

**REGULAR MEETING**  
**October 26, 2010**

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 6:30PM**

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

**PRESENTATION**

Raymond Bragg, Monmouth County Principal Engineer gave a presentation on the county's proposal to install a traffic light at the Evergreen Avenue and Memorial Drive Intersection. The county has completed a study of the intersection which indicated that in 2007 and 2008 there were five accidents each year and six during 2009. He reported that there has been four so far this year during the duration of the study earlier this year. Mr. Bragg projected that if a traffic signal is not installed that in the year 2032 the intersection would fail traffic safety standards. The intersection currently meets several traffic signal warrants: vehicular volumes, crash experiences and a close proximity to a railroad crossing. The railroad crossing is located parallel to the intersection leaving room for one sedan to fit between the tracks and a small stretch of land next to the stop sign at the intersection. Neptune City initially approached the County requesting the installation of a traffic light and has adopted a resolution which is required as the project will involve New Jersey Transit as well as the County in overseeing the traffic signal installation. Council asked if the intersection of Fourth and Memorial Drive has been considered as more local traffic may result after the installation of the light at Evergreen. Mr. Bragg responded that Evergreen has been chosen, as the roadway curves on the south side before the intersection this presents a dangerous situation for making left turns from Bradley Beach onto Memorial Drive. Counsel requested that Mr.

Bragg forward the information to the officials for review along with the resolution which must be adopted.

## **DISCUSSION ITEMS**

Engineer Koch recommended that Council reject all the bids received on the Public Works Building Addition as seven bids were received and the second lowest bidder has contested the lowest bidders price as the bid has fatal flaws; the bidder omitted a list of subcontractors who would be involved in the construction of the building which will be used for storage. All of the bids were over the borough's budget for the project and Mr. Koch noted that the seven original bidders will receive the new bid advertisement with new specifications as Public Works will perform some of the work themselves. Councilman Cotler suggested the installation of skylights as a way to conserve energy cost and also suggested using vertical axis wind turbine to provide energy on street lights. Mr. Koch said that skylights may prohibit the installation of solar panels on the roof. Council agreed that solar panels would be more beneficial and that skylights would be considered if solar panels are installed. Engineer Koch also updated everyone on the capital projects. Councilman Galassetti requested that a letter be sent to the State regarding line parking on Main Street as the state plans to start repaving Main Street in April 2011 and council discussed options for repairing the streetscape downfalls on Main Street. Councilman Cotler suggested solar powered LED lights in an effort to reduce costs. Councilman Galassetti also requested that a letter be sent to Monmouth County regarding the culverts on Lake Terrace as the borough will be undertaking projects shortly in that area.

Council discussed the municipal activities for the 2011 Special Events Schedule as the County's Tourism Guide for 2011 deadline is November 1<sup>st</sup>. Council decided to hold the Fourth of July Fireworks Display on Sunday, July 3, 2011 with a rain date of July 4<sup>th</sup> although Councilman Cotler noted that he received complaints from residents that the Borough's display conflicted with Red Bank in 2010 and suggested July 2<sup>nd</sup> and July 4<sup>th</sup> as alternatives to July 3<sup>rd</sup>. Tourism Board Secretary Rae Tutella addresses Council stating that she did not see what Bradley Beach and Red Bank have to do with each other. She noted that if the public wants to see Red Bank's fireworks they'll go to Red Bank as the Tourism Board sponsors the borough's event. Councilman Cotler advocated that every event date including the summer concert series should be included in the guide stating that the Special Events Committee and Tourism Board should work together earlier in order to have the event dates established. Mayor Schreck noted that the Special Events Committee only handles certain events. She also noted that the seven nights a week concert this year provided extreme hardship to beachfront residents and that the number of nights be reduced and some concerts be relocated to Main Street in an effort to help the business district. Councilman Cotler noted that many people enjoyed that concerts and that he has received hundreds of letters from many people praising the concerts. Mayor Schreck requested that he provide copies to Council.

## ITEMS ADDED TO AGENDA

On motion by Schreck/Galassetti to authorize the Borough Engineer to prepare and advertise bid specifications for Collection of Solid Waste and Recycling Materials

On motion by Schreck/Engelstad

Establish a date for the Borough Fire Works Display

Authorize the Borough Attorney to prepare an ordinance to move the General Municipal Election held on the Second Tuesday in May to the General Election held on the first Tuesday following the first Monday in November.

## PUBLIC COMMENTS ON AGENDA ITEMS

Chamber President Richard Simonsen suggested that the Borough consider a publicity company in order to help with advertising local events.

## ORDINANCES

### FINAL READING AND ADOPTION OF ORDINANCE

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

#### ORDINANCE 2010-12

#### AN ORDINANCE TO AMEND SECTION 9-3 OF THE BOROUGH OF BRADLEY BEACH CODE ENTITLED "TRAFFIC" REGARDING PARKING IN THE MUNICIPAL LOTS AT BOROUGH HALL AND THE NORTH END PARKING LOT

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

ROLL CALL AYES: Cotler, Engelstad, Galassetti, Schreck

NAYS: None

ABSENT: D'Angelo

#### APPROVED MOTION.

Mayor Schreck gave a brief explanation of the ordinance to the audience. John McLoughlin stated that the residents should be informed of the changes as the Borough prohibits parking of commercial vehicles on local streets overnight and the public was previously told to utilize the municipal parking lot.

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

ROLL CALL AYES: Cotler, Engelstad, Galassetti, Schreck

NAYS: None

ABSENT: D'Angelo

#### APPROVED MOTION.

#### FINAL ADOPTION

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

**ADOPTED ORDINANCE**

**INTRODUCTION**

**ORDINANCE 2010-13  
AN ORDINANCE TO AMEND AND SUPPLEMENT THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH OF BRADLEY  
BEACH CODE, CHAPTER 123, BEACHFRONT AREAS AND  
ADJACENT WATERS, AMENDING SECTION 123-8Y (1) & (2).**

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

**PENDING ORDINANCE**

Councilman Galassetti stated that the number of areas would need to be established and money appropriated for proper signage in next years budget.

**COMMUNICATIONS**

On Motion by Schreck/ Cotler granted the Bradley Beach Chamber of Commerce request to reserve Saturday, May 21, 2011 rain date of Sunday, May 22<sup>nd</sup> and Saturday July 16, 2011 rain date of Sunday, July 17<sup>th</sup> for two events.

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

**APPROVED MOTION**

**RESOLUTIONS**

Resolution 161 **AUTHORIZES SENIOR CITIZEN TAX DEDUCTION FOR  
BLOCK 25 LOT 1**

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

**ADOPTED RESOLUTION**

Resolution 162 **AUTHORIZES SEWER UTILITY BILLING FOR BLOCK 53  
LOT 8 AND BLOCK 63 LOT 2**

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

**ADOPTED RESOLUTION**

Resolution 163 **AUTHORIZES CANCELLATION OF SEWER UTILITY BILLING FOR BLOCK 43 LOT 1**

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

**ADOPTED RESOLUTION**

Resolution 164 **AUTHORIZES VOUCHER WARRANTS ON THE TREASURY FOR PAYMENT OF BILLS.**

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

ON MOTION by Schreck/Cotler to hold check 31468 pending review by the staff.  
ROLL CALL AYES: Cotler, Engelstad, Galassetti, Schreck  
NAYS: None  
ABSENT: D'Angelo

**ADOPTED RESOLUTION**

Resolution 165 **APPROVAL OF SPECIAL PARKING PERMIT 510 OCEAN PARK AVE.**

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

**ADOPTED RESOLUTION**

Resolution 166 **REJECTS OF ALL BIDS RECEIVED ON OCTOBER 13, 2010 FOR THE PUBLIC WORKS BUILDING ADDITION AND AUTHORIZES THE ENGINEER TO RE-BID FOR REVISED SCOPE**

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

**ADOPTED RESOLUTION**

Resolution 167

**AUTHORIZES THE BOROUGH ENGINEER TO PREPARE AND ADVERTISE FOR BID SPECIFICATIONS FOR THE CURBSIDE COLLECTION OF SOLID WASTE COLLECTION SERVICES AT A FEE NOT TO EXCEED \$2,680.00 AND TO PREPARE AND ADVERTISE FOR BID SPECIFICATIONS FOR THE CURBSIDE COLLECTION OF RECYCLING MATERIALS COLLECTION SERVICES AT A FEE NOT TO EXCEED \$1,992.00**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 168

**AUTHORIZES THE BOROUGH ATTORNEY TO PREPARE AN ORDINANCE TO MOVE THE GENERAL MUNICIPAL ELECTIONS HELD IN MAY TO THE GENERAL ELECTION HELD IN NOVEMBER**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 169

**ESTABLISHES THE DATE FOR THE BOROUGH'S ANNUAL FIRE WORKS DISPLAY ON SUNDAY, JULY 3, 2011 WITH A RAIN DATE OF MONDAY, JULY 4, 2011**

ON MOTION  
ROLL CALL

by Schreck / Engelstad moved to adoption.  
AYES: Engelstad, Schreck  
NAYS: Cotler  
ABSTAIN: Galassetti  
ABSENT: D'Angelo

**ADOPTED RESOLUTION**

**ANNOUNCEMENTS**

The Annual Halloween Parade sponsored by the Bradley Beach Fire Department will be held on Saturday, October 30<sup>th</sup> at 6pm with a rain date of Sunday, October 31<sup>st</sup>. Registration will start at 5pm at the Bradley Beach Firehouse.

General Election Day is Tuesday, November 2<sup>nd</sup> Poll Hours 6AM-8PM

## REPORTS

Councilman Cotler noting that the newspapers have been reporting that several local communities have received recycling grants for improvements to their programs and recommended that the borough participate in this program in the future. He also asked if the Borough has received any reports on the beachfront meeting held in September as he understood that the consultant would provide a report within three weeks. The administrator replied that due to the over whelming response the process has taken longer than anticipated. Mr. Cotler also noted that he has not received a budget report which he requested a couple of months ago. Ms. O'Reilly responded that a state update will be provided shortly. Mr. Cotler also suggested consolidating the local municipal election to the general election which is held November will save money.

Councilman Galassetti announced that he is unable to attend the workshop meeting scheduled for November 1<sup>st</sup>.

Mayor Schreck read a letter to the audience from a person who sent monies to the borough after feeling guilty for sneaking onto the beach without obtaining a beach badge in the 1970's and early 1980's. She also reported that the Coastal Monmouth Plan is now complete and available on the Monmouth County Planning Board's website.

## PUBLIC COMMENT

Richard Simonsen President of the Bradley Beach Chamber of Commerce thanked Council for granting their request to hold two dates in 2011 for Chamber events.

### Resolution 170

### **RETIRE INTO CLOSED SESSION AS RECOMMENDED BY THE BOROUGH ATTORNEY FOR DISCUSSION OF PERSONNEL CONTRACT NEGOTIATION MATTERS WITH PBA LOCAL 50 AND RELATED ISSUES**

ON MOTION

by Schreck / Engelstad moved to adoption.

ROLL CALL

AYES: Cotler, Engelstad, Galassetti, Schreck

NAYS: None

ABSENT: D'Angelo

### **ADOPTED RESOLUTION**

Council retired into Closed Session at 8:35pm.

CLOSED SESSION 10/26/10

Mayor Schreck discussed some of the items under consideration regarding the Local PBA contract negotiations including re-structuring to twelve steps. Council also discussed state mandates which are currently being imposed and under consideration by the state. It was noted that borough employees are receiving a zero percent increase and are currently contributing towards health care costs. They also discussed the long term health care cost to the Borough noting eligibility for Medicare as primary coverage at age 65. The Council agreed that they will support the Mayor throughout the negotiations.

Mayor Schreck noted that at present it is imperative that the Police Chief fully cooperate with providing the administration with financial information concerning his departmental budget on an ongoing basis. Council members supported this request and agreed to take appropriate action.

ON MOTION            by Cotler / Galassetti to return to open session.

Council returned to open session 9:30pm.

Mayor Schreck announced that as a result of the Executive Session action will be taken.

Resolution 171

**DIRECTS THE POLICE CHIEF OR HIS DESIGNEE TO PROVIDE THE BOROUGH ADMINISTRATOR WITH ANY FINANCIAL INFORMATION SHE DEEMS NECESSARY AND AUTHORIZES THE BOROUGH ADMINISTRATOR TO ACT IN THAT CAPACITY ON BEHALF OF THE MAYOR AND COUNCIL**

ON MOTION

by Schreck / Galassetti moved to adoption.

ROLL CALL

AYES: Cotler, Engelstad, Galassetti, Schreck

NAYS: None

ABSENT: D'Angelo

**ADOPTED RESOLUTION**

**ADJOURNMENT**

ON MOTION

by Schreck / Galassetti the meeting was adjourned at 9:33 PM.

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Mary Ann Solinski, RMC, CMC  
Municipal Clerk