

# Borough of Neptune City Regular Meeting of the Mayor and Council Agenda Monday, September 11, 2023 7:00 pm

The Notice Requirements of Chapter 231 P.L. 1975 have been satisfied by the publication of said notice in the Asbury Park Press, and the Coaster and by filing a copy with the Municipal Clerk.

## 1. CALL TO ORDER

Roll Call Open Public Meetings Act Statement Flag Salute

- 2. <u>CLOSED SESSION</u> None
- 3. <u>RECEIPT OF MINUTES</u> Regular Meeting Minutes 08/28/2023

# 4. **<u>RECEIPT OF COMMUNICATIONS</u>**

A. Griffiths – Neptune City Land Use Board Application

- 5. **PRESENTATIONS** None
- 6. MAYOR'S REPORT Mayor Wardell

## 7. COUNCIL REPORTS

ADMINISTRATION & FINANCE – Council President Brian Thomas SPECIAL SERVICES – Councilmember Scott Dellett ADMINISTRATION & JUSTICE – Councilmember Dana Farley LAW & ORDINANCE – Councilmember Glen Kocsis PUBLIC WORKS – Councilwoman Danielle Pappas HUMAN SERVICES – Councilmember Pamela Renee

- 8. ADMINISTRATOR'S REPORT Administrator Jardine
- 9. **<u>PUBLIC COMMENTS ON AGENDA ITEMS</u>** There will be a four minute per person limit on all public comments.
- 10. UNFINISHED BUSINESS ORDINANCE ADOPTION - None

## RESOLUTIONS

Resolution 2023-85 - Auth Amendments to East Coast Ice Redevelopment Plan Agreement (B 18, L 1 & B 13, L 1) (TABLED to September 25, 2023)

#### 11. NEW BUSINESS

## **ORDINANCE INTRODUCTION**

 Ordinance 2023-10 - Amending Chapter 139, Subsection 50 Entitled "Sign Regulations" - First Reading /Introduction (Public Hearing 9/25/2023) Land Use Board Review 9/12/23

#### **CONSENT AGENDA RESOLUTIONS**

All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any member of the Governing Body may request an item be removed for separate consideration.

Resolution 2023-88 - Auth. Payment of the Bills

**Resolution 2023-89** - Auth. Road Closures and Permit Parking for the Annual Food Truck Festival (9/23/23) **Resolution 2023-90** - Auth. Road Closures and Permit Parking for 10<sup>th</sup> Annual Pound the Pavement Purple (9/16/23)

**Resolution 2023-91** - Auth. Amended Dates for the Sale of Municipal Personal Property Through On-Line Auction and the Disposal of Personal Property Not Sold at Auction

- 12. **<u>PUBLIC PARTICIPATION</u>** There will be a four minute per person limit on all public comments.
- 13. CLOSED SESSION None
- 14. ADJOURN

# The next Council Meeting will be held Monday, September 25, 2023 at <u>7:00 pm</u> at Borough Hall

# **ORDINANCE INTRODUCTION**

1) Ordinance 2023-10 - Amending Chapter 139, Subsection 50 Entitled "Sign Regulations" - First Reading /Introduction (Public Hearing 9/25/2023)

Land Use Board Review 9/12/23

## ORDINANCE 2023-10 BOROUGH OF NEPTUNE CITY COUNTY OF MONMOUTH

#### AMENDING CHAPTER 139 OF THE BOROUGH CODE, SECTION 50 "SIGN REGULATIONS"

**WHEREAS**, the Administrator and Code Enforcement Officer have recommended amendments to the Sign Regulations as enumerated in the Borough Code; and

WHEREAS, the Borough Council believes it is in the best interest of its residents to approve these amendments.

**NOW THEREFORE BE IT RESOLVED**, by the Borough Council of the Borough of Neptune City, County of Monmouth, State of New Jersey that it hereby amends Chapter 139-50 "Sign Regulations" as follows:

Deletions are noted by strike throughs

#### Additions are indicated in **bold underline**

Language that remains unchanged is not highlighted in any way

#### § 139-50 Sign regulations.

Any type of sign not permitted herein as an accessory use is prohibited in any zone in the borough and the following types and kinds of signs shall be permitted as accessory uses:

- A. Temporary signs.
  - (1) Definition. A temporary sign shall be defined to mean all flags (except the flag of the United States of America, POW/MIA flag or one additional international flag), banners, freestanding sandwich boards or other nonpermanently ground-attached sign, signs with wheels (even if same have been removed), window signs (whether paper, material or painted directly on the window), pennants, balloons, streamers, pinwheels, all placed on property in a nonresidential zone, or property used for nonresidential purposes.
  - (2) Prohibition. Except as permitted in this Section 130-50, all temporary signs in the Borough of Neptune City shall be prohibited.
  - (3) Exceptions. The following temporary signs shall be permitted:
    - (a)\_ Temporary signs approved by resolution of the Land Use Board;
    - (b) A single <u>TWO</u> sandwich board sign<u>s</u> (consisting of two finished sides with an "A" frame) shall be permitted for each business existing on a property, provided that same shall be fabricated from wood with hand painted or other permanent lettering and shall not exceed two feet in width and four feet in height.
    - (c) Window signs on those windows facing an improved public street, provided that such window signs do not exceed 50% of the window area on the window facing the improved public street.
    - (d) Search lights, provided that a special permit shall be first obtained from the Borough Zoning Officer, which permit shall allow the search light to be used between dusk and 10:00 p.m., no longer than three days during any calendar year per property.
    - (e) Banner by permit first obtained from the Borough Zoning Officer, which shall be at a cost set by the Borough Council and limited to special events such as a grand opening, a holiday or other theme, for a maximum of one banner per property during a two consecutive week period per calendar year. The size of such banner shall not exceed three feet by 10 feet.
    - (f) A single sign per property advertising the sale or rental of a real property not exceeding five square feet for property in a residential zone and 16 square feet for property in all other zones, provided that same shall be removed upon the transfer of title for the sale or signing of the lease (or occupancy, whichever shall first occur) for a rental.
- B. Building signs.
  - (1) Definition. A building sign shall be defined as a sign attached to or painted upon a building wall and it is not extended above the roof line.
  - (2) Building signs are permitted in the commercial or industrial zones advertising the business conducted on the property.
  - (3) A single commercial or industrial use building is permitted one building sign not to exceed 100 square feet.

- (4) In case of multiple business or shopping centers, each business or store shall be permitted one building sign provided that the total sign area on the face of the business or store shall not exceed 10% of the area of the face of the wall of that business or store, excluding roof areas of 100 square feet, whichever is less.
- (5) When a business or store is located on a corner lot, one sign shall be permitted on each side of the building facing each street or <u>parking lot not abutting residential properties</u>. The areas of each sign shall be as permitted in Section 139-50B (4).
- (6) Signs approved for funding through the Grow Monmouth Facade Beautification Grant may be attached to the roof of a building, as long as such sign does not extend above the highest ridge line of the building.
- C. One sign advertising a permitted use or indicating the home or office of a recognized profession or home occupation shall be permitted in any zone provided same shall not exceed two square feet in area, except when same advertises a multi-family use or garden apartment use, same shall not exceed 40 square feet.
- D. Freestanding signs in accordance with Section 111-22, except that only one such sign shall be permitted per property, not to exceed 50 square feet.
- E. Sign area measurement. The area of a sign shall be computed as the total square foot content of the background upon which the lettering illustration or display is presented. The area of a sign consisting of individual letters or figures shall be considered as the total area of the smallest rectangle which can enclose all letters and/or figures.
- F. The following signs shall be exempt:
  - (1) Signs of government entities:
  - (2) Church and charitable bulletin boards and signs not exceeding 16 square feet in area;
  - (3) Construction signs not exceeding 16 square feet in area limited to a period of not more than 30 days after the period of construction;
  - (4) Political signs of not more than two square feet in area four (4) square feet in area may be posted 30 days prior to Election Day and must be removed within seven days after Election Day.

All signs shall comply with any other ordinances of this borough that may be applicable.

This Ordinance shall take effect upon its passage and publication as required by law.

DATE INTRODUCED: September 11, 2023

PUBLIC HEARING: September 25, 2023

#### **CONSENT AGENDA RESOLUTIONS**

All matters listed hereunder are considered to be routine in nature and will be enacted in one motion. Any member of the Governing Body may request an item be removed for separate consideration.

Resolution 2023-88 - Auth. Payment of the Bills

Resolution 2023-89 - Auth. Road Closures and Permit Parking for the Annual Food Truck Festival (9/23/23)

**Resolution 2023-90** - Auth. Road Closures and Permit Parking for 10<sup>th</sup> Annual Pound the Pavement Purple (9/16/23)

Resolution 2023-91 - Auth. Amended Dates for the Sale of Municipal Personal Property Through On-Line Auction and

the Disposal of Personal Property Not Sold at Auction

## RESOLUTION 2023-88 BOROUGH OF NEPTUNE CITY COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZING PAYMENT OF THE BILLS

**BE IT RESOLVED** that the bills as presented, all have been certified and approved as complete as to form, goods having been delivered, and/or services performed and sufficient funds being available for payment for said bills, be paid in the amount of \$229,216.38

Vendor Name	Description	Amoun	t
ASLAN YOUTH MINISTRIES	MEM PK RENTAL DEPOSIT: JULY 23	\$	100.00
POWERDMS, INC.	SUBSCRIPTION 7/23-7/24	\$	4,816.39
JOSEPH FAZZIO-WALL, LLC	Nuts and Bolts	\$	45.66
JOSEPH FAZZIO-WALL, LLC	Nuts and Bolts	\$	104.42
COLON, EDWARD	COMM CNTR RENTAL: 9-2-2023	\$	150.00
HOME DEPOT CREDIT SERVICES	Air Conditioner	\$	255.48
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	16.14
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	8.88
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	17.49
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	15.49
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	199.00
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	71.27
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	17.76
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	220.58
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	12.25
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	7.21
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	33.42
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	6.28
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	34.76
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	110.29
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	271.56
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	126.50
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	24.99
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	291.96
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	18.07
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	1.93
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	188.87
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	119.78
GENUINE PARTS COMPANY	AUGUST VEHICLE REPAIR PARTS	\$	145.98
SEA BREEZE FORD, INC.	AUGUST VEHICLE REPAIR PARTS	\$	54.90
SEA BREEZE FORD, INC.	AUGUST VEHICLE REPAIR PARTS	\$	125.35

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SEA BREEZE FORD, INC.	AUGUST VEHICLE REPAIR PARTS	\$ 100.43
SEA BREEZE FORD, INC.	AUGUST VEHICLE REPAIR PARTS	\$ 156.17
BRADLEY CAR CARE	AUGUST TIRE AND RELATED SERVIC	\$ 85.00
BRADLEY CAR CARE	AUGUST TIRE AND RELATED SERVIC	\$ 120.00
CAMPBELL FOUNDRY COMPANY	manholes	\$ 830.00
STAPLES ADVANTAGE	OFFICE SUPPLIES-ADMIN	\$ 251.19
STAPLES ADVANTAGE	OFFICE SUPPLIES-ADMIN	\$ 66.46
CANO, HOOVER	6/2023 QTRLY MEETING	\$ 60.00
GROOMING GARAGE	GROOMING FOR LUKE	\$ 250.00
SERVICE TIRE TRUCK CENTERS	TIRES FOR POLICE VEHICLES	\$ 1,116.32
SERVICE TIRE TRUCK CENTERS	TIRES FOR POLICE VEHICLES	\$ 1,080.00
SERVICE TIRE TRUCK CENTERS	TIRES FOR POLICE VEHICLES	\$ 548.00
SERVICE TIRE TRUCK CENTERS		\$-
JANITOR SUPPLY COMPANY	toilet paper trash bags	\$ 593.02
AMAZON CAPITAL SERVICES	SUPPLIES: ADMIN/DPW	\$ 40.00
AMAZON CAPITAL SERVICES	SUPPLIES: ADMIN/DPW/NCPD	\$ 41.63
MONMOUTH TRUCK EQUIPMENT	REPAIR SEWER MACHINE HOSE	\$ 79.12
COTTRELL JR., RICHARD	MEDICAL REIMBURS SEPT-NOV 2023	\$ 494.70
WYMAN, RONALD	REIMBURSEMENT: R. WYMAN	\$ 494.70
NJ REGISTRAR'S ASSOCIATION	FALL CONFERENCE-2023: LAUGHLIN	\$ 95.00
S&S ASSOCIATES, LLC	SERVICE: AUGUST-SEPTEMBER 2023	\$ 900.00
MONMOUTH COUNTY SPCA	SERVICE: JULY 2023	\$ 1,225.00
JERSEY SHORE FLORIST	9/11 WREATH 2023	\$ 225.00
FISHER, GINA	TRUCK RENTAL: 8-25-2023	\$ 84.33
BERNARD, TIANA	PARK RENTAL DEPOSIT: 8-26-2023	\$ 100.00
NEVOLO, JOSEPH	PARK RENTAL DEPOSIT: 8-27-2023	\$ 100.00
BURASCANO, BRADLEY	PARK RENTAL DEPOSIT: 8-24-2023	\$ 100.00
COLANGELO, PATRICIA	PARK RENTAL DEPOSIT: 8-20-2023	\$ 100.00
BAKER, HEATHER	PARK RENTALD EPOSIT: 8-19-2023	\$ 100.00
ARCHER & GREINER	PROF SERV: WALSIFER REDEVEL	\$ 1,525.00
TRUGREEN COMMERCIAL	SERVICE: LAWN SERVICE 8-2023	\$ 236.00
TRUGREEN COMMERCIAL	SERVICE: LAWN SERVICE 8-2023	\$ 653.00
TRUGREEN COMMERCIAL	SERVICE: LAWN SERVICE 8-2023	\$ 134.00
CUMMINS IRRIGATION	sprinkler repairs	\$ 375.00
FARRELL, EILEEN	BALLROOM DANCE INSTRUCTION	\$ 375.00
SCHINDLER ELEVATOR CORP.	MONTHLY PREV MAINT: SEPT 2023	\$ 296.90
TROCCHIO, LOUIS	MEDICAL REIMBURS: SEPT 2023	\$ 164.90
AVAKIAN, LEON S INC.	2022 TTF ROAD PROGRAM	\$ 6,092.50
AVAKIAN, LEON S INC.	2022 TTF ROAD PROGRAM	\$ 8,932.50
AVAKIAN, LEON S INC.	2022 TTF ROAD PROGRAM	\$ 6,660.00
NJ DEPT HEALTH & SENIOR SERV	DOG LIC STATE FEE: AUGUST 2023	\$ 0,000.00
BILLS WORK CLOTHING	LAUENSTEIN-CLOTHING ALLOWANCE	\$ 575.00
THE NEW COASTER, LLC.	LEGAL AD: ORD: 23-08/09	\$ 575.00
TNSA	3RD QTR BILLING: 2023	\$ 149,597.50
QUADIENT LEASING USA, INC.	LEASE: SEPT-DECEMBER 2023	\$ 149,397.30
VOLLBRECHT, MICHAEL	REFILL FOR LABEL MAKER	\$ 228.87

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	09.11.2023 Bill List Total	\$ 229,216.38
ROSKO-PHIL OXFORD LLC	TRASH REIMBURSEMENT	\$ 15,691.9
ROSKO-PHIL OXFORD LLC	TRASH REIMBURSEMENT	\$ 11,614.8
COWLEY'S TERMITE & PEST	COWLEY'S: AUGUST 2023	\$ 66.0
SECURALL MONITORING CORP.	SERVICE: SEPT-DECEMBER 2023	\$ 102.0
MONMOUTH COUNTY POLICE ACADEMY	WATER RESCUE 124/140	\$ 100.0
DE VOS,GERRIT	REIMBURS: SEWER LIC RENEWAL 23	\$ 50.0
DELISA DEMOLITION & DISPOSAL	SERVICE: AUGUST 2023	\$ 7,392.0
DELISA DEMOLITION & DISPOSAL	SERVICE: AUGUST 2023	\$ 624.8
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## RESOLUTION 2023-89 BOROUGH OF NEPTUNE CITY COUNTY OF MONMOUTH, STATE OF NEW JERSEY AUTHORIZE ROAD CLOSURES AND PERMIT PARKING FOR THE ANNUAL FOOD TRUCK FESTIVAL

WHEREAS, certain Neptune City activities, specifically the Annual Food Truck Festival require the temporary closing of certain streets in the Borough; and

WHEREAS, in order to safely hold the Annual Food Truck Festival, it is necessary to temporarily close certain streets and/or redirect traffic patterns between 7:00 a.m. and 11:30 pm on Saturday, September 2.

**NOW THEREFORE BE IT RESOLOVED,** by the Governing Body of the Borough of Neptune City that the following streets will be included as part of the traffic plan for the Annual Food Truck Festival on Saturday, September 23, 2023 from 7:00 am – 11:30 pm:

**Riverview Avenue** - Closed Completely from Green Avenue to East driveway of Memorial Park Parking Lot **Windsor Court** - No parking on the West Side of the Street

Myron Avenue - Closed Completely from Wilson Avenue south to Memorial Park

No Parking on West Side of the Street

Green Avenue - No Parking on West Side of the Street

Lincoln Avenue - No Parking on North Side of the Street

Wilson Avenue - No Parking North Side of the Street

WHEREAS, certain Neptune City activities, specifically for the 10<sup>th</sup> Annual Pound the Pavement for Purple 5K Race require the temporary closing of certain streets in the Borough; and

WHEREAS, in order to safely hold the Pound the Pavement 5K, it is necessary to temporarily close certain streets and/or redirect traffic patterns between 9:30 a.m. and 11:30 am on Saturday, September 16.

**NOW THEREFORE BE IT RESOLOVED,** by the Governing Body of the Borough of Neptune City that the following streets will be included as part of the traffic plan for the Pound the Pavement 5K on Saturday, September 16, 2023 from 9:30 am – 11:30 am:

Boston Road Steiner Avenue Riverview Avenue Union Avenue

#### **RESOLUTION 2023-91**

#### BOROUGH OF NEPTUNE CITY

#### COUNTY OF MONMOUTH, STATE OF NEW JERSEY

## Authorizing Amended Dates for The Sale of Municipal Personal Property Through On-Line Auction

#### and the Disposal of Personal Property Not Sold at Auction

**WHEREAS**, the Borough of Neptune City has determined that certain personal property as described on the below listed "Schedule A" is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 requires that all such personal property be sold at public sale to the highest bidder; and

WHEREAS, the Borough of Neptune City Department of Public Works has selected Municibid to conduct an on-line auction.

**NOW THEREFORE, BE IT RESOLVED,** by the Governing Body of the Borough of Neptune City as follows:

- 1. The below listed "Schedule A" of Borough Property is hereby declared surplus, and is no longer needed for public purposes; and
- 2. The On-Line Auction will commence on Thursday, September 14, 2023 at 8:00 am EDT and will begin to close on Thursday, September 21, 2023 at 5:00 pm EDT on the website <u>www.municibid.com</u>
- 3. Preview will consist of on-line photos only on the website www.municibid.com; and
- 4. The Borough Clerk is hereby authorized to advertise a public sale of said property according to N.J.S.A. 40A:11-36(3)

**BE IT RESOLVED,** that the Borough Director of Public Works has advised the Borough Council that there is obsolete equipment as listed in "Schedule A" that is no longer needed for public use and which has passed its useful life expectancy; and

**BE IT RESOLVED,** N.J.S.A. 40A:11-36 authorizes the disposition of personal property not needed for public use when the fair value of the property is less than \$2,625 (15% of the bid threshold) as is the case for the equipment set forth on "Schedule A"; and

**BE IT RESOLVED,** by the Governing Body of the Borough of Neptune City, Monmouth County, State of New Jersey that the obsolete equipment on "Schedule A" not sold at the municibid auction being advertised in the Coaster on Thursday, September 14, 2023 and is no longer needed for public use by the Borough shall be disposed of according to the manner as prescribed by law.

	MAKE	MODEL	YEAR	VIN/SERIA #	MILEAGE	DESCRIPTION	NOTE
1	Ford	Expedition	2000	1FMRU1662YLB51988	unknown	White	Running
2	Ford	Expedition	2003	1FMPu16W73LA08616	unknown	Black	Not Running - electrical
3	Ford	Bus	2004	1FDXE45F43HB58654	178,641		Not Running - electrical
4	Ford	Ambulance	1996	1FDKE30FXTHB30949	unknown		Not Running - electrical
5	Chevy		1992	1GBKC34F6NJ109052	unknown	Utility Body	
6	Dodge	Spirit	1992	1B3XA4638NF184873	89,768		Not Running - electrical
7	Chevy	Impala	2006	2G1WS551X69371631	unknown	Grey	Running
8		Trailer	1987	1120-TR20XHS060010		Recycling Trailer	
9	Kohler				Hours: 536.8	60kw Generator	Running
10	Kohler				Hours: 1,026.1	15kw Generator	Running

SCHEDULE A

PUBLIC NOTICE: Borough of Neptune City, Monmouth County, New Jersey

Please Take Notice a Public Auction of municipal personal property no longer needed for public use listed herewith as "Schedule A" is being sold in accordance with applicable law via <u>www.municibid.com</u> commencing at 8:00 am prevailing time, Thursday, September 21, 2023; and close beginning at 5:00 am on Thursday, September 28, 2023. TERMS AND CONDITIONS OF SALE 1. The items listed below will be sold on an "as is", "where is" basis with no warranty, guarantee, or allowance of return or refund for any reason. 2. Payment direction will be provided on <u>www.municibid.com</u> 3. All items that remain 10 (ten) days after the closing of the auction shall be forfeited. 4. The Borough reserves the right to reject any bid or all bids if deemed to be in the best interest of the Borough. "<u>SCHEDULE A</u>": White 2000 Ford Expedition, Vin 1FMRU1662YLB51988, mileage unknown, running; 2003 Black Ford Expedition, vin 1FMPu16W73LA08616 mileage unknown, not running (electrical); 2004 Ford Bus, vin 1FDXE45F43HB58654, mileage 178,641, not running (electrical); 1996 Ford Ambulance, vin 1FDKE30FXTHB30949, mileage unknown, not running (electrical); 1992 Chevy Utility Body, vin 1GBKC34F6NJ109052, mileage unknown; 1992 Dodge Spirit, vin 1B3XA4638NF184873, mileage 89,768, not running (electrical); 2006 Grey Chevy Impala, vin 2G1WS551X69371631, mileage unknown, running; 1,026.1, running.