

BOROUGH OF BRADLEY BEACH
COUNCIL BUSINESS MEETING MINUTES

MARCH 22, 2023 AT 6:30 P.M.

IN ACCORDANCE WITH THE PROVISIONS OF THE OPEN PUBLIC MEETINGS ACT, PUBLIC MEETINGS MAY BE HELD IN PERSON OR BY MEANS OF COMMUNICATION EQUIPMENT TO INCLUDE STREAMING SERVICES AND OTHER ONLINE MEETING PLATFORMS (N.J.S.A. 10:4-8b).

THIS MEETING WAS HELD IN-PERSON AND THROUGH THE ZOOM MEETING PLATFORM, BEING BROADCAST FROM BOROUGH HALL, 701 MAIN STREET, BRADLEY BEACH, NJ 07720. PUBLIC PARTICIPATION FOR THIS COUNCIL BUSINESS MEETING OF MARCH 22, 2023 WAS AVAILABLE IN PERSON OR THROUGH THE ZOOM LINK POSTED TO THE WEBSITE. THE REMAINDER OF COUNCIL MEETINGS (RESOLUTION 2022-265 ADOPTED DECEMBER 13, 2022) FOR CALENDAR YEAR 2023 WAS ADVERTISED IN THE COAST STAR AND THE NEW COASTER ON DECEMBER 15, 2022 AND THE ASBURY PARK PRESS ON DECEMBER 17, 2022.

WITH ADEQUATE NOTICE HAVING BEEN GIVEN, THE MUNICIPAL CLERK IS DIRECTED TO INCLUDE THIS STATEMENT IN THE MINUTES OF THIS MEETING.

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 Fox opened the meeting with a salute to the flag.

Sunshine Law was read.

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 in the Borough Office.

ROLL CALL AT 6:30 P.M.

Present at the March 22, 2023 Council Business Meeting:

**Councilwoman DeMarco, Councilwoman DeNoble, Councilman Gubitosi, Mayor Fox
Interim Borough Administrator, Gregory C. Fehrenbach
Deputy Municipal Clerk: Michele Whille (ZOOM operator)
Administrative Assistant Alison Gavin (ZOOM Operator)
Borough Attorney: Gregory Cannon, Esq.**

Please note, Municipal Clerk Erica Kostyz was not in attendance due to an unforeseen medical emergency on March 22, 2023. Clerk Meeting duties were performed by Interim B.A. Gregory Fehrenbach.

Mayor Fox:

We as a Council decided in January to start the last Council meeting with a message of a “New Day.”

- Although we should welcome disagreement because it helped us think of things from different perspectives, our voice should be a constructive one.
- We agreed to be on a new journey for a brighter Bradley Beach and asked you to join us in our new vision and rules of engagement.
- I ask everyone to gauge their tone going forward, we are all neighbors.
- I know that some of our rules of engagement were stretched, hopefully we will do better tonight.

Paula Gavin thanked everyone involved in the Bradley Beach Food Pantry pick-up this past Saturday on March 18th and gave a summary of the donations.

Mayor Fox stated the Food Pantry is one of the most important enterprises in the Borough and thanked all involved.

WORKSHOP DISCUSSIONS:

600 Block Parking Striping Pilot

Mayor Fox:

Since 2021, we have made improvements in parking, and will continue to assess opportunities. When we were making the improvements on 600 block of 2nd and 3rd Avenues, we had said we would assess other 600 blocks in the future. I asked CME recently to put a plan together for 4th Avenue and another block. We are proposing 4th Avenue and LaReine Avenue. I have a concern with 4th Avenue traffic. The Bradley Food pantry is experiencing increased volume, and this has become a very busy street, so hopefully we will see an improvement.

Borough Engineer, Bennett Matlack of CME gave a presentation of the striping plan using a PowerPoint diagram describing the benefits, parking space sizes, number of possible spaces, DMV regulations, and parking restrictions.

Councilwoman DeNoble suggested creating an ordinance to add a loading zone on Fourth Avenue.

Mr. Matlack stated that type of request would go through the Police Department and stated this is a conceptual plan at this time.

Councilman Gubitosi stated he is not comfortable picking random streets to do this project and would requested a workshop to discuss the value of delineated parking on Main Street. Mr. Gubitosi also stated he would prefer to have a more strategic plan for all streets.

Councilman Gubitosi raised several inquiries regarding gain or loss of parking, space size, benefits of delineated parking, traffic safety concerns, increasing space size, and curb cuts.

Mr. Matlack addressed all inquiries.

Public Comment:

In Person:

Julie Nutaitis, 605 Newark Avenue, mentioned ongoing concerns and issues with parking on Newark Avenue and suggested having a strategic parking plan throughout the town.

Eileen Shissias, 112 Fourth Avenue, expressed parking concerns on Ocean Avenue.

Linda Duffy, 312 Brinley Avenue, expressed concerns about site triangles.

Thomas J. Coan, 612 Third Avenue, gave recommendations and suggestions for Main Street and the 700 block.

Nancy Meadow, 805 Beach Avenue, agreed with Mr. Coan's suggestions.

Henry Machos, 209 Third Avenue, expressed cost concerns for this project.

ZOOM:

Mea Molin, 302 Fourth Avenue, expressed cost concerns for this project.

Councilman Gubitosi clarified this is a workshop only and not an implemented plan at this stage.

Improved Beach Access

Mayor Fox:

When we reviewed the Beach Lockers last month, we mentioned we were considering additional improvements to beach access. We received input, checked with another town on their approaches, and are in the process of contacting a foundation that may be able to assist with some costs.

Items addressed via PowerPoint presentation:

- **Beach Lockers (additional lockers to be added & criteria)**
- **Access Mats (additional access mats to be installed)**
- **Purchase of additional Wheelchairs**
- **Signage**
- **Additional Showers**

Mayor Fox gave a summary and mentioned the in-input team that has been assisting with this project. In addition, the Mayor has also been in touch with the Dana and Christopher Reeves Foundation who have an affinity to assess beachfronts and provide equipment and funding.

Councilman Gubitosi mentioned concerns for people that require wheelchair access and drop-off and pick-up zones to the lockers and costs for the overall project.

Mayor Fox addressed these concerns several proposals to address this concern.

Public Comment:

In Person:

Tracie Davidson, 304 Fourth Avenue, stated she is in favor of a drop-off and pick-up location for handicapped beach patrons.

Nancy Meadow, 805 Beach Avenue, voiced her opinions/complaints regarding the workshop process, handicapped criteria, and members of the in-put team not including town residents.

Thomas J. Coan, 612 Third Avenue, inquired about locker assessment, for handicapped lockers and who is involved in the project.

Mayor Fox addressed Mr. Coan's inquiries.

Brigitte McGuire, 610 Brinley Avenue, voiced concern about handicapped criteria determination.

Linda Duffy, 312 Brinley Avenue, suggested a rest stop for people with respiratory issues.

Eileen Shissias, 112 Fourth Avenue, inquired if the concrete slabs are going to be torn up.

Mayor Fox stated the concrete slabs are not going to be torn up.

ZOOM:

Shana Greenblatt-Janoff, 414 Monmouth Avenue, suggested considering showers that have an automatic shut-off.

Julia Rand, 1 Atlantic Avenue, spoke about obtaining a handicapped placard.

PRESENTATIONS: None

MINUTES APPROVAL

ON MOTION by Fox/DeNoble to approve the Budget Workshop Minutes of March 8, 2023.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox

NAYS: None

ABSENT: Weber

ABSTAIN: None

APPROVED

ON MOTION by Fox/DeMarco to approve the Council Business Meeting Minutes of March 8, 2023.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox

NAYS: None

ABSENT: Weber

ABSTAIN: None

APPROVED

ON MOTION by Fox/Gubitosi to approve the Executive Session Minutes of March 8, 2023.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox

NAYS: None

ABSENT: Weber

ABSTAIN: None

Public Comments on Agenda Items:

In Person:

Thomas J. Coan, 612 Third Avenue, inquired about Resolution 2023-110.

B.A. Fehrenbach explained this resolution is a grant application for Main Street Improvements, Sylvan Lake Improvements, and Phase III of the Sanitary Sewer Project.

Mr. Coan inquired about resolution 2023-111 for Beach Avenue Drainage.

Mayor Fox addressed this inquiry.

ZOOM: None

ORDINANCE INTRODUCTION(S): None

ORDINANCE ADOPTION(S):

ORDINANCE 2023-5

AN ORDINANCE AMENDING CHAPTER 425: "TREES" OF THE BOROUGH'S REVISED GENERAL ORDINANCES TO CLARIFY AND ENHANCE CERTAIN SHADE TREE REGULATIONS.

ON MOTION by Fox/Gubitosi to open the public hearing for Ordinance 2023-5.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox

NAYS: None

ABSENT: Weber

ABSTAIN: None

Public Comment on Ordinance 2023-5:

In Person: None

ZOOM: None

ON MOTION by Fox/DeNoble to close the public hearing for Ordinance 2023-5.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ON MOTION by Fox/DeNoble to adopt for Ordinance 2023-5.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

COMMUNICATIONS:

- **Short-Term Rental Ordinance Committee Memo**

The following individuals will participate in a Committee for the collaboration of the Short-Term Rental Ordinance Chaired by Greg Fehrenbach
Councilwoman Jane DeNoble
Councilman Al Gubitosi
Code Enforcement Officer, Paul Murphy
Counselor, Greg Cannon, Esq.

CONSENT AGENDA RESOLUTIONS:

2023-101 Approval for IAFF Local 384 to conduct their 5 Alarm 5K Race for Saturday, June 10, 2023 from 7:00 a.m. to 11:00 a.m. (Pass through run only).

2023-102 Approval for Community Affairs and Resource Center to conduct their 5K Race on Sunday, October 8, 2023 from 9:00 a.m. to 12:00 p.m. (Pass through run only).

2023-103 Approval for the Tears Foundation to conduct their Annual Rock and Walk for Sunday, May 21, 2023 from 7:00 a.m. to 2:00 p.m.

2023-104 Approval for the Jersey Shore Running Club to conduct their 5K Race on Saturday, April 1, 2023 from 7:30 a.m. to 1:00 p.m. (Pass through run only).

2023-105 Approval for United Fire & Truck to conduct their 5K Race on Saturday, August 19, 2023 from 6:30 a.m. to 12:00 p.m.

2023-106 Approval of an Off-Premises Raffle License for St. Teresa of Calcutta Parish.

2023-107 Authorizing the Additional Appointments of Special Class I Law Enforcement Officers attending the May Class at the Monmouth County Police Academy.

Councilman Gubitosi pointed out a clerical typo in resolution 2023-106.

Please note, as per the Municipal Clerk, this is an Off-Premises Raffle

ON MOTION by Fox/DeNoble to adopt the Consent Agenda Resolutions.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

RESOLUTIONS ADOPTED

INDIVIUAL RESOLUTIONS:

2023-108 Bill List for Mach 22, 2023.

ON MOTION by Fox/DeMarco to adopt Resolution 2023-108 .

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-109 Authorizing Amendments to the Temporary Budget.

Councilwoman DeNoble asked for more detailed information for the Capital Outlay for the Beach Fund amount of \$85,000.00.

Mayor Fox stated this amount includes beach access mats.

Councilman Gubitosi inquired if the Beach Utility Fund is in good enough shape to absorb this Capital Outlay.

B.A. Fehrenbach responded yes, given the information he has received to date.

Councilman Gubitosi asked Mr. Fehrenbach if there is a rough understanding of any funds or surplus for the 2023 budget.

B.A. Fehrenbach replied in terms of the Capital Improvement fund, there is a sufficient amount of funding in place for this purpose.

Councilwoman DeMarco clarified with Mr. Fehrenbach the Council would need to approve this expenditure before moving forward.

ON MOTION by Fox/DeMarco to adopt Resolution 2023-109.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-110 Authorizing the Borough of Bradley Beach to submit a Grant Application for FY 2024 Congressionally Directed Spending (CDS) and Community Project Funding (CPF) Application Process.

Councilman Gubitosi inquired about the streetscape notations withing the resolution in relation to Sylvan Lake renovations.

B.A. Fehrenbach clarified for Councilman Gubitosi if the Sylvan Lake Commission does not want to proceed with that particular renovation, they do not have to.

Mayor Fox stated he has had communications with Congressman Pallone’s office regarding present grant opportunities.

ON MOTION by Fox/Gubitosi to adopt Resolution 2023-110.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-111 Authorizing an Award of Proposal for Engineering Services for Beach Avenue Drainage Improvements to CME Associates.

ON MOTION by Fox/DeMarco to adopt Resolution 2023-111.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-112 Authorizing an Award of Proposal for Engineering Services for Ocean Park Avenue Outfall Repair to Colliers Engineering & Design.

Councilman Gubitosi inquired if this amount is included in the Bond Ordinance adopted.

B.A. Fehrenbach confirmed the amount in the resolution is being charged to a Bond Account.

ON MOTION by Fox/Gubitosi to adopt Resolution 2023-112.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-113 Authorizing the Mayor to execute a Professional Services Agreement with Government Management Advisors, LLC, for Acting Borough Administrator Services.

Councilman Gubitosi stated expressed concern moving forward with this resolution this evening without review of the Agreement. (Please note, the agreement was not received as it was still in the process of being drawn up by the Labor Attorney).

Discussion ensued and it was decided to table this resolution for the next meeting.

ON MOTION by Gubitosi/DeNoble to table Resolution 2023-113.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

RESOLUTION TABLED

2023-114 Permitting Back-In-Time Café signage in Riley Park for 2023.

ON MOTION by Fox/Gubitosi to adopt Resolution 2023-114.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-115 A Resolution Renewing Award of a Non-Fair and Open Contract to Holman Frenia Allison, P.C. for Financial Advisory Services.

Councilman Gubitosi asked several questions regarding information within the agreement regarding who HFA will be responsive to.

Mayor Fox stated in his opinion HFA should be responsive to the Mayor and the B.A. however questions should be directed through the B.A.

B.A. Feherenbach stated whoever is in the role of the Administrator should have an understanding as to what is taking place and agreed the appropriate procedure would be to direct questions through the B.A. first. Mr. Fehrenbach also stated he is not sure what HFA's procedure is.

Councilman Gubitosi expressed concerns he is not able to get answers to budget questions.

B.A. Fehrenbach stated budget questions should be directed to himself.

Councilman Gubitosi requested the Addendum language be added to this agreement.

B.A. Fehrenbach recommended the language should state HFA should be responsive to the Governing Body and suggested making a motion to amend the resolution before adoption.

Councilman Gubitosi made a motion to amend Resolution 2023-115 to include addendum language, seconded by Councilwoman DeMarco.

ON MOTION by Gubitosi/DeMarco to amend the language in Resolution 2023-115 to include an additional Whereas language.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ON MOTION Gubitosi/DeMarco to adopt Resolution 2023-115 with amendments.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADOPTED

2023-48 Professional Service Appointment, Eric M. Bernstein & Associates, LLC, as Borough Labor

ON MOTION by Fox/DeMarco to adopt Resolution 2023-48.

Councilman Gubitosi stated for the record he has shared concerns about this appointment previously and has reservations with this appointment.

ROLL CALL: the

AYES: DeMarco, Mayor Fox
NAYS: DeNoble, Gubitosi
ABSENT: Weber
ABSTAIN: None

RESOLUTION FAILED

2023-49 Professional Service Appointment, Sobel Han & Cannon and Eric M. Bernstein & Associates, LLC, as Borough OPRA Counsel from January 1, 2023 to December 31, 2023.

ON MOTION by Fox/DeMarco to adopt Resolution 2023-49.

Councilman Gubitosi asked if there is an option to reduce this appointment to Sobel Han & Cannon only.

Mayor Fox replied he is not in favor of doing this and stated in previous discussions with the Municipal Clerk, this would be a more optimal mix given the number fluctuation with OPRA requests from month to month.

Councilman Gubitosi inquired if the two firms would alternate the requests.

Mr. Cannon stated all parties involved in OPRA requests would work together to get the tasks done.

ROLL CALL:

AYES: DeMarco, Mayor Fox
NAYS: DeNoble, Gubitosi
ABSENT: Weber
ABSTAIN: None

RESOLUTION FAILED

2023-57 Professional Service Appointment, CME Associates, as Borough Engineer, from January 1, 2023 to December 31, 2024 for the remaining two years of a three-year appointment. (Previously tabled)

ON MOTION by Fox/DeMarco to adopt Resolution 2023-57.

Councilwoman DeNoble asked if this can be changed to a one-year appointment since the Borough Engineer is not an employee.

Discussion ensued amongst the Governing Body regarding the term of the Borough Engineer appointment, pending Chapter 5 changes, the Local Public Contracts law.

Mayor Fox made a motion to amend resolution 2023-57 to a one-year appointment for the Borough Engineer, seconded by Councilwoman DeMarco.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ON MOTION by Fox/DeMarco to adopt Resolution 2023-57 with the amendment.

ROLL CALL:

AYES: DeMarco, Mayor Fox
NAYS: DeNoble, Gubitosi
ABSENT: Weber
ABSTAIN: None

RESOLUTION FAILED

ANNOUNCEMENTS: None

ADMINISTRATIVE REPORT

B.A Fehrenbach reported the following:

- **Read the Fire Department and the First Aid Squad weekly activity report.**
- **Mentioned roof repair quote reduction for the Biase Center from Settembrino Architects, quotes from PRAVCO for repair and replacement of the Biase Center Roof, and a proposal from N.J. Mold Pros that states there is mold in the building, but no reason to take action until the roof is repaired.**
- **Mr. Fehrenbach further stated the significance of repairing the building and requested the Governing Body give serious consideration to this being an emergency action.**

Councilman Gubitosi asked if this recommendation can be bypassed under the OPMA Law because it is an emergency.

Mr. Fehrenbach explained items can be placed on the Agenda as long as the public knows there is a regularly scheduled meeting.

Discussion ensued regarding alternative options for the building, expenses, and the issues with offices and groups being moved to other locations temporarily.

Mr. Fehrenbach clarified it would be in the Borough's best interest to pursue an emergency purchase as is provided for in the Local Public Contracts Law and explained this is the one time he has an opportunity to address the Governing Body on what he considers an exigent condition.

Further and lengthy discussion continued regarding expenses and additional quotes and bids.

Chief Guida gave a report on future plans for street sweeping.

MAYOR AND COUNCIL REPORTS:

Councilwoman DeMarco

- **Reported the happenings at the Land Use Board last week.**
- **The Spring Beach Sweeps will take place April 1st from 9:00 a.m. to 12:30 p.m.**
- **The Annual Bradley Beach Green Fair will take place April 22nd from 10:00 a.m. to 3:00 p.m. in Riley Park.**
- **Ms. DeMarco attended the BBES PTA Gift Auction.**

Councilwoman DeNoble:

- **Attended a budgeting seminar with Councilman Gubitosi recently. Ms. DeNoble stated she looks forward to meeting with the CFO to elaborate and discuss the best outcome for the residents.**
- **The Shade Tree Commission will be doing a Tree Planting on April 29th.**

- The Mediterranean Festival will take place March 25th from 2:00 p.m. to 8:00 p.m. at the Ascension Center.
- The Shamrock Hunt was a huge success, with nine painted rocks discovered and prizes awarded by Bradley Beach businesses.
- The Board of Education honored their winter athletes at their meeting and had several activities.
- BBES is accepting enrollments for new students from Kindergarten to Eight Grade.
- Congratulated newest BOE member Noel Weinberg and congratulated current member Brigitte DeVane for being named one of the most powerful women in New Jersey by Senator Loretta Weinberg.

Councilman Gubitosi:

- Spoke about the benefits of enrolling in the Bradley Beach Elementary School.
- Gave the Weekly Activity report for the Police Department.
- Councilman Gubitosi spoke about challenges he is facing with the budget process for this year.

Mayor Fox:

Our two Outfall Repair projects are progressing. Equipment and resources will be on the beach on the McCabe/Ocean Park project by late April. We will have a few days between late April and late June where the Promenade at that point will be closed. We will try to minimize; and the Police and OEM will coordinate. We will do weekly newsletters during those weeks. We will strive to minimize disruption.

We had the Sylvan Lake pre-construction meeting last week with the Engineers and Avon officials. This project is more complex and the timeline is still being developed. Thankfully, there has been no more deterioration and the location does not impact our residents.

On the North side of town, we have received the replacement benches and will be working to get the replacement done shortly. Reminder, we will be repairing the walking bridge between Ocean Grove and Bradley Beach in April. This should take approximately one month.

Congressman Pallone's office has contacted us on our grant submission that they will assess, and hopefully bring forward to the Transportation, Housing, and Urban Development Committee. The focus of that grant is on Main Street. More to come as events develop.

Beach locker emails went out March 10th. There were several inquiries that the team here fielded and helped solve. Here are the statistics to date:

I mentioned at the last meeting that The Mayor's Wellness Committee (MWC) applied for "designation" with the NJ Health Care Quality Institute for our first full year in 2022. We chose to fill out a fifteen-question application for this designation in January. Our Chair, Barb Johnston, along with the Core Team and Steering Committee, have done an outstanding job, as has our residents and visitors for participating in this important health initiative.

Fourteen towns garnered the "Health Town" designation, congratulations, particularly to our neighbors in Bay Head, Asbury Park, and Freehold Borough. They brought home the gold. Bradley Beach was among seventeen town with the "healthy town to watch" designation, a silver award. Congratulation to our neighbor, Highlands for that designation. There were seven "Healthy Town Up and coming" designation. About the Mayors Wellness Campaign:

The Mayors Wellness Campaign is a program of the New Jersey Health Care Quality Institute in partnership with the New Jersey State League of Municipalities. The program empowers mayors across New Jersey with evidence-based tools, strategies, and support to champion health and wellness in their communities.

Memorial Day Planning has begun and is ongoing. Last meeting, I announced our 130-year anniversary celebration will be June 10th.

We are excited to announce our 130th Anniversary Plan , celebrating Bradley Beach since 1893 throughout the year . The Borough , Bradley Beach Business & Community Alliance and the Bradley Beach Historical Society will recognize our 130th Anniversary with:

- **Celebrating Bradley Beach 1893 Flags on Main Street and Ocean Avenue**
- **Memorial Day Parade 5/27/23**
- **Dinner and Music June 10th - A Taste of Bradley Beach, North End of Ocean Avenue**
- **Mapping Main Street Historical Exhibit**
- **Alliance Week 6/24 through 6/30 Events; Council Women DeMarco and DeNoble will assist me and the Borough in planning with the Bradley Beach Business & Community Alliance and Historical Society. Paula Gavin and Robyn Flipse , representing the Alliance, will form volunteer teams to help with logistics for the June 10 Celebration .**

Arts Council- Spring production of Cats, Cats, and more Cats Friday, Saturday , and Sunday- April 28, 29, and 30th. Julia Rand and her team are gearing up. At the BBES again- one of our great venues.

We have a lot to be thankful for here in Bradley Beach, and much to celebrate. We will continue to focus on Service and Progress as a Municipal Team.

Public Comment:

In Person:

Thomas McGuire, 610 Brinley Avenue, asked for clarification on the appointment resolutions that were voted on this evening.

Mr. Cannon verified the resolutions failed.

Mr. McGuire inquired about refunds for the State Fee for a Mercantile License.

Eileen Shissias, 112 Fourth Avenue,

- **Inquired about several items on the bill list.**
- **Money spent previously on the Biase Center repairs.**
- **Inquired who makes the decisions for Memorial Day Parade activities.**

Julie Nutaitis, 605 Newark Avenue,

- **Agrees there should be more than one bid for the Biase Center Roof repair.**
- **Gave several suggestions for the misplaced employees that were in the Biase Center.**
- **Expressed concerns the Council is not being included in the budget process.**
- **Ms. Nutaitis expressed concerns regarding the professional appointments.**

Rich Despina, 600 Third Avenue, commented on:

- **Parking in the Borough.**
- **Borough Website pages.**
- **Tourism facilitator.**
- **Borough Social Media outlets.**

Linda Duffy, 312 Brinley Avenue, commented on:

- **Biase Center**
- **Old Sewer Pump Station**
- **319 LaReine Avenue appraisal.**
- **Air B and B's**

Thomas J. Coan, 612 Third Avenue,

- **Thanked Mr. Fehrenbach for his reports this evening.**
- **Gave recommendations for the Biase Center repairs.**
- **Expressed concern regarding a recent Police Officer hire being related to the former Business Administrator.**

Nancy Meadow, 805 Beach Avenue, commented on:

- **Beach benches**
- **Memorial Day Parade beach vendors.**
- **Public speakers not on the agenda.**
- **Enforcement of Nepotism laws.**
- **Privacy rights.**

Brigette McGuire, 610 Brinley Avenue,

- **Expressed concerns regarding mercantile reimbursement.**
- **Read a statement to the Mayor regarding the Faulkner form of Government.**

Constantine Bardis, Attorney for 414 McCabe Avenue, spoke on behalf of his client regarding a stop work order that recently took place for this property.

ZOOM:

Kristen Mahoney, 200 LaReine Avenue, expressed her opinions regarding the budget and the Biase Center.

Ms. Mahoney complained about not receiving her updated dog license.

Mary Backstrom, 218 Fourth Avenue, spoke procurement process and hearing more input from other Council Members.

Randy Bonnell, 506 Third Avenue, spoke about beach revenue and the Newark Avenue striping memo.

EXECUTIVE SESSION :

Resolution 2023-116 Retire into Executive Session to discuss Anticipated/Pending Litigation Matters and a Contract Negotiation Matter.

- **Patruno vs. Bradley Beach**
- **Marchese vs. Bradley Beach**
- **414 McCabe Avenue**

ON MOTION by Fox/DeNoble retire into Executive Session at 10:24 p.m. to discuss Anticipated/Pending Litigation Matters and a Contract Negotiation Matter.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ON MOTION by Fox/Gubitosi to return from Executive Session at 11:07 p.m.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

ADJOURNMENT:

ON MOTION by Fox/Gubitosi to adjourn at 11:13 p.m.

ROLL CALL:

AYES: DeMarco, DeNoble, Gubitosi, Mayor Fox
NAYS: None
ABSENT: Weber
ABSTAIN: None

THE COUNCIL BUSINESS MEETING ADJOURNED AT 11:13 P.M.


Erica Kostyz, RMC, CMR
Municipal Clerk