

August 1, 2018
Brigantine, New Jersey

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

Present: Bew, Riordan, Haney, DeLucry, Sera, Simpson
Absent: Guenther

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

CITY OF BRIGANTINE
RESOLUTION 2018-141

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 5:02 P.M.

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Deputy Mayor Simpson led the flag salute after which Councilman Sera offered a brief prayer.

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Deputy Mayor Simpson 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: COAH matters regarding required ordinances as a result of a recent settlement of litigation, contract negotiations with the fire department union and the dispatchers union and one personnel matter regarding the construction office and the hiring of a new employee.

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Councilwoman Bew moved, seconded by Councilman Riordan to approve Approval of 7/14/18 Council Meeting Minutes

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

Motion Carried.

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

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

Motion Carried.

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Richard Broom, the Uncle of a near drowning victim, praised the efforts of the emergency first responders in the rescue of his nephew.

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2017 Audit Report presented by the Municipal Auditor, Leon Costello.

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Public Comment on Agenda Items Only

No public comments.

Close of public comment.

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

CITY OF BRIGANTINE
RESOLUTION 2018-142

CERTIFICATION OF ANNUAL AUDIT

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

Motion Carried

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

City of Brigantine
Ordinance 14-2018

Flood Damage Prevention Ordinance

Deputy Mayor Simpson called for the public hearing of Ordinance 14 of 2018. The Ordinance was read by title by the Deputy Mayor.

No public comments were made.

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

Motion Carried.

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

CITY OF BRIGANTINE
ORDINANCE 15-2018

FAIR HOUSING ACT
DEVELOPMENT FEE ORDINANCE

Attorney Linda Galella, From Parker McKay explained that the details of the ordinance.

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

Motion Carried.

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

CITY OF BRIGANTINE
ORDINANCE 16-2018

FAIR HOUSING ACT
AFFORDABLE HOUSING ORDINANCE

Ms. Galella explained that the details of the ordinance.

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

Motion Carried.

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Councilman Riordan moved, seconded by Councilman DeLucry to introduce the following ordinance.

CITY OF BRIGANTINE
ORDINANCE 17-2018

FAIR HOUSING ACT
MANDATORY SET ASIDE ORDINANCE

Ms. Galella explained that the details of the ordinance.

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

Motion Carried.

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Councilman Haney moved, seconded by Councilman Riordan to introduce the following ordinance.

CITY OF BRIGANTINE
ORDINANCE 18-2018

FAIR HOUSING ACT
OVERLAY ORDINANCE

Ms. Galella explained that the details of the ordinance.

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

Motion Carried.

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Public Comment of Ordinance 15-2018 through 18-2018.

Barbara McFarland of 600 W. Beach Ave. questioned where the overlay zones would be located.

Close of public comment of Ordinance 15-2018 through 18-2018.

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

CITY OF BRIGANTINE
ORDINANCE 19-2018

DESIGNATED "NO PARKING" AREAS ON HARBOR BEACH BLVD.

Police Chief Tom Rehill discussed that need for this Ordinance.

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

Motion Carried.

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

CITY OF BRIGANTINE
ORDINANCE 20-2018

DESIGNATED "NO PARKING" AREAS ON BAYSHORE AVENUE

Public Works Superintendent John Doring spoke about the need for this ordinance.

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

Motion Carried.

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

CITY OF BRIGANTINE
RESOLUTION 2018-143

AUTHORIZATION TO SUBMIT GRANT APPLICATION TO NJ D.O.T

Councilman Sera asked if there was a cost estimate for the streetscaping improvements on West Brigantine Avenue from 30th Street to 35th Street.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-144

TO ESTABLISH PROCEDURES FOR ADMINISTRATION AND MANAGEMENT OF
FEDERAL HIGHWAY ADMINISTRATION PROJECTS

Ms. Tosto explained that this was a requirement for applying for federal highway funds; further stating that this resolution was one of the things that was necessary for approval.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-146

AUTHORIZING EXECUTION OF AN AMENDED CONTRACT FOR OPEN BOX
CONTAINERS AND DISPOSAL SERVICES

Chief Financial Officer, Roxanne Tosto explained that this contract expires August 6th, saying it has been determined that garbage disposal contracts need to be advertised for sixty days and in order to comply with the state law an extension was required. City Solicitor, Fred Scerni commented that the state statute allows for the extension of the current contract.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-147

CER REFUND

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-148

REQUESTING CHANGE IN TITLE, TEXT, OR AMOUNT OF APPROPRIATIONS
PURSUANT TO NJS 40A:4-85

Ms. Tosto explained that at the time the budget was completed the Municipal Alliance Grant had not yet been approved, further stating that this resolution allows her to move the funds to the appropriate line item.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-149

INSERTION OF SPECIAL ITEM OF REVENUE, CHAPTER 159
MUNICIPAL ALLIANCE

Ms. Tosto explained that this resolution is the actual grant.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-150

AUTHORIZING THE AWARD OF A BID TO ATLANTIC SALT INC. FOR THE
PURCHASE OF ROCK SALT THROUGH THE ATLANTIC COUNTY COOPERATIVE

Superintendent of Public Works John Doring explained the details of the contract, stating that there is a savings through the co-op.

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

Motion Carried.

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

Consent Agenda

- A. St. Thomas Raffle License
- B. P.B.A. Corn Hole Tournament Request
- C. Riptide Fall Striper Tournament Request

Councilwoman Bew questioned the Striper Derby tournament fishing times and Mr. Doring commented that in the past they have been allowed 24 hours and the only time they will not be allowed on the front beach is while the lifeguards are on duty.

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

Motion Carried.

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Council/Manager/Committee Discussion: Ms. Tosto announced that the tax bills will be mailed by August 10th and the due date has been extended through September 7th, she commented that the bids for Hackney Place, Jenkins Parkway and 34th Street Pump Stations should be received by tomorrow and the East Evans Pump Station RFP should be out by Wednesday, August 8th with a bid opening date of August 23rd. Ms. Tosto then discussed the proposed plastic bag ordinance. Mr. Scerni commented on the proposed plastic bag ordinance with regards to the State ruling. Councilman DeLucry commented on the state legislation, stressing that the city needs to take quick action on the ordinance. Ms. Tosto suggested that if members of the public have questions or comments regarding the proposed plastic bag ordinance, they could contact her. Councilman Sera gave a Beach Committee update speaking on the proposed plastic bag ordinance, commented on the States "no smoking on the beach" ban, announced a beach clean-up on August 11th at 9:00 am at the 16th Street Beach and discussed the "beach spreading" issue stating that they are researching options to improve the situation. Councilwoman Bew announced that the local baseball team, Atlantic Shore 14U Babe Ruth is headed to Texas for the Babe Ruth

World Series. Councilman Riordan announced a fund raiser for the Atlantic Shore 14U Babe Ruth Team at D'Orios in Somers Point on Sunday, and commented that the Cultural Arts Commission had a successful "Trip Down Memory Lane" event. Councilman Haney said "thank you" to the 3rd Ward residents who attended the 3rd Ward meeting, announced the Recreation Commission events and reminded all of the Triathlon on August 4th. Police Chief Tom Rehill announced the National Night Out Event on Tuesday, August 7th. City Clerk Lynn Sweeney announced the Hand Up Brigantine Event on August 12th & 13th that will help local girls with clothes and shoes for back to school.

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Public Comments

Lisa McClay of 38 11th Street North spoke about the proposed plastic bag ordinance.

Beth Court of 125 N. Derby Avenue, Ventnor spoke on behalf of the Surfriders Foundation commenting on the proposed plastic bag ordinance.

Melanie Lynch of 1103 E. Beach Ave. spoke about the proposed plastic bag ordinance.

Steve of Margate speaking as a member of the Surfriders Foundation spoke about the proposed plastic bag ordinance.

Parker McFarland of 600 W. Brigantine Ave. commented on resolution 2018-143.

Close of Public Comment

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Council Comments

Councilman Riordan commented on the proposed plastic bag ordinance. Councilman DeLucry commented on the success of the fund raiser Car Wash that was sponsored by the Young Adults with Autism for the benefit of South Jersey Cancer Fund and requested that the Heart of Surfing group be allowed to hold an event that benefits special needs children and adults.

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

Roll Call: All "Yes".

Motion Carried.

There being no further business to discuss the meeting was adjourned at 8:12 P.M.

Deputy Mayor Andy Simpson

Lynn Sweeney, RMC, City Clerk