

July 26, 2022

**BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY**

**RESOLUTION 2022-204**

**RESOLUTION AUTHORIZING PLACEMENT OF A NON-BINDING REFERENDUM QUESTION ON THE NOVEMBER 8, 2022 GENERAL ELECTION BALLOT TO CONSIDER WHETHER THE BOROUGH SHOULD RENOVATE THE PUBLIC PROPERTY AND VACANT STRUCTURE LOCATED AT 319 LAREINE AVENUE, BLOCK 41, LOT 1, IN ORDER TO CREATE A MUNICIPAL COMMUNITY CENTER**

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**Mayor Fox** offered the following Resolution and moved its adoption:

**WHEREAS**, the Mayor & Council of the Borough of Bradley Beach (the “Borough”) are authorized, pursuant to N.J.S.A. 19:37-1, to submit a question concerning municipal government to the Monmouth County Clerk for placement upon the general election ballot in order to ascertain the sentiment of the legal voters of the Borough regarding said question; and

**WHEREAS**, under N.J.S.A. 19:37-1, when the Borough’s Mayor & Council seek “to ascertain the sentiment of the legal voters of the municipality or county upon any question or policy pertaining to the government or internal affairs thereof, and there is no other statute by which the sentiment can be ascertained by the submission of such question . . . the governing body may adopt at any regular meeting an ordinance or a resolution requesting the clerk of the county to print upon the official ballots to be used at the next ensuing general election a certain proposition to be formulated and expressed in the ordinance or resolution in concise form”; and

**WHEREAS**, pursuant to N.J.S.A. 19:37-1, *et seq.*, the results of the election regarding said question are non-binding upon the Borough, but may be followed by the Mayor & Council in their sole discretion; and

**WHEREAS**, the Borough owns real property, together with a currently vacant structure thereupon, located at 319 LaReine Avenue, also known as Block 41, Lot 1 (the “Property”); and

**WHEREAS**, both before and since the purchase of the Property by the Borough, various potential ideas and possible plans for the Property have been publicly discussed and professionally developed by the Borough, in conjunction with the wider Bradley Beach community; and

**WHEREAS**, the Borough’s Mayor & Council believe, in light of the importance of the public policy decision(s) associated with the Property, that the sentiment of the Borough’s voters should be ascertained on this issue via a non-binding referendum question to be placed upon the ballot for the general election to be held within the Borough on November 8, 2022;

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Bradley Beach, County of Monmouth, and State of New Jersey that the following Non-Binding Public Question be presented to the voters of Bradley Beach at the November 8, 2022 General Election, pursuant to N.J.S.A. 19:37-1 *et seq.*:

***Should the Borough of Bradley Beach renovate its Borough-owned real property and currently vacant structure located at 319 LaReine Avenue, Block 41, Lot 1, in order to create a municipal community center, at an estimated cost of \$10,000,000?***

**BE IT FURTHER RESOLVED**, that the following Interpretive Statement shall be contained on the ballot with the above question:

***“Voting YES means you want the Borough to take the necessary steps to renovate the public property and vacant structure located at 319 LaReine Avenue, Block 41, Lot 1, in order to create a municipal community center, at an estimated cost of \$10,000,000.”***

***“Voting NO means you do not want the Borough to take the necessary steps to renovate the public property and vacant structure located at 319 LaReine Avenue, Block 41, Lot 1, in order to create a municipal community center, at an estimated cost of \$10,000,000.”***

**BE IT FURTHER RESOLVED**, that the Municipal Clerk shall forward this Resolution to the Monmouth County Clerk for the above non-binding public question to be posed to all voters within the Borough at the November 8, 2022 General Election.

Seconded by Councilman Bonnell and adopted upon the following vote:

	AYES	NAYS	ABSTAIN	ABSENT
Mr. Bonnell	X			
Mr. Gubitosi	X			
Mr. Sexsmith				X
Mr. Weber			X	
Mayor Fox	X			

**CERTIFICATION**

I, Erica Kostyz, Municipal Clerk, Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Mayor and Council at the July 26, 2022 Council Business Meeting.

*Erica Kostyz*

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Erica Kostyz, RMC, CMR  
Municipal Clerk