

REGULAR MEETING
February 12, 2013

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 6:30 PM

Present: Council: Cotler, D’Angelo, Goldfarb, Galassetti
Mayor Engelstad
Borough Attorney Ed Washburn
Business Administrator Wilkins
Secretary: Municipal Clerk Mary Ann Solinski

Presentations

Rob Maxton and Clare McCarthy, representatives of Horizon presented information on their “Back to the Boardwalk” Health Challenge. They explained that Horizon started a “Blue to you” pilot program in Ocean County with a twenty-six foot van visiting senior communities in Ocean County. The back to the boardwalk challenge would be for seniors walking the boardwalk during the summer season with perhaps a picnic at the end of season. The representatives requested permission to park their van in order that participants could be monitored throughout the season. Council supported the program saying that they would like to see the program open for everyone throughout the year including children participating in recreation programs along with other events scheduled during the summer season such as Memorial Day and the Annual Night Out Activities in August. Councilmen Cotler and Galassetti will work with the representatives to arrange dates and locations throughout the summer season.

APPROVAL OF MINUTES

On Motion by Engelstad/ Cotler to approve the minutes of November 8, 2012
ROLL CALL AYES: D’Angelo, Galassetti, Engelstad
NAYS: None
ABSTAIN: Goldfarb, Goldfarb

On Motion by Engelstad/ Galassetti to approve the minutes of November 19, 2012
ROLL CALL AYES: D'Angelo, Galassetti, Engelstad
NAYS: None
ABSTAIN: Cotler, Goldfarb

On Motion by Engelstad/ Galassetti to approve the minutes of November 27, 2012
ROLL CALL AYE: Cotler, D'Angelo, Galassetti, Engelstad
NAYS: None
ABSTAIN: Goldfarb

On Motion by Engelstad/ Cotler to approve the minutes of December 18, 2012
ROLL CALL AYES: Cotler, D'Angelo, Galassetti, Engelstad
NAYS: None
ABSTAIN: Goldfarb

On Motion by Engelstad/ Galassetti to approve the minutes of January 1, 2013
ROLL CALL AYES: D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None
ABSTAIN: Cotler

Discussion Items

A discussion ensued between the Chamber of Commerce members and the council concerning the Bradley Beach Chamber Lobsterfest. Council agreed to support the two day event with borough expense re-capture costs to be determined at a later date and requested that the Chamber provide better security at the beer garden and set a deadline for vendor set-up. Mayor Engelstad also noted that the Chamber is also working on various programs for Main Street such as a Main Street Beautification Committee to oversee such items as flowers and signs along with other items. He thanked John Esposito and Beth Cotler for the idea to adopt a spot in which the person would be responsible for the maintenance of the plants and area and promised to support the Chamber in future endeavors.

Engineer Koch gave his Capital Project Status Report to council

Council discussed Beachfront concessions including setting minimum bid for the two pushcart locations and possibly a food truck at Newark Avenue location to replace the concession stand which was damaged during Hurricane Sandy. Police Chief Guida expressed that he had safety concerns regarding the placement of a truck at the location.

Councilman Galassetti recommended placing parking meters on the first block at the park area between Second and Third Avenues which would provide fifty one additional parking spaces and additional revenue by cutting diagonal and that the streets could be made one way in order to provide for easier flow of traffic. He also stated that the posts for the parking meters were damaged during hurricane Sandy and that council should consider purchasing pay stations to replace the aging meters. Councilman Goldfarb requested that the police department review the matter and report any safety issues they may have concerning this matter.

Councilman Galassetti reported that the staff is working on surveys with other communities which have switched their sewer billing system from unit to consumption usage.

Councilman Cotler recommended tabling action on the Goose Control Technology Proposal at this time as he would like the Sylvan Lake Commission as the borough has spent a considerable amount of money on this matter in the past and that he believes this should be a shared cost with the Borough of Avon.

Council also set dates and authorized the clerk to advertise for budget workshop meetings later this month and the beginning of March.

Changes to Agenda

Items added or deleted from Agenda

On motion by Engelstad/Galassetti

Table the adoption of Bond Ordinance 2013-1 as the Chief Financial Officer has informed council that an amendment is being prepared to the ordinance.

Add a resolution authorizing the Clerk to advertise for 2013 Pushcart bids

Delete a resolution authorizing the Mayor to execute a Memorandum Agreement with PBA Local 50

Add a resolution for Executive Session to discuss an Agreement with PBA Local 50

PUBLIC COMMENT

James Carona of Second Avenue expressed concern over the placement of parking meters on the first block of Second and Third Avenues and requested council to consider the placement of the meters on Bradley Boulevard.

ORDINANCES

INTRODUCTION

**BOND ORDINANCE NUMBER 2013-2
BOND ORDINANCE PROVIDING FOR VARIOUS BEACH
IMPROVEMENTS, BY AND IN THE BOROUGH OF BRADLEY BEACH, IN
THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY;
APPROPRIATING \$1,600,000 THEREFOR (INCLUSIVE OF THE
REAPPROPRIATION OF \$150,000 IN EXCESS BOND PROCEEDS FROM
BOND ORDINANCE NUMBER 2000-09) AND AUTHORIZING THE
ISSUANCE OF \$1,450,000 IN BONDS OR NOTES TO FINANCE PART OF
THE COST THEREOF**

ON MOTION by Engelstad / Cotler moved to introduction.

ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad

NAYS: None

PENDING ORDINANCE

COMMUNICATIONS

On Motion by Engelstad/ Galassetti to approve the Raffle Licenses
Bradley Beach PTO RL 3-13 and 4-13

ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None

APPROVED MOTION

On Motion by Engelstad/ Cotler to approve Robert Pahlck and Paul Whille as
Cadet Members of the Bradley Beach Fire Department

ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None

APPROVED MOTION

CONSENT AGENDA

ON MOTION by Engelstad/ D'Angelo the following Resolutions were moved to
adoption.

ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None

Resolution 25

AUTHORIZES PAYMENT TO LIENHOLDER(S)

Resolution 26

TRANSFER RESERVE APPROPRIATIONS

Resolution 27

BILL LIST

Resolution 28

**AWARD OF THE PUBLIC WORKS BUILDING SOLAR
PANEL NSTALLATION PHASE 2 PROJECT TO EMSA
ENERGY, LLC IN THE AMOUNT OF \$36,000.00 UPON THE
RECOMMENDATION OF THE BOROUGH ATTORNEY AND
BOROUGH ENGINEER.**

Resolution 29

**AWARD OF CONTRACT FOR THE PURCHASE OF A NEW
TRAILER MOUNTED DIESEL ENGINE DRIVEN BY-PASS
PUMP TO XYLEM DEWATERING SOLUTIONS, INC. DBA
GODWIN PUMPS OF AMERICA IN THE AMOUNT OF
\$72,250.00 UPON THE RECOMMENDATION OF THE
BOROUGH ATTORNEY AND BOROUGH ENGINEER.**

Resolution 30

**REJECTION OF THE BID RECEIVED FROM HARRIS
MINIATURE GOLF COURSES, INC. FOR THE NEW
MINIATURE GOLF COURSE AND AUTHORIZATION FOR
THE BOROUGH ENGINEER TO PREPARE AND ADVERTISE
FOR BIDS INCLUDING AN ALTERNATE**

Resolution 31

**AUTHORIZES THE PURCHASE OF NEW BEACHFRONT
PLAYGROUND EQUIPMENT TO GAMETIME, INC IN THE
AMOUNT OF \$26,045.12 UNDER STATE CONTRACT A81411
UPON THE RECOMMENDATION OF THE BOROUGH
ENGINEER**

Resolution 32

**AUTHORIZES A PURCHASE TO BE ISSUED TO WHIRL
CONSTRUCTION, INC FOR THE REPLACEMENT OF THE**

**DAMAGED EQUIPMENT AND INSTALLATION OF THE
NEW EQUIPMENT AT THE BEACHFRONT PLAYGROUND
IN THE AMOUNT OF \$8,675.00 UPON THE**

Resolution 33

**RECOMMENDATION OF THE BOROUGH ENGINEER
AUTHORIZES GEORGE MCGILL, ESQ. OF PRINGLE QUINN
ANZANO, PC TO PROVIDE LEGAL SERVICES FOR THE
BOROUGH OF BRADLEY BEACH FOR OUTSTANDING
LEGAL MATTERS AT THE RATE OF \$135.00 PER HOUR**

Resolution 34

**AUTHORIZES THE MAYOR TO EXECUTE AN AGREEMENT
WITH PREVENTION SPECIALISTS INC. FOR THE 2013 DOT
TESTING**

Resolution 35

**AUTHORIZES THE CLERK TO ADVERTISE FOR THE 2013
LAKE TERRACE TO CLIFF AVENUE PUSHCART BIDS
WITH A MINIMUM BID OF \$1,000.00 AND OCEAN PARK TO
LAREINE AVENUE PUSHCART BIDS WITH A MINIMUM
BID OF \$3,000.00. THE BOROUGH'S OPTION TO RENEW
FOR AN ADDITIONAL ONE YEAR**

ADOPTED RESOLUTIONS

Reports

Councilman Cotler announced that in January four firefighters graduated from the Fire Academy. He expressed his congratulations to David Haverstick, Joanne Letson, Andrew Santos and Todd Migdom on their accomplishment. Mr. Cotler also announced that Mr. Migdom also won the Ron Fitzpatrick award for acceleration in his duties and overcoming obstacles during the course. Mr. Cotler recognized and congratulated First Aid Member Jackie Anola upon receiving her EMT Certification. The Bradley Beach Fire Department Fish Fry will be held on March 15th and the Annual Fish Flea Market will be held on March 23rd.

Councilman D'Angelo asked council to consider changing the regulation that permanently disabled persons be required to provide a doctor's note each year for the renewal of their special parking permit. Mr. D'Angelo noted that the borough departments handled the recent snowstorm very well.

Councilman Goldfarb noted that construction has started in the administrative offices and that all departments will now be located in one office in order to provide convenience to the public. Mr. Goldfarb thanked John Weber and Amanda Wheeler along with members of the Environmental Commission for the recent beach sweeps. The councilman noted that the local Office of Emergency Management is very mindful during recent and upcoming storms how vulnerable the borough infrastructure is since the damage caused by Hurricane Sandy.

Councilman Galassetti reported that the borough has started construction at the beachfront and that the members of the Public Works Department are undertaking some of the projects in an effort to save money by performing the work in-house.

Mayor Engelstad reported that meetings are scheduled with legislators to secure funding for the necessary repairs at Sylvan Lake. The Mayor also asked for volunteers to meet at the Second Avenue beach entrance on Saturday at 1pm to help clear an area between Evergreen and Third Avenue; where a section of the boardwalk still has framing which prevents the machines from getting in between to dig the sand out which is 18”to 20” deep.

Public Comments

Julia Rand asked about the Fifth Avenue Gazebo at the beachfront which was damaged during Hurricane Sandy. Mayor Engelstad responded that the Gazebo will be there this summer.

Resolution 36

TO RETIRE INTO EXECUTIVE SESSION AS RECOMENDED BY THE BOROUGH ATTORNEY FOR DISCUSSION OF PERSONNEL MATTERS PERTAINING TO AN AGREEMENT WITH LOCAL PBA 50.

ON MOTION

by Engelstad/ Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, D’Angelo, Goldfarb, Galassetti, Engelstad

NAYS: None

ADOPTED RESOLUTION

Council retired into Closed Session at 8:08 PM

Council reviewed the PBA memorandum of agreement and discussed some items which they feel could be negotiated more such as some language and extra vacation days for new hires after January 1, 2013.

Mayor Engelstad said that he would discuss these matters with the union representatives but feels that the proposed memorandum agreement greatly benefits the borough.

On motion by Engelstad/ Galassetti to return to open session.

Council returned to open session at 8:40pm.

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

ADJOURNMENT

ON MOTION

by Engelstad / Goldfarb the meeting was adjourned at 8:42 PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk