

**REGULAR MEETING
MARCH 25, 2014**

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.

Prior to the start of business, Mayor Engelstad led a “moment of silence” in honor of Cynthia Brady, Recreation Director for the Borough, who passed away suddenly the day after being recognized for her efforts as the Director for several years at the previous council meeting.

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 p.m.

Present: Council: Cotler, Volante, Goldfarb, Galassetti
Mayor Engelstad
Business Administrator Wilkins
Borough Attorney: Edward Washburn, Esq. (For DuPont)
Secretary: Fran Sauta (For Municipal Clerk Mary Ann Solinski)

Public Bids – Beach Umbrellas and Chairs

As no bids had been received up to this point, Mr. Galassetti made a motion to re-advertise, seconded by Mayor Engelstad.

AYES: Cotler, Volante, Goldfarb, Galassetti, Mayor Engelstad

NAYES: None

APPROVED MOTION

Presentations

Mayor Engelstad announced that a representative from the Bradley Beach Garden Club was unable to be in attendance for this meeting. He stated that the garden club meets the second Tuesday of each month, and recommended that those in attendance consider attending a meeting of the garden club as they have many good ideas to enhance the town.

DISCUSSION ITEMS

a. Great American Volleyball: Wayne Gant, CEO, outlined a proposal for Mayor

and Council and those in attendance to conduct volleyball clinics and leagues at the beachfront for the Borough. He noted that they have been running tournaments, etc. since 2002 at various locations, and would now like to branch out. Plans include junior clinics, 13 to 18 years of age (at 5:30 p.m.) and adult leagues (at 6:30 p.m.) on Thursday evenings. Further, if the interest is there, they would set up six to eight courts on the Cliff Avenue beach. Mr. Gant also stated that they would like to work with the restaurants in town to do some form of marketing that would benefit both the tournaments and the restaurants. Council members questioned Mr. Gant regarding several points, and he responded as follows: They would set up one hour before; all equipment is provided by them; there is a daily set up and break down, including clean-up each day; they have complete insurance coverage; there would be no music; advertising would be on their website, as well as an e-mail "blast"; there is sufficient staff to run the programs; Borough residents would receive a discount; and they would like to run a six person league. Mr. Gant inquired as to beach access after hours and restroom availability. He also noted that they ran a program three years ago in Asbury Park and currently have proposals in Point Pleasant and Manasquan ran tournaments in Continuing with the proposal, Mr. Gant stated that the Junior Clinics would have five or six coaches and run the first week of June through mid August. Dr. Cotler inquired if there would be discounts for the clinics, and Mr. Gant responded that there would be none since the coaches would be getting paid. Dr. Cotler then asked Mr. Gant to see if that would be possible.

At this point, Council members commented positively on the proposal and thought it would be a good undertaking for the Borough.

After final discussion, Mayor Engelstad asked Mr. Washburn what would be the next step in this endeavor. He stated that the volleyball association would have to submit evidence of insurance and provide a signed agreement with all of the specifics outlined, including the discounts, and noting that they would pay \$100.00 per session in return for use of the beach.

ON MOTION by Dr. Cotler / Mr. Goldfarb to enter into an agreement with the Great American Volleyball

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

APPROVED MOTION

b. Sylvan Lake Maritime planting schedule: A representative was not present to provide information, and Joyce Wilkins, Borough Administrator, believed that it would be discussed at this meeting. Mr. Galassetti stated that it was his understanding that the planting would be done in April, 2014. At this point, Dr. Cotler intervened and stated unofficially that it was his understanding that the Avon Environmental Commission was taking the lead with the schedule in April and any planting would be no taller than three feet. Also, the dunes would be

kept on the Bradley Beach side and would dove tail to the dredging. Dr. Cotler noted that everything looked positive and our public works would only need to provide a few staff to assist.

c. Pay Station Parking Rates: Mayor Engelstad stated that Borough staff had compiled a chart of rate comparisons 2014 pay stations in surrounding towns of Asbury Park, Belmar, Red Bank, Point Pleasant, etc. and after discussion, it was determined to have the fee at \$1.00 per hour. It is anticipated that due to the new updated pay stations, they would generate more fees. Mayor Engelstad noted that this would be a learning year.

Public Comments

Randy Bonnell, Third Avenue, expressed a concern and an observation on the last section of the Six Year CAP program, noting an inconsistency on the forecast, citing percentages and figures of the appropriations and bonding debt. He stated we have exhausted any savings on debt already, with eleven more quarters to go, and at this point there should be no bonding. We should put together a real spending plan and stick to it, or otherwise, how can taxes be controlled. Mayor Engelstad responded that we can't use 2013 due to Sandy, and five-year budgets are not easy to do for municipalities, and currently are still working on it.

Ordinances

Final Reading and Adoption

ORDINANCE 2014-08

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.40A:4-45.14)

On Motion by Galassetti / Engelstad to open the Public Hearing

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

APPROVED MOTION

On Motion by Engelstad / Goldfarb to Close and Adopt Ordinance

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

ADOPTED ORDINANCE

On Motion by Engelstad / Goldfarb to prepare an ordinance establishing the pay station rate of \$1.00 per hour

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

Communications

a. Raffle License

NJ Tears Foundation RL 4-14 & 5-14

Bradley Beach First Aid Squad RL 6-14

On Motion by Engelstad / Goldfarb to approve the requests for raffle license

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

APPROVED MOTION

b. Request from Kathy Kennedy to hold wedding ceremony at fountain area June 14, 2014 between 10:30 am and Noon

On Motion by Englestad / Goldfarb to approve the request for wedding ceremony as stated

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

APPROVED MOTION

c. Request from Candace Cahill to hold wedding ceremony on the beach or at the Fifth Avenue Gazebo August 2, 2014 between 4:45 – 6 p.m.

Prior to a motion, a discussion took place regarding clarification of whether or not it would take place on the beach or the beachfront. Concerns were expressed about beach badge requirements, clean up, and rules for weddings on the beachfront, including fees. After final discussion, the following motion was put forth:

On Motion by Engelstad / Goldfarb to approve the request for a wedding ceremony as stated,
WITH THE STIPULATION THAT THE CEREMONY NOT TAKE PLACE ON
THE BEACH.

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

APPROVED MOTION

It was noted that a letter would be sent to Ms. Cahill approving her request, outlining the rules of the wedding ceremony and the stipulation as set forth.

d. Request from David Schaaff to hold daughter's wedding ceremony at the Fifth Avenue Gazebo on September 14, 2014 at 4:00 pm.

On Motion by Engelstad / Volante to approve the request for a wedding ceremony stated.

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

APPROVED MOTION

CONSENT AGENDA

ON MOTION by Engelstad / Volante moved to adoption

ROLL CALL AYES: Cotler, Volante, Goldfarb, Galassetti, Engelstad

NAYES: None

Resolution 76 **AUTHORIZES A PROPERTY TAX REFUND FOR BLOCK 32 LOT 24**

Resolution 77 **AUTHORIZES A PROPERTY TAX REFUND FOR BLOCK 20 LOT 3**

Resolution 78 **AUTHORIZES A SEWER UTILITY REFUND FOR BLOCK 20 LOT 3**

Resolution 79 **AUTHORIZES RESERVE BUDGET TRANSFER**

Resolution 80 **BILL LIST**

Resolution 81 **EXTENSION OF LEASE FOR THE OPERATION OF A SURF CAMP**

Resolution 82 **EXTENSION OF LEASE FOR THE LAKE TERRACE TO CLIFF AVE.
PUSHCART**

Resolution 83 **EXTENSION OF LEASE FOR OCEAN PARK TO LAREINE AVE.
PUSHCART**

Resolution 84 **APPOINTMENT OF STEVEN WINTERS AS ELECTRICAL SUB-CODE
OFFICIAL**

Resolution 85 **APPOINTMENT OF THERESA SULLIVAN AS TECHNICAL
ASSISTANT/SECRETARY COMMUNITY DEVELOPMENT**

Resolution 86 **APPROVAL OF SPECIAL EVENTS**

REPORTS

Councilman Cotler stated he previously reported on Sylvan Lake Commission. He also raised the issue of per capita charges to the Borough by the Neptune Sewage Authority, to wit Avon – 357 as compared to Bradley Beach charged 832. He inquired of the Sewage Authority how we were being charged and if our population was higher than Avon or our pipe system poor. Dr. Cotler would like a comparison with other towns. Councilman Galassetti asked if we had something that needed to be repaired, and Asbury Park has a video machine to check the pipes. Further, after Sandy we need to look at our street systems that are over one hundred years old and also look at the flow at the beach and attempt to determine where the problem is. Also, we should review usage versus flat fee and do a flow chart, i.e. how much water is going in and how much is going out. Dr. Cotler suggested we inquire as to the total town usage of Avon and Neptune City who are similar to us.

Councilman Volante reported that he is forming a “quality of life” team that was first introduced in 2005 and worked well. It will compose of volunteers from the police department, code office, public works, and members of the planning and zoning boards. The purpose is to educate the public regarding our ordinances and codes with focus on education and enforcement. Mr. Volante thanked Mayor and Council for their support in this endeavor.

Councilman Goldfarb reported on the positive results of a grant program that provides facade improvements as well as signs and awnings that are of poor quality. He pointed out the two new awning additions across the street on Main of the Connolly Agency and 708 Main Street as examples of the benefits of the program.

Councilman Galassetti reported on the meeting of the recreation board and confirmed that there will be a summer camp, they are now in the process of hiring a new Director, and that they will focus on more healthy activities, including volleyball now, as well as town activities. Mr. Galassetti also reported that the past two Saturdays, the “environmental kids” planted 6400 pots of flowers at the greenhouse, and Gail Mayer and committee provided food for them. He noted that the kids want to come back and continue to work on the beautification of our town, and help public works and the garden club enhances our parks. Mr. Galassetti is hopeful that they can get some grant money for the kids to learn the process, including recycling. He stated that these kinds of activities tie the town together and provide a better quality of life for all. In closing, Mr. Galassetti commented that we continue moving forward and things may not always happen quickly, sometimes a year or more; however, progress will continue to happen in Bradley Beach.

Mayor Engelstad acknowledged the work with volunteers of Councilman Galassetti. He stated that he (Galassetti) epitomizes the volunteer spirit, and pointed out that along with his work with the children the past two Saturdays, he also found time to prepare a fish dinner at Ascension Church for over two hundred people. Mayor Engelstad also reported that he attended Governor Christie’s visit that day in Belmar regarding the need for dunes and dredging of lakes, and was happy to report that there is a renewed focus at the Department of Community Affairs on this much-needed undertaking. Continuing, there will be two phases i.e. sand replenishment and after the summer when the dunes come through (either the traditional dunes or Army crossover dunes). In any event, the dunes will continue.

Mayor Engelstad then commented at a recent meeting, someone complained about some of the conditions in town, i.e. dirty, etc. He then directed attention to the improvements that have been made by several businesses in town, including the car wash, Ground Round Restaurant, Darcy’s, Beach Cinema and Connolly Agency, as well as the beautification efforts of the garden club. Mayor Engelstad stated that progress in town is headed in the right direction. He also reminded those in attendance of the restaurant tour sponsored by the Chamber of Commerce to be held on Sunday, April 27, 2014.

Public Comments

Brenda Connolly – thanked the Borough for assisting with the awnings for the real estate office.

Resident – expressed concerns about the number of vending stations on Ocean and Main that provide newspapers, booklets, advertisements, etc. that are unsightly. He also stated that the

push carts and vendors by the golf course are very dirty and not professional. Mayor Engelstad thanked him for bringing these issues to their attention and would have the Borough attorney look into these matters. One resident stated that there were five vending stations just on Brinley Avenue, and the town is being "overrun" with them. Also, Councilman Galassetti stated that the health inspector could be called, and Councilman Goldfarb offered that perhaps any action could be coordinated with the quality of life committee.

Mayor Engelstad informed the public that since the introduction of the budget, a work in progress, they were provided with revised pension numbers from the state that resulted in a reduction of \$45,000.00. In addition, when the county provided free labor for work at the beachfront last summer after Sandy, the workers then filed for unemployment. Subsequently, the Mayor and Administrator Joyce Wilkins objected to this and informed Freeholder Tom Arnone that this was not part of the deal. Freeholder Arnone agreed, and advised us that the Borough would receive \$36,000.00 to replace that amount that the town paid. Mayor Engelstad publicly acknowledged and thanked Administrator Wilkins and Freeholder Arnone for their efforts in having the funds returned that were paid. Due to these two adjustments, Mayor Engelstad the tax increase is now down to 1.2, and hopefully could go down to 1.1.

Randy Bonnell thanked the town for the construction clean-up around town, and also informed the Mayor and Council that Avon is getting rid of its sweeper. Mayor Engelstad stated that he would contact Avon officials regarding this.

Rich Despina commented that most of Capt. Al's beautiful maritime forest did not survive Sandy and have turned brown. Mayor Engelstad responded that Capt. Al is aware of this situation and is determining those plantings that have not survived and working to decide the best plants to replace them. Mayor Engelstad assured everyone that the maritime forest will be brought back to its original beauty.

T.J. Coan stated that he was happy with the volleyball coming to Bradley Beach and noted that it would be good for the kids and also included a thanks to the Chief and Detective Bianchi for catching the thieves who stole copper; thanks to the town council for maintaining the parking rate at \$1.00 per hour; and the contributions of the garden club. He asked that we stay focused on Main Street parking on the west side, and was informed that this was going to be taken up by the Joint Subcommittee of Planning & Zoning on April 10th. Mr. Coan also stated that he appreciated the efforts of Dr. Cotler and Mr. Galassetti for their comments on the sewer lines and billing and that they would look into the charges and usage of the American Water Company. In closing, Mr. Coan commented that with three couples wanting to marry on the beach is a positive sign and speaks of the beauty and quality of our town.

ADJOURNMENT

ON MOTION Engelstad / Galassetti to adjourn the meeting at 7:40 p.m.

Frances M. Sauta, Secretary
For Borough Clerk
Mary Ann Solinski