

**REGULAR MEETING**  
**October 11, 2011**

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 Julie Schreck 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 6:31 PM**

Present: Council: Cotler, D'Angelo, Engelstad, Galassetti  
Mayor Schreck  
Borough Attorney George McGill  
Business Administrator O'Reilly  
Secretary: Municipal Clerk Mary Ann Solinski

**Presentation**

Mayor Schreck read a proclamation designating October as Community Planning Month Proclamation. The Mayor also recognized some of the members present extending thanks to the volunteers who serve on the Planning and Zoning Board.

Items added to agenda

On motion by Schreck/Galassetti  
Correspondence from the Chamber of Commerce regarding Main Street  
Introduction of Ordinance 2011-19 regarding zoning  
Executive Session to discuss personnel matters concerning the Director of Community Development

**Discussion Items**

Council discussed and established 2012 Beach Badge prices including a preseason sale rate for adult badges.

Glenn Lynn of Harris Brothers Miniature Golf Courses, Inc. provided a presentation on proposed designs for the course. He estimated that construction of a links-style course would cost approximately \$225,000 and one which would include numerous water features with a beach theme décor would cost somewhere between \$255,000 to \$260,000. Mr. Lynn added

that water features which can include multiple ponds and a waterfall often attract younger children estimating that there is a possibility of generating \$100,000 net revenue in one season. Council also discussed funding for such a project estimating that the Borough should bond for approximately \$400,000 for the reconstruction project. Councilman Cotler stated that he is concerned over bonding the money as the borough presently has nearly \$1million in interest outstanding at present and that bonding more money will lead to more strain on the taxpayers. Mayor Schreck noted that while Mr. Cotler has a concern that he has not offered a better solution to council as council has been talking about this bond during previous meetings. Councilman Cotler replied that it appears the bond will have a six year life. Councilman Engelstad pointed out that the terms are not set by council and stated that the course is an excellent investment. Mr. Lynn estimated that construction will take approximately six months.

Councilman Cotler proposed including an idea incubation at beginning of each meeting noting that since the borough changed the format of council meetings that there is no time for council or the public to present ideas and have council take action during a meeting as well as the attendance dropping 50-75% by the second public comment period. Mayor Schreck noted any council member has an opportunity to present a matter for discussion prior to the deadline for the agenda by contacting the clerk which she feels would afford other council members the ability to research and discuss matters. Mr. Cotler noted that items are added to an agenda such as the Chamber letter tonight more often than not. Councilmen Galassetti and Engelstad stated that they would have no objection to the consideration of having special quarterly meetings scheduled at 6:00pm before the regular meeting but that on the agenda specific items should be named for discussion. Mr. Engelstad requested that on the 1<sup>st</sup> quarter agenda that the Fire Department be set on the agenda for February 2012.

Council reviewed and discussed a letter submitted from the Chamber of Commerce concerning Main Street which included pictures of problems encountered during a walk of the complete length of the street and requesting a collaborative effort to make Main Street beautiful:

- Unmaintained wooden benches – noting that if the council would standardize the paint or stain that the Chamber would provide painters
- Empty spaces left in the paver sidewalks – weeds, dead trees and trash which they would like to have a general clean-up with a crew of volunteers, the borough provide decorative flowers for empty sections and if the Shade Tree Commission could replace the dead trees
- Missing bulbs on the decorative light poles
- Non-functioning telephone booths which are covered with graffiti and filled with litter

**ORDINANCES**

**FINAL READING AND ADOPTION OF ORDINANCE**

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

**BOND ORDINANCE 2011-17**

**BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OF A BOROUGH OWNED MINIATURE GOLF COURSE, BY AND IN THE BOROUGH OF BRADLEY BEACH, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$400,000 IN BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF**

ON MOTION by Schreck/ Galassetti moved to open the public hearing.

ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

Mayor Schreck gave a brief explanation of the ordinance.

ON MOTION by Schreck/ Galassetti moved to close the public hearing.

ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

ON MOTION by Schreck/ Galassetti moved to adoption.

ROLL CALL AYES: D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: Cotler

**ADOPTED ORDINANCE**

**INTRODUCTION**

**BOND ORDINANCE NUMBER 2011-18**

**BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 2010-5 (WHICH PROVIDES FOR VARIOUS 2010 ROADWAY IMPROVEMENTS) HERETOFORE FINALLY ADOPTED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BRADLEY BEACH, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ON JULY 27, 2010, TO INCREASE THE APPROPRIATION THEREIN BY \$50,000 AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$47,900 TO FINANCE PART OF THE ADDITIONAL COSTS THEREOF**

ON MOTION by Schreck / Galassetti moved to introduction.

ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

**PENDING ORDINANCE**

**ORDINANCE 2011-19**

**AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY BEACH, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CHAPTER 450, ZONING; AMENDING, REVISING, AND ENACTING SECTIONS 450-13, PERMITTED YARD ENCROACHMENTS; 450-14, PERMITTED HEIGHT EXCEPTIONS; 450-26, R-1 RESIDENTIAL SINGLE-FAMILY ZONE; AND 450-41 RESIDENTIAL PARKING AND DRIVEWAY REQUIREMENTS.**

ON MOTION by Schreck / Galassetti moved to introduction.  
ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

**PENDING ORDINANCE**

**COMMUNICATIONS**

On Motion by Schreck/Engelstad approved the following Bingo and Raffles Licenses:  
Neptune Township American Legion Post # 346 BL 7-11 Amend #1  
Church of the Ascension (Holy Name Society) RL 17-11

ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

**APPROVED MOTION**

**CONSENT AGENDA**

ON MOTION by Schreck/D'Angelo the following Resolutions were moved to adoption.

ROLL CALL AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
NAYS: None

**ADOPTED RESOLUTIONS**

<u>Resolution 204</u>	<b>AUTHORIZES PAYMENT TO LIENHOLDERS</b>
<u>Resolution 205</u>	<b>AUTHORIZES A TAX REFUND FOR BLOCK 24 LOT 6.49</b>
<u>Resolution 206</u>	<b>AUTHORIZES TAX ADJUSTMENTS DUE TO SUCCESSFUL COUNTY AND STATE TAX APPEALS</b>
<u>Resolution 207</u>	<b>AUTHORIZES A SENIOR TAX DEDUCTION FOR BLOCK 50, LOT 7 AND A VETERAN TAX DEDUCTION FOR BLOCK 67, LOT 6</b>
<u>Resolution 208</u>	<b>BILL LIST</b>
<u>Resolution 209</u>	<b>REQUESTS FOR APPROVAL FROM THE DIRECTOR OF LOCAL GOVERNMENT SERVICES FOR AN ITEM OF</b>

**REVENUE AND APPROPRIATION FOR THE  
REPLACEMENT OF SAND FENCING IN THE AMOUNT  
RECEIVED FROM FEMA FOR THE MARCH 2010 STORM  
IN THE AMOUNT OF \$23,119.50**

Resolution 210

**ESTABLISHES THE PRICES FOR 2012 BEACH BADGES AND  
AUTHORIZES THE PRE-SEASON SALE OF 2012 BADGES**

Resolution 211

**NAMES JANET TORSNEY AS CUSTODIAN OF THE  
LIBRARY PETTY CASH FUND**

**ADOPTED RESOLUTIONS**

Resolution 212

**DESIGNATES QUARTERLY WORKSHOP MEETINGS  
BEFORE THE FIRST REGULAR MEETING OF THE MONTH  
STARTING AT 6PM AND ENDING BEFORE THE START OF  
THE REGULAR MEETING SCHEDULED FOR 6:30PM TO  
DISCUSS VARIOUS SUBJECTS AS REQUESTED BY  
COUNCIL IN 2012**

ON MOTION

by Schreck/ Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, D'Angelo, Engelstad, Galassetti

NAYS: Schreck

**ADOPTED RESOLUTION**

**REPORTS**

Councilman Cotler reminded the public about the November Election Public Question concerning the Borough's use of pesticides on public property.

Councilman D'Angelo commended the public works department employees for a great job concerning the clean-up from the summer season at the beachfront.

Councilman Engelstad reported that the Joint Subcommittee is reviewing the code concerning plantings in between the sidewalk and street and that no stones are permitted as to do so creates a potential insurance liability.

Mayor Schreck reported that the engineer is researching the type of solar lights which could be used at the golf course. Ms. Schreck also announced the possibility of obtaining grant funding for the Sylvan Lake bulkhead. Police Captain Fahnholz stated that the deadline is October 15<sup>th</sup> and that the Office of Emergency Management has scheduled a meeting with Avon and Neptune City officials to discuss dredging and bulkhead repairs.

**PUBLIC COMMENT**

Fire Prevention Officer Curry announced that he and the Fire Department will be at the school on Friday as part of the Fire Prevention Week Program and will work with the children to develop fire escape plans for their families. He also announced that a drill will be

held on Tuesday evening in order for the children and their families to implement the plans. After the drill the public is invited to attend a reception at the Firehouse.

**ANNOUNCEMENTS**

The Ladies Auxiliary of the Bradley Beach Fire Department will hold their Annual “Tour of the Town” Garage Sale on Saturday, October 22<sup>nd</sup> 9am to 3pm (rain date is Sunday, October 23<sup>rd</sup>).

The Bradley Beach PTO is holding their annual rummage sale on Saturday, October 15<sup>th</sup>

Resolution 213

**RESOLUTION TO RETIRE INTO CLOSED EXECUTIVE SESSION FOR DISCUSSION OF PBA LOCAL 50 ISSUES AND RELATED MATTERS AND PERSONNEL MATTERS CONCERNING THE DIRECTOR OF COMMUNITY DEVELOPMENT**

ON MOTION

by Schreck/ Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, D’Angelo, Engelstad, Galassetti, Schreck

NAYS: None

**ADOPTED RESOLUTION**

Council retired into Closed Session at 8:49 PM

Closed Executive Session 10/11/11

Councilman Engelstad reported that he and Councilman Cotler have met with the chief and have provided council with their proposed recommendations concerning the PBA grievance. He reviewed their three options and recommendation of starting the process for promotion to Lieutenant with an additional promise to explore a 2<sup>nd</sup> promotion after the 1<sup>st</sup> quarter of 2012 after council has the opportunity to fully review the borough's financial status and how the initial change has impacted the department's workload and efficiency. Council invited PBA representative Tardio into the meeting to present the borough's proposal.

Attorney McGill stressed that the above offer is not a promise of promotion in the future. Ptlm. Tardio replied that he will present the borough's offer to the Association's attorney and members.

A discussion then ensued regarding the code/construction department and the potential appointment of someone to the position of the Director of Community Development to oversee the departments. Council discussed possible candidates for the position. Attorney McGill advised that an amendment to the code is necessary before any consideration is given to an appointment as the construction official currently designated in the present code and that some adjustments may be necessary to the borough's salary ordinance.

Mayor Schreck informed council that Zoning Officer William Gray has notified her of his pending retirement commencing November 1<sup>st</sup>.

On motion by Schreck/ Galassetti to return to open session at 9:18PM.

Council returned to open session at 9:18 PM.

Mayor Schreck announced that the following actions will be taken as a result of the executive session.

Resolution 214      **AUTHORIZES THE BOROUGH ATTORNEY AND BOROUGH ADMINISTRATOR TO UNDERTAKE A CHANGE IN THE ORDINANCE REGARDING THE OFFICE OF COMMUNITY DEVELOPMENT AND TO UNDERTAKE AN INVESTIGATION OF ANY CHANGES NECESSARY TO THE SALARY ORDINANCE PERTAINING TO THAT DEPARTMENT**

ON MOTION            by Schreck/ Galassetti moved to adoption.  
ROLL CALL            AYES: Cotler, D'Angelo, Engelstad, Galassetti, Schreck  
                              NAYS: None

**ADOPTED RESOLUTION**

## **ADJOURNMENT**

ON MOTION            by Schreck/ Galassetti the meeting was adjourned at 9:20 PM.

---

Mary Ann Solinski, RMC, CMC  
Municipal Clerk