

REGULAR MEETING MINUTES
February 12, 2019 at 7:30 pm

A regular meeting of the Mayor and Council of the Borough of Bradley Beach was held in the Meeting Room, 701 Main Street, Bradley Beach, New Jersey 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 the "Annual Notice", and posted on the official bulletin board.

ROLL CALL 6:30 pm

Present: Council: Weber, Goldfarb, Bonnell, Cotler
Mayor Engelstad
Borough Attorney Marguerite Schaffer
Municipal Clerk/Administrator Kelly Barrett
Gail Krzyzczuk, Chief Financial Officer

BID OPENING: Newark Avenue Food Truck

Second BID/RFP - NO BIDS RECEIVED

The Council authorized the Business Administrator to negotiate with potential bidders.

WORKSHOP DISCUSSION: Communications Committee

Mayor Engelstad stated that he would like to recruit individuals with a background in communications to serve on a Committee to improve, expand and coordinate communications in the borough.

ON MOTION by Engelstad/Weber to approve the Amended Regular Meeting Minutes of January 8, 2019

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

APPROVED

ON MOTION by Engelstad/ Weber to approve the Regular Meeting Minutes of January 22, 2019

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

APPROVED

ON MOTION by Engelstad/Weber to approve the Special Meeting
Minutes of January 29, 2019

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

APPROVED

ON MOTION by Engelstad/Cotler to approve the Special Meeting
Minutes of February 3, 2019

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

APPROVED

PUBLIC COMMENT

Henry Machos, 209 Third Avenue, stated that it was not necessary to pay any fees associated with strategic planning as the Mayor and Council can listen to the public and make planning decisions based on public feedback.

Sue Monroe, School Board President, 500 LaReine Avenue, stated that the school lost significant funding over the past two years and will continue to see state aid cuts over the next five years. She continued, the school board doesn't waste money and spends responsibly.

ORDINANCE 2019 - 1

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) IN THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

ON MOTION by Engelstad/Cotler to open the public hearing of 2019-1
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

Public Hearing – No one wished to speak

ON MOTION by Engelstad/Goldfarb to close the public hearing and adopt
Ordinance 2019-1

ROLL CALL AYES: Goldfarb, Cotler, Engelstad
NAYS: Weber, Bonnell
ABSENT: None
ABSTAIN: None

ADOPTED

ORDINANCE 2019-2

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER NINE, TRAFFIC, SPECIAL PARKING PERMITS

ON MOTION by Engelstad/Goldfarb to open the public hearing of 2019-2

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

Public Hearing – No one wished to speak

ON MOTION by Engelstad/Goldfarb to close the public hearing and adopt Ordinance 2019-2

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

ADOPTED

ORDINANCE 2019-3

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER SEVENTY EIGHT, PERSONNEL POLICIES

ON MOTION by Engelstad/Cotler to introduce Ordinance 2019-3

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

PENDING

A discussion ensued regarding the introduction of Ordinance 2019-4, Overnight Truck Parking. Councilman Weber stated that a fee should be imposed for a truck parking permit and the permit provision should be grandfathered, future resident would not be eligible for a permit. We should encourage people when purchasing a property to make sure there is a driveway if needed. A permit fee will offset the cost the town incurs for a permit. Councilman Cotler stated that he did not support a fee as it is a tax and the property owners are already paying taxes. Councilman Goldfarb stated that he did not support a fee for the permit as this will give the recipient the expectation of a guaranteed spot and we cannot do that.

ORDINANCE 2019-4

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER NINE, TRAFFIC, RULES AND REGULATIONS.

ON MOTION by Engelstad/Cotler to introduce Amended Ordinance 2019-4 Amendment as follows: "Owner" changed to "Occupant", one parking permit issued per household and trucks may park in a residential area for the purpose of loading, unloading and when work is being performed.

ROLL CALL AYES: Goldfarb, Cotler, Engelstad
NAYS: Weber, Bonnell
ABSENT: None
ABSTAIN: None

PENDING

ORDINANCE 2019-5

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY CHAPTER 380: "SEWERS"

ON MOTION by Engelstad/Cotler to introduce Ordinance 2019-5
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

PENDING

Communication may be added the Consent Agenda

ON MOTION by Cotler/Weber to approve Clean Ocean Action Beach Sweeps on 4/13/19 & 10/26/19 and move to the consent agenda
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

APPROVED

ON MOTION by Engelstad/Cotler to approve the Consent Agenda
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

- Resolution 2019-33 Authorizing a Tax Title Lien Redemption, 618 Main Street (Blk 44 Lot 29)
- Resolution 2019-34 Authorizing a Senior Citizen Deduction, 802 Fletcher Lake Avenue, (Block 29 Lot 4)
- Resolution 2019-35 Authorizing a reduction in sewer billing at 625 Second Avenue (Block 71 Lot 2)
- Resolution 2019-36 BILL LIST(s) January 22, 2019 & February 12, 2019
- Resolution 2019-37 Authorizing the Tax Assessor to act as agent for the Borough for the purpose of filing and settling tax appeals up to \$20,000

- Resolution 2019-38 Appointments to various Boards, Commissions, Committees, etc.
- Resolution 2019-39 Authorizing Gerald Freda, Engineer to extend the scope of work at the Sanitary Storm Water Sewer Project at a fee not to exceed \$95,000
- Resolution 2019-40 Authorizing various Special Events
- Resolution 2019-41 Authorizing the appointment of Freddy Fuentes as a Class I Special Officer to the BBPD

- Resolution 2019-42 Authorizing the Umbrella & Chair concession contract be awarded to Tan Dan's LLC. 126 Mt. Tabor Way, Ocean Grove, New Jersey
- Resolution 2019-43 Authorizing the Borough Clerk to advertise for a Hot Dog Cart concession
- Resolution 2019-44 Authorizing Paula Gavin, Volunteer Strategic Planner to expend funds for mailers, surveys, etc., in an amount not to exceed \$2,500
 Authorize Clean Ocean Action Beach Sweeps on April 16, 2019 and October 26, 2019.

APPROVED

Councilman Weber requested item M. be voted out separately.

m. Authorizing the Mayor and Council to approve a resolution requesting Monmouth County and the Bradley Beach School Board exercise tax neutrality.

Councilman Cotler stated, the resolution requesting Monmouth County and the School Board exercise tax neutrality was his suggestion. He continued that he wished to initiate a conversation regarding the tax rate as the significant increase in property values/assessments will result in an exorbitant tax increase to the tax payers. He continued, the borough had decreased the tax rate last year to keep property taxes level. The request for this resolution was not intended to be an affront on the School Board.

Mayor Engelstad stated the School Board does a great job and they do not have a lot of control over the budget.

Councilman Goldfarb stated that the message to the School Board is not necessary.

Councilman Weber did not agree with the message and the state declared school district getting cut must spend up to the 2% cap.

ON MOTION by Cotler/Goldfarb to remove item M from the Consent Agenda
 ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
 NAYS: None
 ABSENT: None
 ABSTAIN: None

APPROVED

MAYOR AND COUNCIL REPORTS

Councilman Weber stated that Al Gubtosi had attended the Environmental Commission (EC) meeting and has been helping along with the Quality of Life Committee on getting the word out about the proper disposal of trash/recycling. Al Gubitosi and the EC are working on a flyer advising and reminding residents of the disposal regulations. He commented on the successful Strategic Planning meeting and urged the public to register for communications via email.

Councilman Goldfarb reminded everyone of the Reverse 911 System and encouraged everyone to register.

Councilman Cotler stated that JCP&L have repaired the light poles and will be issuing a credit to the borough for the time the poles were not working. He suggested an Ordinance prohibiting the dumping of household trash in public area trash containers.

Mayor Engelstad stated that he has received complaints regarding dog waste and requested additional enforcement. He mentioned that a Communications Committee may assist with positive messaging. He stated that a letter was received from Keith DiLello, President of United Engine & Truck Company in response to inquiries from residents regarding a theft at the Fire Department. Mr. DiLello advised that the individual responsible had been prosecuted, convicted and incarcerated. The Fire Company's insurance company has reimbursed the Fire Company for the full amount stolen. Mayor Engelstad announced good news received from Congressman Chris Smith regarding the dredging of Sylvan Lake and the Congressman has assured me that he will keep us posted on the progress.

Tim Sexsmith, 500 LaReine Avenue, requested that the budget worksheets be made available on the borough website prior to the next budget workshop meeting.

Alan Gubitosi, 615 Fourth Avenue, thanked Ms. Barrett for helping organize a trash/recycling presentation at the school.

Ms. Barrett stated that Jenkinson's Aquarium Education Department will be conducting a presentation for the students on February 14th, the presentation will educate the children on the impact of trash/recycling has on our environment and oceans.

Rich Despina, 600 Third Avenue, thanked the Mayor and Council for conducting the Special Meetings. He questioned when a resolution prohibiting marijuana dispensaries would be prepared.

Mayor Engelstad responded that the borough will not pass legislation until the state passes legislation. All local legislation adopted prior to state legislation is considered null and void by the state.

Jim Byrnes, 401 Fifth Avenue, commended the Mayor and Council for transparency during the budget workshop.

He informed the Mayor and Council that state recycling grants are available for municipalities. He continued, some towns have partnered up with the surveillance camera company “Ring”. Residents register their cameras and link them with local police departments which helps deter crime.

Julie Nutaitis, 605 Newark Avenue, stated that the Quality of Life Committee has concerns regarding the truck parking ordinance and believes more work needs to be done before adoption.

Alan Gubitosi, 615 Fourth Avenue thanked the Mayor and Council for transparency during the budget workshop process. He stated he had questions regarding the budget and requested speaking with the borough auditor.

Mayor Engelstad responded that he may draft questions and they would be referred to the borough auditor.

Engelstad/Goldfarb moved to adjourn

ADJOURN 8:40 PM

KELLY BARRETT RMC, CMR
Municipal Clerk/Administrator

