

**REGULAR MEETING**  
**July 26, 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 6:32 PM**

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

**Presentation**

Mayor Schreck presented a plaque to Charles A. Quixley on behalf of the governing body and residents honoring his 18 years of service on the Planning Board.

Mayor Schreck presented a plaque to Dennis Mayer on behalf of the governing body and residents honoring his 14 years of service on the Zoning Board of Adjustment.

Both Mr. Quixley and Mr. Mayor thanked everyone and noted that they both hope to volunteer their services to the community.

**Discussion Items**

Glenn Lynn of Harris Miniature Golf Courses presented Miniature Golf Course schematic sketches. Mr. Lynn advised that water features be considered for the renovation; a central waterfall attraction with smaller located at both ends of the course noting that water features are pretty standard on new courses and keeps people returning to play the course. He also suggested using some sort of nautical or beach theme but that the design will depend on the budget. Also in the proposed sketches were bridges, dune grass plants anchored by pebbles as landscape ideas. Mr. Lynn explained that the waterfall noise would cease at closure of the

course in the evening and that for illumination of the course at night, light poles in the course would be standard 20-25 foot beamed on the course and away from population on Ocean Avenue. Councilman Cotler suggested the use of LED solar lights. Mr. Lynn responded that is only concern would be if this type of lights could deliver sufficient lighting at the course. Mr. Lynn estimated that a course with a beach scene might run about \$350,000, without water attractions would cost \$180,000 to \$200,000. He also noted that the sport is a recession-proof activity for people looking for relatively inexpensive fun. Council entertained comments from the audience as well. Marilyn Rosen noted that when she takes her grandson mini-golfing where there are water attractions, he loves the water but doesn't care where the golf ball goes and that water can be a distraction from the game. Kim Sullivan asked Mr. Lynn if other towns are engaging projects given the economic situation. Mr. Lynn responded that towns are doing renovations and new construction of courses and that Bradley Beach could anticipate paying off the course in three years after completion. Councilman Galassetti reminded the audience that that the Council has the option to run it in house or auction it off as a concession. Ms. Sullivan questioned whether it would be prudent to spend money for this project. Mr. Galassetti responded that the revenue from the course has steadily declined in recent years and Councilman Cotler added that he estimated a payoff in about two and one half years as people seem to like that there is a golf course but do not like that it has become run down.

Mayor Schreck proposed putting a non-binding question on the November ballot: Should the governing body enter into a shared services agreement, to receive dispatch services for Police, Fire and First Aid from Monmouth County? Councilman Engelstad noting that the Borough had held a meeting to enter into a proposal with Neptune Township during which the public was adamant against moving the service stated that a question can always be discussed at a public meeting designated for that topic as an alternative to a referendum. He also said that he is not in favor of moving dispatch services unless there is a dire budgetary problem. Councilman Galassetti said that if a question is put to the voters he would like to see it include all –dispatch, public works, court, and fire protection shared services. Councilman Cotler stated that he thought the Borough would be entering into discussions with Avon in the fall for shared services. Mayor Schreck responded that Avon went with Neptune. Chief Guida stated that the mayor's statement regarding Avon is not true. Councilman Cotler said that he agrees with Councilman Engelstad. Chief Guida cautioned Council that if the Borough entered into an agreement with the County that there is no mechanism for communication with the lifeguards, public works, code etc. that is it is strictly for emergency calls only. Mayor Schreck argued that she sees no harm in asking the public for their views on the matters up for consideration as referendums. Noting that shared services will be inevitable for all towns. The mayor said that she feels plenty of people in town would like to see shared services but those are not the voices being heard at borough meetings. Mayor Schreck made a motion to place a resolution on the ballot for shared services to received dispatch services from Monmouth County. The motion failed as the vote was tied.

Councilman Cotler apologized for not providing a written copy of his proposal to Council and read his proposed non-binding ballot question for the use of pesticides on municipal properties to Council: Do you want Bradley Beach to stop using pesticides and herbicides on public property and go with organic alternatives? Attorney McGill cautioned on the wording of the question. Councilman Engelstad again stated that he is opposed to putting referendums on the ballot. Council agreed that they would prefer to think about proper wording and have further discussion at the next meeting possibly including interpretive statements. Attorney McGill argued that the deadline is eighty-one days before the election giving Council time to review a written draft of the question and possible interpretive statements before voting on the matter. Councilman Cotler argued that the question must be decided upon tonight and submitted to the County Clerk immediately as she informed him that the deadline is within a few days for the question to be placed on the ballot. Council discussed and agreed upon proper wording of the question for the ballot.

Council Cotler noting a need to check the accuracy of figures and the absence of Mr. McLoughlin tonight the discussion concerning the Mobile Concession Unit fees will be carried to a future meeting.

Councilman Galassetti referencing a draft letter to residents regarding the inspection by the code officer of their homes for sump pumps noted that this would be the first step towards finding pumps which are hooked up to sewer lines which contribute to increased sewer flows to the Neptune Township Sewerage Authority who charges additional rates to the Borough to cover the excess flows. Upon inspection the owners would be notified to correct their connection to the road which would affect only the storm drains.

### **Items added or deleted to Agenda**

On motion by Schreck/Galassetti:

- a. Request from Ronald McDonald House of New York to bring children and their parents to the beach and mini-golf course on Friday, July 29<sup>th</sup> and Saturday, August 14<sup>th</sup>.
- b. Request from Faton and Dar Binaku to use the Fifth Avenue Gazebo on Wednesday, August 3<sup>rd</sup> 4-8pm
- c. Resolution for a proposed on-binding ballot question concerning the use of pesticides and herbicides on public property unless is it a matter of public safety
- d. Delete action on Resolution for establishment of a Borough Drug Testing Policy

## **ORDINANCES**

### **FINAL READING AND ADOPTION OF ORDINANCE**

Mayor Schreck announced that the public hearing on this ordinance was held at the July 12<sup>th</sup> meeting at which time no objections were stated.

#### **ORDINANCE 2011-13**

**ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF BRADLEY BEACH, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO**

#### **FINAL ADOPTION**

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

#### **ADOPTED ORDINANCE**

### **FINAL READING AND ADOPTION OF ORDINANCE**

Mayor Schreck announced that the public hearing on this ordinance was held at the July 12<sup>th</sup> meeting at which time no objections were stated.

#### **ORDINANCE 2011-14**

**ORDINANCE AUTHORIZING THE LEASING OF CERTAIN CAPITAL EQUIPMENT BY THE BOROUGH OF BRADLEY BEACH, NEW JERSEY FROM THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY AND THE EXECUTION OF A LEASE AND AGREEMENT RELATING THERETO**

#### **FINAL ADOPTION**

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

#### **ADOPTED ORDINANCE**

### **FINAL READING AND ADOPTION OF ORDINANCE**

Mayor Schreck announced that the public hearing on this ordinance was held at the July 12<sup>th</sup> meeting at which time no objections were stated.

#### **ORDINANCE 2011-15**

**ORDINANCE AUTHORIZING THE GUARANTY BY THE BOROUGH OF BRADLEY BEACH, NEW JERSEY FOR**

**PAYMENT OF PRINCIPAL AND INTEREST ON THE CAPITAL  
EQUIPMENT LEASE REVENUE BONDS, SERIES 2011  
(BRADLEY BEACH PROJECT) OF THE MONMOUTH COUNTY  
IMPROVEMENT AUTHORITY**

**FINAL ADOPTION**

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

**ADOPTED ORDINANCE**

**PUBLIC COMMENT**

Members of the public expressed their displeasure regarding having shared services for police dispatch brought up again when the matter was discussed at council meetings last year and Council told the public that the matter was a dead issue.

Julia Rand stated that she finds most of the people rude in attendance and feels that the public should have their say in referendums.

**COMMUNICATIONS**

On Motion by Schreck/ Galassetti approved a request from Ronald McDonald House of New York to bring children and their parents to the beach and mini-golf course on Friday, July 29<sup>th</sup> and Saturday, August 14<sup>th</sup>  
ROLL CALL AYES: Cotler, Engelstad, Galassetti, Schreck  
NAYS: None  
ABSENT: D'Angelo

**APPROVED MOTION**

On Motion by Schreck/ Galassetti approved a request from Faton and Dar Binaku to use the Fifth Avenue Gazebo on Wednesday, August 3<sup>rd</sup> between 4-8pm  
ROLL CALL AYES: Cotler, Engelstad, Galassetti, Schreck  
NAYS: None  
ABSENT: D'Angelo

**APPROVED MOTION**

**CONSENT AGENDA**

ON MOTION by Schreck/ Galassetti the following Resolutions were moved to adoption.

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

**ADOPTED RESOLUTIONS**

Resolution 162 **AUTHORIZES A TAX REFUND FOR BLOCK 36 LOT 2**  
Resolution 163 **BILL LIST**  
Resolution 164 **AUTHORIZES THE BOROUGH CLERK TO ADVERTISE  
RFQ FOR ARCHITECTURAL/LANDSCAPE SERVICES**

**ADOPTED RESOLUTIONS**

**RESOLUTIONS**

Resolution 165 **NON-BINDING QUESTION ON THE NOVEMBER BALLOT  
CONCERNING THE USE OF PESTICIDES AND HERBICIDES  
ON PUBLIC PROPERTY UNLESS IS IT A MATTER OF  
PUBLIC SAFETY**

ON MOTION by Schreck / Cotler moved to adoption.  
ROLL CALL AYES: Cotler, Galassetti, Schreck  
NAYS: Engelstad  
ABSENT: D'Angelo

**ADOPTED RESOLUTION**

**ANNOUNCEMENTS**

The Sons of Italy 2011 Italian Festival will be held at the beachfront July 29<sup>th</sup>, 30<sup>th</sup> and July 31<sup>st</sup>. A Fireworks Display will be presented on Saturday, July 30<sup>th</sup> at the Brinley Avenue Beach at approximately 9pm

National Night Out activities will be held on Tuesday, August 2<sup>nd</sup> at the Bradley Beach Firehouse 5pm-8pm rain or shine. Food, games, arts, crafts, music/DJ, fire truck rides and Star War characters

Tourism will present a Tribute to Elvis concert in Riley Park on Wednesday, August 3<sup>rd</sup> starting at 7pm

The 10<sup>th</sup> Annual Robert J. Foti Miniature Golf Tournament will be held on Saturday August 13<sup>th</sup> at the miniature Golf Course on Ocean Avenue 10am-2pm. Rain date is Sunday, August 14<sup>th</sup>

Tourism will present a movie in Riley Park on Wednesday, August 17<sup>th</sup> starting at approximately 8:45pm

The Annual Bradley Beach “Kids Race” will be held on Friday, August 19<sup>th</sup> starting on Bradley Boulevard at 6:30pm

The Annual Bradley Beach 5K Race will start at the Fifth Avenue Gazebo on Saturday, August 20<sup>th</sup> at 8:30am

## **REPORTS**

Councilman Cotler thanked Julia Rand and her committee for presenting successful projects this season. He announced that help is needed for the Annual 5K Run on Saturday, August 20<sup>th</sup> and that there will be an Irish Music Concert on Thursday evening at the Gazebo.

Councilman Engelstad stating that July 16<sup>th</sup> was an amazing day congratulated the Chamber of Commerce and thanked all the departments for their hard work during the Lobsterfest and annual fireworks held that evening. He also gave a brief financial status but cautioned the police chief to keep an idea on his department’s budget.

Mayor Schreck thanked the Arts committee for the wonderful events this year which included Shakespeare at the Beach, a musical concert and an arts presentation.

## **PUBLIC COMMENT**

John Zech stated that people have a passion for this town and the life they live here. 9-1-1 or some other person dispatching borough emergency services are very impersonal as every dispatcher knows everyone in the town.

Norma Bishkoff stating that she would like to see dispatch stay in town even if it means raising taxes and noted that the Borough changed for the better twenty years ago, would be willing to pay more taxes in order to save municipal services such as police, dispatch, public works etc. Mayor Schreck noted that the Borough is under state mandates regarding increases in property taxes.

Marilyn Rosen agreed with Ms. Bishkoff and said that the Fifth Avenue Gazebo is in dire need of repairs along with many benches and asked if there are any plans to make the necessary repairs. Councilman Galassetti noted that there is also a problem with the fountain and that Council needs to address the matters.

Julia Rand asked why there are no signs regarding smoking rules by the gazebo or signs showing upcoming events at the beachfront. Ms. Rand also noted that cigarette butt receptacles inside the gazebo and also noted that tickets were given to people unloading equipment from their vehicles for the events at the Gazebo.

## **ADJOURNMENT**

ON MOTION            by Schreck/Galassetti the meeting was adjourned at 8:23 PM.

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Mary Ann Solinski, RMC, CMC  
Municipal Clerk