

REGULAR MEETING
March 27, 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 6:31 PM

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

Discussion Items

Mayor Engelstad reported that Assemblyman Kean discussed dredging Sylvan Lake with Congressman Smith who informed that unfortunately no funding is available. Councilman Cotler suggested that members of council write a letter to the Governor to support funding for dredging the lake.

Council requested the engineer to provide a written report regarding the Firehouse structural issues.

After a brief discussion ensued regarding Main Street “Sharrows” to make motorist aware of bike traffic council advised the engineer not to pursue the matter with New Jersey Department of Transportation.

Council reviewed Special Events scheduled for approval.

The Administrator advised that the borough is eligible to participate in the 2013 Monmouth County Improvement Authority Program this year and that various borough departments are in the process of submitting items to be considered for purchase under this program.

Administrator Wilkins updated council saying that the borough needs to check with the present computer software to see if it is compatible with the usage information provided from New Jersey American Water Company for a new rate billing process.

Item removed from Consent Agenda

On motion by Cotler/Engelstad

Authorizes the purchase for new meeting room chairs to BFI Furniture, 10 Lanidex Center W., Parsippany, NJ 07054 in the amount of \$18,369.60 under State Contract #81711

Public Comments- no comments were offered

ORDINANCES

FINAL READING AND ADOPTION OF ORDINANCE

Mayor Engelstad announced that this was the time advertised for a public hearing on the following ordinances:

ORDINANCE 2013-3

BOROUGH OF BRADLEY BEACH CALENDAR YEAR 2013

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

ON MOTION by Engelstad / D'Angelo moved to open the public hearing.

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

Mayor Engelstad gave a brief explanation of the ordinance

ON MOTION by Engelstad / D'Angelo moved to close the public hearing.

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

ON MOTION by Engelstad / D'Angelo moved to adoption.

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

ADOPTED ORDINANCE

BOND ORDINANCE NUMBER 2013-4

BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF PARKING METER PAY STATIONS, BY AND IN THE BOROUGH OF BRADLEY BEACH, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$245,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$232,750 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

ON MOTION by Engelstad / Cotler moved to table the ordinance.

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

TABLED

Mayor Engelstad stated that no changes to the meters are anticipated for this summer. He reported that after council received feedback from the public, council decided to remove placing meters on the west side of Ocean Avenues from the plan. As metered parking is only enforced from the week before Memorial Day to the Sunday after Labor Day giving approximately only one hundred days to generate revenue. The Mayor said that the Borough is asking the vendor to come back with a proposal with less meters included.

Communications

On Motion by Engelstad/ Cotler to approve the Outdoor Café Licenses:

Pizza on Main 812 ½ Main Street

The Buttered Biscuit 700 Main Street

Bamboo Leaf 724 Main Street

Bagel International 48 Main Street

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

NAYS: None

ABSENT: Galassetti

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to approve United Engine and Truck of the Bradley Beach Fire Department's request to accept Milton LaTorres as a probationary firefighter

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

NAYS: None

ABSENT: Galassetti

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to have the Mayor write a letter in support of the Memorial Day Committee's request for each of the Bradley Beach Elementary School's students participating in the Memorial Day's bicycle entries receive a Gift Certificate for one game of golf at the golf course this summer

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

NAYS: None

ABSENT: Galassetti

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to approve New Jersey Sierra Club and Jersey Shore Surf Rider's request to hold their Hands Across the Sand event on May 18, 2013 11:30am-12:30pm at the Third Avenue Beach

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

NAYS: None

ABSENT: Galassetti

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to table Red Bank Community YMCA's request to hold their Annual Mile Ocean/100 yd Fund Swim on Sunday, August 11, 2013 6:30am-9:30am rain date August 25th

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

APPROVED MOTION

On Motion by Engelstad/ D'Angelo to approve Shore Smoothies' request to hold their 2nd Annual Stand-up Paddle Board Race on Thursday, August 1, 2013 8am-4:00pm at the Third Avenue Beach r/d 8/2/13

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

APPROVED MOTION

On Motion by Engelstad/ D'Angelo to approve the 16th Annual Bradley Beach 5K Run on August 17th and the Annual Kids Race on August 16th. A bonfire will be held on the Fifth Avenue beach subject to approval of all necessary permits for the event.

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

APPROVED MOTION

On Motion by Engelstad/ Goldfarb to table the Sons of Italy request to hold their Italian Festival at the beachfront Saturday and Sunday, July 27th and July 28th as council feels another major event should not be held during the month of July and perhaps August would work out better.

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

APPROVED MOTION

Consent Agenda

ON MOTION by Engelstad/ Goldfarb the following Resolutions were moved to adoption.

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

- Resolution 61 **AUTHORIZATION TO MAKE PAYMENTS TO LIENHOLDER(S)**
- Resolution 62 **COUNTY AND STATE TAX COURT JUDGMENTS ON PROPERTY TAX APPEALS**
- Resolution 63 **BILL LIST**
- Resolution 64 **REJECTION OF BIDS RECEIVED FOR THE ROOF REPLACEMENT TO THE BRADLEY BEACH MUNICIPAL BUILDING ON FEBRUARY 13, 2013 UPON THE RECOMMENDATION OF THE ARCHITECT AND BOROUGH ATTORNEY AND AUTHORIZATION FOR SONNENFELD AND TROCCHIA ARCHITECTS TO RE-ADVERTISE FOR BIDS**
- Resolution 65 **AUTHORIZES THE PURCHASE OF SUPPLIES TO CONSTRUCT A NEW RETAINING WALL AT THE MINIATURE GOLF COURSE FROM ROUTE 34 LANDSCAPE SUPPLY YARD, 2800 RIDGEWOOD ROAD, WALL TOWNSHIP, NJ IN THE AMOUNT OF \$34,640.00 UPON THE RECOMMENDATION OF THE BOROUGH ENGINEER**
- Resolution 66 **AUTHORIZES THE ADMINISTRATOR TO ENGAGE ADP TO PROVIDE PAYROLL SERVICES FOR THE BOROUGH OF BRADLEY BEACH**
- Resolution 67 **AUTHORIZES CIT-E-NET LLC TO PROVIDE WEBSITE SERVICES FOR THE BOROUGH**
- Resolution 68 **SUPPORTS AN APPEAL BY THE OCEAN GROVE CAMP MEETING ASSOCIATION TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) PUBLIC ASSISTANCE PROGRAM, IN CONNECTION WITH DAMAGES SUFFERED TO PUBLIC INFRASTRUCTURE AS A RESULT OF DR-4086 (HURRICANE SANDY)**
- Resolution 69 **ACKNOWLEDGES ACCEPTANCE OF THE HURRICANE SANDY RECOGNITION PLAQUE AND SAFETY AWARD RECEIVED FROM THE MONMOUTH COUNTY MUNICIPAL JOINT INSURANCE FUNDS' EXECUTIVE SAFETY COMMITTEE**
- Resolution 70 **ACCEPTANCE OF MILTON LATORRES AS A PROBATIONARY FIREFIGHTER OF THE BRADLEY BEACH FIRE DEPARTMENT**
- Resolution 71 **APPOINTMENT OF MELISSA BUTERICK TO THE ENVIRONMENTAL COMMISSION AND MARIELLA FLORES TO THE RECREATION BOARD**

ADOPTED RESOLUTIONS

Resolution 72

**APPROVAL OF A SPECIAL PARKING PERMIT FOR 102
NEWARK AVENUE**

ON MOTION

by Engelstad/ Goldfarb moved to adoption.

ROLL CALL

AYES: Cotler, D'Angelo, Goldfarb, Engelstad

NAYS: None

ABSENT: Galassetti

ADOPTED RESOLUTION

Reports

Council agreed that a new Gazebo at the beachfront on Fifth Avenue may not be in place for some of the events scheduled early in the summer season.

Councilman Cotler reported that the Ladies Auxiliary Spring Shop will be held on Saturday, April 27th at the Firehouse 9am-3pm and they will also have a Pancake Breakfast on Memorial Day. He also reported that he is in the final stages of finalizing the Annual Skin Cancer Screening "Choose your Cover" at the beachfront.

Mayor Engelstad announced that the Chambers fundraising effort for the fountain "Restaurant Tour" will be held on April 21st and that tickets will be available at borough hall, the Ground Round and D'Arcy's. The Mayor also announced that the Police Department is participating in "Operation Take Back" on April 27th between 10am and 2pm, This program is to dispose of drug which have expired or are no longer required.

Public Comments

Mr. Bonnell thanked council for making some reductions in the municipal budget but noted that the school budget is increasing seven percent and asked if council could reduce their budget. Mayor Engelstad replied that unfortunately the procedure for the school budget has changed as long as the budget meets all state requirements for the cap levies, the budget is no longer presented to voters for approval. Under the old process if the budget was defeated at the polls, council was required to review and make any cuts determined. Todd Migdon a member of the Board of Education rebutted Mr. Bonnell's remarks noting that with all state unfunded mandates it was necessary for the increase and that unfortunately the school only has one fund whereas the municipality has three operating funds to distribute expenses. He also noted that the public is invited to attend the Board's meetings and that few members of the public show interest at the meetings.

ADJOURNMENT

ON MOTION

by Engelstad / D'Angelo the meeting was adjourned at 7:55PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk