

**REGULAR MEETING
MARCH 22, 2016**

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 6:33PM

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

Items added/deleted from Agenda

On motion by Engelstad/ Goldfarb to add the following

Establish the Pay Station Daily Parking Rates

On motion by Engelstad/ Cotler to delete the following

Verizon’s Wireless Consent of use of poles

Authorize a Purchase Order to Traffic Lines, Inc for the Ocean Avenue re-striping, numbering pay stations, resurfacing north end parking lot re-striping and numbering of pay stations not to exceed \$17,050.74

Authorize a Purchase Order to Traffic Lines, Inc for the Ocean Avenue re-striping, numbering pay stations, resurfacing north end parking lot re-striping and numbering of pay stations not to exceed \$17,050.74 pending County’s reply regarding bicycle lanes on Ocean Avenue

Consider the Introduction of the 2016 Municipal Budget separately (not on consent)

APPROVAL OF MINUTES

On Motion by Engelstad/ Cotler to approve the minutes of February 9, 2016.

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

APPROVED MOTION

On Motion by Engelstad/ Cotler to approve the minutes of February 16, 2016 and February 23, 2016.

ROLL CALL AYES: Cotler, Volante, Goldfarb, Engelstad

NAYS: None
ABSTAIN: Galassetti

APPROVED MOTION

Public Bids

Attorney DuPont announced this was the time advertised for public bids on the Ocean Park/LaReine Pushcart (minimum bid \$1,500.00)

Kathy Zielinski placed the sole bid on behalf of her daughter and son in law Hilary and Trent Colanduoni.

Resolution 60

AWARD LEASE OF OCEAN PARK-LAREINE PUSHCART TO HILARY AND TRENT COLANDUONI OF NEPTUNE, NJ IN THE AMOUNT OF \$1,500.00

ON MOTION
ROLL CALL

by Engelstad / Cotler moved to adoption
AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

ADOPTED RESOLUTION

Discussion Items

Beachfront – Lifeguard Station carried to April 12th meeting

Boardwalk railing replacement Councilman Goldfarb discussed FEMA reimbursement for the duplication of the original railing which was destroyed during Hurricane Sandy stating that FEMA will reimburse the Borough for 90% of the cost of the project estimated to be approximately \$441,000 but that the borough must complete and submit the paperwork to FEMA by the end of October 2016. Council agreed to move forward with the project as the current railing is of lesser quality and to enhance the beachfront. Funding should be appropriated at the next council meeting on April 12, 2016.

Verizon Wireless joint use of poles- Councilman Cotler suggested that as the borough will be giving a right of way for the project that perhaps Verizon would consider a donation to the Library for the ADA building upgrades.

ORDINANCES

Final Reading and Adoption

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

ORDINANCE 2016-10

AN ORDINANCE TO AMEND THE BOROUGH OF BRADLEY BEACH SALARY ORDINANCE CHAPTER III, PERSONNEL AND MORE PARTICULARLY SECTION 3-9.1 OFFICERS AND EMPLOYEES PAID A SPECIFIC SALARY

ON MOTION

by Engelstad / Galassetti moved to open the public hearing.

ROLL CALL

AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

Mayor Engelstad gave a brief explanation of the ordinance. No one wished to speak.

ON MOTION by Engelstad / Galassetti moved to close the public hearing.
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None
ON MOTION by Engelstad / Galassetti moved to adoption.
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

ADOPTED ORDINANCE

INTRODUCTION

ORDINANCE 2016-11

**AN 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 / Volante moved to introduce the ordinance.
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

PENDING ORDINANCE

COMMUNICATIONS

The following action was taken as part of the consent agenda

ON MOTION by Engelstad / Volante to approve Raffle License(s)
NJ Tears Foundation RL 3-16 and RL4-16
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

APPROVED MOTION

CONSENT AGENDA

ON MOTION by Engelstad / Volante moved to adoption
ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad
NAYS: None

Resolution 61 **AUTHORIZES PAYMENT TO LIENHOLDER(S)**
Resolution 62 **AUTHORIZES A 30 DAY GRACE PERIOD SEWER UTILITY
CHARGES FOR BLOCK 40 LOT 25**

Resolution 63 **BILL LIST**
Resolution 64 **AUTHORIZES THE ISSUANCE OF A PURCHASE ORDER
FOR BEACH ACCESS MATS TO ACCESS REC LLC IN THE
AMOUNT OF \$29,997.90**

Resolution 65 **AUTHORIZES THE MAYOR TO EXECUTE AN AGREEMENT
WITH BRINKERHOFF ENVIRONMENTAL SERVICES FOR
THE PHASE II ENVIRONMENTAL INVESTIGATION OF
BLOCK 32 LOTS 6, 7 & 8 IN AN AMOUNT NOT TO EXCEED
\$8,520**

Resolution 66

Resolution 67

Resolution 68

**APPOINTMENT OF CLASS II SPECIAL POLICE OFFICER
AUTHORIZES THE MUNICIPAL CLERK TO ADVERTISE
FOR A FULL TIME PUBLIC WORKS EMPLOYEE
ESTABLISHES THE PAY STATION DAILY PARKING RATE**

ADOPTED RESOLUTIONS

Councilman Cotler stated that he thought additional funds should be included for the Sylvan Lake Improvement Project. Mayor Engelstad responded that this is only the introduction and that amendments can be made prior to final adoption of the budget.

Resolution

Resolution 69

**RESOLUTION INTRODUCTION OF THE 2016 MUNICIPAL
BUDGET**

ON MOTION

by Engelstad/ Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ADOPTED RESOLUTION.

Reports

Councilman Cotler congratulated both the Fire Department and Ladies Auxiliary on a very Successful Fish Fry Dinner Fundraiser.

Councilman Volante reported that the Recreation Department will be holding early Summer Camp Registration this year and that the department is advertising for Camp Supervisors and Counselors with a deadline of May 1st. The councilman also mentioned several other recreational activities.

Councilman Goldfarb reported that the emergency service personnel were busy with an oil spill on March 17th at Evergreen Avenue which is currently under investigation. The councilman also reported their services were needed at a structure fire on March 18th.

Councilman Galassetti reported that public works is preparing the beachfront for the summer season and thanked them for their assistance in preparing the borough's ballfield.

Mayor Engelstad thanked the Fire Department along with the other volunteers at the Annual Easter Egg Hunt. The Mayor reported that on Saturday March 26th., the Surfrider Foundation, American Littoral Society and the Borough's Environmental Commission will plant dune Grass in an effort to stabilize the dunes and boost protection from storms. Volunteers will Meet at 10am at Fifth and Ocean Avenues. The Mayor also announced that a new handbag Store opened on Main Street and stated that he is glad to see new businesses moving into town.

Public Comments

Mr. Psuik advised council to give careful consideration of bicycle lanes along Ocean Avenue.

Kathy Martin of the Sylvan Lake Commission asked when the borough will fix the wall at the lake. Mayor Engelstad advised that the borough may need to bond for the funds and that the

town is currently awaiting word on the sewer line grant funding.

Councilman Cotler expressed concerns about online rental properties in town circumventing the required Certificate of Occupancy Inspection. Code Officer Curry advised that the best tool is for neighbors to report any rental they feel has not been issued a CO to his office.

Resolution 70

RESOLUTION TO RETIRE INTO CLOSED SESSION AS RECOMMENDED BY THE BOROUGH ATTORNEY FOR DISCUSSION OF POSSIBLE LITIGATION AND/OR CONTRACTUAL MATTERS.

ON MOTION

by Engelstad/ Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ADOPTED RESOLUTION.

Council retired into Executive Session at 7:25pm

Attorney DuPont advised that the judge has recommended a settlement concerning one of the Patruno lawsuits filed against the borough. He advised upon review of the borough code and past practice that the borough has no option but to issue a Certificate of Occupancy for her property.

Council agreed to take the following action on this matter and returned to open session at 7:38 pm.

Mayor Engelstad reported that the following action will be taken as a result of the Executive Session.

Resolution 71

RESOLUTION TO AUTHORIZE THE BOROUGH ATTORNEY DUPONT TO EXECUTE THE FINAL JUDGEMENT FOR THE PATRUNO VS. BOROUGH CASE.

ON MOTION

by Engelstad/ Volante moved to adoption.

ROLL CALL

AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ADOPTED RESOLUTION.

ADJOURNMENT

ON MOTION

by Engelstad / Galassetti the meeting was adjourned at 7:40PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk

