ACADEMY	23-01036	#4559 RAPID RESPONSE TRAINING	50.00	0.00	
				239.00		
	Extd Total: POLICE DEPARTMENT			13,263.96		
	Department Total: POLICE			13,263.96		
Department: FIRE DEPT.						
Extd: FIRE DEPARTMENT						
3-01-25-265-000-203	FIRE DEPT. Motor Vehicle					
ASBAUT	ASBURY AUTO TOPS, INC.	23-00910	SEAT REPAIRS - LADDER 89	600.00	0.00	
3-01-25-265-000-206	FIRE DEPT. Purchase of Equipment					
THEHAR	THE HARDWARE STORE	23-01066	BLANKET PO NOT TO EXCEED	79.94	0.00	B
3-01-25-265-000-214	FIRE DEPT. Building Maintenance					
GRAING	GRAINGER, INC.	23-00904	Q#2053741327 US FLAG, 3X5 FT	40.83	0.00	
GRAING	GRAINGER, INC.	23-01083	Q#2054040403 POW MIA FLAGS 3X5	92.58	0.00	
				133.41		
3-01-25-265-000-218	FIRE DEPT. Contract.Serv.					
AIRSYS	AIR SYSTEMS MAINTENANCE, INC.	23-00453	HVAC MAINTENANCE AGREEMENT	473.75	0.00	B
3-01-25-265-000-229	FIRE DEPT. Medical Sup.					
SEAWEL	SEABOARD WELDING SUPPLY, INC.	23-00662	Q#1004710 - O2 CYLINDER	395.00	0.00	
VERALP	V.E. RALPH & SON, INC.	23-00873	Q#102148 RESUSITATOR, COLLAR ET	1,199.18	0.00	
VERALP	V.E. RALPH & SON, INC.	23-01065	Q#102439 ADULT EPI PEN	340.00	0.00	
				1,934.18		
3-01-25-265-000-270	FIRE DEPT. Pest Control					
WESPES	WESTERN PEST SERVICES	23-01082	INV# 8305923 APRIL 2023	123.60	0.00	
	Extd Total: FIRE DEPARTMENT			3,344.88		
	Department Total: FIRE DEPT.			3,344.88		
	CAFR Total:			16,608.84		
Department: STREETS & ROAD						
Extd: STREETS & ROADS MAINTENANCE						
3-01-26-290-000-203	STREETS & ROAD Motor Vehicle					
HUDSO005	HUDSON COUNTY MOTORS, INC.	23-00392	BLANKET VARIOUS PARTS	907.50	0.00	B
THEHOS	THE HOSE SHOP, INC.	23-00402	BLANKET FOR VARIOUS PARTS	64.18	0.00	B

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
3-01-26-290-000-203	STREETS & ROAD	Motor Vehicle	Continued			
SEAFOR SEA BREEZE FORD INC.		23-00638	BLANKET FOR VARIOUS PARTS	1,647.69	0.00	B
OMASTA OMAHA STANDARD, INC.		23-00756	DPW TRUCK#50 CABLE FOR ROLLOFF	1,386.16	0.00	
FOSCOM FOSTER & COMPANY, INC.		23-00875	DPW STOCK ALL IN ONE CLEANER	652.20	0.00	
SEAFOR SEA BREEZE FORD INC.		23-00917	APPD#14 NEW TRANSMISSION	5,290.70	0.00	
SEACHE SEACOAST CHEVROLET OLDS-		23-00929	VARIOUS PARTS BLANKET	317.34	0.00	B
GPCNA091 GPC-NAPA AUTO PARTS		23-00930	APPD ELECTRIC GEM BATTERIES	2,225.64	0.00	
EASAUT EASTERN AUTOPARTS WAREHOUSE		23-00932	VARIOUS PARTS BLANKET	2,130.04	0.00	B
YESGRA YES GRAPHIC		23-00948	GRAPHIC FOR NEW RAVO SWEEPER	695.00	0.00	
ALTIND ALTEC INDUSTRIES, INC.		23-00953	DPW#12 UTILITY DOOR PISTON	40.03	0.00	
SEAFOR SEA BREEZE FORD INC.		23-00968	VARIOUS PARTS BLANKET	130.12	0.00	B
GPCNA091 GPC-NAPA AUTO PARTS		23-00970	VARIOUS PARTS BLANKET	59.99	0.00	B
SEAFOR SEA BREEZE FORD INC.		23-00971	CITY MANAGER VEHICLE BUMPER	641.53	0.00	
MAAAUT MAACO COLLISION		23-00981	CITY MANAGER BUMPER PAINTED	350.00	0.00	
GPCNA091 GPC-NAPA AUTO PARTS		23-00984	WEATHER TECH FOR DPW#31	303.89	0.00	
WETIMM W.E. TIMMERMAN COMPANY, INC.		23-01018	DPW ELGIN LIGHTS SIDE BROOMS	100.39	0.00	
CAMBR005 CAMBRIA TRUCK CENTER		23-01019	DPW#50 DOOR & HINGES	2,224.16	0.00	
MAAAUT MAACO COLLISION		23-01021	DPW#50 DOOR PAINTED	750.00	0.00	
SEACHE SEACOAST CHEVROLET OLDS-		23-01039	VARIOUS PARTS BLANKET	443.60	0.00	B
GPCNA091 GPC-NAPA AUTO PARTS		23-01069	55 GAL DRUM OIL POLICE MAINTEN	737.99	0.00	
				21,098.15		
3-01-26-290-000-206	STREETS & ROAD	Purchase of Equipment				
PRIPOI PRIMEPOINT, LLC		23-01056	INVOICE # 557175 - TIME CLOCKS	945.00	0.00	
3-01-26-290-000-215	STREETS & ROAD	Misc. Hardware				
THEHAR THE HARDWARE STORE		23-00158	Blanket - Misc Supplies	52.25	0.00	B
UPTFAS UP-TITE FASTNERS INC.		23-00159	Blanket - Misc Hardware	97.50	0.00	B
GRAING GRAINGER, INC.		23-00959	Shop Stock	203.88	0.00	
				353.63		
3-01-26-290-000-216	STREETS & ROAD	Carpentry Supplies				
GRAING GRAINGER, INC.		23-00164	Blanket - Misc Supplies	339.20	0.00	B
FOSCOM FOSTER & COMPANY, INC.		23-00937	Shop Supplies	524.35	0.00	
				863.55		
3-01-26-290-000-218	STREETS & ROAD	Contract.Serv.				
AIRSYS AIR SYSTEMS MAINTENANCE, INC.		23-00453	HVAC MAINTENANCE AGREEMENT	1,930.00	0.00	B
CINCOR CINTAS CORPORATION NO 2		23-01026	9218171393 MARCH AED AGREEMENT	99.00	0.00	
PRESPE PREVENTION SPECIALISTS, INC.		23-01071	Invoice #33743 - Testing	104.00	0.00	
SEAWEL SEABOARD WELDING SUPPLY, INC.		23-01089	INVOICE #950518 MARCH 2023	98.25	0.00	
TERPES THE TERMINIX INTERNATIONAL CO		23-01099	#431720901 POLICE DEPARTMENT	234.00	0.00	
CINCOR CINTAS CORPORATION NO 2		23-01129	#5153495439 MEDICAL RESTOCK	153.21	0.00	
TERPES THE TERMINIX INTERNATIONAL CO		23-01145	PEST CONTROL SERVICES 4/3/23	302.00	0.00	
OPTIMUM OPTIMUM		23-01146	#07866-183188-01-1 4/8 - 5/7	31.25	0.00	
				2,951.71		
3-01-26-290-000-220	STREETS & ROAD	Repairs				
SITE0005 SITEONE LANDSCAPE SUPPLY LLC		23-00979	Misc Irrigation	10.26	0.00	B

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3-01-26-290-000-235	STREETS & ROAD	Shade Tree Commission				
NJSHADE	NJ SHADE TREE FEDERATION	23-01128	INV #M2023-10 MEMBERSHIP 2023	95.00	0.00	
	Extd Total: STREETS & ROADS MAINTENANCE			26,317.30		
	Department Total: STREETS & ROAD			26,317.30		
Department: SOLID WASTE						
Extd: SOLID WASTE COLLECTION						
3-01-26-305-000-209	SOLID WASTE Fees					
DELDEM	DELISA DEMOLITION, INC.	23-00998	#259962 & 259963 CONSTR DEBRIS	2,113.65	0.00	
MAZMUL	MAZZA MULCH, INC.	23-01025	#784927 BRUSH DISPOAL MARCH 23	3,190.00	0.00	
DELDEM	DELISA DEMOLITION, INC.	23-01028	#260060 TRASH FEES 3/16 - 3/31	27,131.73	0.00	
MASREC	MAZZA RECYCLING SERVICES, LTD.	23-01044	#783582 RECYCLING MARCH 2023	10,720.56	0.00	
COUCUR	MONMOUTH COUNTY TREASURER	23-01087	Use of Reclamation Center Mar.	1,982.78	0.00	
DELDEM	DELISA DEMOLITION, INC.	23-01088	#260089 & 260090 CONSTR DEBRIS	2,584.80	0.00	
				47,723.52		
	Extd Total: SOLID WASTE COLLECTION			47,723.52		
	Department Total: SOLID WASTE			47,723.52		
Department: BUILDING & GND						
Extd: BUILDINGS & GROUNDS						
3-01-26-310-000-203	BUILDING & GND	Misc. Hardware				
GRAING	GRAINGER, INC.	23-00969	Rust-Oleum Brown Gloss	413.43	0.00	
3-01-26-310-000-204	BUILDING & GND	Building Supplies				
GRAING	GRAINGER, INC.	23-00934	Tankless Water Heater	956.20	0.00	
GRAING	GRAINGER, INC.	23-00957	Hot Water Heater Transp Center	1,139.26	0.00	
				2,095.46		
3-01-26-310-000-210	BUILDING & GND	Building Repairs				
JDC0005	JDC COMMERCIAL CLEANING	23-00334	City Hall Bathroom Deep Clean	1,105.00	0.00	
3-01-26-310-000-218	BUILDING & GND	Contract.Serv.				
AIRSYS	AIR SYSTEMS MAINTENANCE, INC.	23-00453	HVAC MAINTENANCE AGREEMENT	703.75	0.00	B
	Extd Total: BUILDINGS & GROUNDS			4,317.64		
	Department Total: BUILDING & GND			4,317.64		
	CAFR Total:			78,358.46		
Department: SENIOR CENTER						
Extd: SENIOR CENTER						
3-01-27-350-000-299	SENIOR CENTER	Misc.				
STAPLE	STAPLES BUSINESS ADVANTAGE	23-00925	Hand Soap & Hand Towels	146.57	0.00	
	Extd Total: SENIOR CENTER			146.57		
	Department Total: SENIOR CENTER			146.57		
	CAFR Total:			146.57		

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Department: LIGHTING						
Extd: LIGHT,HEAT,POW						
3-01-31-435-435-299 LIGHT, HEAT & POWER Misc.						
NJAMER	N.J. AMERICAN WATER CO.	23-01116	#1018-210043098429 3/4-4/3	2,390.66	0.00	
NJAMER	N.J. AMERICAN WATER CO.	23-01152	#1018-210024806988 3/4-4/4	159.00	0.00	
				2,549.66		
Extd Total: LIGHT,HEAT,POW				2,549.66		
Extd: STREET/TRAFFIC						
3-01-31-435-436-299 STREET&TRAFFIC LIGHTING Misc.						
JCPL	JCPL	23-01105	#200 000 001 293 MASTER ACCT	1,179.31	0.00	
Extd Total: STREET/TRAFFIC				1,179.31		
Department Total: LIGHTING				3,728.97		
Department: TELEPHONE						
Extd: TELEPHONE						
3-01-31-440-000-299 TELEPHONE Misc.						
MONINT	MONMOUTH INTERNET CORPORATION	23-01040	INVOICE#340451-M APRIL 2023	3,714.29	0.00	
VERZON	VERIZON BUSINESS	23-01104	#152-069-551-0001-78 4/4-5/3	124.99	0.00	
VERIZON	VERIZON WIRELESS	23-01137	#342269861-00001 3/5-4/4	1,891.74	0.00	
				5,731.02		
Extd Total: TELEPHONE				5,731.02		
Department Total: TELEPHONE				5,731.02		
CAFR Total:				9,459.99		
CAFR: CURRENT FUND NON BUDGET ACCTS:						
Department: TAXES PAYABLE:						
Extd: TAXES PAYABLE:						
3-01-55-001-000-002 County Taxes Payable						
COUMON	COUNTY OF MONMOUTH	23-01117	2ND QTR 2023 COUNTY TAXES	1,401,200.75	0.00	
3-01-55-001-000-023 RAB PILOT - Due to Trustee						
USBANK	US BANK OPERATIONS CTR.	23-01076	1st Qtr RAB PILOT DUE TRUSTEE	688,929.72	0.00	
Extd Total: TAXES PAYABLE:				2,090,130.47		
Department Total: TAXES PAYABLE:				2,090,130.47		
CAFR Total: CURRENT FUND NON BUDGET ACCTS:				2,090,130.47		
Fund Total: CURRENT				2,367,420.48		
Fund: BEACH						
Department: UTILITY OE						
Extd: BEACH UTILITY O/E: OTHER EXPENSES:						
3-05-55-502-000-206 BEACH UTILITY O/E: Purchase of Equipment						
FISSUP	FISHERMAN'S SUPPLY LLC	23-00885	anchors,line,shackles,thimbles	1,165.00	0.00	

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3-05-55-502-000-206 GRAING GRAINGER, INC.	BEACH UTILITY O/E: Purchase of Equipment Continued	23-00952	SIGN HOLDER FOR BEACH RESTROOMS	391.90 1,556.90	0.00	
3-05-55-502-000-211 NJAMER N.J. AMERICAN WATER CO.	BEACH UTILITY O/E: Light & Power	23-01116	#1018-210043098429 3/4-4/3	318.00	0.00	
3-05-55-502-000-212 GRAING GRAINGER, INC.	BEACH UTILITY O/E: Misc. Hardware	23-00933	Flushometers / Pipe cutter	1,590.49	0.00	
GRAING GRAINGER, INC.		23-00993	Misc Beach Supplies	88.52 1,679.01	0.00	B
3-05-55-502-000-215 DREYE005 DREYER'S LUMBER & HARDWARE INC	BEACH UTILITY O/E: Lumber/Bldg. Supplies	23-00962	Beach Locker Hardware	1,439.10	0.00	
3-05-55-502-000-217 CRAPRI CRAFTMASTER PRINTING, INC.	BEACH UTILITY O/E: Printing/Signs	23-01097	laminating beach restroom sign	165.00	0.00	
Extd Total: BEACH UTILITY O/E: OTHER EXPENSES:				5,158.01		
Department Total: UTILITY OE				5,158.01		
3-05-55-546-000-907 CITY CITY OF ASBURY PARK	BEACH UTILITY: Misc. Revenue Refunds	23-01062	Transfer Funds to Affordable	6,945.00	0.00	
Extd Total:				6,945.00		
Department Total:				6,945.00		
CAFR Total:				12,103.01		
Fund Total: BEACH				12,103.01		
Fund: TRANSPORTATION UTILITY: BUDGET:						
Department: UTILITY OE						
Extd: TRANS.UTILITY O/E: OTHER EXPENSES:						
3-06-55-502-000-202 KEPSPR KEPWEL SPRING WATER	TRANS.UTILITY O/E: Office Supplies	23-01041	ACCT #117290 MARCH 2023	12.00	0.00	
3-06-55-502-000-207 OPTIMUM OPTIMUM	TRANS.UTILITY O/E: Internet	23-01047	#07866-196915-01-3 3/15 - 4/14	161.39	0.00	
3-06-55-502-000-212 IPSGRO IPS GROUP, INC.	TRANS.UTILITY O/E: Parking Meter Supply	23-01053	INV83184 3/23 DMS Fees	7,557.00	0.00	
3-06-55-502-000-218 KEPSPR KEPWEL SPRING WATER	TRANSP. UTILITY OE Professional Svcs.	23-01041	ACCT #117290 MARCH 2023	12.00	0.00	
3-06-55-502-000-228 DYNAM005 DYNAMIC TRAFFIC, LLC	TRANSPORT. UTILITY OE Engineering Fees	23-01054	INV2571 Srvs through 3/25/23	4,625.00	0.00	
Extd Total: TRANS.UTILITY O/E: OTHER EXPENSES:				12,367.39		
Department Total: UTILITY OE				12,367.39		
CAFR Total:				12,367.39		
Fund Total: TRANSPORTATION UTILITY: BUDGET:				12,367.39		

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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					
MCMCAR	MCMMASTER-CARR SUPPLY CO.	23-00278	Shear Pins for Secondary Tanks	149.26	0.00	
GPCNA092	GPC-NAPA AUTO PARTS	23-00836	Gear Oil for Pumps	198.98	0.00	
KEPSPR	KEPWEL SPRING WATER	23-01041	ACCT #117290 MARCH 2023	12.00	0.00	
GRAING	GRAINGER, INC.	23-01106	Door Hardware, Angle Grinder	793.44	0.00	
				<u>1,153.68</u>		
3-07-55-502-000-205	SEWER UTILITY O/E: Repairs					
ENVLLC	ENVIROLUTIONS, LLC	23-00855	Emergency Repair to Pump	2,533.00	0.00	
SECWOR	SECURITY WORLD INC.	23-00992	Emergency Alarm Repair	5,400.00	0.00	
ALLBOI	ALLIED BOILER REPAIR CORP.	23-01050	#19017 Emergency No Heat 1/13	315.00	0.00	
				<u>8,248.00</u>		
3-07-55-502-000-209	SEWER UTILITY O/E: Fees					
LYONS005	LYONS ENVIRONMENTAL SERVICES	23-00995	#APSA0323 WWTP TESTING MARCH	1,295.00	0.00	
TREDEP	TREASURER-STATE NJ - NJDEP	23-01131	PID 46081 Sewer Plant	41,613.31	0.00	
				<u>42,908.31</u>		
3-07-55-502-000-211	SEWER UTILITY O/E: Light & Power					
NJAMER	N.J. AMERICAN WATER CO.	23-01116	#1018-210043098429 3/4-4/3	965.78	0.00	
3-07-55-502-000-218	SEWER UTILITY O/E: Contract Services					
AIRSYS	AIR SYSTEMS MAINTENANCE, INC.	23-00453	HVAC MAINTENANCE AGREEMENT	2,860.00	0.00	B
KEPSPR	KEPWEL SPRING WATER	23-01041	ACCT #117290 MARCH 2023	12.00	0.00	
TERPES	THE TERMINIX INTERNATIONAL CO	23-01145	PEST CONTROL SERVICES 4/3/23	90.00	0.00	
				<u>2,962.00</u>		
3-07-55-502-000-224	SEWER UTILITY O/E: Sludge Removal					
RUSREI	RUSSELL REID WASTE HAULING &	23-01098	#0006702062 MARCH 2023	32,018.07	0.00	
3-07-55-502-000-230	SEWER UTILITY O/E: Hypochlorite					
UNIVAR	UNIVAR SOLUTIONS USA, INC.	23-01031	INVOICE #51045202 APRIL 2023	4,494.30	0.00	
UNIVAR	UNIVAR SOLUTIONS USA, INC.	23-01058	INVOICE #50926539 FEB 2023	4,504.05	0.00	
				<u>8,998.35</u>		
	Extd Total: SEWER UTILITY O/E: OTHER EXPENSES:			97,254.19		
	Department Total: UTILITY OE			97,254.19		
3-07-55-506-000-901	ASB.PARTNER-SEWER ASSESS.					
ASBLLC	ASBURY PARTNERS, LLC	23-01067	1st QTR. 2023 ODOR CONTROL	9,991.16	0.00	
	Extd Total:			9,991.16		
	Department Total:			9,991.16		
3-07-55-599-001-299	SEWER REFUNDS - P/Y					
EDWAR005	EDWARD H & SUZANNE L EVANS	23-00781	SEWER REFUND 10107006-0	979.40	0.00	

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3-07-55-599-001-299	SEWER REFUNDS - P/Y		Continued			
MCA JMJ MATTISON CONDO ASSOC%JMJ SERV		23-00893	SEWER REFUND 10534758-0	211.06	0.00	
				1,190.46		
	Extd Total:			1,190.46		
	Department Total:			1,190.46		
	CAFR Total:			108,435.81		
	Fund Total: SEWER UTILITY: BUDGET:			108,435.81		
	Year Total:			2,500,326.69		
Fund:	GENERAL CAPITAL FUND BUDGET:					
Extd:	Odr. 2018-57 Acq. of Real Property FH					
C-04-55-998-176-001	Section 20 Costs					
HILLW005 HILL WALLACK LLP		23-01109	Invoice 710949 General Legal	4,063.50	0.00	
	Extd Total: Odr. 2018-57 Acq. of Real Property FH			4,063.50		
Extd:	Bond Ord. 2022-16 2022 Var. Cap. Improv.					
C-04-55-998-183-005	City wide IT Improvements/Equipment					
NEWIRON NEWARK IRONBOUND ELECTRICAL		23-00489	Low Voltage Cable	2,204.00	0.00	
	Extd Total: Bond Ord. 2022-16 2022 Var. Cap. Improv.			2,204.00		
	Department Total:			6,267.50		
	CAFR Total:			6,267.50		
	Fund Total: GENERAL CAPITAL FUND BUDGET:			6,267.50		
Fund:	PARKING CAPITAL					
Department:	Ord. 2020-8 Memorial Drive Paving					
Extd:	Ord. 2020-8 Memorial Drive Paving					
C-09-17-906-000-901	Section 20 Costs					
TREDEP TREASURER-STATE NJ - NJDEP		23-01100	PID 1016447 Memorial Drive	450.00	0.00	
C-09-17-906-000-902	Construction Costs					
LUCBRO LUCAS BROTHERS, INC.		22-03390	MEMORIAL DRIVE IMPROVEMENTS	47,630.27	0.00	B
	Extd Total: Ord. 2020-8 Memorial Drive Paving			48,080.27		
	Department Total: Ord. 2020-8 Memorial Drive Paving			48,080.27		
	CAFR Total:			48,080.27		
	Fund Total: PARKING CAPITAL			48,080.27		
	Year Total:			54,347.77		
Fund:	GRANT FUND BUDGET:					
G-02-43-907-019-200	Mental Health Grant					
HOMDRU HOME DRUG PHARMACY		19-03515	Medication for Clients 2019-20	55.00	0.00	B
	Extd Total:			55.00		
	Department Total:			55.00		

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G-02-43-956-022-206	ARP Funding					
ARCAR005	ARCARI & IOVINO ARCHITECTS, PC	22-00891	TRANSPORTATION RENOVATIONS	2,460.00	0.00	B
	Extd Total:			2,460.00		
	Department Total:			2,460.00		
	CAFR Total:			2,515.00		
	Fund Total: GRANT FUND BUDGET:			2,515.00		
	Year Total:			2,515.00		
Fund:	ANIMAL CONTROL FUND BUDGET:					
T-12-56-850-000-801	Reserve for Animal Control					
NJDEPH	NJ DEPT.HEALTH/SNR.SERV.	23-01043	March 2023 State Report	44.00	0.00	
	Extd Total:			44.00		
	Department Total:			44.00		
	CAFR Total:			44.00		
	Fund Total: ANIMAL CONTROL FUND BUDGET:			44.00		
Fund:	COMMUNITY DEVELOPMENT BLK GRANT BUDGET:					
Extd:	2020 CDBG B20MC340100 CFDA 14.218					
T-17-78-850-850-004	2020 Tree Planting					
GASFAM	GASKOS FAMILY FARM	23-00977	Various Trees for planting	1,699.83	0.00	
	Extd Total: 2020 CDBG B20MC340100 CFDA 14.218			1,699.83		
	Department Total:			1,699.83		
	CAFR Total:			1,699.83		
Extd:	2021 CDBG B21MC340100 CFDA 14.218					
T-17-80-850-850-001	2021 Administration					
YESGRA	YES GRAPHIC	23-00350	Black History Pics	995.00	0.00	
	Extd Total: 2021 CDBG B21MC340100 CFDA 14.218			995.00		
	Department Total:			995.00		
	CAFR Total:			995.00		
Extd:	2022 CDBG B-22-MC-34-0100					
T-17-81-850-850-001	2022 Administration					
THEWE005	THE WEBSTAIRANT STORE, INC.	23-00839	Supplies for Community Events	735.71	0.00	
ASBPAK	ASBURY PARK PRESS	23-01108	#0005626215 ANNUAL ACTION PLAN	150.28	0.00	
				885.99		
T-17-81-850-850-005	2022 Community Events					
KARBRI	KAREEM BRINSON	23-00867	DJ Services for Easter Event	250.00	0.00	

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T-17-81-850-850-008 MERCEN MERCY CENTER	2022 Public Facility - Mercy Center	23-00311	Public Facility Upgrades	31,449.13	0.00	
	Extd Total: 2022 CDBG B-22-MC-34-0100			32,585.12		
	Department Total:			32,585.12		
	CAFR Total:			32,585.12		
	Fund Total: COMMUNITY DEVELOPMENT BLK GRANT BUDGET:			35,279.95		
Fund:	TRUST OTHER					
T-20-56-850-860-801 NJLABO NJ DEPT.OF LABOR:DIV.OF EMPLOY	Reserve for Unemployment Compensation	23-01133	1st Q 2021 Unemployment	24,200.35	0.00	
	Extd Total:			24,200.35		
Extd:	5 YR EMERGENCY					
T-20-56-850-875-801 NJDEPC NJ DEPT. OF COMMUNITY AFFAIRS	Reserve for DCA Training Fees	23-01139	1ST QTR TRAINING FEES	5,874.00	0.00	
	Extd Total: 5 YR EMERGENCY			5,874.00		
	Department Total:			30,074.35		
	CAFR Total:			30,074.35		
	Fund Total: TRUST OTHER			30,074.35		
Fund:	PLANNING & ZONING ESCROW FUND BUDGET:					
CAFR:	PLANNING & ZONING ESCROW FUND BUDGET:					
T-21-00-341-000-299 CLACAN CLARKE CATON HINTZ PC	210 5TH AVENUE (ASBURY PARTNERS,LLC)	23-00909	CCH March 2023 invoices	852.80	0.00	
	Extd Total:			852.80		
	Department Total:			852.80		
T-21-00-375-000-299 CLACAN CLARKE CATON HINTZ PC	208 MAIN ST.(PLAN AMEND)(JOHNNY MAC HOS)	23-00909	CCH March 2023 invoices	435.00	0.00	
	Extd Total:			435.00		
	Department Total:			435.00		
T-21-00-397-000-299 CLACAN CLARKE CATON HINTZ PC	545 LAKE AVENUE(COOKMAN COMMUNITY, LLC)	23-00909	CCH March 2023 invoices	870.00	0.00	
	Extd Total:			870.00		
	Department Total:			870.00		
Department:	PUBLIC DEFEND.					
T-21-00-495-000-299 CLACAN CLARKE CATON HINTZ PC	900-901 MATTISON AVE(ASBURY MEM.PARKWAY)	23-00909	CCH March 2023 invoices	290.00	0.00	
	Extd Total:			290.00		
	Department Total: PUBLIC DEFEND.			290.00		

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T-21-00-499-000-299	216-2183RD/215-219 2ND(TRC)(K.HOVNANIAN)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			290.00	0.00	
	Extd Total:			290.00		
	Department Total:			290.00		
T-21-00-549-000-299	929 ASBURY/1000 1ST(PARTNER PROP.,LLC)					
THEBE005 THE BEEKMAN LAW FIRM, LLC	23-01073 Beekman 929 Asbury			75.00	0.00	
	Extd Total:			75.00		
	Department Total:			75.00		
T-21-00-551-000-299	700 MONROE AVE(MONROE AVENUE REALTY,LLC)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			528.57	0.00	
	Extd Total:			528.57		
	Department Total:			528.57		
T-21-00-557-000-299	1109 GRAND AVENUE(ANDREW & LIANA MOSS)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			810.00	0.00	
JACSER JACK A. SERPICO	23-01070 PROF SVS FOR ZB -Moss Serpico			225.00	0.00	
				1,035.00		
	Extd Total:			1,035.00		
	Department Total:			1,035.00		
T-21-00-560-000-299	614 COOKMAN AVENUE(614 COOKMAN, LLC)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			405.30	0.00	
	Extd Total:			405.30		
	Department Total:			405.30		
T-21-00-566-000-299	807 MEMORIAL DR.(BREAKWATER TREATMENT)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			1,147.50	0.00	
RONAL005 RONALD P. MONDELLO, P.C.	23-01057 Ron Mondello PO Breakwater 002			3,575.00	0.00	
				4,722.50		
	Extd Total:			4,722.50		
	Department Total:			4,722.50		
T-21-00-575-000-299	1509-1511 KINGSLEY(AP LUXURY APARTMENTS)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			1,545.14	0.00	
	Extd Total:			1,545.14		
	Department Total:			1,545.14		
T-21-00-576-000-299	416 BOND STREET(NEWELL ST LLC)					
CLACAN CLARKE CATON HINTZ PC	23-00909 CCH March 2023 invoices			1,535.00	0.00	
	Extd Total:			1,535.00		
	Department Total:			1,535.00		

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

April 19, 2023
04:02 PM

CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

3.D.1.a
Page No. 10

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-21-00-578-000-299 CLACAN CLARKE CATON	911 KINGSLEY ST(PORTA AT ASBURY,LLC) HINTZ PC	23-00909	CCH March 2023 invoices	290.00	0.00	
	Extd Total:			290.00		
	Department Total:			290.00		
T-21-00-579-000-299 CLACAN CLARKE CATON	1123 SUMMERFIELD(1123 SUMMERFIELD, LLC) HINTZ PC	23-00909	CCH March 2023 invoices	870.00	0.00	
	Extd Total:			870.00		
	Department Total:			870.00		
T-21-00-582-000-299 CLACAN CLARKE CATON	929 ASBURY AV(INSPIRE)(PARTNER PROPERTIES) HINTZ PC	23-00909	CCH March 2023 invoices	181.25	0.00	
	Extd Total:			181.25		
	Department Total:			181.25		
	CAFR Total: PLANNING & ZONING ESCROW FUND BUDGET:			13,925.56		
	Fund Total: PLANNING & ZONING ESCROW FUND BUDGET:			13,925.56		
Fund:	MADISON-ASBURY RETAIL, LLC FUND BUDGET:					
CAFR:	MADISON-ASBURY RETAIL, LLC FUND BUDGET:					
T-39-00-850-000-299 HILLW005 HILL WALLACK LLP	MADISON-ASBURY RETAIL - Miscellaneous 23-01110 Invoice 710962 Watrfront Red.			39.00	0.00	
	Extd Total:			39.00		
	Department Total:			39.00		
	CAFR Total: MADISON-ASBURY RETAIL, LLC FUND BUDGET:			39.00		
	Fund Total: MADISON-ASBURY RETAIL, LLC FUND BUDGET:			39.00		
Fund:	ISTAR-2 ESCROW FUND:					
T-42-56-850-850-802 MARFAL MARAZITI FALCON, LLP	ISTAR-2 ESCROW - Miscellaneous 23-00943 PROFESSIONAL SERVICES RENDERED			20,354.71	0.00	
	Extd Total:			20,354.71		
	Department Total:			20,354.71		
	CAFR Total:			20,354.71		
	Fund Total: ISTAR-2 ESCROW FUND:			20,354.71		
Fund:	CITY OF ASBURY PARK REDEVELOPMENT ESCROW					
T-48-56-850-000-833 KYLEM005 KYLE MCMANUS ASSOCIATES LLC	1201 MEMORIAL(DOUGLAS DEVELOPMENT CORP) 23-01077 Invoice 4234 1216 Springwood			514.50	0.00	
T-48-56-850-000-840 KYLEM005 KYLE MCMANUS ASSOCIATES LLC	614 COOKMAN AVE(ASBURY PARK BREWERY,LLC) 23-01077 Invoice 4234 1216 Springwood			441.00	0.00	
T-48-56-850-000-844 HILLW005 HILL WALLACK LLP	316 MAIN STREET(316 MAIN AVENUE, LLC) 23-01111 Invoice 710967 316 Main St.			35.00	0.00	

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

April 19, 2023
04:02 PM

CITY OF ASBURY PARK
Purchase Order Listing By Budget Account

Budget Account Vendor	Description	P.O. Id	P.O. Description	Amount	Void Amount	PO Type
T-48-56-850-000-862	1001 1ST AVENUE(ASBURY PARK FIRST)					
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-01077 Invoice 4234 1216 Springwood			36.75	0.00	
T-48-56-850-000-863	1206 SPRINGWOOD AV(INTERFAITH NEIGHBORS)					
KYLEM005 KYLE MCMANUS ASSOCIATES LLC	23-01077 Invoice 4234 1216 Springwood			73.50	0.00	
Extd Total:				1,100.75		
Department Total:				1,100.75		
CAFR Total:				1,100.75		
Fund Total: CITY OF ASBURY PARK REDEVELOPMENT ESCROW				1,100.75		
Year Total:				100,818.32		
Total Charged Lines:	337	Total List Amount:	2,775,717.20	Total Void Amount:	0.00	

Attachment: Bill List 4-26-23 (2023-206 : Payment of Bills)

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT	2-01	4,563.14	0.00	0.00	4,563.14
SEWER UTILITY: BUDGET:	2-07	<u>113,146.28</u>	<u>0.00</u>	<u>0.00</u>	<u>113,146.28</u>
Year Total:		117,709.42	0.00	0.00	117,709.42
CURRENT	3-01	2,367,420.48	0.00	0.00	2,367,420.48
BEACH	3-05	12,103.01	0.00	0.00	12,103.01
TRANSPORTATION UTILITY: BUDGET:	3-06	12,367.39	0.00	0.00	12,367.39
SEWER UTILITY: BUDGET:	3-07	<u>108,435.81</u>	<u>0.00</u>	<u>0.00</u>	<u>108,435.81</u>
Year Total:		2,500,326.69	0.00	0.00	2,500,326.69
GENERAL CAPITAL FUND BUDGET:	C-04	6,267.50	0.00	0.00	6,267.50
PARKING CAPITAL	C-09	<u>48,080.27</u>	<u>0.00</u>	<u>0.00</u>	<u>48,080.27</u>
Year Total:		54,347.77	0.00	0.00	54,347.77
GRANT FUND BUDGET:	G-02	2,515.00	0.00	0.00	2,515.00
ANIMAL CONTROL FUND BUDGET:	T-12	44.00	0.00	0.00	44.00
COMMUNITY DEVELOPMENT BLK GRANT BUDGE	T-17	35,279.95	0.00	0.00	35,279.95
TRUST OTHER	T-20	30,074.35	0.00	0.00	30,074.35
PLANNING & ZONING ESCROW FUND BUDGET:	T-21	13,925.56	0.00	0.00	13,925.56
MADISON-ASBURY RETAIL, LLC FUND BUDGE	T-39	39.00	0.00	0.00	39.00
ISTAR-2 ESCROW FUND:	T-42	20,354.71	0.00	0.00	20,354.71
CITY OF ASBURY PARK REDEVELOPMENT ESC	T-48	<u>1,100.75</u>	<u>0.00</u>	<u>0.00</u>	<u>1,100.75</u>
Year Total:		100,818.32	0.00	0.00	100,818.32
Total of All Funds:		<u>2,775,717.20</u>	<u>0.00</u>	<u>0.00</u>	<u>2,775,717.20</u>

April 26, 2023 Council Meeting

Balance Brought Forward from Total List Amount	\$ 2,775,717.20
NJ Motor Vehicle Commission (23-01102)	\$ 60.00

Total:	<u><u>\$ 2,775,777.20</u></u>
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Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-207

Resolution authorizing the emergency repairs and maintenance as needed and to maintain DEP compliance at the Waste Water Treatment Plant.



RESOLUTION NO. 2023-207

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

RESOLUTION AUTHORIZING THE EMERGENCY REPAIRS AND MAINTENANCE AS NEEDED AT THE WASTE WATER TREATMENT PLANT

WHEREAS, due to the conditions at the Waste Water Treatment Plant, the City Manager has declared an emergency as per the Local Public Contracts Law, N.J.S.A. 40A:11-6 for repairs and maintenance as needed and to maintain compliance with DEP; and

WHEREAS, the declarations of the emergency will be on file with the CFO, Director of Purchasing and the City Manager as per the Local Public Contract Law; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, authorizes the emergency repairs and maintenance as needed at the Waste Water Treatment Plant and to maintain compliance with DEP.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the CFO, City Manager, Director of Capital Projects and Public Facilities, Sewer Plant Manager and Purchasing Agent and the City Clerk is to advertise the contract as per the Local Public Contracts 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 RESOLUTION NO. 2023-207 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-208

Resolution authorizing the emergency purchase of two primary sludge pump impellers needed at the WWTP from Envirolutions totaling \$6,814.00 utilizing sewer funds.



RESOLUTION NO. 2023-208

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

RESOLUTION AUTHORIZING EMERGENCY PURCHASE OF TWO PRIMARY SLUDGE PUMP IMPELLERS NEEDED AT THE WASTE WATER TREATMENT PLANT

WHEREAS, the City had approved via Resolution 2023-207 the emergency repairs and maintenance as needed at the Waste Water Treatment Plant; and

WHEREAS, the City Manager declared an emergency as per the Local Public Contracts Law, N.J.S.A. 40A:11-6 for the emergency purchase of two primary sludge pump impellers needed at the WWTP; and

WHEREAS, the declarations of the emergency are on file with the CFO, Director of Purchasing and the City Manager as per the Local Public Contract Law; and

WHEREAS, the Sewer Department solicited the attached quote from Envirolutions, LLC; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract to Envirolutions, LLC in the amount of \$6,814.00 for the emergency purchase of two primary sludge pump impellers needed at the Waste Water Treatment Plant; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the Sewer Account 3-07-55-502-000-205. The maximum dollar value of the pending contract is as set forth in the resolution.

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, authorizes Envirolutions, LLC for the emergency purchase of two primary sludge pump impellers needed at the Waste Water Treatment Plant in the amount of \$6,814.00.

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

Plant Manager 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. 2023-208 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-209

Resolution authorizing the purchase of five outdoor bottle filling stations in the amount of \$21,463.07 from Atlantic Plumbing utilizing the Recycling Tonnage Grant.



RESOLUTION NO. 2023-209

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

RESOLUTION AUTHORIZING THE PURCHASE OF OUTDOOR BOTTLE FILLING STATIONS

WHEREAS, the City of Asbury Park ("City") has a need to purchase five outdoor bottle filling stations; and

WHEREAS, the City has solicited and obtained two quotes from Atlantic Plumbing Supply Corp. and Ferguson; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract for the purchase of five outdoor bottle filling stations to Atlantic Plumbing Supply Corp. in the amount of \$21,463.07; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following accounts G-02-43-889-018-200 and G-02-43-918-019-200. 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 five outdoor water bottle filling stations in the amount of \$21,463.07 and a copy of this resolution shall be provided to the Director of Capital Projects and Public Facilities, 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. 2023-209 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

Quotation



ATLANTIC PLUMBING SUPPLY CORP.
702 JOLINE AVE
LONG BRANCH, NJ 07740
732-229-0334 Fax 732-229-7948

QUOTE DATE	QUOTE NUMBER
04/11/23	S3854009
ORDER TO:	
ATLANTIC PLUMBING SUPPLY CORP.	
702 JOLINE AVE	
LONG BRANCH, NJ 07740	
PAGE NO.	
	1

QUOTE TO:
 ASBURY PARK CITY
 ATTN: ACCOUNTS PAYABLE
 ONE MUNICIPAL PLAZA
 ASBURY PARK, NJ 07712

SHIP TO:
 ASBURY PARK CITY
 ATTN: ACCOUNTS PAYABLE
 ONE MUNICIPAL PLAZA
 ASBURY PARK, NJ 07712

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
1955	ABURY PARK BOARD WALK		LB HOUSE ACCOUNT	
QUOTED	SHIP YR	TERMS	SHIP DATE	FREIGHT
IVAN HERRERA	BID	Net Due 30 Days	05/23/23	No
DRAWN BY	DESCRIPTION		NET PRC	EXT PRC
1ea	Atlantic Plumbing Supply may offer pricing for alternate products for those specified. These items might be equal but are always subject to engineers approval. We accept no liability for any alternates rejected by the engineer. All prices quoted are valid until the next manufacturers price increase.		0.000	0.00
5ea	NS ELKAY LK4410BFEVG ELKAY OUTDOOR EZH20 BOTTLE FILLING STATION NON-FILTERED, NON-REFRIGERATED EVERGREEN ===== approx. eta. 3 to 5 wks. === == please see spec. info. provided. ==		4292.614	21463.1
1ea	----- ALL NON-STOCK ITEMS MAY BE SUBJECT TO FREIGHT CHARGES -----		0.000	0.
1ea	***** Please note: The abbreviation(NS) signifies that this item is NONSTOCK and/or SPECIAL ORDER for APS. Any (NS) item is non RETURNABLE and/or REFUNDABLE. By initialing below you agree to these terms: Customer Signature: _____ *****		0.000	0.

*** Continued on Next Page ***

Attachment: Outdoor Bottle Filling Stations Quotes (2023-209 : Purchase of Outdoor Bottle Filling Stations)

Quotation



ATLANTIC PLUMBING SUPPLY CORP.
702 JOLINE AVE
LONG BRANCH, NJ 07740
732-229-0334 Fax 732-229-7948

QUOTE DATE	QUOTE NUMBER
04/11/23	S3854009
ORDER TO:	PAGE NO.
ATLANTIC PLUMBING SUPPLY CORP. 702 JOLINE AVE LONG BRANCH, NJ 07740	2

QUOTE TO:
 ASBURY PARK CITY
 ATTN: ACCOUNTS PAYABLE
 ONE MUNICIPAL PLAZA
 ASBURY PARK, NJ 07712

SHIP TO:
 ASBURY PARK CITY
 ATTN: ACCOUNTS PAYABLE
 ONE MUNICIPAL PLAZA
 ASBURY PARK, NJ 07712

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
1955	ABURY PARK BOARD WALK		LB HOUSE ACCOUNT	
WRITER	SHIP VIL	TERMS	SHIP DATE	FREIGHT
IVAN HERRERA	BID	Net Due 30 Days	05/23/23	No
ORDER CITY	DESCRIPTION	NET PYS	EXT PYS	
	TAXES NOT INCLUDED			
	***** ALL NONSTOCK (NS) ITEMS ARE NON-RETURNABLE. PRICES MAY BE ADJUSTED FOR ANY CHANGES IN TARIFFS. ATLANTIC WILL ADJUST PRICING ACCORDINGLY WHETHER INCREASED OR DECREASED. PLACEMENT OF AN ORDER REPRESENTS ACCEPTANCE OF THESE TERMS.			

*** This is a quotation ***
 Prices are firm for 30 days and subject to
 change without notice after 30 days.
 Please contact your Sales Representative if you need
 assistance with DBE/MBE/WBE/Small Business Requirements.
 Applicable taxes extra!

Subtotal	21463.00
S&H CHGS	0.00
Amount Due	21463.00

Attachment: Outdoor Bottle Filling Stations Quotes (2023-209 : Purchase of Outdoor Bottle Filling Stations)



FEL-SECAUCUS, NJ (F3020)
50 MEADOWLANDS PARKWAY
SECAUCUS, NJ 07094-0000

Phone: 201-305-4100
Fax: 201-863-3701

3.D.4.a

Deliver To:
From: Denzel Greene
Comments:

Page 1 of 1

14:44:28 MAR 27 2023

FERGUSON ENTERPRISES LLC #501
Price Quotation
Phone: 201-305-4100
Fax: 201-863-3701

Bid No: B807346
Bid Date: 03/27/23
Quoted By: DYG

Cust Phone: 732-775-2100
Terms: NET 10 DAYS

Customer: CITY OF ASBURY PARK
ONE MUNICIPAL PLAZA
ASBURY PARK, NJ 07712

Ship To: CITY OF ASBURY PARK
ONE MUNICIPAL PLAZA
ASBURY PARK, NJ 07712

Cust PO#: VIA PHONE

Job Name: WATER FOUNTAINS

Item	Description	Quantity	Net Price	UM	Total
4121687	LF FM ADA SGL OUTDR BTL FILL FTN ***PLUS FREIGHT*** *EVERGREEN IS THE STANDARD COLOR. IF FINISH IS DIFFERENT, COST/LEAD TIME WILL VARY* EST. 4-5 WEEK LEAD	5	5196.722	EA	25983.61

Net Total: \$25983.61
Tax: \$0.00
Freight: \$0.00
Total: \$25983.61

Quoted prices are based upon receipt of the total quantity for immediate shipment (48 hours). SHIPMENTS BEYOND 48 HOURS SHALL BE AT THE PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS NOTED OTHERWISE. QUOTES FOR PRODUCTS SHIPPED FOR RESALE ARE NOT FIRM UNLESS NOTED OTHERWISE.

CONTACT YOUR SALES REPRESENTATIVE IMMEDIATELY FOR ASSISTANCE WITH DBE/MBE/WBE/SMALL BUSINESS REQUIREMENTS.

Seller not responsible for delays, lack of product or increase of pricing due to causes beyond our control, and/or based upon Local, State and Federal laws governing type of products that can be sold or put into commerce. This Quote is offered contingent upon the Buyer's acceptance of Seller's terms and conditions, which are incorporated by reference and found either following this document, or on the web at <https://www.ferguson.com/content/website-info/terms-of-sale>
Govt Buyers: All items are open market unless noted otherwise.

LEAD LAW WARNING: It is illegal to install products that are not "lead free" in accordance with US Federal or other applicable law in potable water systems anticipated for human consumption. Products with "NP" in the description are NOT lead free and can only be installed in non-potable applications. Buyer is solely responsible for product selection.
COVID-19 ORDER: ANY REFERENCE TO OR INCORPORATION OF EXECUTIVE ORDER 14042 AND/OR THE EO-IMPLEMENTING FEDERAL CLAUSES (FAR 52.223-99 AND/OR DFARS 252.223-7999) IS EXPRESSLY REJECTED BY SELLER AND SHALL NOT APPLY AS SELLER IS A MATERIALS SUPPLIER AND THEREFORE EXEMPT UNDER THE EXECUTIVE ORDER.
Buyer shall accept delivery of products within 60 days of Seller receiving the products at Seller's warehouse. If Buyer causes or requests a delay in the delivery of the products, Buyer may be subject to storage fees and additional costs caused by such delay. Seller reserves the right to requote the products and reschedule the delivery date, subject to manufacturer's lead times and price increases, if Buyer is unable to accept delivery within 60 days.



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Scan the QR code or use the link below to
complete a survey about your bids:

<https://survey.medallia.com/?bidsorder&fc=5851&on=17809>

Packet Pg. 89

Attachment: Outdoor Bottle Filling Stations Quotes (2023-209 : Purchase of Outdoor Bottle Filling Stations)



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-210

Resolution authorizing the purchase of a new Parking Enforcement vehicle and related equipment needed utilizing transportation funds totaling \$48,864.52. The 2017 Jeep Liberty was totaled in a motor Vehicle accident and PMA reimbursed the City \$14,255.67.



RESOLUTION NO. 2023-210

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

RESOLUTION AUTHORIZING THE PURCHASE OF A NEW PARKING ENFORCEMENT VEHICLE AND RELATED EQUIPMENT NEEDED

WHEREAS, the 2017 Jeep Liberty Sport Vehicle #80 was involved in a motor vehicle accident, which was at no fault of the Parking Enforcement; and

WHEREAS, the City submitted claim #L-00-38-43922 to PMA Management Corp. for reimbursement; and

WHEREAS, PMA Management Corp. has reimbursed the City for this vehicle with check # 6505434B totaling \$14,255.67; and

WHEREAS, the City has a need for a new parking enforcement vehicle and related equipment; and

WHEREAS, the City has obtained the attached quotes totaling \$48,864.52

- 2023 Chevrolet Tahoe from Witmoyer Auto Group totaling \$38,255.00. A quote was also solicited from Gentilini Motors.
- East Coast Emergency Lighting, Inc. in the amount of \$10,309.52 off of NJ State Contract #17-FLEET-00761.

WHEREAS, the City of Asbury Park is desirous of awarding the purchases to the vendors in an amount listed above; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the following account: 3-06-55-504-000-102. The maximum dollar value of the pending contract is as stated 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 authorizes the purchases outlined in this Resolution for a total amount of \$48,864.52; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution

be provided to the CFO, City Manager, Director of Transportation and the 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. 2023-210 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (☒ Complete)

Quote Worksheet

	MSF
Base Price	\$36,820.00
Dest Charge	\$1,395.00
Total Options	\$40.00
Subtotal	\$38,255.00
Discount as per COSTARS 26-054	(\$1,755.00)
Subtotal Pre-Tax Adjustments	(\$1,755.00)
Less Customer Discount	\$0.00
Subtotal Discount	\$0.00
Trade-In	\$0.00
Subtotal Trade-In	\$0.00
Taxable Price	\$36,500.00
Sales Tax	\$0.00
Subtotal Taxes	\$0.00
Subtotal Post-Tax Adjustments	\$0.00
Total Sales Price	\$36,500.00

Comments:

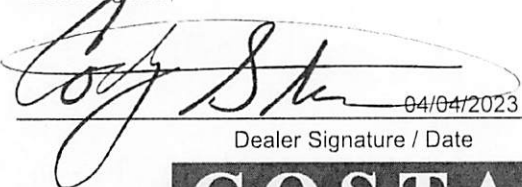
Following is our proposal to furnish and deliver one (1) "new and unused" 2023 Chevrolet Traverse LS. Please review and contact our office if you have any questions.

Your total cost to purchase is \$36,500. Vehicle will be filled with fuel, washed and delivered to your location.

VEHICLE WILL BE ON GROUND AND AVAILABLE AROUND MAY-JUNE

Thank you for your time, and the opportunity to earn your business.

Best Regards,


04/04/2023
Dealer Signature / Date

Customer Signature / Date



This document contains information considered Confidential between GM and its Clients uniquely. The information provided is not intended for public disclosure. Prices, specifications, and availability are subject to change without notice, and do not include certain fees, taxes and charges that may be required by law or vary by manufacturer or region. Performance figures are guidelines only, and actual performance may vary. Photos may not represent actual vehicles or exact configurations. Content based on report preparer's input is subject to the accuracy of the input provided.

Data Version: 19080. Data Updated: Apr 3, 2023 6:37:00 PM PDT.



Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL



COSTARS™

Pennsylvania Department of General Services

Attachment: PARKING ENFORCEMENT VEHICLE (2023-210 : Authorizing the purchase of a new parking enforcement vehicle and related



Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Standard Equipment

Package

Chevy Safety Assist includes (UHY) Automatic Emergency Braking, (UKJ) Front Pedestrian Braking, (UHX) Lane Keep Assist with Lane Departure Warning, (UE4) Following Distance Indicator, (UEU) Forward Collision Alert and (TQ5) IntelliBeam

Safety Package includes (UD7) Rear Park Assist, (UKC) Lane Change Alert with Side Blind Zone Alert, and (UFG) Rear Cross Traffic Alert (Beginning with start of production through July 25, 2022, certain vehicles will be forced to include (00Y) Not Equipped with Rear Park Assist, which removes Rear Park Assist. See dealer for details or the window label for the features on a specific vehicle. Beginning October 17, 2022, certain vehicles will be forced to include (060) Not Equipped with Rear Park Assist, which removes Rear Park Assist. Does not include later dealer retrofit. See dealer for details or the window label for the features on a specific vehicle.)

Mechanical

Engine, 3.6L V6, SIDI, VVT (310 hp [232.0 kW] @ 6800 rpm, 266 lb-ft of torque [361 N-m] @ 2800 rpm) (STD)

Transmission, 9-speed automatic (STD)

E10 Fuel capable

Engine control, stop-start system

Engine control, stop-start system override

Driver Mode Selector

Axle, 3.49 final drive ratio

Chassis, All-Wheel Drive System (Requires AWD models.)

Battery, heavy-duty 600 cold-cranking amps

Alternator, 170 amps

GVWR, 6160 lbs. (2800 kg)

Suspension, Ride and Handling

Steering, power

Brakes, 4-wheel antilock, 4-wheel disc, 17" front and rear

Electric Parking Brake

Capless fuel fill

Exhaust, dual-outlet with circular bright tips

Tool kit, road emergency

Exterior

Wheels, 18" (45.7 cm) Bright Silver painted aluminum

Tires, P255/65R18 all-season blackwall

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Data Version: 19080. Data Updated: Apr 3, 2023 6:37:00 PM PDT.



Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Exterior

Wheel, spare, 18" (45.7 cm) steel

Tire, compact spare, T135/70R18, blackwall

Active Aero Shutters, upper and lower

Moldings, Black bodyside

Headlamps, LED

IntelliBeam, auto high beam control

Headlamps, automatic on/off

Taillamps, LED

Mirrors, outside heated, power-adjustable manual-folding, body-color, with turn signal indicators

Glass, deep-tinted

Wipers, front intermittent with washers

Wiper, rear intermittent with washer

Door handles, body-color

Liftgate, rear manual

Entertainment

Audio system, Chevrolet Infotainment 3 system 7" diagonal color touchscreen, AM/FM stereo. Additional features for compatible phones include: Bluetooth audio streaming for 2 active devices, voice command pass-through to phone, Apple CarPlay and Android Auto capable (STD)

Audio system feature, 6-speaker system

SiriusXM Radio enjoy a Platinum Plan trial subscription with over 150 channels including commercial-free music plus sports, news and entertainment. Plus listening on the SiriusXM app, online and at home on compatible connected devices is included, so you'll hear the best SiriusXM has to offer, anywhere life takes you. Welcome to the world of SiriusXM. (IMPORTANT: The SiriusXM radio trial package is not provided on vehicles that are ordered for Fleet Daily Rental ("FDR") use. If you decide to continue service after your trial, the subscription plan you choose will automatically renew thereafter and you will be charged according to your chosen payment method at then-current rates. Fees and taxes apply. See the SiriusXM Customer Agreement at www.siriusxm.com for complete terms and how to cancel. All fees, content, features, and availability are subject to change.)

Wi-Fi Hotspot capable (Terms and limitations apply. See onstar.com or dealer for details.)

Wireless Apple CarPlay/Wireless Android Auto

Active Noise Cancellation

Interior

Seating, 8-passenger (2-3-3 seating configuration)

Seats, front bucket (STD)

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Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Interior

Seat trim, premium cloth

Seat adjuster, driver 8-way power

Seat adjuster, front passenger 2-way manual

Seat adjuster, power driver lumbar control

Seats, third row 60/40 split-bench, manual-folding

Head restraints, front, 2-way adjustable

Head restraints, second and third row outboard, 2-way manual-folding

Console, front center with 2 cup holders, covered storage bin with storage and removable tray

Floor mats, color-keyed all rows (Deleted when LPO floor mats or LPO floor liners are ordered.)

Steering wheel, urethane

Steering column, tilt

Steering wheel controls, mounted controls for audio, phone and cruise

Display, 3.5" diagonal driver instrument information, monochromatic

Compass display, digital

Windows, power with driver Express Up/Down and front passenger Express-Down

Door locks, power programmable with lockout protection

Keyless Open includes extended range Remote Keyless Entry with lock/unlock feature

Keyless Start

Vehicle health management

Cruise control, electronic with set and resume speed

Remote panic alarm

Theft-deterrent system, electrical, unauthorized entry

USB ports 2 first row, 2 second row, 2 third row

Air conditioning, tri-zone automatic climate control with individual climate settings for driver, right front passenger and rear seat occupants

Sensor, humidity and windshield temperature

Defogger, rear-window electric

Heater ducts, 2nd row

Cup holders, 10 total

Umbrella holders, driver and front passenger doors

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Whitmoyer Auto Group

Cody Stewart | 717-653-8183 | whitmoyerautogroup@live.com

Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Interior

Mirror, inside rearview manual day/night

Visors, driver and passenger illuminated vanity mirrors, covered

Lighting, interior with theater dimming, cargo compartment, reading lights for front seats, second row reading lamps integrated into dome light, door-and tailgate-activated switches and illuminated entry and exit feature

Cargo storage, bin under rear floor

Chevrolet Connected Access capable (Subject to terms. See onstar.com or dealer for details.)

Safety-Mechanical

StabiliTrak, stability control system with traction control

Safety-Exterior

Daytime Running Lamps, LED

Safety-Interior

Airbags, dual-stage frontal and side-impact for driver and front passenger, driver inboard seat-mounted side-impact and roof-rail side-impact for all rows in outboard seating positions (Always use seat belts and the correct child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

Passenger Sensing System sensor indicator inflatable restraint, front passenger/child presence detector (Always use seat belts and the correct child restraints. Children are safer when properly secured in a rear seat in the appropriate child restraint. See the Owner's Manual for more information.)

OnStar and Chevrolet connected services capable (Terms and limitations apply. See onstar.com or dealer for details.)

Rear Vision Camera

Rear Park Assist with audible warning (Included and only available with (PQB) Safety Package. Beginning with start of production through July 25, 2022, certain vehicles will be forced to include (00Y) Not Equipped with Rear Park Assist, which removes Rear Park Assist. See dealer for details or the window label for the features on a specific vehicle. Beginning October 17, 2022, certain vehicles will be forced to include (060) Not Equipped with Rear Park Assist, which removes Rear Park Assist. Does not include later dealer retrofit. See dealer for details or the window label for the features on a specific vehicle.)

Lane Change Alert with Side Blind Zone Alert

Lane Keep Assist with Lane Departure Warning

Following Distance Indicator

Forward Collision Alert

Automatic Emergency Braking

Rear Cross Traffic Alert

Front Pedestrian Braking

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Whitmoyer Auto Group

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Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Safety-Interior

Buckle to Drive prevents vehicle from being shifted out of Park until driver seat belt is fastened; times out after 20 seconds and encourages seat belt use, can be turned on and off in Settings or Teen Driver menu

Door locks, rear child security

Rear Seat Reminder

LATCH system (Lower Anchors and Tethers for CHildren), for child restraint seats

Teen Driver a configurable feature that lets you activate customizable vehicle settings associated with a key fob to help encourage safe driving behavior. It can limit certain available vehicle features, and it prevents certain safety systems from being turned off. It includes the Buckle-to-Drive feature which prevents the driver from shifting from Park for up to 20 seconds if the driver's seat belt is not buckled. An in-vehicle report card gives you information on driving habits and helps you to continue to coach your new driver

Tire Pressure Monitor, includes Tire Fill Alert (Does not monitor spare.)

Horn, dual-note

3 Years of Remote Access The Remote Access Plan gives you simplified remote control of your properly equipped vehicle and unlocks a variety of great features in your myChevrolet mobile app. See dealer for details (Remote Access Plan does not include emergency or security services. See onstar.com for details and limitations. Available on select Apple and Android devices. Service availability, features and functionality vary by vehicle, device, and the plan you are enrolled in. Terms apply. Device data connection required.)

WARRANTY

Warranty Note: <<< Preliminary 2023 Warranty >>>

Basic Years: 3

Basic Miles/km: 36,000

Drivetrain Years: 5

Drivetrain Miles/km: 60,000

Drivetrain Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Corrosion Years (Rust-Through): 6

Corrosion Years: 3

Corrosion Miles/km (Rust-Through): 100,000

Corrosion Miles/km: 36,000

Roadside Assistance Years: 5

Roadside Assistance Miles/km: 60,000

Roadside Assistance Note: Qualified Fleet Purchases: 5 Years/100,000 Miles

Maintenance Note: 1 Year/1 Visit

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Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

Selected Model and Options

MODEL

CODE	MODEL	MSRP
1NV56	2023 Chevrolet Traverse AWD 4dr LS w/1FL	\$36,820.00

COLORS

CODE	DESCRIPTION
GB8	Mosaic Black Metallic

EMISSIONS

CODE	DESCRIPTION	MSRP
NE1	Emissions, Connecticut, Delaware, Maine, Maryland, Massachusetts, New Jersey, New York, Oregon, Pennsylvania, Rhode Island, Vermont and Washington state requirements	\$0.00

ENGINE

CODE	DESCRIPTION	MSRP
LFY	Engine, 3.6L V6, SIDI, VVT	\$0.00

TRANSMISSION

CODE	DESCRIPTION	MSRP
M3V	Transmission, 9-speed automatic	\$0.00

PREFERRED EQUIPMENT GROUP

CODE	DESCRIPTION	MSRP
1FL	LS Preferred Equipment Group	\$0.00

PAINT

CODE	DESCRIPTION	MSRP
GB8	Mosaic Black Metallic	\$0.00

SEAT TYPE

CODE	DESCRIPTION	MSRP
AR9	Seats, front bucket	\$0.00

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Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

SEAT TRIM

CODE	DESCRIPTION	MSRP
HKA	Jet Black/Chai, Premium cloth seat trim	\$0.00

RADIO

CODE	DESCRIPTION	MSRP
IOR	Audio system, Chevrolet Infotainment 3 system	\$0.00

ADDITIONAL EQUIPMENT - EXTERIOR

CODE	DESCRIPTION	MSRP
VK3	License plate front mounting package	\$40.00
Options Total		\$40.00

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Vehicle: [Fleet] 2023 Chevrolet Traverse (1NV56) AWD 4dr LS w/1FL (✔ Complete)

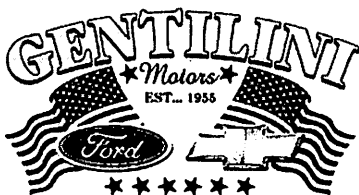
Price Summary

PRICE SUMMARY

	MSRP
Base Price	\$36,820.00
Total Options	\$40.00
Vehicle Subtotal	\$36,860.00
Destination Charge	\$1,395.00
Grand Total	\$38,255.00

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Gentilini Motors
2703 Fire Rd
Egg Harbor Township NJ 08234
(609) 484-0555
www.upfitme.com

Quote

#EST7536

3/16/2023

Bill To

Asbury Park Police Dept
1 Municipal Plz
Asbury Park NJ 07712
United States

TOTAL

\$38,457.00

Customer

Expires

3/30/2023

Sales Rep

Len Polistina

Contract Ref

D - Stock

Qty	Item	MSRP	Dist Amt	Ext Amt
1	ADD-BILL 2023 Traverse 1FL Black	\$42,999.00	\$38,457.00	\$38,457.00

Subtotal \$38,457.00

Tax (0%) \$0.00

Total \$38,457.00

Please email all Purchase Order to:

ORDERS@UPFITME.com

Purchase Orders are not confirmed until you receive a return email confirming receipt of Purchase Order.



EST7536

East Coast Emergency Lighting, Inc

732-940-2211
200 Meco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
3/22/2023	35858

Name / Address
City of Asbury Park One Municipal Plaza Asbury Park, NJ 07712

Ship To
INSTALL @ MILLSTONE LOCATION

P.O. No.	FOB	Rep	Created By:
		RMC	RC

Item	Description	Qty	Cost	Total
	2023 / 2024 CHEVY TRAVERSE			
	WHELEN NEW JERSEY STATE CONTRACT 17-FLEET-00761			
AVW23RBC	DUAL AVENGER II TRIO R/B/W	2	301.86	603.72
AVBKT3D	DUAL VISOR MOUNT BRKT KIT	2	19.44	38.88
AVW22JJ	DUAL AVENGER II DUO RB/RB WIRE	2	249.48	498.96
AVBKT4	AVENGER II UNIVERSAL SWIVEL MT	2	31.32	62.64
HHS3200	SIREN AMP W/ HAND-HELD CONTROL	1	385.02	385.02
SA315P	SA315P SPEAKER, BLACK PLASTIC	1	211.14	211.14
SAK9	SA315 SIREN MT KIT UNIV SWIVEL	1	26.46	26.46
I2D	DUO LINEAR ION RED/WHITE BLK	1	105.30	105.30
I2E	DUO LINEAR ION BLUE/WHITE BLK [GRILLE]	1	105.30	105.30
SSFPOS	SOLID STATE HEADLIGHT FLASHER	1	51.84	51.84
MCRNSR	SURFACE MT MICRON RED BLACK	1	82.08	82.08
MCRNSB	SURFACE MT MICRON BLUE BLACK [FRONT INTERSECTION SIDE LICENSE PLATE]	1	82.08	82.08
I2J	DUO LINEAR ION RED/BLUE BLK [REAR SIDE CARGO WINDOWS]	2	105.30	210.60
TLI2J	ION T-SERIES LINEAR DUO R/B [REAR LICENSE PLATE]	1	102.06	102.06
Total				

Attachment: PARKING ENFORCEMENT VEHICLE (2023-210 : Authorizing the purchase of a new parking enforcement vehicle and related

East Coast Emergency Lighting, Inc

732-940-2211
200 Meco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
3/14/2023	35736

Name / Address
City of Asbury Park One Municipal Plaza Asbury Park, NJ 07712

Ship To
INSTALL @ MILLSTONE LOCATION

This estimate shall be valid for 60 Days. Any verbal changes to the estimate are not binding unless agreed to by all parties in writing.

P.O. No.	FOB	Rep	Created By:
		DB	RC

Item	Description	Qty	Cost	Total
	ASBURY PARK PARKING AUTHORITY - 2017 JEEP PATRIOT			
	WHELEN NEW JERSEY STATE CONTRACT 17-FLEET-00761			
CVMAAAAP	MINI CENATOR A/A/A PERM MT	1	513.00	513.00
CDCA	CENATOR ADD 1 CON3 MODULE AMB	4	64.26	257.04
TLI2F	ION T-SERIES LINEAR DUO A/W -2 FRONT -2 PER SIDE	6	102.06	612.36
TLIA	ION T-SERIES LINEAR LT AMBER -2 REAR	2	88.02	176.04
Installation	INSTALLATION OF ABOVE LISTED EQUIPMENT PER NJ STATE CONTRACT -WIRED TO ON/OFF SWITCH LOCATED WHERE CUSTOMER REQUESTS	30	75.00	2,250.00
GRAPHICS	Custom Graphics	1	500.00	500.00
Total				\$4,308.44

Attachment: PARKING ENFORCEMENT VEHICLE (2023-210 : Authorizing the purchase of a new parking enforcement vehicle and related

East Coast Emergency Lighting, Inc

732-940-2211
200 Meco Drive
Millstone Twp, NJ 08535

Estimate

Date	Estimate #
3/22/2023	35858

Name / Address
City of Asbury Park One Municipal Plaza Asbury Park, NJ 07712

Ship To
INSTALL @ MILLSTONE LOCATION

This estimate shall be valid for 60 Days. Any verbal changes to the estimate are not binding unless agreed to by all parties in writing.

P.O. No.	FOB	Rep	Created By:
		RMC	RC

Item	Description	Qty	Cost	Total
MMSU-I	Magnetic Mic Single Unit	1	35.00	35.00
Installation	INSTALLATION OF ABOVE LISTED EQUIPMENT PER NJ STATE CONTRACT	40	75.00	3,000.00
GRAPHICS	Custom Graphics	1	400.00	400.00
Total				\$6,001.08

Attachment: PARKING ENFORCEMENT VEHICLE (2023-210 : Authorizing the purchase of a new parking enforcement vehicle and related



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-212

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



RESOLUTION NO. 2023-212

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

RESOLUTION AWARDING CONTRACT TO COMMERCIAL RECREATION SPECIALIST FOR THE PURCHASE 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 solicited quotes, and pricing from Commercial Recreation Specialist for the purchase of equipment for the water spray park; and

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

WHEREAS, a portion of the funding has been allocated from fiscal year 2019 reprogrammed funds, to assist in completing this project. This project shall be paid for with Community Development Block Grant (CDBG) funds in the amount of \$5,628.00; 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-17-76-850-850-012 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 \$5,628.00 for the purchase of 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. 2023-212 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



COMMERCIAL RECREATION SPECIALISTS

Page: **3.D.6.a**

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

Packet Pg. 110

Attachment: Quote for Commercial Recreation Specialist 4-17-2023 (2023-212 : Resolution Awarding Contract to Commercial Recreation



MRC
PO Box 106
Spring Lake, NJ 07762
Ph: 732-458-1111
Email: MRC@GAMETIME.COM
Web: www.mrcrec.com

04/18/2023
Quote #
110463-02-01

NJ Asbury Park City ~~Fitness Area~~ Site Amenities

Asbury Park City of
Attn: Cassandra Dickerson
1 Municipal Plaza
Asbury Park, NJ 07712
Phone: 732-502-5755
cassandra.dickerson@cityofasburypark.com

Ship to Zip 07712

Quantity	Part #	Description	Unit Price	Amount
2	28022	GT-Site - Ada Food Court Table S/M [Basic: _____] [Coated Site: _____]	\$2,518.00	\$5,036.00
3	28010	GT-Site - 6' P/S Bench W/Back S/M [Basic: _____] [Coated Site: _____]	\$1,036.00	\$3,108.00
Contract: ESC New Jersey			Sub Total	\$8,144.00
			Discount	(\$407.20)
			Freight	\$1,181.02
			Total	\$8,917.82

Comments

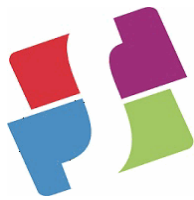
ESCNJ 20/21 06 65 MCESCCPS

INSTALLATION, SAFETY SURFACING AND OFFLOADING UPON DELIVERY ARE NOT INCLUDED IN THIS PROPOSAL

TAX EXEMPTION CERTIFICATE IS NEEDED WHEN ORDERING OR TAXES MAY BE APPLIED

KD/hd





COMMERCIAL RECREATION SPECIALISTS

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

Quote

Quote Number: 00221
Quote Date: 3/30/20

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	Amou
/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. * NJ State Contract #16-FLEET-00133.				
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.
Freight: 1,099.
Sales Tax: 0.
Order Total: 5,628.

Customer Acceptance: _____ Date: _____

Donna



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-213

Resolution awarding a contract for the 2023 Sunset Lake Pond Management to Black Lagoon for Seasonal Herbicide Application, Permits, Algaecide if Needed.



RESOLUTION NO. 2023-213

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

RESOLUTION AWARDING A CONTRACT FOR SUNSET LAKE POND MANAGEMENT

WHEREAS, the City has solicited pricing from two (2) vendors for pond management services for Sunset Lake; and

WHEREAS, N.J.S.A 40A:11-3 Bid threshold; award of contracts stipulates that the governing body can authorize the Purchasing Agent to award a contract if the amount is less than \$17,500.00 and not require public bidding; and

WHEREAS, Mayor and Council of the City of Asbury Park hereby authorizes the Purchasing Agent to award the contract to perform pond management services for Sunset Lake with the following not-to-exceed costs:

- Seasonal herbicide application: \$8,800.00 annually
- Permits: \$250.00 for two years
- Algicide application at \$750.00, if needed, at the discretion of the City Manager

WHEREAS, notification of this award shall be published in a newspaper of record as per N.J.S.A. 40A:11-5(1)(a) ; and

WHEREAS, the Chief Financial Officer has certified that funds are available in 3-01-26-290-000-223 within the Current Fund:

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey authorizes the City Manager/Purchasing Agent to award the 2023 pond management contract for Sunset Lake to Black Lagoon in the amounts described within.

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

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. 2023-213 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



20 April 2023

Sunset Lake (approximately 13 acres)
CITY OF ASBURY PARK, NEW JERSEY

City of Asbury Park
 Department of Public Works
 9 Maine Street
 Asbury Park, New Jersey 07712

Attn: Robert Bianchini, CPWM

RE: 2023 and 2024 Pond Management

Black Lagoon Pond Management is pleased to present the following cost proposal to provide pond management services to the above-mentioned site during the upcoming season(s).

As you are well aware, aquatic plant and algal densities in ponds are sustained by runoff inputs from the surrounding watershed. Run-off typically carries high nutrient concentrations from fertilizers, rich soils, septic leach fields and waterfowl wastes directly into the ponds. Elevated levels of nutrients and warm water temperatures create conditions favorable for algal and weed growth. Until such time as the root cause of nuisance growth in the pond(s) can be mitigated, a seasonal regime of chemical treatment can maintain an acceptable level of water quality.

From our recent work/observations at this site, and **more than 40 years** of combined regional experience, it has been determined that most of the problems with water quality at this site are most associated with nuisance growth of:

- **pondweeds** (*Potamogeton spp.*)
- **milfoil** (*Myriophyllum spp.*)
- **naiads** (*Najas spp.*)
- **filamentous algae**

Based upon previous experience with ponds of similar dimension and setting, Black Lagoon typically recommends regular treatments (algicide and/or herbicide) from May through mid-September in order to maintain aquatic plant and algal densities below nuisance densities.

Algae Control

For algae control in ponds, Black Lagoon routinely applies an EPA-registered, chelated copper algicide such as *Cutrine-Plus®* or *Captain®* for algae control. These **chelated** copper formulations are designed for application on a regularly scheduled basis, in low dosage amounts, to maximize algae control and minimize the potential for adverse environmental risk. A frequent, low-dose schedule typically establishes control early in the season. There are no water use restrictions associated with the application of these products at labeled rates.

Aquatic Vegetation Management (AVM)

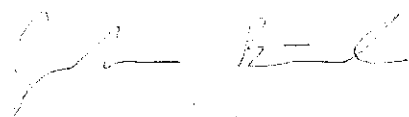
One or more aquatic herbicides may be used in the execution of this contract including: **Aquathol K®** (endothall), **Rodeo®** (glyphosate), **Sonar®** (fluridone), **Clipper®** (flumioxazin), **Tribune®** (diquat dibromide) and/or a copper based herbicide. It must be emphasized that a frequent, low-dose schedule typically establishes control early in the season. A copy of the label(s) for the Aquatic Pesticide(s) used will be available, if requested

Control of some aquatic plant species such as watermeal (*Wolffia sp.*) or coontail (*Ceratophyllum demersum*) require a maximum allowable dose rate of herbicide. The efficacy of such treatment is highly dependent upon proper flow and other seasonal environmental conditions. Treatments are conducted in strict accordance with NJDEP regulations which restrict the materials, concentrations and frequency of treatment. In many instances, due to environmentally regulated downstream waters (i.e., drinking supply, irrigation, trout production etc.), NJDEP may restrict application rates. Therefore, extent or duration of aquatic plant and/or algae control treatments cannot be warranted.

It should be recognized that delaying initial treatment until dense surface algae mats have formed further limits treatment effectiveness. Such delays also increase adverse environmental risks (i.e., to fish) by reducing levels of dissolved oxygen. Black Lagoon is not liable in the unlikely event that fish life is adversely affected due to environmental conditions.

We sincerely appreciate the opportunity to submit this proposal for your consideration. Should you have any questions or require further information, **please do not hesitate to contact me directly at 302.670.5199.**

Best Regards,



Joshua D. Burnside, Director of Field Operations

AQUATIC PESTICIDE WATER USE RESTRICTIONS

AQUATHOL-K®	<i>no water use restrictions</i> on irrigation/no pet or livestock watering for 7 days
CAPTAIN®	<i>no water use restrictions</i>
CAPTAIN XTR®	<i>no water use restrictions</i>
CLEARCAST®	<i>no irrigation for 120 days</i>
CLIPPER®	<i>1-5 day water use restriction</i> on irrigation depending on dosage
DIQUAT®	<i>1-5 day water use restriction</i> on irrigation depending on dosage
FLUMIGARD®	<i>1-5 day water use restriction</i> on irrigation depending on dosage
GREENCLEAN PRO®	<i>no water use restrictions</i>
HABITAT®	<i>no irrigation for 120 days</i>
HYDROTHOL 191®	<i>no potable uses for 14 days</i>
KOMEEN®	<i>no water use restrictions</i>
KOMEEN CRYSTAL®	<i>no water use restrictions</i>
NAUTIQUE®	<i>no water use restrictions</i>
PROCELLACOR®	<i>3 day water use restriction</i> on irrigation depending on dosage
RENONVATE3®	<i>no irrigation for 120 days</i>
RODEO®	<i>no water use restrictions</i>
SeCLEAR®	<i>no water use restrictions</i>
SeCLEAR G®	<i>no water use restrictions</i>
SONAR AS®	<i>30 day water use restriction</i> on irrigation
SONAR GENESIS®	<i>60 day water use restriction</i> on irrigation
SONAR ONE®	<i>30 day water use restriction</i> on irrigation
SONAR Q®	<i>30 day water use restriction</i> on irrigation
STINGRAY®	<i>1-14 day water use restriction</i> on irrigation depending on dosage
TRIBUNE®	<i>1-5 day water use restriction</i> on irrigation depending on dosage

The above represents products that Black Lagoon may use in the management of your aquatic site. This does not indicate that all, or even many, of these products will be used at your specific site. Specific dates of application will be provided upon request. Please speak with your Territory Manager to discuss product specifics and application timing. When applicable, water use restrictions will be posted in the vicinity at the time of treatment. The client is responsible for removal of any treatment postings upon expiration. The telephone number of the New Jersey Poison Information and Education System is 1-800-POISON1.

PERMITS – New Jersey

Pesticide applications are regulated by the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA). In New Jersey, the Pesticide Control Program (PCP) within the New Jersey Department of Environmental Protection (NJDEP) issues aquatic pesticide permits for applications of pesticides to surface waters of the State.

Effective January 29, 2013, **NJDEP mandated a 2-year permit for aquatic pesticide applications** to a given site regardless of the size/scope of the site/project. This permit application fee is **non-refundable** and **non-transferable**. NJDEP regulations do not allow for a permit to "transfer" from one applicator business to another.

Black Lagoon Pond Management will apply for this 2-year permit on your behalf. The State of New Jersey charges \$150.00 for this 2-year application. Black Lagoon Pond Management charges a \$100.00 permit processing and record-keeping/reporting fee.

Our standard contract will now be for a 2 year period. This agreement can be cancelled at any time during the 2 year period with 30 days written notice to terminate.

CERTIFICATION

Black Lagoon Pond Management is listed with the State regulating body as a registered applicator of aquatic herbicides and algicides and supervisory personnel hold current certification from the State.

INSURANCE

Black Lagoon Pond Management carries Workers Compensation, General Liability, Professional Liability, Property Damage and Environmental Liability Insurance which will remain in full effect throughout this program. A certificate of insurance will be forwarded upon request. "Named additionally insured" requests will incur an \$85 charge to be added to our policy.



Permit #

 1. _____
 2. _____
 3. _____

2023 and 2024 CONTRACT PRICE

Seasonal herbicide application for this site:

\$ 8,800.00/year

Algicide applications for this site:

\$ 750.00/application

Pricing includes all necessary equipment, materials, labor and travel expenses to perform an aquatic pesticide applications at this site

Pricing does not include any applicable sales taxes or permit fees

Pricing does not include any applicable sales taxes or permit fees

PERMIT APPLICATION / RECORD-KEEPING FEES

NJDEP Permit and application processing fees:

\$ 250.00/2 years*

*non-refundable, non-transferable

SCHEDULING

An initial treatment visit will be scheduled between May 1 and May 31

BILLING

April - \$ 3,600.00 / June - \$ 3,000.00 / August - \$ 2,200.00

ACCEPTANCE

This Proposal may be made a contract by returning one (1) signed COPY of this page along with a payment of \$250.00 (if applicable) to initiate the permit application process.

Accepted by _____ Date _____

Phone _____ Contact email _____

Billing contact _____ Billing phone number _____

Billing email address _____

Black Lagoon
 P.O. Box 9031
 Hamilton, New Jersey 08650
 Tel: 609.815.1654 • Fax: 609.585.0525
 www.blacklagoon.us

Sunset Lake – Asbury Park / NJ

Attachment: SUNSET LAKE POND MANAGEMENT QUOTES (2023-213 : Awarding a contract for Sunset Lake Pond Management)

Barbara Krzak
Sunset Lake Commission
City of Asbury Park
City Hall
One Municipal Plaza
Asbury Park, NJ 07712

RE: 2023 Lake Treatment Services
Sunset Lake
Asbury Park, New Jersey

February 21, 2023

Dear Ms. Krzak,

Princeton Hydro is pleased to submit our proposed scope of service and cost proposal to provide lake services for Sunset Lake (approximately 12 acres) located in Asbury Park over the course of the 2023 season.

Please review the last few pages of this proposal for details about non-pesticide services being offered by Princeton Hydro. Please contact us with any questions or requests for additional information.

2023 Algae and Aquatic Vegetation Control

For the control of algae, Princeton Hydro may apply the EPA-registered, copper algaecides *Captain*, *Captain XTR*, *Cutrine Ultra*, *Argos*, or equivalent. Algaecide applications will be conducted approximately once every 3-4 weeks during the growing season (April/May-September). **There are no water use restrictions following the application of the algaecides.**

For the control of aquatic vegetation, Princeton Hydro may apply the EPA-registered herbicides *Nautique* (copper), *Aquathol K* (endothall), *Tribune* (diquat dibromide), *Clipper* (flumioxazin), *Sonar* (fluridone), or equivalent. Herbicide applications will be conducted as needed during the growing season (May-September). **There are no water use restrictions following the application of *Nautique* or *Aquathol K*. There may be a 1-3 day irrigation/watering restriction following the application of *Tribune* and *Clipper*. There may be a 30-45 day irrigation/watering restriction following the application of *Sonar*.**

For the control of shoreline vegetation growth, Princeton Hydro may apply the EPA-registered herbicides *AquaNeat* (glyphosate), *Roundup Custom* (glyphosate), *Aquasweep* (2,4-D + triclopyr), *Clearcast* (imazamox), *Habitat* (imazapyr), or equivalent, as needed during the growing season (May-September). **Please note that there will be a six (6) hour entry restriction into herbicide sprayed areas.**

Additional algaecides, herbicides, colorants, water clarify improvement products, and nutrient inactivation products may be applied during the 2023 season. Please review the last pages of this proposal for all the applicable product information.



PrincetonHydro.com



35 Clark Street, Suite 200
Trenton, NJ 08611



P.O. Box 3689
Trenton, NJ 08629



908-237-5660



An aquatic pesticide permit application will need to be prepared and submitted to the New Jersey Department of Environmental Protection (NJDEP) and approved prior to any algaecide or herbicide applications taking place. **The \$150.00 permit application processing fee is included in the below fee.** Once approved, the permit will be valid for two (2) calendar years (2023/2024). The permit processing fee is non-refundable and non-transferable. The permit review process routinely takes 2-3 days for approval.

Per the NJDEP regulations, Princeton Hydro will be required to post algaecide/herbicide application notification ads in two (2) local newspapers since the application area exceeds three (3) acres in total. The display and legal ads must be posted no less than seven (7) days in advance of the proposed herbicide application and must be resubmitted once the ad has been posted for 30 days. The fee for Princeton Hydro to prepare, submit and pay six (6) monthly newspaper notification ads is included below.

Algaecide and herbicide applications can only be conducted between the months of April and September as per NJDEP regulations.

2023 Lake Treatment Services Fee

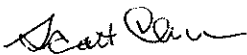
The fee for Princeton Hydro to conduct the above detailed lake treatment services during the 2023 season is **\$14,700.00** to be billed in four (4) installments (April/May/August/September). The above fee includes labor, materials, **permit fees, notification fees,** and travel expenses. **It does not include any applicable New Jersey State sales tax, prevailing wage rates, or any additional services.**

If you are considered tax-exempt, please send us the necessary tax exemption paperwork (Form ST-8), along with the approved contract.

Included you will find a signed contractual agreement. If this proposal meets with your approval, **please sign the first and last page of the contract** and return one (1) signed copy to our Trenton, New Jersey office at your earliest convenience.

If you have any questions or require additional information to facilitate your review of our proposed scope of services and costs, please contact me directly at schurm@princetonhydro.com or 609-306-5423.

Sincerely,



Scott Churm
Associate: Senior Director of Field Services
Princeton Hydro, LLC

"This proposal (or proposed Scope of Services) remains the intellectual property of Princeton Hydro and is copyrighted material. Use of this document for any other purpose other than the proposer's intention is strictly prohibited."

2023 Aquatic Pesticide and Product Information

Princeton Hydro is providing you with the following notice so you are aware of the specific aquatic pesticide products we may apply to your waterbody during the 2023 season. Included are an information sheet for the aquatic pesticide products, non-pesticide products, phone number contacts, and any water-use restrictions associated with each product. All aquatic pesticide applications will be conducted following the product label and NJDEP aquatic pesticide guidelines. A copy of each approved aquatic pesticide product label and MSDS (material safety data sheet) can be provided **at your request**. A Princeton Hydro employee will attempt notification by phone or email prior to each site visit and waterbody application.

Please be advised that the list of products does not mean that all these products will be applied to your waterbody. Please refer to Princeton Hydro's 2023 proposal and contract for site specific information.

General Questions

Princeton Hydro, LLC.
(908) 237-5660

National Pesticide Telecommunications Network

(800) 858-7378

Emergencies

New Jersey Poison Information and Education System
(800) 222-1222

New Jersey DEP Pesticide Control Program

(This number is for pesticide regulation information, pesticide complaints and health referrals)
(609) 984 -6507

DEP's 24-Hour Hotline

1-877-927-6337

SCIENCE ENGINEERING DESIGN

PRINCETON
HYDRO

<u>Pesticide Brand Name and Other Products</u>	<u>Active Ingredient</u>	<u>EPA Reg. Number</u>	<u>Water Use Restrictions from date of Application (may vary)</u>
Airmax dye	Black Pond Colorant	N/A	No water use restrictions
Aluminum Sulfate (alum)	Aluminum Sulfate	N/A	No water use restrictions
AquaNeat	Glyphosate	228-365	No water use restrictions
Aquashade	Acid Blue9, Acid Yellow 23	33068-1	No swimming/irrigation/livestock watering for 1 hour
AquaSplash Black SC colorant	Black Pond Colorant	N/A	No water use restrictions
Aquasticker	Proprietary Organic Compounds	N/A	No water use restrictions
Aquasweep	2,4-D and Triclopyr	228-316	No drinking or irrigation for up to 14 days
Aquathol K	Endothall	70506-176	No providing water for pets/livestock for 7 days
Bulls Eye Spray Indicator	Blue Spray Indicator Colorant	N/A	No water use restrictions
Captain	Copper Carbonate	67690-9	No water use restrictions
Captain XTR	Copper Carbonate	67690-9	No water use restrictions
CatZilla	Adjuvant	N/A	No water use restrictions
Clearcast	Imazamox	241-437-67690	No irrigation for up to 120 days
Clipper G	Flumioxazin	59639-161	No irrigation for up to 5 days
Clipper SC	Flumioxazin	59639-161	No irrigation for 1-5 days dependent on dosage
Copper Sulfate Granular	Copper Sulfate Pentahydrate	1278-8	No water use restrictions
Cutrine Plus	Copper as Elemental	8959-10	No water use restrictions
Cutrine Plus Granular	Copper as Elemental	8959-12	No water use restrictions
Cutrine Ultra	Copper Ethanolamine	8959-53	No water use restrictions
EarthTec	Copper	64962-1	No water use restrictions
Enviroclear Clarifier	Water Clarifying Polymer	N/A	No water use restrictions
EZJect Copperhead Lance	Imazapyr	83220-2	No water user restrictions
EZJect Diamondback Lance	Glyphosate	83220-1	No water use restrictions
EutroSORB Products	Propriety Ingredients	NA	No water use restrictions
GreenClean5.0 (Liquid)	Hydrogen dioxide	70299-2	No water use restrictions
GreenCleanPro (Granular)	Peroxyhydrate	70299-6	No water use restrictions
Habitat	Imazapyr	241-426	No irrigation for up to 120 days
Hydrothol 191	Mono salt of endothall	70506-175	No potable water use for up to 14 days

Attachment: SUNSET LAKE POND MANGEMENT QUOTES (2023-213 : Awarding a contract for Sunset Lake Pond Management)

SCIENCE ENGINEERING DESIGN

PRINCETON
HYDRO

Kinetic Silicone Based Surfactant	Polyoxyethylene-polyoxypropylene copolymer	N/A	No water use restrictions
Komeen	copper ethylenediamine	67690-25	No water use restrictions
Komeen Crystal	copper ethylenediamine	67690-60	No water use restrictions
Lake Clear MAX	Probiotic	N/A	No water use restrictions
LI700 Spreader, Surfactant	Phosphatidylcholine, methylacetic acid and alkyl polyoxyethylene ether	N/A	No water use restrictions
Liberate Surfactant	Lecithin, methyl esters of fatty acids, and alcohol ethoxylate	N/A	No water use restrictions
MD Pellets	Probiotic	N/A	No water use restrictions
Methylated Seed Oil (MSO)	Methylated seed oil	N/A	No water use restrictions
Muckaway/MuckawayTL	Probiotic	N/A	No water use restrictions
Muckbiofics	Probiotic	N/A	No water use restrictions
Nautique	Copper Carbonate	67690-10	No water use restrictions
Navigate	2,4-D Ester	228-378-8959	No swimming for 24 hours, No irrigation or potable water use for up to 14 days
PAK27	Sodium Carbonate Peroxyhydrate	68660-9-67690	No water use restrictions
Phoslock	Lanthanum/Bentonite	N/A	No water use restrictions
Platoon	Dimethylamine Salt of 2,4-D	228-145	No water drinking for up to 14 days, No irrigation for up to 14 days
Poly Aluminum Chloride	Poly. Aluminum Chloride	N/A	No water use restrictions
PondzillaPRO	Biocatalyst	N/A	No water use restrictions
ProcellaCOR	Florpyrauxifen-Benzyl	67690-80	No irrigation for up to 3 days dependent on dosage
Renovate MAX G	Triclopyr + 2,4-D	67690-50	No irrigation for up to 30 days
Renovate OTF	Triclopyr	67690-42	No irrigation for up to 120 days
Renovate3	Triclopyr	62719-37-67690	No irrigation for up to 120 days
Reward	Diquat dibromide	100-1091	No drinking 3 days, No livestock/pet drinking 1 day, No irrigation for 3-5 days
Roundup Custom	Glyphosate	524-343	No water use restrictions
Sculpin G	2,4-D	67690-49	No irrigation for up to 30 days, No swimming for 24 hours
SeClear	Copper	67690-55	No water use restrictions
Sepro Natural Reflections Black Colorant	Black Pond Colorant	N/A	No water use restrictions
Sonar AS	Fluridone	67690-4	No irrigation for up to 30 days

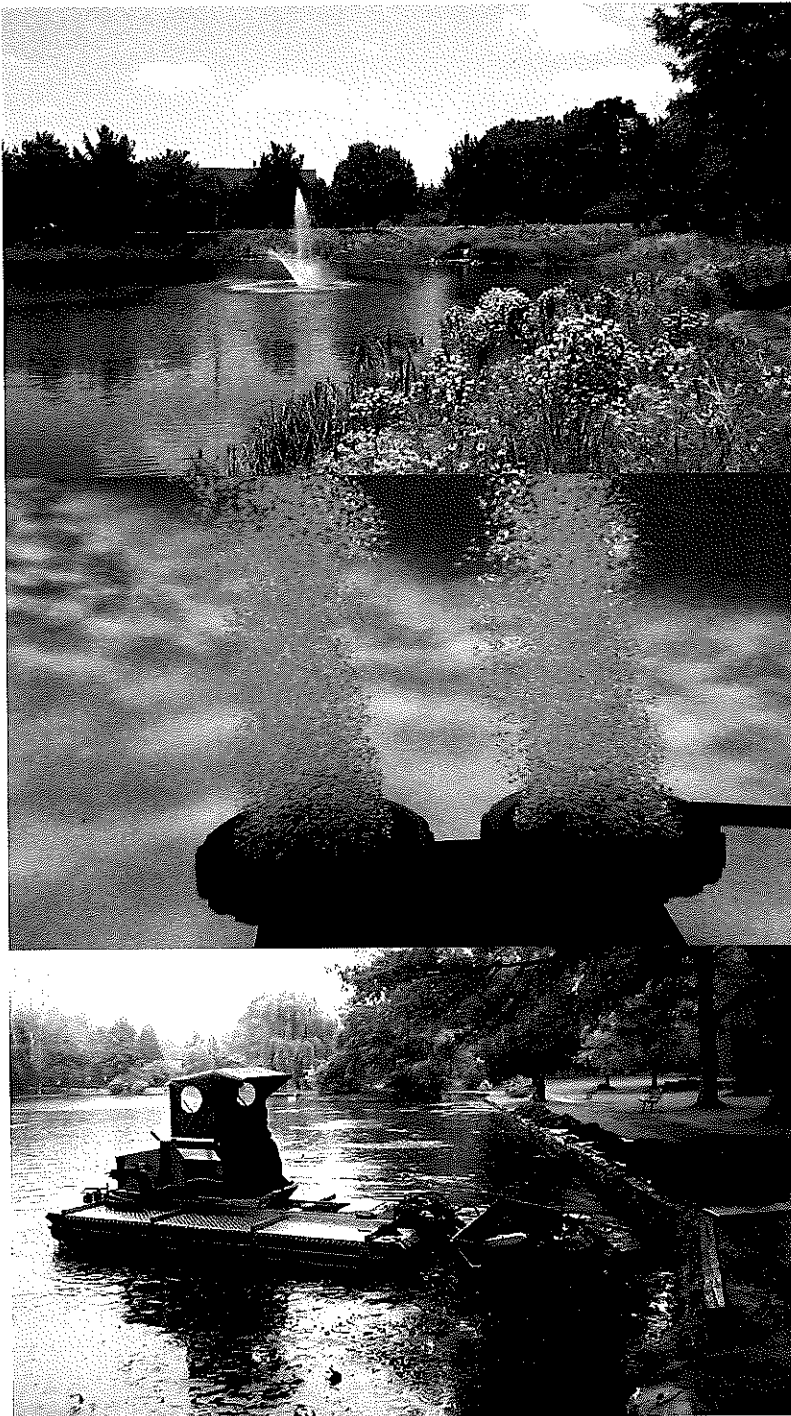
Attachment: SUNSET LAKE POND MANAGEMENT QUOTES (2023-213 : Awarding a contract for Sunset Lake Pond Management)

Sonar Genesis	Fluridone	67690-54	No irrigation for up to 60 days
Sonar One	Fluridone	67690-45	No irrigation for up to 30 days
Sonar Q	Fluridone	67690-3	No irrigation for up to 30 days
Stinger	Clopyralid	62719-73	No entry into sprayed areas for 6 hours
Stingray	Carfentrazone-ethyl	279-3279- 67690	No irrigation for up to 14 days
Tactic Surfactant	Synthetic latex	N/A	No water use restrictions
Tribune	Diquat Dibromide	100-1390	No drinking up to 3 days, No livestock/pet drinking 1 day, No irrigation up to 3-5 days

PRINCETON HYDRO

POND & LAKE

RESTORATION & WATERSHED MANAGEMENT



SERVICES:

- INVASIVE AQUATIC WEED & ALGAE CONTROL
- HAB MITIGATION
- MECHANICAL WEED HARVESTING
- & HYDRO-RAKING
- AERATION & FOUNTAINS
- FLOATING WETLAND ISLANDS
- AQUASCAPING
- SHORELINE STABILIZATION
- BATHYMETRIC SURVEYS
- DREDGING
- FISH SURVEYS & STOCKING
- BIOMANIPULATION
- STORMWATER BMP MAINTENANCE
- ALUM, PAC, AND PHOSLOCK APPLICATION
- METERED DOSE ALUM
- WATER QUALITY SAMPLING & ANALYSIS
- PHYTOPLANKTON/ZOOPLANKTON ID

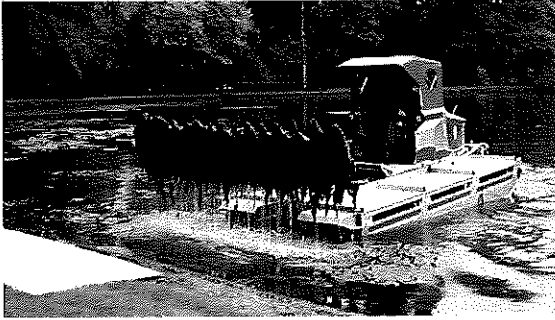
Attachment: SUNSET LAKE POND MANGEMENT QUOTES (2023-213 : Awarding a contract for Sunset Lake Pond Management)



PRINCETONHYDRO.COM | 908-237-5660 | INFO@PRINCETONHYDRO.COM

Packet Pg. 126

OFFERING PESTICIDE-FREE ALTERNATIVES TO CONTROL INVASIVE WEEDS & MAT ALGAE



- WEED CUTTER W/ COLLECTION BASKET
- STANDARD RAKE W/ STRAINER PLATES
- SPRING RAKE
- HIGH TIPPING RAKE BUCKET
- GRIP BUCKET

TRUXOR DM 5000

Our amphibious, light-weight vehicle, about the size of a large pick-up truck, is highly maneuverable. It can operate in any water depth including wetland, marsh and riparian areas where conventional equipment access is limited.



ADD-ONS:

- SMALL EXCAVATOR
- SUCTION DREDGER
- CULTIVATOR FOR MILLING PHRAGMITES RHIZOME MATS/PRE-PLANTING AREAS

SCIENCE. ENGINEERING. DESIGN.

We've conducted diagnostic studies & restoration projects nationwide for

500+ LAKES,
PONDS, &
RESERVOIRS

Our in-house scientists & engineers prepare and implement practical, cost-effective solutions.

- | | |
|---|-----------------------------|
| ✓ LIMNOLOGISTS | ✓ FISHERIES BIOLOGISTS |
| ✓ ALGOLOGISTS | ✓ WETLAND SCIENTISTS |
| ✓ HYDROLOGISTS | ✓ WATER RESOURCES ENGINEERS |
| ✓ LICENSED APPLICATORS IN MULTIPLE STATES | |

DID YOU KNOW?

ONE POUND
OF PHOSPHORUS



1,100 LBS
OF WET ALGAL
BIOMASS



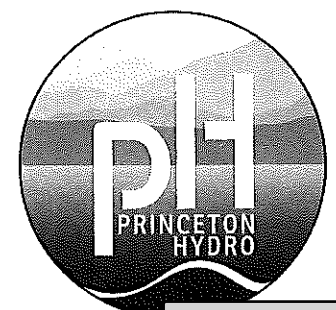
FLOATING WETLAND ISLANDS

CAN LIMIT AVAILABLE NUTRIENTS IN LA

CONTACT US TO LEARN MORE

908-237-5660

INFO@PRINCETONHYDRO.COM



PRINCETON HYDRO

MS4 MAPPING & INVENTORY

MUNICIPAL SEPARATE STORM SEWER SYSTEMS COMPLIANCE



SERVICES:

- Quarterly & Annual Inspection Reports
- Stormwater & Outfall Mapping
- SWPPP Preparation
- Site Audits
- Post Construction BMP Testing
- BMP retrofit and renovation
- Nutrient reduction
- Stream Restoration
- Wetland creation offset credits

IS YOUR MUNICIPALITY IN COMPLIANCE WITH SMALL MUNICIPAL SEPARATE STORM SEWER SYSTEMS (MS4) PERMIT REQUIREMENTS?

Attachment: SUNSET LAKE POND MANAGEMENT QUOTES (2023-213 : Awarding a contract for Sunset Lake Pond Management)



Effective January 1, 2018, final renewal permits for Tier A and B municipalities are **required by NJDEP**. To satisfy key MS4 requirements, municipalities must provide more than a collection of static maps that simply locate stormwater basins and outfalls. Our thorough process allows clients to **fully satisfy all permit requirements**, and keep their inspection, maintenance, and reporting on schedule. This includes a range of development intensity: farmland, single family subdivisions, densely developed commercial land, corporate facilities, and manufacturing areas.



SCIENCE. ENGINEERING. DESIGN.

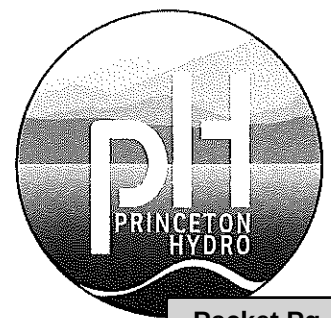
We use GIS mapping tools to create **interactive maps and databases** that allow municipal and county personnel to **locate, track, and record** stormwater system maintenance for MS4 compliance.

- Our professionals survey all subject outfalls, basins, and other stormwater management features using **Real Time Kinematic (RTK) GPS** to establish the exact locations of each key structure.
- The attributes of each structure are integrated into a **custom GIS database** which populates an interactive map with digital photos of the basins and culverts.
- For **easy, systematic tracking**, maintenance inspection forms, inspection reports, and reminders can be generated.
- We can identify basins that need **retrofitting or modification** to better meet your stormwater management needs.

CONTACT US TO LEARN MORE

908-237-5660

INFO@PRINCETONHYDRO.COM





Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-214

Resolution authorizing a professional services contract with NJ American Water for a water main disconnect at the New Fire Department Headquarters located between Memorial Ave and Main St in the amount of \$19,890.00 utilizing Capital Funds.



RESOLUTION NO. 2023-214

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

RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH NJ AMERICAN WATER FOR A WATER MAIN DISCONNECT

WHEREAS, on March 23, 2023 the City of Asbury Park received an estimate for the water main disconnect at the Fire Department Headquarters located between Memorial Avenue and Main Street from NJ American Water; and

WHEREAS, Section 40A:11-5(1)(f) Exceptions of the Local Public Contracts Law allows for the supplying of any product or the rendering of any service by a public utility, which is subject to the jurisdiction of the Board of Public Utilities or the Federal Energy Regulatory Commission or its successor, in accordance with tariffs and scheduled of charges made, charged or exacted, filed with the board of commissions without public bidding; and

WHEREAS, the cost for professional services as outlined in the proposal shall not exceed \$19,890.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in Capital Account C-04-55-998-176-002; and the maximum dollar value of the pending contract is as set forth in the resolution.

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of Asbury Park, County of Monmouth, State of New Jersey, awards NJ American Water a professional service contract for the water main disconnect located at Memorial Avenue and Main Street as outlined in the estimate provided on March 23, 2023 in a not-to-exceed amount of \$19,890.00.

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

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. 2023-214 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-215

Resolution authorizing an agreement with Controlled Growth for fertilizer and weed control program at various locations Citywide for 2023. Quotes Received: Controlled Growth \$15,990 and By Design Landscaping \$18,120.



RESOLUTION NO. 2023-215

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

RESOLUTION AUTHORIZING AN AGREEMENT WITH CONTROLLED GROWTH FOR 2023 FERTILIZER AND WEED CONTROL PROGRAM AT VARIOUS LOCATIONS CITYWIDE

WHEREAS, there exists the need for the City of Asbury Park to enter into an agreement for 2023 fertilizer and weed control program at various locations Citywide; and

WHEREAS, the City has solicited and obtained two quotes from Controlled Growth, LLC and By Design Landscaping, Inc.; and

WHEREAS, the City of Asbury Park is desirous of awarding a contract for 2023 fertilizer and weed control program to Controlled Growth, LLC at the annual rate of \$15,990.00; and

WHEREAS, the Chief Financial Officer has certified that funds will be available in the following account 3-01-26-310-000-218 of the 2023 budget . 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 authorizes to execute an agreement for fertilizer and weed control program at various locations Citywide with Controlled Growth, LLC in the form attached hereto effective April 26, 2023 through December 31, 2023; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a copy of this Resolution be provided to the CFO, City Manager, Director of Capital Projects and Public Facilities and the 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. 2023-215 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

2023 Turf Care Fertilizer Weed Control Program
and
2023 Bed Weed Control Program

3.D.9.a

	LOCATION	JOB	COST
CONTROLLED GROWTH 175 LEHIGH AVE LAKEWOOD NJ, 080701	City Hall One Municipal Plaza	Turf Care and Weed Control	\$ 1,170.00
	City Hall One Munciipal Plazza	Bed Weed Control	\$ 1,500.00
	Main St to Bond St 5th Ave to Sunset Ave	Turf Care and Weed Control	\$ 2,922.00
	Bradley Park	Turf Care and Weed Control	\$ 2,700.00
	Springwood Park	Turf Care and Weed Control	\$ 948.00
	Springwood Park	Bed Weed Control	\$ 900.00
	East Lake Ave Along Wesley Lake Bond St to St. James St	Turf Care and Weed Control	\$ 2,340.00
	Grand Ave to Heck St Asbury Ave to 1st Ave	Turf Care and Weed Control	\$ 3,510.00
		GRAND TOTAL	\$ 15,990.00

	LOCATION	JOB	COST
BY DESIGN LANDSCAPES, INC 2640 ROUTE 70 BUILDING 4 MANASQUAN, NJ 08736	City Hall One Municipal Plaza	Turf Care and Weed Control	\$ 1,410.00
	City Hall One Munciipal Plazza	Bed Weed Control	\$ 1,800.00
	Main St to Bond St 5th Ave to Sunset Ave	Turf Care and Weed Control	\$ 3,510.00
	Bradley Park	Turf Care and Weed Control	\$ 3,240.00
	Springwood Park	Turf Care and Weed Control	\$ 1,140.00
	Springwood Park	Bed Weed Control	\$ -
	East Lake Ave Along Wesley Lake Bond St to St. James St	Turf Care and Weed Control	\$ 2,820.00
	Grand Ave to Heck St Asbury Ave to 1st Ave	Turf Care and Weed Control	\$ 4,200.00
		GRAND TOTAL	\$ 18,120.00

Attachment: 2023 FERTILIZER AND WEED CONTROL PROGRAM QUOTES (2023-215 : Authorizing an agreement for 2023 Fertilizer and Weed

City of Asbury Park
Robert Bianchini
City Hall
1 Municipal Plaza
Asbury Park, NJ 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$195.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$195.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$195.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$195.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$195.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$195.00

Season total - \$1170.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B


CONTROLLED GROWTH LLC

City of Asbury Park
Robert Bianchini
City Hall
1 Municipal Plaza
Asbury Park, NJ 07712

4/5/23

2023 Bed Weed Control Program

1. Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00
2. Late Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00
3. Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00
4. Late Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00
5. Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00
6. Late Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$250.00

Season total - \$1500.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928

175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B

City of Asbury Park
Robert Bianchini
Main St. Park
Main St to Bond St.
5th Ave. to Sunset Ave.
Asbury Park, NJ 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$487.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$487.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$487.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$487.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$487.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$487.00

Season total - \$2922.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNj.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B

City of Asbury Park
Robert Bianchini
Bradley Park
101 5th Ave.
Asbury Park, NJ 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$450.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$450.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$450.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$450.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$450.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$450.00

Season total - \$2700.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B

City of Asbury Park
Robert Bianchini
Springwood Park
126 Atkins Ave.
Asbury Park, NJ 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$158.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$158.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$158.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$158.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$158.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$158.00

Season total - \$948.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B



CONTROLLED GROWTH LLC

City of Asbury Park
Robert Bianchini
Springwood Park
126 Atkins Ave.
Asbury Park, NJ 07712

2023 Bed Weed Control Program

1. Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00
2. Late Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00
3. Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00
4. Late Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00
5. Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00
6. Late Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$150.00

Season total - \$900.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928

175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B

City of Asbury Park
Robert Bianchini
East Lake Ave.
Along Wesley Lake
Bond St. to St. James St.
Asbury Park, Nj 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$390.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$390.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$390.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$390.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$390.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$390.00

Season total - \$2340.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNj.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B

City of Asbury Park
Robert Bianchini
Library Park
Grand Ave. to Heck St.
Asbury Ave. to 1st Ave.
Asbury Park, NJ 07712



4/5/23

2023 Turf Care Fertilizer & Weed Control Program

1. Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$585.00
2. Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$585.00
3. Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00
4. Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00
5. Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00
6. Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00

Season total - \$3510.00+tax

Approval _____ Date _____

Thanks,

John Hurst

Operations Manager

John@ControlledGrowthNJ.com

732-927-0928



175 Lehigh Avenue Lakewood, NJ 08701 * Pesticide #91177B



CONTROLLED GROWTH LLC



LAWN AND TREE CARE SPECIALISTS

professional service, amazing results

We specialize in:

- Lawn Fertilization, Weed & Pest Control*
- Slice Seeding
- Core Aeration
- Liming
- Disease Control (Lawn & Trees)
- Tick Programs*
- Bed Weed Programs*
- Tree & Shrub Care*
- Soil Testing
- Mosquito Control*
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*Organic Programs Available

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732-534-5321

office@controlledgrowthnj.com

Lawn Care Tick & Mosquito Spotted Lanternfly Tree & Shrub

A beautifully well maintained landscape greatly enhances the value of your property, and adds to the overall quality of life that you deserve. Creating and maintaining a healthy lawn takes more than just watering and mowing. It takes a carefully customized lawn care program, managed by our experienced and licensed lawn care specialists.

Get the beautiful green lawn you've always dreamed of with a little help from our certified and licensed applicators at Controlled Growth.

Learn more about us at www.controlledgrowthnj.com

Licensed and Fully Insured



Business Pesticide License #91177B
 NJ Tree Company Business Reg #NJTC772524
 Licensed Tree Care Operator LTCO #489
 ISA Certified Arborist #NJ1060A
 NJ Certified Fertilizer Applicator #C000686
 Rutgers Organic Land Care Certificate

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
City Hall
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program-City Hall

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$235.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$235.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$235.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$235.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$235.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$235.00

Turf Care Total - \$1,410.00+tax

Approval _____ Date _____

2023 Bed Weed Control Program-City Hall

Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Late Spring: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Late Summer: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Late Fall: (1) application of pre-emergent & post-emergent to all beds, pavers & walkways - \$300.00

Bed Weed Control Total = \$1,800.00 + tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program- Main Street Park

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$585.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$585.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$585.00

Turf Care Total - \$3,510.00+tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program- Bradley Park

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$540.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$540.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$540.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$540.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$540.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$540.00

Turf Care Total - \$3,240.00+tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program-Springwood Park

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$190.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$190.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$190.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$190.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$190.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$190.00

Turf Care Total - \$1,140.00+tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program-East Lake Ave.

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$470.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$470.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$470.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$470.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$470.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$470.00

Turf Care Total - \$2,820.00+tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

April 11, 2023

Mr. Robert Bianchini
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712



2023 Turf Care Fertilizer & Weed Control Program-Library Park

Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$700.00

Late Spring: (1) application of granular fertilizer with crabgrass pre-emergent & liquid broadleaf weed control - \$700.00

Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$700.00

Late Summer: (1) application of granular fertilizer and liquid broadleaf weed control - \$700.00

Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$700.00

Late Fall: (1) application of granular fertilizer and liquid broadleaf weed control - \$700.00

Turf Care Total - \$4,200.00+tax

Approval _____ Date _____

Thank you for your consideration and I look forward to speaking with you in regards to this proposal.

Sincerely yours,
By Design Landscapes, Inc.

Patrick Cramer

Patrick Cramer
Vice President

2640 Rt 70 Building 4 Manasquan, NJ 08736
Phone 732.901.5566 • Fax 732.901.5595 • www.bydesignland.com

[EXTERNAL] Re: Asbury Park Green Spaces

Naturalawn of America <fescue911@naturalawn.com>

Mon 4/10/2023 1:22 PM

To: Daniel Paczkowski <Daniel.Paczkowski@cityofasburypark.com>

Mr. Paczkowski,

I appreciate you reaching out to Naturalawn for estimates to treat the parks throughout Asbury. Unfortunately after reviewing the areas that will need a 6 step program we will not be able to take on this scope of work at this time. Naturalawn also does not provide any type of bed weed control which I see is needed for a few properties. Again, thank you for reaching out and if you have any questions please feel free to give us a call.

Very truly yours,

Jame Ferraro

Operations Manager

Naturalawn of America

5010 Industrial Road

Wall, NJ 07727

(732) 591-5200

fescue911@naturalawn.com

https://naturalawn.com/monmouth-nj

On Mon, Apr 10, 2023 at 1:01 PM Daniel Paczkowski <Daniel.Paczkowski@cityofasburypark.com> wrote:

We are looking to get a quote for "weed & feed" applications for some of our greenspaces in town. Six applications total over the growing season. 2 spring/2 summer/2fall.

The properties needing application are

- Bradley Park - (block between Ocean/Kingsley/5th ave/Sunset ave
- Main St Park - (block between Main st/Bond st/5th ave/Sunset ave
- Library Park - (block between Grand ave/Heck st/Asbury ave/1st ave)
- East Lake Ave - grass only/no beds (Bond st to St James place along Wesley Lake)
- Springwood Park - beds and grass (126 Atkins ave)
- City Hall - beds and grass (1 Municipal Plaza)

Please let me know if this is something you may be interested in sending a quote for. Any questions you can reach me on my cell number listed below or by email.

Thank you,

Daniel Paczkowski

Asbury Park Public Works

732-456-4873

Very truly yours,



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-216

Awarding Contract to MRC Recreation for the Purchase and Installation of Equipment for the Exercise Fitness Area with Community Development Block Grant (CDBG) Funding



RESOLUTION NO. 2023-216

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

RESOLUTION AWARDING CONTRACT TO MRC RECREATION FOR THE PURCHASE AND INSTALLATION OF EQUIPMENT FOR THE EXERCISE FITNESS AREA WITH COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING

WHEREAS, the current exercise fitness area is located at 311 Atkins Avenue, Block 1102, Lot 10, Southwest Quadrant of Asbury Park is receiving upgrades; and

WHEREAS, the City of Asbury Park received pricing from MRC Recreation for the "purchase" of exercise equipment, and the "installation" of the exercise equipment will be completed by Whirl Construction, for the exercise fitness area. Additional quotes were received by Commercial Recreation Specialist; and

WHEREAS, MRC Recreation is registered on the NJ State Contract list, Contract #16 FLEET 00121; and

WHEREAS, a portion of the funding has been allocated from fiscal year 2019 reprogrammed funds, to assist in completing this project. This project shall be paid for with Community Development Block Grant (CDBG) funds in the amount of \$16,785.60; 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-17-76-850-850-012 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 MRC Recreation in the amount not to exceed \$16,785.60 for the purchase of new equipment for the exercise fitness area located at 311 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. 2023-216 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



MRC
PO Box 106
Spring Lake, NJ 07762
Ph: 732-458-1111
Email: MRC@GAMETIME.COM
Web: www.mrcrc.com

04/18/2023
Quote #
110463-01-03

NJ Asbury Park City Fitness

Asbury Park City of
Attn: Cassandra Dickerson
1 Municipal Plaza
Asbury Park, NJ 07712
Phone: 732-502-5755
cassandra.dickerson@cityofasburypark.com

Ship to Zip 07712

Quantity	Part #	Description	Unit Price	Amount
1	13563S	GameTime - Leg Extension (Surface Mount) [Accent: _____] [Basic: _____]	\$3,213.00	\$3,213.00
1	13560S	GameTime - Captain'S Chair - Surface Mount [Accent: _____] [Basic: _____]	\$3,694.00	\$3,694.00
1	13562S	GameTime - Cardio Walker (Surface Mount) [Accent: _____] [Basic: _____]	\$4,653.00	\$4,653.00
Contract: New Jersey State			Sub Total	\$11,560.00
			Discount	(\$578.00)
			Freight	\$1,603.60
			Total	\$12,585.60

Comments

NEW JERSEY STATE CONTRACT 16 FLEET 00121

INSTALLATION, SAFETY SURFACING AND OFFLOADING UPON DELIVERY ARE NOT INCLUDED IN THIS PROPOSAL

TAX EXEMPTION CERTIFICATE IS NEEDED WHEN ORDERING OR TAXES MAY BE APPLIED

KD/hd





**Whirl
Construction**
ESTABLISHED 1982

194 Main Street, P.O. Box 110, Port Monmouth, NJ 07758
Phone (732) 495-3715
Email: info@whirlconstruction.net
www.whirlconstruction.net

Installation
**PROPOSAL /
AGREEMENT**

3.D.10.a

Page 1 of 2

For MRC

MRC Recreation

Ph: 800-922-0070 x 1025
Kdavis@mrcrec.com

04-17-23

PROPOSAL SUBMITTED TO	PHONE	DATE
P.O. Box 106	Spring Lake, NJ 07762	042423
STREET	CITY STATE ZIP	QUOTE#
Keith Davis	Fitness equipment	Asbury Park
ATTN	JOB NAME	LOCATION

We hereby submit specifications and estimates for:

Unload at Whirl's yard, transport to site.....\$ 500.00
Install only: Gametime surface mounted Fitness equipment as follows:
One (1) Leg Extension - #13563S.....\$1,200.00
One (1) Captain's Chair #13560S\$ 900.00
One (1) Cardo Walker -13562S\$1,600.00

THIS FORM MUST BE SIGNED AND RETURNED TO SCHEDULE INSTALLATION

Notes: Unless otherwise stated, Whirl is not responsible for accepting delivery or storage of equipment, or site preparation. Permit(s) and permit fees, if required, are the responsibility of the customer. Site security for rubber safety surface installation by others. Sharp objects (i.e., sports spikes, heeled shoes, etc.) will damage rubber surface and void surface warranties. Unforeseen subsurface obstructions may incur additional charges. The owner or general contractor shall hold Whirl harmless in the event of injury due to lack of, or insufficient, resilient surface. Customer is responsible for disposal of packing material. All excavated material is to remain on site. Unless otherwise stated, it is assumed that we are working on a flat, dirt surface. Owner is responsible for direct access to site for large trucks. All work is to be done in one move. Customer is responsible for locating any privately owned utilities. Any unmarked utilities damaged during contracted work will be the responsibility of the owner or his representative. **ALL** Equipment Installed Per Manufacturers' Specifications. Finance charge of 1.5% will be added where applicable on payments rec'd after net 30 days. Add tax where applicable.

We propose: hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

Please select and initial above option(s) _____ DOLLAR _____

Payment to be made as follows:

Payment due upon completion.

All material is guaranteed as specified. All work is to be completed in a workmanlike manner according to standard practice. Any alteration or deviation from above specifications involving extra costs will be executed upon written orders, and will become an extra charge over and above the estimate. All agreements are contingent upon strikes, accidents or delays beyond our control. Owner is to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation Insurance.

Authorized Signature: Jim Davis

Jim Davis

Note: This proposal may be withdrawn if not accepted within 30 days, above pricing is subject to manufacturer's surcharges.

Acceptance of proposal: The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payments will be made as outlined above.

VISIT US AT WWW.WHIRLCONSTRUCTION.NET

Packet Pg. 157

Attachment: Quote for MRC 4-19-2023 (2023-216 : Resolution Awarding Contract to MRC Recreation for the Purchase and Installation of



COMMERCIAL
RECREATION
SPECIALISTS

Page: 3.D.10.a

Quote

Quote Number: 0021883
Quote Date: 3/1/2023

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
3/31/2023	BEST WAY	SEE BELOW

Item	Description	Quantity	Unit Cost	Amount
/99999 PLAYGROUND	#UP225S Leg Extension, In-Ground Mount	1.00	4,081.00	4,081.00
/99999 PLAYGROUND	#UP167S Captains Chair, In-Ground Mount	1.00	4,692.00	4,692.00
/99999 PLAYGROUND	#UP164S Cardio Walker, In-Ground Mount	1.00	5,910.00	5,910.00
IMPORTANT NOTES: * Above pricing does not include receiving, off-loading, storage or installation. Equipment sale only. * Current lead time is ~ 6 to 8 weeks after receipt of order and all necessary items required for production purposes. * Freight is based on current quoted rates and is subject to change. Actual freight fees will be reflected on the final invoice. * Equipment pricing is valid for 30 days.				
TERMS: 50% DEPOSIT DUE UPON ACCEPTANCE OF QUOTE 50% BALANCE DUE UPON DELIVERY OF EQUIPMENT				

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: 14,683.00
Freight: 1,217.90
Sales Tax: 0.00
Order Total: 15,900.90

Customer Acceptance: _____ Date: _____

Donna

Total \$22

Packet Pg. 158

Attachment: Quote for MRC 4-19-2023 (2023-216 : Resolution Awarding Contract to MRC Recreation for the Purchase and Installation of



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



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-217

Resolution authorizing the extension for the transportation of liquid sewerage sludge from AP WWTP to PVSC. Russell Reid 2022 standard fee per gallon = \$0.0947, 2023 = \$0.0975 and 2024 = \$0.1024.



RESOLUTION NO. 2023-217

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

RESOLUTION AUTHORIZING THE EXTENSION FOR THE TRANSPORTATION OF LIQUID SEWERAGE SLUDGE FROM AP WASTE WATER TREATMENT PLANT TO PVSC

WHEREAS, on May 23, 2022 the Director of Purchasing accepted proposals in response to a bid for the transportation of liquid sewerage sludge from Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission; and

WHEREAS, the contract was for one year, terminating on May 31, 2023 with a mutual option for two (2) one (1) year extensions; and

WHEREAS, it is to the City's best interest to extend the contract through May 31, 2025; and

WHEREAS, Russell Reid has expressed an interest in extending the contract for two (2) one (1) year period; and

WHEREAS, the City Manager is hereby authorized to sign any contracts associated with a contract extension; and

WHEREAS, there are sufficient funds in the Sewer Operating Budget to cover the cost of this contract for 2023 and funds will be provided for in the future budget as needed.

NOW, THEREFORE, BE IT RESOLVED that a copy of this Resolution be provided to the Superintendent of Public Works, Chief Sewerage Plant Operator, 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. 2023-217 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, June 8, 2022
RESOLUTION SUMMARY

2022-279

Resolution awarding a bid for the transportation of liquid sewage sludge from AP WWTP to PVSC for 2022 with the option of renewing the contact for two (2) one-year extensions.



RESOLUTION NO. 2022-279

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

RESOLUTION AWARDING A BID FOR THE TRANSPORTATION OF LIQUID SEWAGE SLUDGE FROM AP WASTE WATER TREATMENT PLANT TO PVSC

WHEREAS, the City of Asbury Park duly advertised on Monday, May 23, 2022 for the receipt of bids for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission (PVSC); and

WHEREAS, the following bids were received on Thursday, June 2, 2022 and reviewed by the Director of Purchasing:

YEAR 1	Russell Reid Waste Hauling	Spectraserve Inc.
Standard Fee Per Gallon	0.0947	0.1080
Add-On Fee Per Gallon	0.020	0.015
Add-On/Deduct Fee per Mile	\$0.75	\$5.00
Saturday, Sunday & Holiday Per Gallon	0.126	0.1120

WHEREAS, it has been determined that Russell Reid Waste Hauling and Disposal Service Co., Inc. submitted the lowest responsible bid in accordance with the bid specifications; and

WHEREAS, it is the desire of the governing body to award a contract for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission for year 1 with the option of renewing the contract for two (2) one-year extensions at the submitted bid prices; and

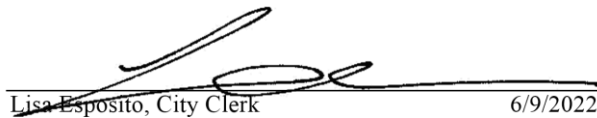
WHEREAS, there are sufficient funds in the Sewer Operating Budget to cover the cost of this contract for 2022 and funds will be provided for in the future budget as needed.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park (the "City"), in the County of Monmouth, State of New Jersey that it hereby awards a contract to Russell Reid Waste Hauling and Disposal Service Co., Inc. for the transportation of liquid sewage sludge from the Asbury Park Waste Water Treatment Plant to Passaic Valley Sewerage Commission.

NOW, THEREFORE BE IT FURTHER RESOLVED that a copy of this Resolution be provided to the Director of Capital Projects & Public Facilities, Chief Sewerage Plant Operator, 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. 2022-279 which was finally adopted by the City Council at a meeting held on the 8th day of June, 2022

CERTIFIED BY ME THIS 9th DAY OF June, 2022.


 Lisa Esposito, City Clerk 6/9/2022

LISA ESPOSITO
CITY CLERK

✓ Vote Record - Resolution 2022-279					
☒ Adopted ☐ Adopted as Amended ☐ Defeated ☐ Tabled ☐ Withdrawn ☐ Second Reading ☐ Resolution Failed for Lack of Secunder					
			Yes/Aye	No/Nay	Abstain
	Absent				



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-218

Resolution authorizing the implementation of competitive contracting process to procure vendors to operate a pedicab concession.



RESOLUTION NO. 2023-218

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

RESOLUTION AUTHORIZING THE CITY OF ASBURY PARK TO IMPLEMENT THE COMPETITIVE CONTRACTING PROCESS TO PROCURE VENDORS TO OPERATE A PEDICAB CONCESSION

WHEREAS, the City of Asbury Park (the “City”) is interested in seeking proposals from interested vendors to operate a pedicab concession; and

WHEREAS, the Mayor and Council believe that this proposed concession service will generate revenues for the City and provide a benefit and service to the public; and

WHEREAS, the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-4.1, *et seq.*, allows municipalities to utilize the “competitive contracting” process in lieu of public bidding for certain specified purposes, including the awarding of concession services [See N.J.S.A. 40A:11-4.1(j)]; and

WHEREAS, the method to be utilized under the “competitive contracting” process seeks to encourage competitive bidding, but affords more discretion to the City in the ranking and awarding of the proposals received; and

WHEREAS, in order to initiate the “competitive contracting” process, the Governing Body must pass a Resolution authorizing the use of this procurement method, pursuant to N.J.S.A. 40A:11-4.3(a).

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Asbury Park, that the “competitive contracting” process, pursuant to N.J.S.A. 40A:11-4.1, *et seq.*, is hereby authorized and shall be implemented for the purpose of receiving proposals for the concession service referenced above.

BE IT FURTHER RESOLVED, that all City officials and professionals are hereby authorized and directed to undertake all actions that are necessary in order to further this process.

BE IT FURTHER RESOLVED, that, following the receipt of proposals from interested vendors for the said concession service, and the review and ranking of the proposals received in accordance with the methodology to be enumerated in the RFP, the Mayor and Council shall consider making an award for the operation of said concession service at a future Council

meeting(s).

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be provided to each of the following:

- a. Donna M. Vieiro, City Manager;
- b. Lisa Esposito, City Clerk;
- c. JoAnn Boos, CFO;
- d. Tracy Lizardi, Qualified Purchasing Agent/Assistant CFO; and
- e. Frederick C. Raffetto, Esq., Municipal Attorney.

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2023-218 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-219

Resolution approving change order #2 for Memorial Drive Improvements Project in the amount of \$0.00



RESOLUTION NO. 2023-219

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

RESOLUTION APPROVING CHANGE ORDER #2 FOR MEMORIAL DRIVE IMPROVEMENTS PROJECT

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

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

WHEREAS, the City has approved, via Resolution 2023-173, Change Order #1 and had no change to the contract amount of \$3,821,821.00; and

WHEREAS, the City Engineer is requesting Change Order #2 in the amount of \$0.00; and

WHEREAS, Change Order #2 reflects additions and reductions to as-built quantities resulting in a zero (\$0.00) dollar net change to the contract; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of Asbury Park, County of Monmouth and State of New Jersey that this Change Order 2 shall not exceed zero dollars and zero cents (\$0.00).

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute Change Order Number 2 on behalf of the Governing Body.

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

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

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

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2023-219 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-220

FY-2023-2026 Agreement with Monmouth County for Cooperative Participation in the HOME Investment Partnership Program Pursuant to the Interlocal Services Act



RESOLUTION NO. 2023-220

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

RESOLUTION AUTHORIZING THE MAYOR & MUNICIPAL CLERK TO EXECUTE THE FY-2023-2026 AGREEMENT WITH MONMOUTH COUNTY FOR COOPERATIVE PARTICIPATION IN THE HOME INVESTMENT PARTNERSHIP PROGRAM PURSUANT TO THE INTERLOCAL SERVICES ACT

WHEREAS, certain Federal funds are potentially available to Monmouth County under Title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12701), commonly known as the HOME Investment Partnership Act; and

WHEREAS, it is necessary to establish a legal basis for the County and its people to benefit from this program; and

WHEREAS, a revised Amended Agreement has been proposed under which the and the County of Monmouth in cooperation with other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8B-1; and

WHEREAS, it is in the best interest of the City of Asbury Park to enter into such an agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Governing Body of the City of Asbury Park, that the agreement entitled "AMENDED AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND CERTAIN MUNICIPALITIES LOCATED HEREIN FOR THE ESTABLISHMENT OF A COOPERATIVE MEANS OF CONDUCTING CERTAIN HOME INVESTMENT PARTNERSHIP ACTIVITIES", a copy of which is attached hereto, be executed by the Mayor and Municipal Clerk in accordance with the provisions of law; and

BE IT FURTHER ORDAINED that this resolution shall take effect immediately upon its enactment.

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. 2023-220 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



Monmouth County Division of Planning Office of Community Development

Hall of Records Annex
One East Main Street
Freehold, NJ 07728
Office (732) 431-7460
Fax (732) 308-2995

March 29, 2023

Cassandra Dickerson
Director of Community Development
City of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712

RE: Participation in the Monmouth County HOME Investment Partnership Program Consortium

Dear Ms. Dickerson:

The Contract between the County of Monmouth and your municipality for the establishment of a cooperative means (Inter-Local Services Agreement) towards conducting certain HOME Investment Partnership Program activities expires on 31 December 2023 and automatically renews for a three-year period (1 January 2024 – 31 December 2026). We thank you for your participation in our consortium and hope you continue to be involved in this partnership.

Should you decide to continue in the Program and not "opt-out", you must remain in the Program for the term of your agreement. If you remain in this consortium, your municipality will continue to be eligible for HOME Investment Partnership Program money to fund a variety of affordable housing programs and residents will be able to participate in the County's first-time homebuyers program. The more municipalities that participate within the consortium, the more money available to your community from HUD grant allocations.

If your municipality will be continuing the HOME Consortium (HOME Investment Partnership Program Consortium) Inter-Local Services Agreement, please forward three (3) executed originals of the amended agreement AND adopted resolution to Debbie Dovedytis attention by May 31, 2023.

If you are not certain about continuing your participation in the County's HOME Investment Partnership Program, please contact the Community Development Office so that we can explain the benefits of participation in more detail.

If you do decide not to participate, you must advise, in writing, both the Community Development staff and the U.S. Department of Housing and Urban Development no later than May 31, 2023 HUD's address is:

Ms. Annemarie Uebbing, Director
Community Planning and Development Division
U.S. Department of Housing and Urban Development
New Jersey State Office
One Newark Center, 13th Floor
Newark NJ 07102-5260



Monmouth County Division of Planning Office of Community Development

Hall of Records Annex
One East Main Street
Freehold, NJ 07728
Office (732) 431-7460
Fax (732) 308-2995

and Community Development's address is:

Laura Kirby, Director
Community Development Program
Hall of Records Annex
One East Main Street
Freehold NJ 07728-1255

I sincerely hope that you will continue your participation in our Consortium. Please contact me at 732-431-7460 if you have any questions.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Laura Kirby'.

Laura Kirby
Director
Monmouth County Office of Community Development

**AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF MONMOUTH
AND THE CITY OF ASBURY PARK FOR THE ESTABLISHMENT OF A
COOPERATIVE MEANS OF CONDUCTING CERTAIN HOME INVESTMENT
PARTNERSHIP PROGRAM ACTIVITIES**

WHEREAS, the County of Monmouth and the **City of Asbury Park** are parties to an Agreement dated **06/11/2020** concerning, generally, the cooperation between participating counties and municipalities and the County to receive HOME allocation funding and administering the HOME Program; and

WHEREAS, the U.S. Department of Housing and Urban Development: Community Planning and Development ("HUD"), has issued additional requirements for what must be included in all cooperation agreements entered into between counties and participating municipalities; and

WHEREAS, the Agreement dated **06/11/2020** must be amended to legally conform to HUD's new requirements; and

WHEREAS, the **City of Asbury Park** and the County of Monmouth have decided that it is in its residents' best interests to amend the Agreement to conform to HUD's cooperation agreement requirements; and

NOW, THEREFORE, the County and **City of Asbury Park** hereby agree as
Planning Process; Extent of Services:

1. With the concurrence of the Board of County Commissioners and Administrative Liaison Office shall be designated. They shall be employees of the county. They shall within the limits of resource available, provide technical and administrative support to the consortium and shall provide liaison between the consortium and to the Board of County Commissioners (the legislation requires the title of "chosen freeholder" to be change to "county commissioner" and all "boards of chosen freeholder" to be known as "board of county commissioners") which complies with legislation Gov. Phil Murphy signed into law in 2020 and become effective January 1 as may be required for submission to the Federal

Government. HOME program is carried out in compliance within the requirements of the HOME program, including requirements concerning a Consolidated Plan in accordance with HUD regulations in 24 CFR Parts 92 and 91 respectively, and the requirements of 24 CFR 92.350.

Duration of the Contract:

2. This contract shall be effective for the three (3) program years (Federal Fiscal Years 2024, 2025, and 2026 appropriations) for which the County is to qualify to receive HOME entitlement funding and from any program income generated from the expenditure of such funds, including such additional time as may be required for the expenditure of any such funds granted to the participating unit of local government. The population of participating municipalities included in the urban county under this agreement shall be included in the population of the urban county for three (3) successive years which will include the federal fiscal years 2024, 2025 and 2026.

This agreement will automatically be renewed for participation in successive three-year qualification periods, unless the county or the municipality provides written notice it elects not to participate in a new qualification period.

The is Agreement remains in effect until the CDBG, HOME and ESG funds and Income received with respect to activities carried out during the three year qualification period.

Standards of Performance:

3. This Agreement includes, by reference, all provisions authorized by State and local laws that legally obligate the cooperating units to undertake the necessary action, as determined by the County to carry out a community development program and the approved Consolidated Plan and/or meet the other requirement of the CDBG, HOME and ESG programs or other applicable laws.

Duration of General Agent:

4. The Administrative Liaison Officer selected pursuant to Section A 1 C (2) of this agreement is hereby designated as the administrative agent of the Board of County Commissioners for the purposes of compliance with statutory and regulatory responsibilities. He shall be accountable to the Board of County Commissioners, and for this purpose shall be subject to the supervision of the Board.

Program Income:

5. This amendment may be executed in substantially similarly worded

counterparts, each of which shall be signed the Commissioner Director and the chief executive of a participating municipality. Each signatory agency agrees to cooperate with all signatories and be bound as if all had signed the same amendment.

ATTEST:

TAMARA BROWN
Clerk to the Board of County
Commissioners

ATTEST:

Name: Lisa Esposito
Title: Municipal Clerk

MONMOUTH COUNTY BOARD OF
COUNTY COMMISSIONERS

THOMAS A. ARNONE, DIRECTOR
Board of County Commissioners

CITY OF ABURY PARK

Name: John Moor
Title: Mayor



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-221

Adopting the Monmouth County Home Consortium FY-2023 Annual Action Plan for Housing and Community Development Block Grant (CDBG) Program



RESOLUTION NO. 2023-221

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

RESOLUTION ADOPTING THE MONMOUTH COUNTY HOME CONSORTIUM FY-2023 ANNUAL ACTION PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

WHEREAS, the submission of the City’s Fiscal Year 2023 Annual Action Plan for Housing and Community Development Block Grant Programs (hereinafter referred to as the “Consolidated Plan”) is a requirement of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended; and

WHEREAS, the Monmouth County Planning and Community Development staff, in conjunction with the staff from the other participating cities; Asbury Park, Long Branch and Middletown Township, has prepared its FY-2023 Annual Action Plans in accordance with Federal Regulations and will collectively submit those plans including Asbury Park’s, to the U.S. Department of Housing and Urban Development (HUD) on or before May 17, 2023. The Annual Action Plan is a planning document and management tool that will assist the City in addressing their housing and community development needs; and

WHEREAS, the Federal regulations require program grantees to identify housing and community development needs and develop a plan for carrying out the strategies necessary to meet its housing and community development needs; and

WHEREAS, the City of Asbury Park held a public hearing via zoom on April 13th 2023 in order to provide citizens, public agencies, and other interested parties an opportunity to provide comments and suggestions on the FY-2023 Annual Action Plan; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Governing body that the City’s FY-2023 Annual Action Plan for Housing and Community Development Block Grant Programs be and the same is hereby approved and authorized; and

BE IT FURTHER RESOLVED, that the City Manager be and hereby is authorized to execute any and all documents as may be required by the U.S. Department of Housing and Urban

Development for the submission and securing grant funds.

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. 2023-221 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

PRINCIPAL DEPUTY ASSISTANT SECRETARY
FOR COMMUNITY PLANNING AND DEVELOPMENT

February 27, 2023

The Honorable John B. Moor
Mayor of Asbury Park
1 Municipal Plaza
Asbury Park, NJ 07712-7026

Dear Mayor Moor:

Congratulations! I am pleased to inform you of your jurisdiction's Fiscal Year (FY) 2023 allocations for the Office of Community Planning and Development's (CPD) formula programs. Your jurisdiction's FY 2023 available amounts are as follows:

CPD Programs:	Amount
Community Development Block Grant (CDBG)	\$409,771
Emergency Solutions Grant (ESG)	\$0
HOME Investment Partnerships (HOME)	\$0
Housing Opportunities for Persons With AIDS (HOPWA)	\$0
CDBG Recovery Housing Program (RHP)	\$0

These grant funds provide the financial tools to support individuals, families, and communities to address homelessness, affordable housing challenges, aging infrastructure, and economic hardships. CPD is committed to being your partner throughout the process of using these funds. Our local office will assist in finalizing grant agreements, offer technical assistance and training when needed, and monitor and implement grant funds for eligible projects in a timely manner. We will work with you to ensure proper reporting in the Integrated Disbursement and Information System (IDIS) so we can together improve performance data on how these programs are benefitting and touching people's lives, build trust with stakeholder groups and Congress, and amplify the success stories that you and your jurisdiction are able to accomplish with these vital resources.

Based on your jurisdiction's CDBG allocation for this year and outstanding Section 108 balances as of February 27, 2023, you also have \$2,048,855 in available Section 108 borrowing authority. Since Section 108 loans are federally guaranteed, this program can leverage your jurisdiction's existing CDBG funding to access low-interest, long-term financing to invest in your jurisdiction.

Thank you for your continued interest in CPD programs, I greatly appreciate your leadership in using these funds to address your most urgent housing and community development needs, including preventing and reducing homelessness. If you or any member of your staff have questions, please contact your local CPD Field Director.

Sincerely,



Marion Mollegen McFadden
Principal Deputy Assistant Secretary
for Community Planning and Development



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-222

The selection of four artists and two alternative artists as recommended by the Asbury Park Public Art Commission to paint murals on external walls of the City's wastewater treatment plant pursuant to an open process.



RESOLUTION NO. 2023-222

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

RESOLUTION APPOINTING MURALISTS TO PAINT MURALS ON THE CITY OF ASBURY PARK WASTEWATER TREATMENT PLANT FOR 2023

WHEREAS, on , the City of Asbury Park (the “City”), in conjunction with The Asbury Park Public Arts Commission and with support from the Asbury Park Arts Council, issued a Request for Proposals (the “RFP”) seeking artists from all backgrounds, locations and levels of experience to create public art, specifically murals, for a permanent mural project (the “program”) located on the City-owned Wastewater Treatment Facility at 1700 Kingsley Street, more commonly known and designated as Block 4304, Lot 1 on the City’s Tax Map (the “Property”), which is situated at the north end of the City’s boardwalk; and

WHEREAS, the program emphasizes focus on artistic freedom and expression, encouraging participating artists to bring their personal artistic vision to life leading to a diverse range of styles and content in a permanent public art installation in the City; and

WHEREAS, the program seeks to create opportunities for muralists at different experience levels and offers multiple wall/panels as palettes; and

WHEREAS, all of the details regarding the program were set forth in the RFP, including eligibility requirements, selection criteria, the project timeline and completion deadline, the stipends to be paid to the selected artists by the City, and other terms and conditions concerning participation in the program; and

WHEREAS, the RFP was noticed in *The Asbury Park Press* on February 26, 2023 and posted on the City’s website on the same date; and

WHEREAS, responses to the RFP were due no later than March 24, 2023 at 11:00 a.m. (the “deadline”); and

WHEREAS, on or before the deadline, the City received proposals from fifty-seven (57) interested artists; and

WHEREAS, the submissions received were reviewed by the Mayor and City Council, with input from The Asbury Park Public Arts Commission; and

WHEREAS, after due consideration, the Mayor and City Council wish to appoint the

selected artists to participate in the program in the within Resolution.

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

1. That the City hereby selects and appoints the following artists to participate in the program and paint murals (in accordance with their proposals) on the City-owned Wastewater Treatment Facility at the Property:

Cloe Evangelista, Ocean, New Jersey
 Jude Harzer, Brick, New Jersey
 Judith Hull, Asbury Park, New Jersey
 Zach Manning, Asbury Park, New Jersey

2. That the City hereby selects and appoints the following artists as alternates to in the program to paint murals (in accordance with their proposals) on the City-owned Wastewater Treatment Facility at the Property:

Keely Angel, Oakhurst, New Jersey
 Ashley McFarland, Asbury Park, New Jersey

3. That all of the selected artists must comply with all of the terms and conditions set forth in the RFP, including the execution of a Final Mural Agreement with the City and a Hold Harmless form that is satisfactory to the City's insurance carrier.
4. That the City is hereby authorized to issue stipends in the amounts set forth in the RFP to the selected artists upon the completion of their respective murals and their compliance with the terms and conditions of the Final Mural Agreement.
5. That a certified copy of this Resolution shall be provided to each of the following:
 - a. All selected artists and alternates;
 - b. Donna M. Vieiro, City Manager;
 - c. JoAnn Boos, CMFO, Chief Financial Officer;
 - d. Tracy Lizardi, Director of Purchasing, QPA/Assistant CFO;
 - e. Michele Alonso, Director of Planning and Redevelopment;
 - f. The Asbury Park Public Arts Commission;
 - g. Asbury Park Arts Council; and
 - h. Frederick C. Raffetto, Esq., Municipal Attorney.

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of RESOLUTION NO. 2023-222 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK

CHLOE EVANGELISTA, OCEAN



ZACHARY MANNING, ASBURY PARK





JUDI HULL, ASBURY PARK



JUDE HARZER, BRICK



ASHLEY MCFARLAND, ASBURY PARK



KEELY ANGEL, OAKHURST



Individual Resolutions
Meeting of the Municipal Council
Wednesday, April 26, 2023
RESOLUTION SUMMARY

2023-223

Appointments to Housing Authority: Angeline Brown, Charlotte McAllister, Nina Summerlin.



RESOLUTION NO. 2023-223

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

RESOLUTION AUTHORIZING APPOINTMENTS TO THE HOUSING AUTHORITY

WHEREAS, Section 2:37.2 of the Code of the City of Asbury Park provides for the Creation of the Housing Authority (also referenced as the “Authority”) in and for the City of Asbury Park; and

WHEREAS, Section 2:37.3 of the Code of the City of Asbury Park provides for five (5) members to be appointed by the City Council; and

WHEREAS, the Mayor and Council wish to appoint an individual to serve on the Authority, in accordance with the provisions set forth in Section 2:37.3 of the Code of the City of Asbury Park.

NOW, THEREFORE, BE IT RESOLVED, that the following individual is hereby appointed to serve on the Housing Authority:

<u>Appointee</u>	<u>Term to Expire</u>
Angeline Brown	4/30/2028
Charlotte McAllister	4/30/2028
Nina Summerlin	4/30/2028

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. 2023-223 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

CERTIFIED BY ME THIS 27th DAY OF April, 2023.

LISA ESPOSITO
CITY CLERK



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

2022 TRANSPORTATION UPDATE ORDINANCE

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

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

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

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

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

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

NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED, by the Mayor and City Council of the City of Asbury Park, in the County of Monmouth and State of New Jersey, that the amended parking regulations as set forth in Exhibit A attached hereto are hereby approved and adopted for use within the City of Asbury Park, and that Chapter VII, entitled “Traffic,” of the “Code of the City of Asbury Park, New Jersey,” is hereby amended and supplemented accordingly.

I, LISA ESPOSITO, City Clerk of the City of Asbury Park, Monmouth County, New Jersey, DO HEREBY CERTIFY the foregoing to be a true and exact copy of ORDINANCE NO. 2023-12 which was finally adopted by the City Council at a meeting held on the 26th day of April, 2023

LISA ESPOSITO
CITY CLERK

EXHIBIT A

Deletions are denoted as strikethrough and additions are underlined.

§ 7-12 PARKING PROHIBITED FOR STREET CLEANING.

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

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

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

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

[2000 Code § 7-15; Ord. No. 2166 § 1]

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

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

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

j. Commercial Vehicle Parking Permit Regulations.

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

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

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

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

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

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

a. On-Street Metered Parking.

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

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

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



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

**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 26th 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 Cookman 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
<u>Emory Street</u>	<u>North</u>	<u>Sunset Avenue to Route NJ 71</u> <u>(Deal Lake Drive)</u>	<u>Both sides</u>

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 26th 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 part 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 26th 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

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- Exhibit A – Concept Plan
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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.

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

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

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

REDEVELOPMENT PLAN OBJECTIVES

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

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

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

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



1012 ASBURY AVENUE - BLOCK 501 LOTS 1 & 2

City of Asbury Park, Monmouth County NJ

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



APPLICABILITY & RELATIONSHIP TO THE LAND USE ORDINANCE

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

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

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

GENERAL PROVISIONS

A. REDEVELOPMENT AUTHORITY

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

B. EFFECT OF REDEVELOPMENT AGREEMENT

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

C. ACQUISITION OF PROPERTY

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

D. RELOCATION PROVISIONS

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

E. APPLICATION FOR DEVELOPMENT

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

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

F. DEVIATION REQUESTS

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

REDEVELOPMENT REGULATIONS

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

A. DEFINITIONS

The following definitions apply to the words as applied herein:

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

B. PERMITTED PRINCIPAL USES

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).

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.

H. ARCHITECTURAL 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.

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.

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

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

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

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

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

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

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

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

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

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

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

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

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

As noted above, the relevant planning policies encourage redevelopment, with an emphasis on diverse housing types, including affordable housing. Additionally, the relevant policies support economic development, infill development, and redevelopment of commercial areas, particularly commercial corridors.

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

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

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

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

3.1 Objectives:

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

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

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

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

3.2 Objectives:

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

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

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

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

3.3 Objectives:

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

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

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

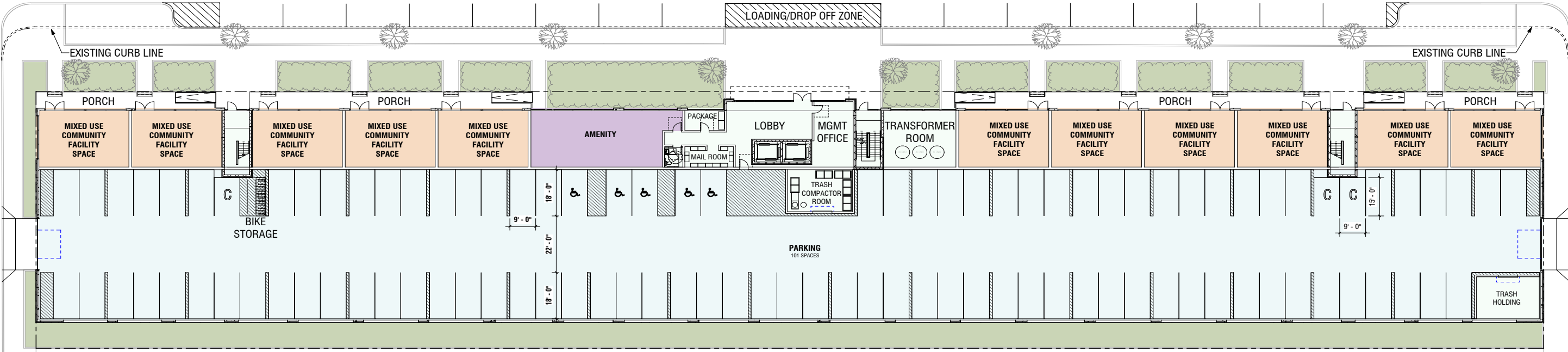
“Provide for much of the state's future redevelopment; revitalize cities and towns; promote growth in compact forms; stabilize older suburbs; redesign areas of sprawl; and protect the character of existing stable communities.”

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

Exhibit A.
Concept Plan

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

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



DRAWING: GROUND FLOOR PLAN

Exhibit B.
Concept Building Renderings



PROPOSED DESIGN: EXTERIOR STREET VIEW



PROPOSED DESIGN: EXTERIOR ELEVATIONS

**RESOLUTION
CITY OF ASBURY PARK PLANNING BOARD**

WHEREAS, the City Council of the City of Asbury Park authorized the Planning Board by Resolution No. 2023-177, adopted on March 22, 2023, to undertake a review of a proposed Redevelopment Plan, containing mixed residential and commercial uses for the property located at 1012 Asbury Avenue (Block 501; Lots 1 & 2), hereinafter referred to as the Redevelopment Area or Plan, pursuant to the requirements set forth in N.J.S.A. 40A:12A-7e; and

WHEREAS, said statute requires that the Planning Board prepare and transmit a report back to the Governing Body; and

WHEREAS, said statute further requires that the report of the Planning Board include an identification of any provision or provisions set forth in the proposed Redevelopment Plan which are inconsistent with the City Master Plan and contain recommendations concerning those inconsistencies and any other matters as the Board deems appropriate; and

WHEREAS, the Board conducted a public hearing on April 3, 2023, on the proposed Redevelopment Plan, at which hearing the Plan was presented on behalf of the Governing Body of the City of Asbury Park by Elizabeth McManus, PP, AICP, LEED AP. Members of the general public were also given the opportunity to make public comments on the Plan; and

WHEREAS, based upon the foregoing the Board determined that the proposed Plan is consistent with the objectives of the City of Asbury Park Master Plan and has made recommendations in favor of the adoption of the Plan, that are set forth below, pursuant to the requirements of the statute first referred to above.

NOW, THEREFORE BE IT RESOLVED, by the Planning Board of the City of Asbury Park that it hereby recommends the adoption of the proposed Redevelopment Plan subject to the Mayor and Council considering the recommendations of this Board that are set forth herein: and

BE IT FURTHER RESOLVED that the Board hereby directs the Board Secretary to transmit this Resolution to the Clerk of the City of Asbury Park pursuant to the Statute first mentioned above forthwith.

The findings and recommendations of this Board are as follows:

1. The proposed Redevelopment Plan for the property located at 1012 Asbury Avenue is consistent with the philosophy and objectives of the Master Plan of the City of Asbury Park.

2. The Board recommends that the project comply with any existing sustainability programs in effect within the City of Asbury Park.
3. The Board recommends that the impervious surface area be reduced from 95% lot coverage to 92% lot coverage.
4. The Board recommends that the Council review the proposed loading/unloading areas and consider requiring loading/unloading to be done inside of the proposed garage.
5. The Board recommends that the storage area for bicycles be increased in size.
6. The Board recommends that canopies and overhangs with openings be used in addition to cloth awnings.
7. The Board recommends that zip car installation be considered as an option versus a requirement in the Plan.
8. The Board recommends that the proposed on-site parking area usage be restricted to the residents of the project (i.e. no public parking).
9. The Board recommends that a bus shelter, similar to those located elsewhere within the City, be installed at the bus stop located at the southwest corner of the intersection of Comstock Street and Asbury Avenue.

Eric Galipo offered a motion to authorize the foregoing action of the Board which motion was seconded by Barbara Krzak.

The members of the Board who voted in favor of the foregoing action of the Board are authorized to vote for the adoption of this Resolution. They are Barbara Krzak, Eric Galipo, John Moor, James Bonanno, Yvonne Clayton, Daniel Sciannameo, Jennifer Souder and Michael Goonan.

Board member Jim Henry abstained and did not vote on this matter.

Ayes:

Nays:

Abstain:

April 17, 2023



Marie Rodrigues, Board Secretary

I certify this to be a true copy of a written Resolution adopted by the City of Asbury Park Planning Board on April 17, 2023.



Marie Rodrigues, Board Secretary



**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 § 8-1924. (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 IIII. 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 be 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 IVIII. 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 it 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 26th day of April, 2023

LISA ESPOSITO
CITY CLERK



Minutes
Meeting of the Municipal Council
Wednesday, April 26, 2023
REGULAR MEETING

Executive Session - 4:00 p.m.

2023-197 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	Absent	

City Clerk Lisa Esposito called the meeting to order at 6:12 PM.

Silent Prayer/Moment of Reflection

Salute to the Flag

Announcement - Open Public Meetings Act

PROCLAMATION

1. Proclamation Recognizing April 28, 2023 as Arbor Day

SPECIAL EVENT APPLICATIONS:

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

ITEMS TO BE PRESENTED:

Presentation by Michele Alonso, Director of Planning and Redevelopment, of Proposed Ordinances Permitting and Governing Accessory Dwelling Unit (ADU)

Director of Planning and Redevelopment, Michele Alonso presented proposed ordinances for Accessory Dwelling Units.

Matters from City Council

Council member Ahbez-Anderson stated, good evening everyone. I have an announcement from the Recreation Department. We are now hiring summer camp junior counselors. We're hiring beginning July 3rd through August 11th. The hours are 11:30AM to 5:00PM Mondays to Thursdays, and 9:00AM to 5:00PM on Fridays. The applicants must be at least 15 years old to work, and have working papers. The camps will take place at Thurgood Marshall, Bradley, and upper elementary schools. The rate of pay is \$15 per hour and the application deadline is June 16th. For more information and to apply please visit www.cityofasburypark.com/recreation

Council member Chapman stated, Councilwoman Ahbez-Anderson and I will be hosting "Coffee With a Councilperson" at the Art of the Leaf and Bean on May 2nd at 10:00 AM. Come on out. Let us know what your concerns are, bring us your ideas, we'd love to hear from all of you. Hope to see you there.

Council member Clayton stated, just wanted to let you know that this Saturday, the Mayor's Wellness Committee is having a stigma free program in Springwood Park. If it rains its going to happen at Sisters Academy. It's on sexual assault awareness, from 12:00 PM to 3:00 PM. All are invited.

Deputy Mayor Quinn stated, I'm just going to thank the Asbury Park Chamber for an amazingly successful restaurant tour. Great job as always. Thank you Sylvia, thank you to the Chamber, one of our great partners in Asbury.

Mayor Moor stated, I'll just follow up on what Yvonne said. I was going to make the same announcement. It's already been decided, it's going to be switched to Sisters Academy because the forecast is going to be raining on Saturday. So it's from 12:00 PM to 3:00 PM at Sisters Academy. It will be a great program, it's part of the year of trying to make Asbury Park stigma free in so many different ways. This one is being sponsored by the City and Mercy Center. Please everybody if you can join us, please join us.

Matters from City Manager

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

Matters from City Attorney

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

PUBLIC PARTICIPATION

A motion was made by Council member Chapman and seconded by Council member Clayton to open the meeting to the public. All were in favor. The following members of the public spoke: Matthew Sigman made a comment about ADU's and the rent control ordinance; George Stevens made a comment about Wallace Brothers and the Fire House construction; Sylvia Sylvia made a comment about the AP restaurant tour, DPW, Police and Fire Departments; David Wilson made a comment about a free live music event on August 26th; Pam Lamberton made a comment about ADU's and the AP Historic Committee; Rita Marano made a comment about ADU's and the AP Historical Society; and Mark Bobizecki, Peter, Catherine Muholland, Eric Galipo, Catherine Minervini, Kerry Blithe, Mary McAllister, and Rick Dilly all made a comment about ADU's. 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:	Yvonne Clayton, Councilmember
AYES:	Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

1. Municipal Council- Executive Meeting April 12, 2023 4:00 PM
2. Municipal Council - Regular Meeting - Apr 12, 2023 6:00 PM

CONSENT AGENDA RESOLUTIONS

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

2023-198 Resolution Approving Special Event Applications

2023-199 Resolution Amending Temporary Budget Appropriations for 2023 Budget

2023-200 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Manecia Lahens for Property Located at 128 Dewitt Avenue, Asbury Park

2023-201 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Isaac & Juanita Johnson for Property Located at 829 Central Avenue, Asbury Park

2023-202 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Ildiko Gonda and Eva Horvath (Power of Attorney-P.O.A.) for Property Located at 22 Avenue A. Asbury Park

2023-203 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Clive and Muriel Smith for Property Located at 1518 Bangs Avenue, Asbury Park

2023-204 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Dejoie Bellerive for Property Located at 921 Third Avenue, Asbury Park

2023-205 Resolution Authorizing the Mayor and City Council to Execute a Discharge of Mortgage for Walter F. Jushchuk for Property Located at 1027 1/2 Sewall Avenue, Asbury Park

INDIVIDUAL RESOLUTIONS

2023-206 Resolution Approving Payment of Bills

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

2023-207 Resolution Authorizing the Emergency Repairs and Maintenance as Needed at the Waste Water Treatment Plant

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

2023-208 Resolution Authorizing Emergency Purchase of Two Primary Sludge Pump Impellers Needed at the Waste Water Treatment Plant

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

2023-209 Resolution Authorizing the Purchase of Outdoor Bottle Filling Stations

RESULT:	ADOPTED [4 TO 0]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Angela Ahbez-Anderson, Councilmember
AYES:	Angela Ahbez-Anderson, Eileen Chapman, Yvonne Clayton, John Moor
AWAY:	Amy Quinn

2023-210 Resolution Authorizing the Purchase of a New Parking Enforcement Vehicle and Related Equipment Needed

RESULT:	ADOPTED [4 TO 0]
MOVER:	Eileen Chapman, Councilmember
SECONDER:	Yvonne Clayton, Councilmember
AYES:	Angela Ahbez-Anderson, Eileen Chapman, Yvonne Clayton, John Moor
AWAY:	Amy Quinn

2023-212 Resolution Awarding Contract to Commercial Recreation Specialist for the Purchase of Equipment for the Water Spray Park with Community Development Block Grant (CDBG) Funding

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

2023-213 Resolution Awarding a Contract for Sunset Lake Pond Management

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

2023-214 Resolution Authorizing a Professional Services Contract with NJ American Water for a Water Main Disconnect

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

2023-215 Resolution Authorizing an Agreement with Controlled Growth for 2023 Fertilizer and Weed Control Program at Various Locations Citywide

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

2023-216 Resolution Awarding Contract to MRC Recreation for the Purchase and Installation of Equipment for the Exercise Fitness Area with Community Development Block Grant (CDBG) Funding

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

2023-217 Resolution Authorizing the Extension for the Transportation of Liquid Sewerage Sludge from AP Waste Water Treatment Plant to PVSC

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

2023-218 Resolution Authorizing the City of Asbury Park to Implement The Competitive Contracting Process to Procure Vendors To Operate a Pedicab Concession

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

2023-219 Resolution Approving Change Order #2 for Memorial Drive Improvements Project

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

2023-220 Resolution Authorizing the Mayor & Municipal Clerk to Execute the FY-2023-2026 Agreement with Monmouth County for Cooperative Participation in the HOME Investment Partnership Program Pursuant to the Interlocal Services Act

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

2023-221 Resolution Adopting the Monmouth County Home Consortium FY-2023 Annual Action Plan for Housing and Community Development Block Grant (CDBG) Program

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

2023-222 Resolution Appointing Muralists To Paint Murals On The City Of Asbury Park Wastewater Treatment Plant For 2023

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

2023-223 Resolution Authorizing Appointments to the Housing Authority

Appointment of Angeline Brown to the Housing Authority

RESULT: ADOPTED

MOVER: Eileen Chapman, Councilmember

SECONDER: Yvonne Clayton, Councilmember

AYES: Chapman, Clayton, Quinn, Moor

NAYS: Ahbez-Anderson

Appointment of Charlotte McAllister & Nina Summerlin to the Housing Authority

RESULT: ADOPTED

MOVER: Eileen Chapman, Councilmember

SECONDER: Amy Quinn, Deputy Mayor

AYES: Ahbez-Anderson, Chapman, Clayton, Quinn, Moor

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

ORDINANCES

Second Reading/Public Hearing

2023-12 2022 Transportation Update Ordinance

A motion to open 2023-12 to the public was made by Deputy Mayor Quinn and seconded by Council member Chapman. All were favor. The following members of the public spoke: Rita Marano and Patricia Patton.

A motion to close 2023-12 to the public was made by Council member Chapman and seconded by Deputy Mayor Quinn. All were in favor.

RESULT:	ADOPTED [3 TO 2]
MOVER:	John Moor, Mayor
SECONDER:	Amy Quinn, Deputy Mayor
AYES:	Yvonne Clayton, Amy Quinn, John Moor
NAYS:	Angela Ahbez-Anderson, Eileen Chapman

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"

A motion to open 2023-14 to the public was made by Council member Ahbez-Anderson and seconded by Deputy Mayor Quinn. All were favor. No members of the public spoke.

A motion to close 2023-14 to the public was made by Council member Chapman and seconded by Deputy Mayor Quinn. All were in favor.

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

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

A motion to open 2023-16 to the public was made by Deputy Mayor Quinn and seconded by Council member Ahbez-Anderson. All were favor. No members of the public spoke.

A motion to close 2023-16 to the public was made by Deputy Mayor Quinn and seconded by Council member Ahbez-Anderson. All were in favor.

RESULT:	ADOPTED [4 TO 1]
MOVER:	John Moor, Mayor
SECONDER:	Angela Ahbez-Anderson, Councilmember
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)

A motion to open 2023-17 to the public was made by Council member Chapman and seconded by Council member Clayton. All were favor. No members of the public spoke.

A motion to close 2023-17 to the public was made by Deputy Mayor Quinn and seconded by Council member Chapman All were in favor.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Angela Ahbez-Anderson, 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.”

A motion to open 2023-18 to the public was made by Deputy Mayor Moor and seconded by Council member Chapman. All were favor. No members of the public spoke.

A motion to close 2023-18 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:	Yvonne Clayton, Councilmember
AYES:	Angela Ahbez-Anderson, Yvonne Clayton, Amy Quinn, John Moor
NAYS:	Eileen Chapman

ADJOURNMENT

The meeting was adjourned at 7:38 PM

A motion to close the meeting was made by Deputy Mayor Quinn and seconded Council member Ahbez-Anderson. Meeting adjourned at 7:38 PM.

Respectfully submitted by:

Lisa Esposito, City Clerk