

July 15, 2025

BOROUGH OF BRADLEY BEACH, MONMOUTH COUNTY

RESOLUTION 2025-251

**RESOLUTION AUTHORIZING THE RETENTION OF EXPERT WITNESS,
WJH ENGINEERING, FOR ZONING ENFORCEMENT IN THE MATTER OF
GARRISON, ET AL. v. BRADLEY BEACH, ET AL. – DOCKET NO. MON-L-3458-22**

offered the following Resolution and moved its adoption:

WHEREAS, under the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-1, *et seq.*, the Borough of Bradley Beach (the “Borough”) is responsible for enforcing its land use and development regulations and the decisions of its land use board(s); and

WHEREAS, through prior administrative processes, and upon the filing of litigation by the property owners entitled *Garrison v. Bradley Beach, et al. – Docket No. MON-L-3458-22*, the Borough, via Counterclaim, seeks to enforce the May 2021 denial of certain relief by the Borough’s land use board to the real property located at 501 Park Place Avenue; and

WHEREAS, despite the Borough’s best efforts over the course of several years to resolve said litigation, it has become necessary for the Borough to develop its proofs therein, and to survey the subject property and to obtain an expert opinion confirming the zoning violations that continue to exist thereupon; and

WHEREAS, the Borough obtained a Proposal from WJH Engineering in the initial amount of \$4,950.00 to conduct expert surveying services, with a schedule of hourly rates for continuing expert witness reports and testimony as may be required in the aforementioned litigation; and

WHEREAS, the Borough seeks to retain WJH Engineering as its expert witness in the matter of *Garrison v. Bradley Beach, et al. – Docket No. MON-L-3458-22*; and

WHEREAS, the Chief Financial Officer has certified as to the sufficiency of funds;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bradley Beach, County of Monmouth, State of New Jersey, that:

- (1) The Borough hereby awards a professional services contract to WJH Engineering, in an initial amount not to exceed \$4,950.00; and
- (2) The Borough shall publish notice of this contract award in the designated official newspapers as required by law within ten (10) days of this Resolution; and
- (3) A certified copy of this resolution shall be forwarded to the Chief Financial Officer, Borough Clerk, and WJH Engineering.

Seconded by Councilman Greenblatt and adopted upon the following vote:

	AYES	NAYS	ABSTAIN	ABSENT
Ms. DeNoble	X			
Ms. Greenblatt	X			
Mr. Nowicki	X			
Mr. Weber	X			
Mayor Gubitosi	X			

CHIEF FINANCIAL OFFICER CERTIFICATION



Jeanette M. Larrison, Interim Chief Financial Officer

**I hereby certify that legally appropriate funds are available in the following account:
5-01-20-165-000-200 to WJH Engineering in the amount of \$4,950.00**

CERTIFICATION

I, Erica Kostyz, Municipal Clerk of the Borough of Bradley Beach, Monmouth County, New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Governing Body at the July 1, 2025 Council Meeting.



Erica Kostyz, RMC, CMR
Municipal Clerk