

**REGULAR MEETING  
NOVEMBER 26, 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 6:35 PM**

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

**PRESENTATIONS**

Mayor Engelstad presented a proclamation to John and Eileen McLoughlin in recognition of their twenty-five years of community service and thanked Mr. & Mrs. McLoughlin for their endless hours of giving to community.

Tyler Adkins of Urban Green Energy gave a presentation concerning the Wind Turbine/Solar Lighting at the Beachfront as the units would replace the existing forty-six electrical lighting system. Mr. Adkins explained that the units are manufactured in-house at a plant located in China. The project would include sixty-five Sanya SLS wind and solar light systems which are thirty-three feet tall. The vertical axis is located at the very top of the system and the eighty-four watt LED light fixture is located at twenty-three feet. Because the wind turbine is on a vertical axis is located at the top, it can collect air from any direction and handle wind speeds up to 120 mph. The system requires an annual checkup of one hour of work per system to evaluate wires among the other components. Repairs would be kept to a minimum due to a remote monitoring program which enables troubleshooting before a system fails. Mr. Adkins stated that this would be the company's first installation on a beachfront and the first which a third party sponsor would advertise on the sails. When asked about the potential sponsors, Mr. Adkins responded that the company hasn't done this type of municipal sponsorship before and that UGE would not contact companies until the borough collectively delivers a statement of interest in the project as in the proposal the system and their lifetime

maintenance would not cost the borough anything as the installation and maintenance of the lighting system would come from advertising on the vertical sail or banner on each pole. Mayor Engelstad stated that while he does not question the technology he is concerned the systems will impede the ocean view. Mr. Adkins said UGE has been in business since 2008 and when Mr. Galassetti asked him to verify that the project would not cost the borough any money Mr. Adkins said there would be a cost for removing the existing poles but that he would figure out how that could be covered. Some residents voiced concern about the aesthetics of the advertisements, the noise of the turbines and that birds would be hurt by the wind turbines. They also were concerned that the banners every fifty to sixty feet would lower the value of the community. When asked about the type of battery back-up UGE provides, Mr. Adkins stated his company standard is two lead acid batteries but that lithium batteries are also available. Mr. Weber of the Borough's Environmental Commission stated that the study concerning birds actually investigated industrial scale propeller turbines in Atlantic City not the small VAWT in UGE proposal.

Items added to the Agenda

On motion by Engelstad/Goldfarb

Authorization for the Mayor to execute Change Order #1 for the contract awarded to Billy contracting & Restoration, Inc for the Replacement and Masonry Restoration for the Municipal Building increasing the amount by \$5,700.00 for changes recommended by Sonnenfeld & Trocchia. The contract now totals \$92,400.00

Appointment of Special II Police Officers

Award of the 2014 Fireworks' Display to Zambelli Fireworks, 20 South Mercer Street, New Castle, PA 16101 for a Fireworks Display on Saturday, July 5, 2014

On motion by Engelstad/Cotler

Discuss new beachfront gazebo

## **DISCUSSION ITEMS**

Council reviewed proposals submitted for the 2014 Fireworks Display and although only one company could provide the display on Fourth of July, concern was expressed over the vendors performance last year.

Council briefly reviewed proposed amendments to Chapter 270-25 Shade Trees/Grass Planting Strips; Chapter 393-1 Special Event Permits; Chapter 9-3.9 Special Parking Permits which were submitted by the Joint Sub-Committee and referred the amendments to the Planning Board for review and recommendations.

Julia Rand had questioned the award of the new beachfront gazebo at the last meeting as she believes a bid from Vixen Hill the manufacturer of the old wooden gazebo was submitted at a lower cost than what the new vinyl structure. Attorney DuPont responded that public bids in compliance with state regulations were advertised and received by the borough and that the paper Ms. Rand has and is referring to is dated after the official bid date.

**COMMUNICATIONS**

On Motion by Engelstad/ Galassetti to refer the proposed amendments to Chapter 270-25 Shade Trees/Grass Planting Strips; Chapter 393-1 Special Event Permits; Chapter 9-3.9 Special Parking Permits to the Planning Board for review and input

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 224  
Resolution 225  
Resolution 226

**TRANSFER OF APPROPRIATIONS  
BILL LIST  
REQUEST FOR APPROVAL OF AN ITEM OF REVENUE AND  
APPROPRIATIONS IN ACCORDANCE WITH NJSA 40A:4-87  
FOR THE NJ CORPORATE WETLANDS RESTORATION  
PARTNERSHIP IN THE AMOUNT OF \$12,500**

Resolution 227

**AUTHORIZES THE BOROUGH ATTORNEY TO SIGN AN  
AGREEMENT REGARDING THE COUNTY BOARD OF  
TAXATION REVALUATION ORDER**

Resolution 228  
Resolution 229

**APPOINTMENT TO THE ENVIRONMENTAL COMMISSION  
PROVISIONAL APPOINTMENT OF PHILIP M PRICE AS  
PLUMBING SUB-CODE OFFICIAL**

Resolution 230

**AUTHORIZATION FOR THE MAYOR TO EXECUTE  
CHANGE ORDER #1 FOR THE CONTRACT  
AWARDED TO BILLY CONTRACTING & RESTORATION,  
INC FOR THE REPLACEMENT AND MASONRY  
RESTORATION FOR THE MUNICIPAL BUILDING  
INCREASING THE AMOUNT BY \$5,700.00 FOR CHANGES  
RECOMMENDED BY SONNENFELD & TROCCHIA. THE  
CONTRACT NOW TOTALS \$92,400.00**

Resolution 231  
Resolution 232

**APPOINTMENT OF SPECIAL II POLICE OFFICERS  
AWARD OF THE 2014 FIREWORKS’ DISPLAY TO  
ZAMBELLI FIREWORKS, 20 SOUTH MERCER STREET,  
NEW CASTLE, PA 16101 FOR A FIREWORKS DISPLAY ON  
SATURDAY, JULY 5, 2014 IN THE AMOUNT OF \$7,500.00**

**ADOPTED RESOLUTIONS**

## **REPORTS**

Councilman Cotler said that he will continue the discussion of UGE proposal for the beachfront as the proposal is ecologically and financially beneficial for the borough and that he also found a cleaner greener street sweeper during the municipal convention which would cost \$45,000 and able to handle small streets. Mr. Cotler also thanked the volunteers for their services to the borough and reported that the Annual Menorah Lighting will be held in Riley Park on Saturday, November 30<sup>th</sup> at 6:15pm.

Councilman D'Angelo stated that there is a lot to be thankful for this year and wished everyone a happy Thanksgiving.

Councilman Goldfarb wished everyone a great Thanksgiving saying that this holiday is a time to be with family and friends.

Councilman Galassetti reminded the public about leaf collection and said that branches must be separated from the leaves and the last pick-up of leaves will be next week. Mr. Galassetti also commended Supt. Richard Bianchi upon his receipt of Superintendent of the Year Award from the Public Works Superintendent Association during the municipal convention earlier this month. He also announced that the Annual Tree Lighting Ceremony will be held in Riley Park on Sunday, December 1<sup>st</sup> starting at 4pm.

Mayor Engelstad announced there was a great partnership concerning the holiday lights this year between public works, tourism and the Bradley Beach Chamber. He also announced that the Planning board will hold a public hearing on the draft of the amendment to the Borough's Master Plan on December 19<sup>th</sup> at 6:30pm. The Mayor wished everyone a happy thanksgiving and a time to be with family and asked the public who may see a police officer that day to say thank you for their services as unfortunately they may not be able to spend the day with their families.

**Resolution 232A      Retire into Executive Session to discuss a NJ Department of Environmental Protection litigation matter as recommended by the Borough Attorney.**

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

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

ADOPTED RESOLUTION.

Council retired into Executive Session at 8:50pm

Attorney DuPont explained that four years ago the borough did not file a report under the prior administration in a timely manner and that the state wanted to impose a \$20,000-\$25,000 fine. He has requested that the fine be reduced to \$1,500.00 but has not received a final settlement at this time and will advise the officials when the matter is settled.

Council returned to open session at 8:51pm

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

Public Comments

None at this time

ADJOURNMENT

ON MOTION            by Engelstad / Goldfarb the meeting was adjourned at 8:53 PM.

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Mary Ann Solinski, RMC, CMC  
Municipal Clerk