

REGULAR MEETING MINUTES
September 26, 2017

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 Englestad 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 Michael DuPont
Chief Financial Officer, Gail Krzyzczuk
Municipal Clerk/Administrator, Kelly Barrett

PRESENTATION

Certificates of Commendations were presented to Trent Colandouni and Gene Saks for rescuing three people in distress off Park Place Avenue beach on September 5, 2017

Certificates of Commendation were presented to Michael Rosenberg, Jake Niedenstein, Brian Perkins and Fireman Tosatto, Seaman Green, Petty Officers Robertson and Freeman of the US Coast Guard for rescuing two people who had been pulled out 600’ off shore in rip currents on September 17, 2017.

APPROVAL OF MINUTES

ON MOTION by Englestad/ Bonnell to table the Executive Session Minutes of August 22, 2017

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

ON MOTION by Englestad/ Weber to approve the Regular Meeting Minutes of September 12, 2017

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

ON MOTION by Englestad/Bonnell to table the Executive Session Minutes of September 12, 2017

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

PUBLIC COMMENT

William Psiuk, 110 Fifth Avenue, expressed concerns regarding the resolution on the consent agenda for approval of the American Legion Auxiliary Ruck Walk Event. He stated that the Memorial Day Committee asks the American Legion to participate in the Borough’s Memorial Day Parade every year and they have always declined. Therefore, he did not agree with approving their Ruck Walk Event that was to be held in Bradley Beach. Mayor Engelstad stated that he would speak to the American Legion Auxiliary regarding participating in our Memorial Day parade.

Rona Parker, Environmental Commission, requested an explanation of the Resolution Supporting the Mid-Atlantic Ocean Action Plan. Councilman Weber asked Helen Henderson of the Littoral Society to come forward and explain the resolution. Ms. Henderson thanked the governing body for their consideration in support of the Ocean Action Plan and Coastal areas. She continued that it is a necessary to have a blue print, a plan in place to give communities a voice regarding planning for sustainable uses and healthy ocean ecosystem practices. The Plan benefits residents and the ocean now and into the future by adopting collaborative and coordinated federal, state and local government practices. Ms. Parker stated that the Environmental Commission is in full support of Mid-Atlantic Ocean Action Plan. Mayor Engelstad stated that the resolution in supporting the Ocean Action Plan is a no brainer.

BOND ORDINANCE NUMBER 2017-19

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO RILEY PARK, BY AND IN THE BOROUGH OF BRADLEY BEACH, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$305,000 THEREFORE (INCLUDING A MONMOUTH COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT IN THE AMOUNT OF \$142,143) AND AUTHORIZING THE ISSUANCE OF \$154,500 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

ON MOTION by Engelstad/Cotler to open public hearing
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/ Cotler to close public hearing and adopt Ordinance 2017-19

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

ADOPTED

ORDINANCE NO. 2017-24

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES TO VACATE, RELEASE AND EXTINGUISH ANY AND ALL DEDICATION OF PUBLIC RIGHTS, OR ANY PUBLIC RIGHTS WHICH MAY HAVE HERETOFORE COME INTO BEING, IN A PORTION OF A 10-FOOT WIDE ALLEY LYING BETWEEN LOTS 9, 10, 11, 12 OF BLOCK 59 IN THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

ON MOTION by Engelstad/Cotler to introduce Ordinance 2017-24

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

PENDING

ORDINANCE 2017-25

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER THREE HUNDRED NINETY EIGHT, and ARTICLE I, SECTION I Height of plant life near roadways restricted

Bryant Curry, Code Officer explained the proposed amendment to Ordinance 2017-25, he continued that he had written a summons and it was challenged in court because the language in ordinance stated “and” versus “or”.

ON MOTION by Engelstad/Weber to introduce Ordinance 2017-25

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

PENDING

ORDINANCE 2017-26

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER THREE HUNDRED FIFTY NINE, ENVIRONMENTAL REGULATIONS

Ms. Barrett, Administrator/Clerk explained that Ordinance 2017-26 would prohibit the intentional release of balloons into the air. The purpose of the ordinance is that balloons end up in the water affecting the environment and animals.

ON MOTION by Engelstad/Weber to introduce Ordinance 2017-26
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
 NAYS: None
 ABSENT: None
 ABSTAIN: None

PENDING

CONSENT AGENDA

- 2017-186 Authorization of various Sewer cancellations
- 2017-187 BILL LIST
- 2017-188 Authorization of a Raffle License 2017-11 for the Ascension Church, 501 Brinley Avenue, on December 6, 2017 at 8 pm (Off-Prem 50-50)
- 2017-189 Authorization of a Raffle License – 2017-12 & 2017-13 for the Bradley Beach First Aid Squad, location of raffle, 501 Brinley Avenue on November 11, 2017, 5 pm – 11 pm (On Prem 50/50 & gift raffle)
- 2017-190 Authorization for the Mayor and Clerk to execute an agreement with the Community Development Block Grant for the Improvements to Riley Park (Grant award amount of \$142,143.)
- 2017-191 Authorization for the Mayor to sign a certification Prohibiting the Use of Excessive Force and Certification Prohibiting the use of Federal Funds for Lobbying
- 2017-192 Authorization of various Special Events at the beachfront promenade
- 2017-193 Authorization of the Mayor and Council’s Support of the Mid-Atlantic Ocean Action Plan
- 2017-194 Authorization of the Mayor to execute an agreement with Garden State Fireworks, Inc., for the 2018 Firework Display on July 3, 2018 (rain date Saturday, 7/7/18)
- 2017-195 Authorization for the Purchase of Electricity Supply Services for use on an online Auction website
- 2017-196 Authorization for the Purchase of Electricity Lighting Account Supply Services for use on an online Auction website

COUNCIL REPORTS

Councilman Weber commended the private citizens, lifeguards and the Coast Guard for their outstanding lifesaving efforts. He stated that the Borough was invited to an assembly at the BBES on October 2, 2017 at 9:30 am, a second preschool class has been awarded a \$250, 0000. Grant from the State Department of Education. The PTO will hold a gift auction on October 20, 2017 at the Columns in Avon. A High School fair will be held at the BBES. The Environmental Commission are researching grants for additional trash/recycling bins and cigarette containers at the beachfront. He commented that the waters from Hurricane Jose came up to the dunes and reminded us of our vulnerability.

Councilman Goldfarb thanked the individuals responsible for the lifesaving rescues. He continued that the Chief of Police and his staff stepped up to the plate to keep people safe during the warm weather and rough water.

Councilman Bonnell stated that the fountain is in the final stages and we hope to have it finished soon. He announced that if anyone has an issues with the DPW they should speak to him directly as he is the DPW liaison.

Councilman Cotler thanked the Police, Fire and First Aid for keeping people safe on the beach. He stated that there should be a statewide amendment that states, if people are advised to stay out of the water and they go in and need to be rescued, they should be held responsible for the cost of the rescue. He continued that he had abstained from voting for the introduction of Ordinance 2017-25, because it needs to be clarified and written better as it will negatively impact residents.

Mayor Engelstad announced that the Ladies Auxiliary will be holding a Craft Show in Riley Park on Saturday. He stated that retired and active military conducted a run for the fallen which started in Cape May and ended at the Memorial in Holmdel on Sunday. They made a stop at Bob Quinlan's home on Evergreen Avenue to honor Bob's son John Quinlan, one of the first fatalities in Afghanistan.

PUBLIC COMMENT:

A lengthy discussion ensued regarding dogs permitted on the beach. Many residents commented that their dogs should be leashed at all times to prevent being harassed or bit by the animals. Comments were made regarding shortening the time frame of when dogs are allowed on the beach and additional signage, which should include clean up after your dog and dogs must be on a leash at all times. A resident commented that dogs love to run loose on the beach and we may want to consider establishing a dog beach (specific area) allowing them to run free and go into the ocean.

Amanda Wheeler, Environmental Commission reminded all of the Ocean Action Beach Sweep on October 21, 2017 from 9 am – 12:30 pm.

Kathy Martin, Bradley Blvd, questioned if the Sanitary and Storm water Sewer Project had begun. Ms. Barrett responded no, there was a delay due to the change order. The project should begin shortly and the website would be updated to advise when the project begins.

Bill Psiuk, 110 Fifth Avenue, requested that the governing body consider budgeting next year for lifeguards to stay on duty after the summer season.

ON MOTION by Engelstad/Bonnell to adjourn

ADJOURN 7:30 pm

KELLY BARRETT, RMC, CMR
Municipal Clerk