

**REGULAR MEETING
JANUARY 14, 2014**

A regular meeting of the Mayor and Council of the Borough of Bradley Beach was held in the council chamber on the above date.

CALL TO ORDER

Mayor Gary Engelstad opened the meeting with a salute to the flag.

Sunshine Law

The meeting has been noticed publicly according to the Open Public Meetings Act requirement for "Annual Notice", and posted on the official bulletin board.

Roll Call 6:32 PM

Present: Council: Cotler, Volante, Goldfarb, Galassetti
Mayor Engelstad
Business Administrator Wilkins
Borough Attorney: DuPont
Secretary: Municipal Clerk Mary Ann Solinski

PRESENTATIONS

Cherly Gerdes Leader of Bradley Beach Girl Scout Troop #1317 introduced members of the troop who explained the a couple of ways they fundraised the money to buy the items which they collected to present to the Bradley Beach Fire Department Ladies Auxiliary in order that they have toys, coloring books etc. to give to children who have been relocated to the firehouse after an emergency such as Hurricane Sandy or another type of bad experience such as a fire

Councilman Cotler congratulated the troop on their wonderful community project and thanked them on behalf of the mayor and council.

DISCUSSION ITEMS

Engineer Koch gave his monthly report on the capital project status.
Randy Bonnell presented photographs of various items at the sanitary sewer pump station saying everything around the location is worse than it was before taking entirely too long to complete and said that someone should be held responsible for the project's faults. Engineer Koch responded saying that initially there were issues with the manning on the project. Councilman Galassetti responded that a job of that involvement can't be completed overnight. Superintendent Bianchi asked Mr. Bonnell if he was inside the facility when

taking some of these pictures and Mr. Bonnell responded that he was. A brief discussion ensued and the engineer reported that he meets with the contractor weekly to discuss issues being encountered on the project.

A brief discussion also ensued as to whether the borough will have to remove the existing dunes and whether any of the materials can be salvaged.

The Engineer informed Council that he will have a better idea when the sand replenishment project will start after the next weekly meeting.

Council agreed to advertise for bids on the Newark Avenue Concession Lease with a \$30,000.00 minimum bid with a five percent increase commencing the second through fifth year.

Items added or changed on Agenda

On motion by Engelstad/Galassetti

Add Bradley Beach PTO Inc. RL 1-14

On motion by Engelstad/Volante

Add a Resolution Authorizing the Purchase of Electricity Supply Services for Public Use on an online Auction Website EMEX, LLC

On motion by Engelstad/Cotler to move the following resolution from the Consent Agenda Authorizes the Mayor to execute a Lease Agreement with TNT Realty Group for the Lease of Property at 1107, 1015 and 1011 Main Street for storage of Municipal equipment

PUBLIC COMMENTS

Randy Bonnell noting that the purchase of a new street sweeper has increased from \$129,000 (the figure estimated by the Public Works Department) to \$149,000 recommended that the borough consider outsourcing the cleaning service rather than purchasing the equipment stating that a professional company specializing in street sweeping could perform a more efficient job than the public works employees who wear many hats. Mr. Bonnell also presented his calculations which would cost the borough less per hour. Superintendent Bianchi said that he did not believe Mr. Bonnell's cost calculation was correct and his assertion that the quality of work would be better. Councilman Goldfarb stated that he believes the managerial control and convenience is worth paying for especially in emergency situations.

COMMUNICATIONS

On Motion by Engelstad/ Goldfarb to approve Neptune Township American Legion Auxiliary's request to distribute Veterans Poppies in the Borough during May, 2014

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to approve the following Raffle License:
Bradley Beach PTO Inc. RL 1-14
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None
APPROVED MOTION

CONSENT AGENDA

ON MOTION by Engelstad / Galassetti moved to adoption
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

Resolution 9 **TEMPORARY 2014 MUNICIPAL BUDGET**
Resolution 10 **AUTHORIZES CANCELLATION OF ADDED PROPERTY TAX ASSESSMENT FOR IMPROVEMENTS FOR BLOCK 85 LOT 21 DUE TO A SUCCESSFUL COUNTY APPEAL**
Resolution 11 **AUTHORIZES A PROPERTY TAX REFUND PAYMENT OF TAX FOR BLOCK 36 LOT 18 DUE TO OVERPAYMENT**
Resolution 12 **CONFIRMATION OF 2013 BUDGET TRANSFERS**
Resolution 13 **BILL LIST**
Resolution 14 **APPOINTMENT OF WILLIAM SCHMELING AS BOROUGH QUALIFIED PURCHASING AGENT**
Resolution 15 **APPOINTMENT OF KEVIN M. SETTEMBRINO OF SETTEMBRINO ARCHITECTS OF RED BANK, NJ AS ARCHITECT FOR BEACHFRONT IMPROVEMENT PROJECTS UPON THE RECOMMENDATION OF THE BOROUGH'S QUALIFIED PURCHASING AGENT**
Resolution 16 **ESTABLISHES BEACH LOCKER FEES EFFECTIVE JANUARY 2014**
Resolution 17 **ESTABLISHES GAZEBO USE FEES EFFECTIVE JANUARY 2014**
Resolution 18 **AUTHORIZES ARH ENGINEERING TO PREPARE NEW BOROUGH TAX MAPS AT A FEE NOT TO EXCEED \$17,500.00**
Resolution 19 **AWARD OF CONTRACT FOR A NEW STREET SWEEPER TO TONY SANCHEZ LTD OF LEDGEWOOD, NJ IN THE AMOUNT OF \$149,590.00 UPON THE RECOMMEND OF THE BOROUGH PURCHASING AGENT AND THE BOROUGH ATTORNEY**
Resolution 20 **AUTHORIZES THE HURRICANE SANDY COASTAL RESILIENCY COMPETITIVE GRANTS PROGRAM APPLICATION**
Resolution 21 **AUTHORIZES THE 2014 SUSTAINABLE JERSEY GRANT APPLICATION**

- Resolution 22 **AUTHORIZES THE BOROUGH CLERK TO ADVERTISE FOR PUBLIC BIDS FOR THE NEWARK AVENUE CONCESSION LEASE**
- Resolution 23 **APPOINTMENT CARL SCHOPFER TO THE SHADE TREE COMMISSION EXPIRES 12/31/2017**
- Resolution 24 **AUTHORIZES THE PURCHASE OF ELECTRICITY SUPPLY SERVICES FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE EMEX, LLC**

ADOPTED RESOLUTIONS

- Resolution 25 **AUTHORIZES THE MAYOR TO EXECUTE A LEASE AGREEMENT WITH TNT REALTY GROUP FOR THE LEASE OF PROPERTY AT 1107, 1015 AND 1011 MAIN STREET FOR STORAGE OF MUNICIPAL EQUIPMENT**

ON MOTION by Engelstad / Galassetti moved to adoption
 ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
 NAYS: None

ADOPTED RESOLUTION

REPORTS

Councilman Cotler announced that Deputy Fire Chief McLoughlin is not present as two members are graduating from the County Fire Academy this evening. The councilman also announced correct dates for the Arts Council upcoming events including The Diary of Anne Frank Diary, Chaneling Doris Day, and other scheduled events for 2014.

Councilman Volante noting there has been a couple of busy weeks with the cold weather and snow storms, said he would like to express his gratitude to all municipal employees- Emergency Management, Police, Public Works, Code, 1st Aid Squad and the Fire Department for working together during emergency situations. However, Mr. Volante said that public education is very important and that the street signs concerning snow removal should be checked by the Public Works Superintendent and Police Chief in order to clarify the instructions to motorist. He also said that he and Councilman Galassetti visited the recreation department building and that some cosmetic work needs to be completed.

Councilman Goldfarb acknowledged K-9 Officer Majors along with the other officers involved in the recent apprehension of burglary suspects.

Councilman Galassetti asked residents if they know a snow storm is anticipated to make sure their neighbors are also complying with the snow removal regulations as the borough does not like to have to tow any residential vehicles.

Mayor Engelstad said that the borough is very fortunate to have Captain Al Modjeski who is very interested in environmental issues and has submitted for grants on behalf of Fletcher and Sylvan Lakes. Mayor Engelstad publicly thanked Captain Al for his spirit and his connections

and for his work on the grants. Councilman Galassetti added that he is an asset to the town and is glad that he lives here as he professional connections. The Mayor also announced that the Planning Board Meeting scheduled for January 23rd to review the Master Plan with the public has been re-scheduled to the Board's next regular meeting scheduled for February. Mayor Engelstad acknowledged the Bradley Beach Grammar School 8th Grade students who participated in the Dig Video Showcase held recently at the school.

PUBLIC COMMENTS

Beth Cotler complained that during the recent snow storms, she noticed that her neighbors are not removing the snow from their sidewalks. Councilman Galassetti responded that some seasonal residents may not be aware of the requirement while others feel that they are not responsible. He asked residents to hire someone to clear the sidewalks even if you are out of town.

Resolution 26

Retire into Executive Session for discussion of pending litigation regarding 811 Ocean Avenue as recommended by the Borough Attorney

ON MOTION

by Engelstad / Galassetti moved to adoption

ROLL CALL

AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ADOPTED RESOLUTION.

Council retired into Executive Session at 7:42PM

Also present Code Officer Bryant Curry

Attorney DuPont explained that litigation is moving forward concerning 811 Ocean Avenue concerning the issuance of license. Mr. DuPont explained that actually the borough has not issued a license to any group rentals. The court is expected to render a judgement concerning the licensing issue around the end of February. Attorney DuPont also advised the owners are appealing the zoning officer's decision concerning their request for a use change on the property have filed for a variance.

Council returned to open session at 8:10PM

Mayor Engelstad announced that no formal action will be taken on this matter at this time.

Public Comments

None at this time

ADJOURNMENT

ON MOTION by Engelstad / Goldfarb the meeting was adjourned at 8:12 PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk