

**REGULAR MEETING**  
**June 22, 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 6:33PM**

Present: Council: Cotler, Marchak, Galassetti  
Mayor Schreck  
Michael Affuso, Esq.  
Business Administrator O'Reilly  
Absent: Council Engelstad  
Secretary: Municipal Clerk Mary Ann Solinski

**DISCUSSION ITEMS**

Special Parking Permits- Council reviewed the data concerning the parking permits and determined that two applicants have driveways which are a reason for disqualification by ordinance. Two submitted with shared driveways will be considered as full access is not always guaranteed.

Borough Letterhead and Business Cards- Council reviewed a simple letterhead with perhaps one color without any logo and decided to assign the task of final decision on the letterhead and business cards to the administrator in order to expedite the process.

Items added to the agenda by Schreck/Galassetti for consideration:  
NJ Environmental Federation notifying the Borough of canvassing within the Borough July through September 2010.

Ronald McDonald House of New York requesting beach badges and mini-golf tickets for their bus trips on July 16<sup>th</sup> and August 13<sup>th</sup>.

A request from a parent requested a refund on the summer camp program as no counselor is trained in CPR etc explaining that her child has a medical condition and that she was unaware that the staff was not fully trained. Councilwoman Marchak requested that in the future the Director and counselors receive medical training. Council agreed to look into training.

Elizabeth Reynolds requested permission to hold a wedding ceremony on the beachfront lawn area one block south of the gazebo on June 26<sup>th</sup>.

Council also agreed to support a resolution supporting submission of an application for a Sustainable Jersey Grant funded by Wal-Mart.

## **PUBLIC HEARING ON THE 2010 MUNICIPAL BUDGET**

On Motion by Schreck/Galassetti to open the public hearing.

Mayor Schreck announced that this is the time advertised for a public hearing but that final adoption by Council will not occur until the Borough receives permission for a Cap Waiver from the State of New Jersey after the state hearing on July 14<sup>th</sup>. Council noted that if the waiver is not granted, the Borough would have to look at other sources of revenue. Auditor Kaplan noted that so far the state has approved every waiver sought.

The budget as introduced totals \$7,503,143.00 which is less than the 2009 Municipal Budget which totaled \$7,761,519.00. Due to certain factors, the total municipal tax levy money raised through taxation will be \$5,938,308 which is \$337,000 more than the 2009 figure of \$5,600,824.00. The 2010 Tax rate is 52.55 cents per \$100 of assessed value for municipal purposes with the total tax levy of \$1.24 which includes local, county and school taxes.

Marilyn Rosen questioned if changes which the Governor made in the state budget will affect Bradley Beach in anyway such as the Borough receiving more state aid. Mayor Schreck responded that it will not affect the Borough as the town's state aid amount was already determined for this calendar year.

On motion by Schreck/Galassetti to close the public hearing on the 2010 Budget.

## **ORDINANCES**

### **FINAL READING AND ADOPTION**

#### **ORDINANCE 2010-4**

#### **AN ORDINANCE TO AMEND CHAPTER 160-4 CERTIFICATE OF OCCUPANCY AND CHAPTER 210 FIRE PREVENTION OF THE**

**BOROUGH OF BRADLEY BEACH CODE, COUNTY OF MONMOUTH,  
STATE OF NEW JERSEY**

ON MOTION by Schreck / Galassetti moved to open the public hearing.  
ROLL CALL AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

**APPROVED MOTION**

Mayor Schreck gave a brief explanation of the ordinance

ON MOTION by Schreck/ Galassetti moved to close the public hearing.  
ROLL CALL AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

**APPROVED MOTION**

**FINAL ADOPTION**

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

**ADOPTED ORDINANCE**

**INTRODUCTION OF ORDINANCES**

**INTRODUCTION**

**ORDINANCE 2010-5**

**BOND ORDINANCE PROVIDING FOR VARIOUS 2010  
ROADWAY IMPROVEMENTS, BY AND IN THE BOROUGH  
OF BRADLEY BEACH, IN THE COUNTY OF MONMOUTH,  
STATE OF NEW JERSEY; APPROPRIATING \$337,000  
THEREFOR (INCLUDING A GRANT RECEIVED OR  
EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$210,000)  
AND AUTHORIZING THE ISSUANCE OF \$120,650 BONDS OR  
NOTES OF THE BOROUGH TO FINANCE PART OF THE  
COST THEREOF**

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

**PENDING ORDINANCE**

## COMMUNICATIONS

On Motion by Schreck/Galassetti to accept and file correspondence from NJ Environmental Federation notifying the Borough of canvassing within the Borough July through September 2010.

ROLL CALL AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

APPROVED MOTION

On Motion by Schreck / Galassetti approved a request from Ronald McDonald House for complimentary beach and mini-golf entrances for their bus trip participants on July 16<sup>th</sup> and August 13<sup>th</sup>.

ROLL CALL AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

APPROVED MOTION

On Motion by Schreck / Galassetti to approve a request submitted by Elizabeth Reynolds for holding a wedding ceremony on the beachfront lawn area one block south of the gazebo pending additional details to be ascertained by the Administrator.

ROLL CALL AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

APPROVED MOTION

## PROCLAMATION

Resolution 83

**VISITOR APPRECIATION DAYS DURING THE SUMMER OF 2010 (NO CHARGE FOR PARKING ON WEDNESDAY DURING JULY AND AUGUST 2010).**

ON MOTION by Schreck / Galassetti moved to adoption.

ROLL CALL AYES: Marchak, Galassetti, Schreck  
NAYS: Cotler  
ABSENT: Engelstad

**ADOPTED RESOLUTION.**

A lengthy discussion ensued before adoption of this proclamation during which Councilman Cotler disagreed with free meter parking on Wednesdays noting there is a eight dollar fee for metered parking on Ocean Avenue. He noted that the Borough is seeking ways to find revenue during the hard economic times adding that the Borough just raised taxes to support the budget. Mayor Schreck responded that parking on Wednesday's is not a big revenue generator. Council agreed that this motion is great public relations. He proposed that Council offer a free round of golf for anyone possessing a beach badge as opposed to free parking.

## **RESOLUTIONS**

### Resolution 84

### **EMERGENCY TEMPORARY BUDGET #2**

ON MOTION  
ROLL CALL

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

### **ADOPTED RESOLUTION**

### Resolution 85

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

1<sup>st</sup> ON MOTION  
ROLL CALL

by Schreck / Marchak moved to adoption except check 30767.  
AYES: Cotler, Marchak, Galassetti, Schreck  
NAYS: None  
ABSENT: Engelstad

2nd motion  
ROLL CALL

by Schreck/Marchak to approve check 30767.  
AYES: Cotler, Marchak, Schreck  
NAYS: None  
ABSTAIN: Galassetti  
ABSENT: Engelstad

### **ADOPTED RESOLUTION**

### Resolution 86

### **AUTHORIZES A REFUND OF SPECIAL ASSESSMENT OVERPAYMENT FOR BLOCK 32 LOT 18**

ON MOTION  
ROLL CALL

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

### **ADOPTED RESOLUTION**

Resolution 87

**AUTHORIZES SEWER UTILITY CHARGES FOR 20  
ADDITIONAL RESIDENTIAL UNITS**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 88

**ADOPTION OF A CORRECTIVE ACTION PLAN FOR 2009  
AUDIT**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 89

**APPOINTMENT OF PUBLIC WORKS SEASONAL  
EMPLOYEES**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 90

**APPOINTMENT OF PART TIME CODE/CONSTRUCTION  
EMPLOYEES**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 91

**SEASONAL BEACH EMPLOYEES**

ON MOTION  
ROLL CALL

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

**ADOPTED RESOLUTION**

Resolution 92A            **APPROVAL OF SPECIAL PARKING PERMITS.**

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

**ADOPTED RESOLUTION**

Resolution 92B            **DENIAL OF SPECIAL PARKING PERMITS AS THE  
PROPERTIES HAVE INDIVIDUAL DRIVEWAYS WHICH IS  
NOT IN COMPLIANCE WITH THE ORDINANCE.**

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

**ADOPTED RESOLUTION**

Resolution 93            **RESCINDS VARIOUS RESOLUTIONS ADOPTED 2005  
THROUGH 2009 GRANTING SPECIAL PARKING PERMITS.**

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

**ADOPTED RESOLUTION**

Resolution 94            **AUTHORIZES THE SUSTAINABLE JERSEY GRANT  
FUNDED BY WALMART**

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

**ADOPTED RESOLUTION**

Resolution 95            **AUTHORIZES THE BOROUGH ADMINISTRATOR TO  
REDESIGN OF THE OFFICIAL BOROUGH LETTERHEAD  
AND BUSINESS CARDS**

ON MOTION            by Schreck / Galassetti moved to adoption.  
ROLL CALL            AYES: Cotler, Marchak, Galassetti, Schreck

NAYS: None  
ABSENT: Engelstad

## **ADOPTED RESOLUTION**

## **ANNOUNCEMENTS**

The Bradley Beach Tourism Committee is having a concert in Riley Park on Main Street June 26, 2010 starting at 7pm featuring "The Jersey Sound".

Re-organizational Meeting of the Mayor and Council will be held on Thursday, July 1<sup>st</sup> at 12 Noon.

The Jack Wright Ocean Mile Swim will be held on Saturday, July 3<sup>rd</sup> at 9:30am on Kent Avenue Beach.

Annual Fireworks on Saturday, July 3<sup>rd</sup> at 9pm Brinley Avenue Beach (rain date Sunday, July 4<sup>th</sup>).

## **REPORTS**

Councilman Cotler thanked Marilyn Rosen for her efforts in raising donations for the mobi mats at the beachfront. Mr. Cotler suggested starting a program where the public could adopt a mobi mat and mark the dedication with plaques. He thanked fireman Walter Wilson for his work on the Department's Steak Bake and his daughter Samantha for her efforts in providing free performers at the Gazebo on the evenings during which the Borough did not schedule entertainment.

Councilman Cotler recognized Lorraine Marchak as this is the last meeting she will attend as a member of Council. He thanked her for her dedication and vigilance during her six year term serving the residents.

Councilman Galassetti noted that the new beach equipment saves taxpayers dollars. He announced that the public works building solar panels are installed and awaiting state inspection which is expected to be performed during July.

Councilman Galassetti noted noting that Councilwoman Marchak is a great person to work with thanked her for sharing her knowledge with other members.

Mayor Schreck read a proclamation recognizing and thanking Councilwoman Marchak on behalf of the Governing Body and residents for her dedication and professionalism while serving on Council.

Councilwoman Marchak thanked Councilman Cotler and his family for providing additional entertainment at the beachfront and suggested that he consider arranging the season entertainment for next year. She announced that the 9<sup>th</sup> Annual Robert J. Foti Golf Tournament will be held on August 21<sup>st</sup>. Ms. Marchak also announced that the Fletcher Lake

Commission will hold a park dedication ceremony on July 18<sup>th</sup> at 1pm. She thanked Mr. Quixley along with the members and volunteers who helped during this project. Also, during her report, Councilwoman Marchak noted that her six years of service is the hardest job she ever had. She thanked several individuals including Mayor Stephen G. Schueler for his endless words of wisdom and encouragement while serving with him on Council while noting that they did not always agree but that she has the utmost respect for him. Ms. Marchak recognized Chief Leonard Guida long with the other municipal workers. Ms. Marchak also recognized former Business Administrator Phyllis A. Quixley, Attorney DuPont, Engineer Philip R. Kavanaugh and Auditor Gerard Stankiewicz.

## **PUBLIC COMMENT**

Chief Guida and Patrolman James Arnold presented a plaque to Ms. Marchak on behalf of the Police Department. The Borough Clerk presented a bouquet of flowers on behalf of the Administrative Staff; as well as resident Kim Sullivan presented flowers to thank Ms. Marchak.

Marilyn Rosen who volunteered to raise money for the mobi mats noted that no Borough Official notified her that the mats were received and would be placed at the beachfront despite being informed that she would receive notification. Ms. Rosen also noted that Council had agreed to place the mats on Second Avenue and that at present, they are located on Evergreen Avenue.

Brett Cotler questioned why the annual fireworks are being held on July 3<sup>rd</sup> instead of July 4<sup>th</sup>. and a brief discussion ensued.

Mr. Cotler also informed Council that he has seen public works vehicles drive over the new mobi mat which were placed on Evergreen Avenue which mats were supposed to be placed on the Second Avenue Beach. He estimated the trucks weigh at least 2,000 lbs. Others commented that the police, lifeguard and public works vehicles ride back and forth over the mats all day. Councilman Galassetti noted that the mats are durable.

Joseph Vetrano addressed Council noting that he was originally engaged to provide DJ services at the beachfront during the Fourth of July Fireworks Display and that the Borough elected to change the night of the display which resulted in that he is not available to perform on July 3<sup>rd</sup> due to a prior commitment. He stated that he received an email/ text message from Mayor Schreck stating that this situation may affect his future relationship with the Borough. Councilman Cotler asked Mayor Schreck if this text message was sent and she responded that she did send it to Mr. Vetrano. Mayor Schreck explained that the display date was changed because there was concern that if the firework display was held on Sunday, July 4<sup>th</sup>., that the number of spectators would be reduced due to work commitments the next day and if it were held on a Saturday there would be more visitors.

Wayne May again complained about the garbage situation on Main Street particularly being caused by commercial properties creating a potential health problem with rodents etc. He

noted that the Code should be enforced about placement of garbage at the curb. Mr. May also noted that all correspondence from Borough officials should be written on Borough stationary. He also noted that Mr. Vetrano has always provided some free services to the Borough over the past few years and hopes that the Council will consider his services in the future.

Kim Sullivan questioned Mayor Schreck when she will respond to the audience questions as she notices that responses are not given to individuals. Mayor Schreck responded that she will take her comment under advisement.

Pam Cicerelle said that without enforcement of alternate side of the street parking her street never gets clean. She noted that the same system used for snow plowing should be used for street sweeping including ticketing violators.

A public works employee noted that cars parked along the street causes the sweeper to drive down the middle of the street. He noted that some things are still picked up and that when the sweeper has to drive in and out around parked cars, it damages the equipment and its brushes. Councilman Galassetti said he believes that it is a waste of money noting that if you are going to do it at all it should be done correctly. Councilwoman Marchak commented that workers do the sweeping at 6am when everyone is sleeping and if they waited until 10am more cars would be gone.

Residents spoke in favor of alternate side of the street parking enforcement to keep the streets clean.

Rae Tutela noted that she is from the old school and takes out a broom and does the job herself. She likes clean gutters.

Mayor Schreck noted that the Borough has to do a better job communicating what's in the Ordinance noting that without proper signage being placed enforcement is difficult.

## **ADJOURNMENT**

ON MOTION            by Schreck / Galassetti the meeting was adjourned at 7:50 PM.

---

Mary Ann Solinski, RMC, CMC  
Municipal Clerk