

REGULAR MEETING MINUTES

October 29, 2019 at 6:30 pm

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 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 the "Annual Notice", and posted on the official bulletin board.

ROLL CALL 6:30 pm

Present: Council: Weber, Goldfarb, Bonnell, Cotler
Mayor Gary Engelstad
Borough Attorney Marguerite Schaeffer
Borough Clerk/Administrator Kelly Barrett
Chief Financial Officer Gail Krzyzyczuk

Ms. Barrett, Borough Administrator provided the following updates:

- Plastic Film buckets will be available for pick-up at the Trash/Recycling Lot on November 1, 5, 7 and 9 from 8 to 12 (one per household and ID is required). Large Plastic Film containers have been placed in all borough buildings.
- Adult Season Beach Badge- 2019 rate \$75 - staff recommendation: \$5 increase to \$80 for the 2020 season to offset the increase in minimum wage and beach improvements.
- Season Senior Citizen Beach Badge- 2019 rate \$30 staff recommendation: no increase for the 2020 season.
- Season Junior Beach Badge- 2019 rate \$25 - staff recommendation: \$5 increase to \$30 for the 2020 season.
- Pre-Season Adult Season Beach Badge Sale - staff recommendation: \$10 savings for a \$70 Adult Badge.
- Retired Utility Building RFP was revised by the Borough Attorney, reviewed and recommendations made by the QPA and Borough Engineer along with recommendations of the Council and Beachfront Task Force.
- Election Day Tuesday, November 5, 2019 all voting at the BB Fire House from 6am to 8pm. The County must hand count the mail-in and provisional ballots prior to announcing the official results of the election.

ON MOTION by Engelstad/Goldfarb approve the Regular Meeting
Minutes of October 15, 2019

ROLL CALL AYES: Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: Weber

PUBLIC COMMENT

Al Gubitosi, 615 Fourth Avenue, expressed concerns regarding a deficit in the beach budget over the past five years.

Ms. Barrett responded that his accounting did not appear accurate, however, he may discuss the beach budget with the CFO.

Thomas Coan, 612 Third Avenue, expressed concerns regarding his and the beachfront task force recommendations being incorporated into the Retire Utility Building RFP. He disagreed with Bradley Beach's beachfront being compared to other beaches in the area.

ORDINANCE 2019-21

AN ORDINANCE TO AMEND CHAPTER 24, ARTICLE VI; CHAPTER 270, SECTION 25; AND CHAPTER 450, SECTION 21 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY REGARDING TREES

The following was discussed regarding revising the Shade Tree Committee Ordinance (2019-21):

- The Main Street Task Force is working on recommendations for a street scape and the trees will be included in the recommendations.
- Define a "Heritage Trees".
- The number of trees a homeowner may remove without approval
- Walkways in the planting strips
- Zoning officer authorizing tree removal.
- The Borough Engineer's Office or an arborist assessing the tree throughout the borough
- Permit fees being assessed for tree removal in order to provide for the services of an arborist
- Mayor Engelstad stated that the Borough Attorney will revise the ordinance for an introduction

ON MOTION by Engelstad/Cotler to table Ordinance 2019-21
 ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
 NAYS: None
 ABSENT: None
 ABSTAIN: None

TABLED

ON MOTION by Engelstad/Cotler to move the Raffle License request from the Parish of St. Theresa of Calcutta to the consent agenda
 ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
 NAYS: None
 ABSENT: None
 ABSTAIN: None

ON MOTION by Engelstad/Goldfarb to approve the Consent Agenda
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

Resolution 2019-179 Authorized a tax title lien redemption at 318 Fifth Avenue (Blk 49 Lot 23)
Resolution 2019-180 Authorized a sewer line cap at 610 Brinley Avenue (Blk 44 Lot 18)
Resolution 2019-181 BILL LIST
Resolution 2019-182 Authorized the National Multiple Sclerosis Society Walk on Sunday, May 3, 2020 from 10am - 1:00pm
Resolution 2019-183 Authorized an Agreement with Motorola Solutions for the Police Console at a monthly rate of \$1,159.70
Resolution 2019-186 Authorized the Borough Clerk to re-advertise the Request for Proposals for the Retired Utility Building at the beachfront (official papers & Star Ledger)

APPROVED

Granted the request from the St. Theresa of Calcutta Parish to conduct an on-prem 20 week raffle drawing held every Saturday January 4, 2020 through May 16, 2020 (RL#2019-10)

AUTHORIZED

ON MOTION by Cotler/Engelstad to declare the month of October "Bully Prevention Month"
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

Resolution 2019-185 Authorized the month October "Bully Prevention Month "

APPROVED

ON MOTION by Engelstad/Goldfarb to approve the staff recommended Season Beach Badge Rates and Pre Season Beach Badge sale and rate
ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad
NAYS: None
ABSENT: None
ABSTAIN: None

Resolution 2019-184 Authorized the 2020 Beach Badge Fees: Season Adult \$80 Senior Citizen \$30, Junior \$30. and a Pre-Season Season Adult Badge Sale from December 2, 2019 thru January 3, 2020 at a reduced rate of \$70

APPROVED

ON MOTION by Engelstad/Goldfarb to authorize the Mayor to execute a contract with Leonard Guida, Chief of Police

ROLL CALL AYES: Weber, Goldfarb, Bonnell, Cotler, Engelstad

NAYS: None

ABSENT: None

ABSTAIN: None

Councilman Weber expressed concerns regarding the timing of the contract being close to the election of a new council. He recommended the contract term be adjusted so it did not run the same term as an election.

Resolution 2019-187 Authorized the Mayor to execute a contract with Leonard Guida, Chief of Police from January 1, 2020 through December 31, 2022

APPROVED

MAYOR AND COUNCIL REPORTS

Councilman Weber commented that the Fish Fry was a great success. He would like the governing body to have a discussion regarding the LOSAP (Length of Service Award Program) for Fire and First Aid volunteers. He thanked all who participated in the "Beach Sweep" and "Make a Difference Day". He announced that the Rec Department will be starting a basketball program. He reminded everyone that it was the 7th Anniversary of Superstorm Sandy and there are still some families that have not recovered from the storm. He requested clarification regarding a Conflict Zoning Officer.

Ms. Barrett stated that as per Councilman Weber's suggestion, the Conflict Zoning Officer will be Mr. Doolittle from Neptune City.

Councilman Goldfarb stated that the "Make a Difference Day" event was a great success. He reminded everyone that the Fire and First Aid Squad are in need of volunteers. He mentioned that a boat broke down and drifted to shore and there were no reported injuries. He reminded everyone of the Halloween parade on October 30th 6 pm.

Councilman Bonnell stated that the Department of Public Works has been very busy with their normal tasks and special projects.

Councilman Cotler thanked the volunteers and borough employees for their hard work. He was pleased that the borough passed an Anti-Bullying resolution. He wished to correct a misconception regarding the tax rate as it has decreased over the last decade 3.3%. He advised everyone to beware of the false tax information on social media.

Mayor Engelstad stated the Main Street task force has produced a Main Street business brochure and survey. The task force will also provide recommendations for a street scape plan. Paula Gavin, Strategic Facilitator is developing a job description for a grant coordinator and working with the Tourism Director to start up a business alliance. He was pleased that new residents joined the First Aid Squad. He announced Freeholder Arnone will be the Veteran's Day speaker.

Ms. Barrett stated that she wished to provide an additional update regarding Sylvan Lake: Bradley Beach and Avon Representatives have met to discuss "Raking" the lake. The Borough has not received positive feedback from the Army Corp of Engineers regarding dredging the lake and the "Raking" process will be beneficial.

PUBLIC COMMENT

Terrence Wright, 406 Madison Avenue expressed concerns regarding Councilman Weber and Bonnell running a campaign on transparency when borough the was paying for their representation in a law suit.

Jack Gentempo, 103 Fourth Avenue, requested clarification of the longevity clause in the Chief of Police's contract.

Thomas Coan, 612 Third Avenue, expressed concerns regarding Councilman Cotler's comments regarding the tax rate being stable when property assessments have increased.

Al Gubitosi, 615 Fourth Avenue, stated Mr. Wright's comments were misleading. The borough along with the Councilmen are being sued and representation is being provided. He questioned if Councilman Cotler was assessed a penalty with the issuance of the stop work order.

Ms. Barrett responded that the borough took the appropriate action with the stop work order. There was no penalty issued as the issuance of the stop work order is the action taken and the project may not resume until all deficiencies are satisfied.

Harvey Rosenberg, 313 YZ Ocean Park Avenue, stated that there are properties throughout town without driveways and walkways in the planting strips are necessary.

Jim Byrnes, 401 Fifth Avenue, stated that he sits on the County Board of Appeals and summons are issued for property maintenance issues. Councilman Cotler project requires zoning approval.

Terrence Wright, 406 Madison Avenue, stated the reason a big deal is being made of Councilman Cotler's construction project is because he is running for re-election. He continued there are bigger issues in town like law suits.

Jane DeNoble, 6123 Third Avenue, stated that the issues with Councilman Colter's construction project is a big deal. She referred to the stop work order with a list of items needed in order to resume construction.

Albert Galapo, 211 Third Avenue, requested a neutral party meet with him regarding his property maintenance issues at 211 Third Avenue. He did not want to deal with Mr. Nelson, Code Officer any longer as he did not find him helpful and he had issued several summons against him. He was asking for assistance from the governing body.

Mayor Engelstad stated that the borough has received several complaints on the condition of the property. The governing body has no jurisdiction over code issues/summons.

Ms. Barrett stated that she had met with Mr. & Mrs. Galapo and Mr. Nelson on several occasions and a list of repairs had been provided to them. The property is a hazard and in complete disrepair. She would meet with them to further discuss the condition of the property.

Mayor Engelstad announced that the borough has been advised that the Camp Meeting Association will be selling the United Methodist Church property on LaReine Avenue.

Mayor Engelstad/Bonnell moved to adjourn

ADJOURN 7:50 PM

Kelly Barrett, RMC CMR
Municipal Clerk