

April 18, 2018
Brigantine, New Jersey

A Council meeting was held this date in Council Chambers at 5:00 P.M. with Mayor Guenther presiding.

Present: Bew, Riordan, Haney, DeLucry, Simpson, Sera, Guenther
Absent: None

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Councilwoman Bew moved, seconded by Councilman Riordan to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-74

EXECUTIVE SESSION

Roll Call: All "Yes"

Motion Carried.

City Clerk Lynn Sweeney read the statement pertaining to the Open Public Meeting Act, P.L. 1975, Chapter 231, excluding the public from a meeting in certain circumstances.

Council retired to executive session at 5:05 P.M.

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Mayor Guenther led the flag salute after which Councilman Sera offered a brief prayer. Councilman Sera asked for a moment of silence for former First Lady Barbara Bush.

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Mayor Guenther read the statement pertaining to the Open Public Meetings Act.

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Municipal Attorney Fred Scerni reported that Council discussed the following topics in executive session: one matter dealing with a public right of way, one matter dealing with a land transfer and the acquisition of property to be donated to COAH, two contract matters; one regarding a shared services agreement with Atlantic County in regards to a potential construction project in and around Lighthouse Circle and one public service contract matter regarding a marketing RFP, one land use matter regarding the Temple Beth Shalom with a request for the potential lifting of a deed restriction and one update on litigation regarding Malone vs City of Brigantine.

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Acknowledging Championship Hockey Team

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Roll Call: Bew, Riordan, Haney, Sera, Guenther: “Yes”
DeLucry: “Abstain” on 03/28/18 Special Council Meeting Minutes and “Yes” the
Council and Executive Session Minutes of 04/04/18.
Simpson: “Abstain”.

Motion Carried.

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Councilman Riordan moved, seconded by Councilwoman Bew to approval of Payroll,
Requisition List and Operating Expenses.

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther “Yes”.

Motion Carried.

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Public Comment on Agenda Items Only

John Pucci of 100 Sheridan Square praised the Police Department, commented on resolution
2018-76 and 2018-80.

A resident of 239 12th Street South spoke about Resolution 2018-80.

A resident of 13 MacDermott Place spoke about Resolution 2018-81.

Donna DeAngelis of 115 Hudson Drive presented a petition against killing of the foxes.

John Tefankjan of 339 39th Street spoke about Resolution 2018-81.

Chris Pancoast of 701 E. Beach Ave. spoke about Resolution 2018-81.

Joe DeAngelis of 115 Hudson Drive spoke about Resolution 2018-81.

Frank Congemi of 605 West Shore Drive spoke about Resolution 2008-81.

Close of public comment.

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Councilman Sera excused himself from the meeting at 7:30 pm due to a family emergency.

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Councilwoman Bew moved, seconded by Councilman Riordan to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-81

OPPOSITION OF THE D.E.P.’S TREATMENT OF THE FOXES

CITY OF BRIGANTINE
ORDINANCE 7-2018

BOND ORD APPROPRIATING \$250,000 AND AUTHORIZING THE ISSUANCE OF UP TO \$237,500 IN BONDS AND NOTES TO COVER THE CITY'S SHARE OF THE COST ASSOCIATED WITH THE THIRD PERIODIC RENOURISHMENT ASSOCIATED WITH THE BEACHFILL PROJECT FOR THE AREA FROM VERNON PLACE NORTH TO APPROXIMATELY THE STATE MUNICIPAL BOUNDARY

Chief Financial Officer Roxanne Tosto explained the ordinance. Superintendent of Public Works gave an update on the beach fill project.

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Councilwoman Bew moved, seconded by Councilman Haney to adopt the following ordinance.

CITY OF BRIGANTINE
ORDINANCE 8-2018

AMENDING CITY CODE CHAPTER 198, ARTICLE VIII, SECTION 62,
"PROHIBITED USES"

Councilman DeLucry commented that if people wanted to voice their opinion regarding the marijuana issue, they should contact the State Legislature.

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Councilman Riordan moved, seconded by Councilwoman Bew to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-75

AUTHORIZING CONTRACT FOR CHIEF OF POLICE

Ms. Tosto commented that this is a two year contract.

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Councilman Riordan seconded by Councilman Simpson to introduce the following resolution.

Roll Call: Bew, Riordan, Haney, Simpson, Guenther: "Yes".
DeLucry: "No".

Motion Carried.

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Councilwoman Bew moved, seconded by Councilman Riordan to introduce the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-77

AUTHORIZING PARTICIPATION IN THE NATIONAL COOPERATIVE PURCHASING
ALLIANCE FOR ELEVATOR EQUIPMENT, SERVICE AND REPAIR

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Councilwoman Bew moved, seconded by Councilman Haney to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2017-78

AUTHORIZING AWARD OF CONTRACT FOR MISCELLANEOUS ROOF
MAINTENANCE AND REPAIRS

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Councilwoman Bew moved, seconded by Councilman Simpson to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-79

AUTHORIZING AWARD OF CONTRACT FOR TAX ASSESSMENT SERVICES
AND APPEALS

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Roll Call to Adopt Resolution as Amended: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

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Councilwoman Bew moved, seconded by Councilman DeLucry to adopt the following requests.

Consent Agenda

- A. South Jersey Cancer Fund Raffle License #843
- B. Hooked on Fishing Request
- C. Clean Ocean Action Beach Sweep Request
- D. Elk's "Walk Out On Drugs" Request
- E. Brigantine Beach Volleyball Tournament Request

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".

Motion Carried.

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Council/Manager/Committee Discussion: Homeowner Dune Maintenance Ms. Tosto asked council to consider amending the ordinance, saying that the permits cannot be issued with the ordinance as it stands.

By voice resolution, Councilwoman Bew moved, seconded by Councilman Riordan to direct the Solicitor, City Manager and Superintendent of Public Works to consult with Dr. Farrell of the Coastal Research Center on the dune maintenance ordinance.

Councilman DeLucry stated that no permits should be issued until the ordinance is amended and Ms. Tosto explained that there have been permits issued and she will look into how much of the work has been completed.

Roll Call: Bew, Riordan, DeLucry, Simpson, Guenther: "Yes".
Haney: "Abstain".

Motion Carried.

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Public Comments

John Pucci of 100 Sheridan Square commented on the dune maintenance ordinance, asked what the City policy is for raising and lowering of the American flag to half-staff, commented on handicap parking on 31st Street and at the Rowing Club and asked council to look into the handicapped parking at all the city owned properties to make sure they are ADA compliant.

Frank Congemi of 605 W. Shore Drive requested a ban on the smoking of cigarettes and marijuana on the beaches.

Market will be celebrating its 5th Anniversary this year with a celebration on July 14th and announced that the Community Garden is up and running.

Councilman Haney spoke about recreation saying that the Baseball opening day parade was a success and stated that there will be lacrosse instruction added to the program this summer,

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Councilwoman Bew moved, seconded by Councilman Riordan to adjourn the meeting.

Roll Call: All “Yes”.

Motion Carried.

There being no further business to discuss the meeting was adjourned at 8:48 P.M.

Mayor Philip Guenther

Lynn Sweeney, RMC, City Clerk