#### SUBJECT TO CHANGE BOROUGH OF WEST LONG BRANCH COUNCIL MEETING

May 19, 2021 (Immediately Following Caucus Meeting Which Starts at 6:30 PM)

MAYOR JANET W. TUCCI PRESIDES

MAYOR TUCCI REPORTS SUNSHINE LAW COMPLIED WITH

PRESENT: BRAY, CIOFFI, MANGO, NEYHART, PENTA, SNIFFEN

ABSENT:

READING AND APPROVAL OF MINUTES:

Caucus Minutes May 5, 2021

Executive Session Minutes May 5, 2021

Council Minutes May 5, 2021

REPORTS OF STANDING COMMITTEES:

MAYOR TUCCI:

COUNCILMAN BRAY (FINANCE & ADMINISTRATION):

COUNCILMAN CIOFFI (FIRE & EMS):

COUNCILWOMAN MANGO (RECREATION, ENVIRONMENTAL, & SHADE TREE):

COUNCILMAN NEYHART (POLICE):

COUNCILMAN PENTA (PUBLIC WORKS):

COUNCILMAN SNIFFEN (PUBLIC PROPERTY):

1. West Long Branch Community Center Update

BOROUGH ADMINISTRATOR DOLLINGER:

BOROUGH CLERK COLE:

BOROUGH ATTORNEY BAXTER:

BOROUGH ENGINEER MULLAN:

#### COMMUNICATIONS:

#### **ORDINANCES:**

- Ordinance No. O-21-8
   An Ordinance Amending Ordinance 11-3 Regarding the Dates and Times of Lighting the Baseball Field at Valenzano Park in West Long Branch Second & Final Reading
- 2. Ordinance No. O-21-9
  Calendar Year 2021 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank (N.J.S.A. 40A:4-45.14)
  Second & Final Reading

#### RESOLUTIONS:

- 1. Resolution Recognizing John & Margaret Penta, and Anthony Scalise (R-21-62)
- 2. Resolution Authorizing Person-to-Person Transfer of Liquor License No. 1353-33-001-005 (R-21-63)
- 3. Resolution Approving Participation With the State of New Jersey Grant Program Administered by the New Jersey Department of Law and Public Safety (R-21-64)

#### UNFINISHED BUSINESS:

NEW BUSINESS:

- 1. RL 21-4 Pittie Project, Inc.
- 2. RL 21-5 Pittie Project, Inc.

BILLS AND CLAIMS:

OPPORTUNITY FOR ANY PERSON TO BE HEARD:

MOTION TO CLOSE THE PUBLIC PORTION AND ADJOURN:

#### ORDINANCE NO. 0-21-8

#### AN ORDINANCE AMENDING ORDINANCE 11-3 REGARDING THE DATES AND TIMES OF LIGHTING THE BASEBALL FIELD AT VALENZANO PARK IN WEST LONG BRANCH

WHEREAS, several residents have contacted members of the governing body regarding the dates and times for lighting of the Frank Caltabilota Jr. Memorial Field in Valenzano Park on Wall Street, and have requested that the governing body consider expanding the dates and times for lighting; and

WHEREAS, the governing body has considered the request and finds that modifications are in order;

NOW, THEREFORE, BE IT ORDAINED by the Borough Council of the Borough of West Long Branch that Ordinance 11-3 be amended as follows:

#### SECTION ONE

Ordinance 11-3.4a shall be amended to read: "Lighting of the baseball field shall only be allowed between March 15 May 1 and November 15 November 1 of each calendar year."

#### SECTION TWO

Ordinance 11-3.4b shall be amended to read: "The baseball field shall not be lighted more than <u>five</u> four nights per week."

#### SECTION THREE

Ordinance 11-3.4c shall be amended to read: "Games shall not be played on any more than <u>four three</u> (of the total <u>five</u> four available) nights per week."

#### SECTION FOUR

All other provisions of Ordinance 11-3 which have not been modified herein shall remain in full force and effect.

#### SECTION FIVE

This ordinance shall take effect immediately upon passage and publication according to law.

[Underlined language is new. Crossed out language is being removed.]

#### ORDINANCE NO. 0-21-9

# CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Council of the Borough West Long Branch in the County of Monmouth finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Council of the Borough of West Long Branch hereby determines that a 3.5 % increase in the budget for said year, amounting to \$325,534.79 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Council of the Borough of West Long Branch hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of West Long Branch, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Borough of West Long Branch shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 325,534.79, and that the CY 2021 municipal budget for the Borough of West Long Branch be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Councilmember offered the following resolution and moved its adoption:

#### RESOLUTION RECOGNIZING JOHN & MARGARET PENTA, AND ANTHONY SCALISE

WHEREAS, the Figli DiColombo Club of Long Branch is holding their second

annual awards dinner on May 21, 2021, honoring members of the community; and

WHEREAS, the club is probably better known under the name of "Sons Of Columbus", whose purpose is to perpetuate mutual benevolence and promote education and welfare of its members and their families; and

WHEREAS, John M. Penta, Jr. of West Long Branch, together with his wife, Margaret "Maggie" DeMarco Penta, will be honored as the "Family Of The Year"; and Antonio "Anthony" Scalise's firm, the Parallel Architectural Group, will be honored as the "Business Of The Year"; and

WHEREAS, John was raised and educated in Long Branch, and has been married to his wife Maggie for 47 years, having resided in West Long Branch since 1984; and

WHEREAS, John is a former high school teacher, football and track coach at Rumson Fair Haven Regional High School, and thereafter pursued a career in international business as executive manager in sales and marketing, where he continues in his 38th year; and

WHEREAS, John was awarded the prestigious Carnegie Medal for Heroism in 1976 for saving two boys and their father from drowning off of Cottage Place in Long Branch; and

WHEREAS, John has served as the Chairman of the West Long Branch Zoning Board of Adjustment and currently serves as a West Long Branch Councilman and Chairperson of the Department of Public Works; and

WHEREAS, Margaret "Maggie" Penta was born and raised in Long Branch as well, and the home she built with John in West Long Branch in 1984 has served as the hub for gatherings for family and friends for many, many years; and

WHEREAS, Maggie worked in the medical field for 25 years, and is presently a realtor with Berkshire Hathaway Home Services Fox & Roach, and received the New Jersey Realtors Circle of Excellence Award, as well as the New Jersey Realtors Distinguished Sales Award; and

WHEREAS, Maggie has been affiliated over many years with numerous boards and charities, including the Ronald McDonald House Board, the Specialty Hospital Foundation Board, the Monmouth University Scholarship Ball Committee, Operation Sleigh Bells, and is a parishioner at Christ The King Church, where she also serves as a committee member; and

5/19/21

WHEREAS, John and Maggie Penta have opened their home and hearts to their family and community, whether at a dinner or other events; and

WHEREAS, Antonia "Anthony" Scalise is the principal architect and founder of Parallel Architectural Group, on Broadway in Long Branch, having graduated with a bachelor of architecture degree in 1997 and starting his firm in 2005; and

WHEREAS, Anthony is a registered architect in New Jersey, New York, and Pennsylvania, and a member of the American Institute of Architects; and

WHEREAS, Anthony is well respected as an architect with a background in construction, in high end residential projects, as well as various public and commercial projects, the most recent of which has been his contributions to the West Long Branch Community Center; and

WHEREAS, Anthony is the current Chairman of the West Long Branch
Planning Board, and Vice President of the Monmouth County Chapter of the BNI
Local Business Networking Group; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that John Penta, Jr., Margaret "Maggie" DeMarco Penta, and Antonio "Anthony" Scalise be recognized for their many years of contribution and for their being recognized on May 21, 2021, by the Figli DiColombo Club as the Family Of The Year and the Business Of The Year.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT: ABSTAIN: Councilmember

offered the following resolution and moved its adoption:

### RESOLUTION AUTHORIZING PERSON-TO-PERSON TRANSFER OF LIQUOR LICENSE NO. 1353-33-001-005

5/19/21

WHEREAS, BRANCHES CATERING, L.L.C. has applied for a person-to-person transfer of Plenary Retail Consumption License No. 1353-33-001-005 from Metro Catering, L.L.C., and the application for transfer appears to be complete in all respects; and

WHEREAS, proof of publication of notice has been submitted and there have been no written objections received by the Borough Clerk; and

WHEREAS, the applicant has been found to be qualified to be licensed according to all standards established by N.J.S.A. 33:1-1 et seq. and pertinent ordinances of the Borough of West Long Branch; and

WHEREAS, the applicant has disclosed and the Borough, through its representatives, has reviewed the source of all funds used in the purchase of the license and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that Plenary Retail Consumption License No. 1353-33-001-005, in the name of Metro Catering, L.L.C., be and the same is hereby transferred to BRANCHES CATERING, L.L.C., effective May 20, 2021, for premises located at 123 Monmouth Road, West Long Branch, New Jersey 07764.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT:

ABSTAIN:

Councilmember

offered the following resolution and moved its adoption:

## RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY GRANT PROGRAM ADMINISTERED BY THE NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY

5/19/21

WHEREAS, the Borough of West Long Branch applied for funding of approximately \$14,805 with a match of \$116,939 for an approximate project total cost of \$131,744 for a project under the State of New Jersey Safe & Secure Communities Grant Program 21-1353, which will be in effect from February 3, 2021, to February 2, 2022; and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and Borough of West Long Branch for the purpose described in the application:

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of West Long Branch that:

- 1. The Borough of West Long Branch applied for funding of approximately \$14,805 with a match of \$116,939 for an approximate project total cost of \$131,744 for a project under the State of New Jersey Safe & Secure Communities Grant Program 21-1353, which will be in effect from February 3, 2021, to February 2, 2022; and
- As a matter of public policy the Borough of West Long Branch wishes to participate to the fullest extent possible with the Department of Law and Public Safety and does accept the Subaward.
- 3. The appropriate Borough officials are hereby authorized to sign and forward the Safe & Secure Communities Grant Program Application No. 21-1353.
- 4. The Mayor is hereby authorized to accept the Subaward and Special Conditions for this funding.

Seconded by Councilmember

and carried upon the following roll call vote:

AYES: NAYS: ABSENT: ABSTAIN: P.O. Type: All Include Project Line Items: Yes Open: N Paid: N Void: N Range: First to Last Rcvd: Y Held: Y Aprv: N Format: Condensed Bid: Y State: Y Other: Y Exempt: Y

					DIU. 1	Jiaic. 1	other: Y Exempt: Y
PO #	PO Date	Vendor		PO Description	Status	Amount	Void Amount PO Type
	09/25/20		LAWMEN SUPPLY CO OF NJ	PAOLANTONIO VEST REPLACEMENT	Open	1,053.00	0.00
	10/12/20		GALL'S INC	2020 CLOTHING - OFFICER MOORE		356.40	
20-02022	12/30/20	A0045	valic	LOSAP 2019 Payment	0pen	32,200.00	
21-00238	03/04/21	10019	MUTT MITT	ITEM # 2660 MUTT MITT SINGLES		1,157.85	
21-00313	03/11/21	A0023	ASBURY PARK PRESS *	CLERK AD #: 0004618317	Open	21.60	0.00
21-00339	03/16/21	G0002	GALL'S INC	HOUSING INSPECTOR UNIFORM	0pen	93.75	0.00
21-00460	04/06/21	P0085	POWERHOUSE SIGNWORKS GEESE PATROL	LETTERING FOR REC TRAILER	0pen	575.00	
21-00461	04/06/21	G0078	GEESE PATROL	GEESE - 3/18-4/18	Open	1,945.00	0.00
21-00489	04/08/21	TIMOT005	TIMOTHY KNOTTS	EMERGENCY REPAIRS CAPTAINS CAR		207.92	0.00
	04/13/21		NAPA AUTO PARTS CENTER	DPW VARIOUS INVOICES	Open	110.62	0.00
21-00507	04/13/21	M0054	BCM ONE	MAY 2021- ACCT NO. 24116	0pen	1,879.42	
21-00515	04/14/21	M0212	MONMOUTH COUNTY SPCA	SPCA BILL MAR 2021	Open	377.50	0.00
21-00517	04/15/21	N0005	NAPA AUTO PARTS CENTER	BATTERY FOR FIRE DEPARTMENT	0pen	208.49	
	04/16/21		KONICA MINOLTA BUSINESS SOLU.	INVOICE NO. 72084009	0pen	167.84	
	04/20/21		JOHN GUIRE SUPPLY LLC	PUBLIC WORKS SUPPLIES	Open Open	372.97	
	04/21/21		TREASURER, CTY OF MONMOUTH	2021 MUNICIPAL ASSESSMENT	Open	1,500.00	
	04/23/21		LANIGAN ASSOCIATES	ASP / SCABBARD & CITATION BARS		219.55	0.00
	04/23/21		AMERICAN UNIFORM & SUPPLY	PD QUOTE #: 74466RS	Open	1,433.63	0.00
	04/27/21		SEABOARD WELDING	DPW INVOICES, VARIOUS	Open	43.50	0.00
	04/27/21		UNITED SITE SERVICES (MR JOHN)	TEMP RESTROOM @ SORRENTING	Open	190.00	0.00
			SIP'S PAINTS AND HARDWARE	GRAFITTI REMOVAL SUPPLIES	Open	23.57	0.00
21-00592	04/27/21	700E/N1005	JOHN GUTRE RENTAL LLC	BILLY GOAT SOD CUTTER FOR DPW	Open Open	278.00	0.00
21-00593	04/27/21	10011	JOHN GUTRE SUPPLY LLC	MULCH FOR BEAUTIFICATION COMM.		372.00	0.00
21-00594	04/27/21	50012	SIP'S PAINTS AND HARDWARE JOHN GUIRE RENTAL LLC JOHN GUIRE SUPPLY LLC SEABOARD WELDING	DPW INVOICE #: 2125607	Open	96.80	0.00
	04/27/21		NAPA AUTO PARTS CENTER		Open	71.47	0.00
	04/27/21		NAPA AUTO PARTS CENTER	DPW VEHICLE PARTS/SUPPLIES	Open	111.14	0.00
	04/27/21			PUBLIC WORKS INVOICE #: 336079	Open	173.63	0.00
	04/28/21		COMPLETE SECURITY SYSTEMS, INC.		Open Open	245.00	0.00
	05/04/21		WHISPERING MEADOW CONDO ASSOC.		Open Open	72.52	
	05/04/21			ACCT NO. 8499 05 216 0043313	•	113.35	0.00
	05/04/21		•	ACCT NO. 8499 05 219 0050458	Open Open	52.57	0.00
	05/04/21			ACCT NO. 8499 05 216 0042620	Open Open	215.60	0.00
					Open Open	187.60	0.00
	05/04/21				Open Open	212.27	0.00
	05/04/21		SHORE BUSINESS SOLUTIONS		Open	38.34	0.00
	05/04/21			PD INV#: 210428005 & 210428002	Open	33.00	0.00
	05/04/21		VERIZON *				0.00
	05/04/21		valic		Open Open	1,641.26 5,750.00	0.00
	05/05/21		RUTGERS CENTER FOR GOVT SERVIC		•	944.00	0.00
	05/06/21				Open Open		0.00
	05/06/21				Open Open	60.00	0.00
	05/07/21		RUTGERS CENTER FOR GOVT SERVIC		Open Open	131.25	0.00
	05/07/21				Open Open	745.00	0.00
	05/07/21			UNDERSTANDING PLANS CLASS C.A.	•	361.00	0.00
	05/07/21			48	Open	100.00	0.00
	05/11/21				Open Open	1,367.50	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT		Open Open	79.80	0.00
	05/11/21				Open Open	279.15	0.00
	05/11/21				Open Open	35.78	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT		Open Open	35.32	0.00
-I 00013	03) TT/ CT	J V V T L	JENJET CENTRAL FUWER & LIGHT	WCC1 MO: TOO 040 0T0 011	0pen	456.88	0.00

P0 #	PO Date	Vendor		PO Description	Status	Amount V	oid Amount PO Typ
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 604 473	Open	292.65	0.00
21-00652	05/11/21	V0027	VERIZON *	ACCT NO. 450-717-472-0001-02	Open	637.36	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 407 513	0pen	4.35	0.00
	05/11/21		COMCAST & XFINITY *	ACCT NO. 8499 05 216 0042612	0pen	88.40	0.00
	05/11/21		BCM ONE	INV #: 2794962	Open	2,281.02	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 645 138	Open	30.51	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 690 910	Open	286.10	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 780 109	Open	50.87	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 935 851	Open	68.44	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 076 071 255	Open	1,901.14	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 076 291 895	0pen	3.10	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 080 434 184	Open	46.30	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 105 587 255	0pen	64.40	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 119 211 330	0pen	211.61	0.00
	05/11/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 408 073	0pen	582.53	0.00
	05/13/21		EDMUNDS & ASSOCIATES	2021 SOFTWARE MAINTENANCE	0pen	8,443.00	0.00
	05/13/21		VERIZON *	ACCT NO. 656-290-524-0001-59	0pen	69.59	0.00
	05/13/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 541 626	0pen	2.80	0.00
	05/13/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 497 894	0pen	317.53	0.00
	05/13/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 495 229	0pen	68.25	0.00
	05/13/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 012 758 635	0pen	19.69	0.00
	05/13/21		JERSEY CENTRAL POWER & LIGHT	ACCT NO. 100 013 497 167	0pen	32.93	0.00
	05/13/21		ASBURY PARK PRESS *	PLANNING BOARD ADVERTISEMENTS	Open	225.60	0.00
21-00690	05/13/21	A0023	ASBURY PARK PRESS *	ZONING BOARD ADVERTISEMENTS	Open	323.60	0.00
otal Pur	chase Ord	ers:	74 Total P.O. Line Items:	O Total List Amount: 74	,449.61	Total Void Amou	nt: 0.00

Totals by Year-Fund Fund Description Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Total
					·	
0-01	356.40	0.00	356.40	0.00	0.00	356.40
1-01	72,662.71	0.00	72,662.71	0.00	0.00	72,662.71
1-03	1,053.00	0.00	1,053.00	0.00	0.00	1,053.00
1-13 Year Total:		0.00	377.50 74,093.21	0.00	0.00	377.50 74,093.21
Total Of All Funds:	74,449.61	0.00	74,449.61	0.00	0.00	74,449.61