

REGULAR MEETING
April 9, 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, Galassetti
Mayor Engelstad
Borough Attorney: Michael DuPont
Borough Auditor: Dave Kaplan
Business Administrator Wilkins
Secretary: Municipal Clerk Mary Ann Solinski

APPROVAL OF MINUTES

On Motion by Engelstad/ Goldfarb to approve the minutes of January and February 2013

ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None
ABSTAIN: Galassetti on minutes of Feb. 27

APPROVED MOTION

PRESENTATION

Auditor Kaplan gave an overview of the 2012 Audit to council and asked if there were any questions. Mayor Engelstad said that in response to his recommendations the borough is addressing matters and that ADP will be handling payroll within a few months and will address two of the comments in the audit and that the Administrator will address other comments contained within the recommendations in the upcoming year.

PUBLIC HEARING ON THE 2013 MUNICIPAL BUDGET

Mayor Engelstad opened the public hearing on the budget and asked if there were any questions. Auditor Kaplan advised that there is one minor amendment necessary before the

final adoption of the budget but that the governing body can proceed with adoption immediately after approval of the amendment. No other comments were offered. On motion by Engelstad/Galassetti the public hearing was closed.

RESOLUTIONS

Resolution 73 **AUTHORIZES AMENDMENT #1 OF THE 2013 MUNICIPAL BUDGET**

ON MOTION by Engelstad/ D'Angelo moved to adoption.
ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
 NAYS: None

ADOPTED RESOLUTION

Resolution 74 **ADOPTION OF THE 2013 MUNICIPAL BUDGET**

ON MOTION by Engelstad/ Galassetti moved to adoption.
ROLL CALL AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
 NAYS: None

ADOPTED RESOLUTION

Discussion Items

Engineer Koch gave the Capital Project Status Report. Councilman Goldfarb asked the engineer if the borough has a facility to house the new ambulance. Engineer Koch said that at present the bays in the First Aid building on Main Street are not large enough. Councilman Cotler stated that at present, the Squad is researching improvement costs on their existing building and temporary housing of the vehicle.

Council reviewed the quotes received for new meeting room chairs. Mayor Engelstad noting that potential vendors have not provided a projection of estimated income figures if the borough were to include putting parking stations along Bradley Boulevard and at this point, the borough should proceed with using the existing parking meters on the east side of Ocean Avenue. Councilman Cotler suggested giving free parking on Ocean Avenue in light of economy due to Hurricane Sandy.

Items added to the Agenda

On motion by Engelstad/Galassetti

Outdoor Café License for UVA on Main, 800 Main Street

NJ Chapter Sierra Club's request to add additional hours to hold a Sandcastle event following their Hands Across the Sand Event on Saturday, May 18, 2013 ending at 3pm

Bradley Beach Junior Girl Scout Troops' inquiry concerning selling sea shells at the Memorial Day Weekend Event

Jersey Shore Running Club's notification of a change of date from September 21st to Saturday, September 28, 2013 for their 5K Race

COMMUNICATIONS

On Motion by Engelstad/ Galassetti to approve Outdoor Café Licenses:

Fin's 120 Main Street

Laura's Deli 706 LaReine Avenue

UVA on Main 800 Main Street

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

NAYS: None

APPROVED MOTION

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

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

NAYS: None

APPROVED MOTION

On Motion by Engelstad/ D'Angelo to approve S & S Main Street's letter concerning Block 15, Lot 10.01 & 10.02

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

NAYS: None

APPROVED MOTION

On Motion by Engelstad/ D'Angelo to approve NJ Chapter Sierra Club's request to add additional hours to hold a Sandcastle event following their Hands Across the Sand Event on Saturday, May 18, 2013 ending at 3pm

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

NAYS: None

APPROVED MOTION

On Motion by Engelstad/ Cotler to approve the Bradley Beach Junior Girl Scout Troops' inquiry concerning selling sea shells at the Memorial Day Weekend Event

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

NAYS: None

APPROVED MOTION

On Motion by Engelstad/ D'Angelo to approve Jersey Shore Running Club's notification of a change of date from September 21st to Saturday, September 28, 2013 for their 5K Race

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

APPROVED MOTION

A brief discussion ensued concerning the purchase of a metal gazebo for \$54,654 from MRC, Inc after concerns were voiced concerning the cost of upkeep on the new gazebo. Engineer Koch noted that the structure can withstand winds at speeds of up to 100 mph according to the product description online and that the finished structure will be engineered to withstand up to 130 mph. Mr. Koch reported that the design of the gazebo is simpler than the iconic wooden structure destroyed by Hurricane Sandy and will be more durable because of special coatings (dipped in a bath which leaves an e-coat (electronic-coat) on the surface of the steel which should last at least 5-6 years and because it lacks weak components like shingles. Mr. Koch noted that a test has been performed which states that the gazebo should have a twenty year life expectancy but it may have not been conducted on a beachfront environment. The gazebo is a hexagonal steel canopy 30 feet in diameter supported by columns and will not have railings or benches. Engineer Koch also stated that the vendor provided specific recommendation for maintenance, implementation of painting system similar to those used for water storage tanks. Residents questioned whether the structure will withstand another hurricane or nor'easter. Mr. Koch again noted the gazebos' ability to withstand 130 mph winds and that there is a five year limited warranty on the structure but a warranty of longer duration could be secured at an additional cost to the borough. Mr. Bonnell asked what the driving factor is to switch from the wooden to metal structure. Mr. Koch responded that metal ones supposedly have a longer life and perhaps lower maintenance if a fresh coat of paint is not required each year. Mr. Bonnell responded that the borough will not save money in the long run noting that the procedure involved in the painting probably should be done by a professional spray painter. Mr. Psiuk added that the proper procedure would be to sandblast it first before putting on the new paint.

ITEMS REMOVED FROM THE CONSENT AGENDA

On motion by Cotler/Engelstad
Authorizes the purchase order to MRC, Spring Lake, NJ in the amount of \$54,653.79 for the purchase of a new gazebo

Authorizes the Mayor to sign a Memorandum of Agreement with Monmouth County Mosquito Extermination Commission (table until more information is available)

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

APPROVED MOTION

Resolution 75 WAIVES THE REQUIREMENT FOR S & S MAIN STREET LLC TO POST A MAINTENANCE OND FOR 200-204 PARK PLACE AVENUE; BLOCK 15 LOTS 10.01 AND 10.01 AND AUTHORIZES

THE RELEASE OF THE POSTED PERFORMANCE BOND AND
THE BALANCE OF THE MASTER ESCROW

ON MOTION
ROLL CALL

by Engelstad/ D'Angelo moved to adoption.
AYES: Cotler, D'Angelo, Goldfarb, Galassetti, Engelstad
NAYS: None

ADOPTED RESOLUTION

CONSENT AGENDA

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

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

Resolution 76
Resolution 77

AUTHORIZES PAYMENTS TO LIENHOLDER(S)
AUTHORIZES A REFUND FOR BLOCK 45 LOT 9 DUE TO
SUCCESSFUL STATE TAX COURT JUDGMENTS ON
PROPERTY TAX APPEAL

Resolution 78
Resolution 79

BILL LIST
AUTHORIZES THE CANCELLATION OF UNEXPENDED
BALANCE OF \$400,000 FOR BEACH CAPITAL BOND
ORDINANCE 2011-7 ADOPTED OCTOBER 11, 2011

Resolution 80

AUTHORIZES THE BOROUGH ENGINEER TO PREPARE AND
FILE THE BOROUGH'S 2013 ANNUAL STORM WATER
REPORT AT A FEE NOT TO EXCEED \$2,000.00

Resolution 81

AUTHORIZES THE MAYOR AND BOROUGH CLERK TO
EXECUTE A FOUR YEAR CONTRACT WITH PBA LOCAL 50
EFFECTIVE JANUARY 1, 2013 THROUGH DECEMBER 31, 2016

Resolution 82

AUTHORIZES THE MAYOR TO SIGN AN AGREEMENT WITH
JERSEY CENTRAL POWER AND LIGHT FOR THE
INSTALLATION OF ELECTRICAL DISTRIBUTION FACILITIES
AT THE BRADLEY BEACH PUMP STATION IN THE AMOUNT
OF \$20,677.50

Resolution 83

AUTHORIZES THE MAYOR TO EXECUTE AN EASEMENT
AGREEMENT FOR THE SAND REPLENISHMENT PROJECT
WITH THE NJ OFFICE OF ENGINEERING AND
CONSTRUCTION AND THE ARMY CORPS OF ENGINEERS

Resolution 84
Resolution 85

APPOINTMENT OF CLASS I SPECIAL POLICE OFFICERS
APPOINTMENT OF BRYANT CURRY AS THE BOROUGH
SAFETY COORDINATOR

ADOPTED RESOLUTIONS

Resolution 86 AUTHORIZES THE ADMINISTRATOR/CFO TO PURCHASE FOR
NEW MEETING ROOM CHAIRS

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

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

NAYS: None

ADOPTED RESOLUTION

Resolution 87 APPROVAL OF A SPECIAL PARKING PERMITS

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

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

NAYS: Galassetti

ADOPTED RESOLUTION

Resolution 88 AUTHORIZES A PURCHASE ORDER ISSUANCE TO MRC, PO
BOX 106, SPRING LAKE, NJ 07762 IN THE AMOUNT OF
\$54,653.79 FOR THE PURCHASE OF A NEW REPLACEMENT
BEACHFRONT GAZEBO UNDER STATE CONTRACT A81411
UPON THE RECOMMENDATION OF BOROUGH ENGINEER
KOCH

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

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

NAYS: Cotler

ADOPTED RESOLUTION

REPORTS

Councilman Cotler announced that the Ladies' Auxiliary Shop will be held on April 27, 2013 at the Firehouse.

Councilman Galassetti reported that repair on the buildings at the beachfront is moving along and hopefully that they will be ready at the end of the month. Mr. Galassetti also reported the Jersey Central Power and Light has not given an estimated date for the power to be restored at the beachfront.

Mayor Engelstad announced that as different items are restored along the beachfront that the Borough will hold a celebration ceremony. The Mayor also announced that fifteen local restaurants the Restaurant Tour on April 21st and that he will be selling tickets for the event in Riley Park on Saturday 11am-3pm. Mayor Engelstad reported that he met with representatives of the DEP regarding sand replenishment along the beach funded by the Federal Government and that hopefully the beach will be restored to the 1999 width in late July or early August.

Public Comments

Cathy Martin reported that the pole by Sylvan Lake is still down. Students from CBA have started clean-up at Sylvan Lake.

Councilman Galassetti also reported that there is a similar situation at Fletcher Lake.

Mr. Psuik stated that he understands that the school tax is increasing approximately \$180-\$200 this year. A brief discussion ensued. Council decided that an invitation will be extended to the Board of Education to attend the next borough meeting.

ADJOURNMENT

ON MOTION by Engelstad / Galassetti the meeting was adjourned at 7:39 PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk