

**REGULAR MEETING
NOVEMBER 24, 2015**

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 6:32PM

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

Resolution 220

**RETIRE INTO EXECUTIVE SESSION AS RECOMMENDED
BY THE BOROUGH ATTORNEY FOR DISCUSSION OF
POSSIBLE LITIGATION AND PERSONNEL MATTERS.**

ON MOTION

by Engelstad/ Galassetti moved to adoption.

ROLL CALL

AYES: Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ABSENT: Cotler

ADOPTED RESOLUTION

Executive Session 6:32pm

Attorney DuPont advised that he did contact the attorney for Mr. DeLisa concerning his property on Main Street which the borough has been leasing for the past few years and told him that the borough officials are definitely interested in making an offer to purchase the land. Mr. DuPont also noted that the administrator has received the professional appraisal the borough sought on the property in order to determine the limit on the offer officials can make. The council agreed that they would like the attorney to initiate negotiations with Mr. DeLisa's attorney. Attorney DuPont advised that he does not believe can be resolved before the end of the year and that the borough will have to perform due diligence regarding environmental studies etc. if the negotiations are successful before the final purchase of the property which will be the entire three parcels.

Administrator Wilkins advised council that with the pending retirement of the municipal Clerk next year that the present court administrator has expressed an interest in being considered for the position and willing to pursue the necessary State required certifications to qualify for the position.

As a result of her interest in moving to the clerks' position, the Administrative Office of the Court has advised that the borough must advertise for her position of court administrator immediately and that interviews start within a few weeks as this is an interlocal court service for Avon, Neptune City and Bradley Beach and that the three towns must take part in this procedure and agree upon the successful candidates which will be subject to interview and recommendation of the AOC for the position and that the final decision will be made by the Judge.

Council agreed to take action on these matters and returned to open session at 6:44pm.
On motion by Engelstad/Goldfarb to return to open session

Council returned to open session at 6:45pm

There was no formal action taken as a result of the executive session.

ITEM ADDED TO AGENDA

On motion by Engelstad/Volante

Appointment of Donald Clare as Temporary Sub-Code Electrical Official

Public Comments

Mr. Coan said that he believes the borough's easement for use of the alleyway should be a part of Ordinance 2015-17. Attorney DuPont responded that it is not necessary and will be a separate consideration at a later meeting after the ordinance follows the legal requirements and when the lots involved are merged into one block and lot on the tax maps. Mr. Coan went on to say that he cannot believe the borough is not receiving a monetary settlement

for granting the alleyway easement and added that he hopes if the other property owners adjacent to the alleyway from Fourth Avenue will be given the same consideration as there was no formal traffic study to determine the impact on the area at the board hearings.

ORDINANCE

Final Reading and Adoption

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

ORDINANCE 2015-17

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 AND 11 OF BLOCK 59 AND LOT 12 OF BLOCK 59 IN THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

ON MOTION by Engelstad / Volante moved to open the public hearing.

ROLL CALL AYES: Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ABSENT: Cotler

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

ON MOTION by Engelstad / Volante moved to close the public hearing.

ROLL CALL AYES: Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ABSENT: Cotler

ON MOTION by Engelstad / Volante moved to adoption.

ROLL CALL AYES: Volante, Goldfarb, Galassetti, Engelstad

NAYS: None

ABSENT: Cotler

ADOPTED ORDINANCE

INTRODUCTION

ORDINANCE 2015-18

AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER 9, AMENDING SECTION 9-3.6 a. (b) TO READ AS FOLLOWS AND TO REPEAL SECTION 9-3.6 d 2

ON MOTION by Engelstad / Galassetti moved to introduction.

ROLL CALL AYES: Volante, Goldfarb, Galassetti, Engelstad

NAYS: None
ABSENT: Cotler

PENDING ORDINANCE

INTRODUCTION

ORDINANCE 2015-19

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED
GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY
BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY,
CHAPTER 9, SCHEDULE V "ENTITLED ONE WAY STREETS"
SHALL BE REPEALED IN ITS ENTIRETY AND AMENDED TO
READ AS FOLLOWS**

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

PENDING ORDINANCE

CONSENT AGENDA

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

Resolution 221 **AUTHORIZES SEWER UTILITY BILLING REFUND FOR
BLOCK 85 LOT 14**

Resolution 222 **AUTHORIZES BUDGET APPROPRIATION TRANSFERS**
Resolution 223 **BILL LIST**

Resolution 224 **AUTHORIZES THE SUBMISSION OF THE 2016
TRANSPORTATION TRUST FUND MUNICIPAL AID
PROGRAM GRANT APPLICATION TO THE NJ
DEPARTMENT OF TRANSPORTATION FOR OCEAN PARK
AVENUE IMPROVEMENTS PHASE I FROM MAIN STREET
TO MADISON AVENUE**

Resolution 225 **AUTHORIZES THE EXECUTION OF AN AGREEMENT
WITH THE COUNTY OF MONMOUTH FOR THE ALLIANCE
TO PREVENT ALCOHOLISM AND DRUG ABUSE FUNDING
FOR JULY 1, 2015 THROUGH JUNE 30, 2016 IN THE
AMOUNT OF \$20,000**

Resolution 226 **APPOINTMENT OF SPECIAL CLASS II POLICE OFFICERS**
Resolution 227 **APPOINTMENT OF JAMES KAISER AS ELECTRICAL
INSPECTOR**

Resolution 228 **APPOINTMENT OF DONALD CLARE AS TEMPORARY SUB-
CODE ELECTRICAL OFFICIAL**

ADOPTED RESOLUTIONS

Reports

Councilman Volante stated that he is very grateful this Thanksgiving for the wonderful recreational events which have taken place in town this year and for the many volunteers and employees for ensuring their success.

Councilman Goldfarb named the numerous tasks which members of the public works department perform to ensure the public enjoyment during the holiday season. The councilman also warned the public to be aware of any type of scams especially telephone during the holiday season and to report any such encounter to the police department who are available 24 hours/day seven days a week.

Councilman Galassetti wished everyone a happy and healthy holiday.

Mayor Engelstad announced the following upcoming events: Bonfire, Small Business Saturday, Annual Tree Lighting on Sunday and that the Menorah Lighting will be held on December 6th in Riley Park. The Mayor also announced that the Sale of Beach Badges will start on Monday November 30th at borough hall and end on Friday January 29th 2016. Mayor Engelstad also reported that borough officials will met with Avon officials that on December 9th scuba divers will investigate the condition of Sylvan Lake's gate. The retaining wall deterioration on the borough's side and that Representative Chris Smith advised that the Army Corp of Engineers has gotten involved in a three-year study of coastal lakes. The estimate to dredge the lake to a depth of 6-8 feet is 8 million dollars.

Julia stated that the street look fabulous but public works does not need to sweep the streets every day. Julia added that she and Jane DeNoble have noticed that the tree beds need to be focused on as they are not being maintained as well as the pavers at the beachfront and along Main Street and that the borough should focus on details such as painting etc. of items. Jane DeNoble stated that the tress along Main Street are way too big and that perhaps the borough should consider hiring a professional tree service to trim all of the trees and just put mulch in the tree beds to eliminate the weeds. Borough officials will look into these matters.

ADJOURNMENT

ON MOTION by Engelstad / Galassetti the meeting was adjourned at 7:13PM.

Mary Ann Solinski, RMC, CMC
Municipal Clerk