

September 19, 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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Councilman Riordan moved, seconded by Councilman Simpson to adopt the following resolution.

CITY OF BRIGANTINE
RESOLUTION 2018-167

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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Council returned from Executive Session at 6:05 P.M.

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

Roll Call: All: "Yes".

Motion Carried.

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

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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 personnel matter regarding recently passed legislation which deals with the guidelines for accrual and use of statutory paid sick leave and one matter of litigation involving the Sea Gull Motel.

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Councilman Riordan moved, seconded by Councilwoman Bew to approve Council and Executive Session Minutes of 09/05/18.

Roll Call: Bew, Riordan, Haney, DeLucry, Simpson, Guenther: "Yes".
Sera: "Abstain" to Executive Session Minutes, "Yes" to Council Meeting Minutes.

Motion Carried.

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

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

Motion Carried.

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Public Comment on Agenda Items Only

No public comments were made.

Close of public comment.

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

CITY OF BRIGANTINE
ORDINANCE 22 OF 2018

ESTABLISHING 2 HOUR PARKING ON PORTION OF REVERE BLVD.

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

Motion Carried

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

CITY OF BRIGANTINE
ORDINANCE 23 OF 2018

DUNE MAINTENANCE

Mayor Guenther explained that this ordinance defines the details of the trimming of the Bayberry Bushes and Black Pine Trees and explains the details of the required permits. Ms. Tosto requested a change be made to the ordinance regarding the fee listed, suggesting that there be no dollar on the application. Councilman DeLucry asked what the public interest was to having any program of vegetation removal of the dunes and further commented that dunes in their natural state provide flood protection, a natural habitat for plants and animals and natural & beautiful open space and stated that they are public property and should not be allowed to be touched unless there is a defined public interest. Mayor Guenther commented other towns allow for the trimming of vegetation as well, further stating that council received the advice from Dr. Farrel who is an expert on Coastal Management.

After discussion, Councilman Riordan moved, seconded by Councilwoman Bew to amend the ordinance with the language to remove the fee.

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

Motion Carried

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

CITY OF BRIGANTINE
ORDINANCE 24 OF 2018

BOND ORDINANCE

Mayor Guenther explained that this ordinance is putting in place the funds to back up the grant money they are going to receive from FEMA for the elevation of six (6) properties that have been identified through the grant program.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-168

CAPITAL BUDGET AMENDMENT

Chief Financial Officer Roxanne Tosto explained the amendments.

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-169

RESCINDING RESOLUTION 2018-123
PLENARY RETAIL CONSUMPTION LICENSE #0103-33-005-006 RNRBRIG, LLC

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-170

ISSUANCE OF LIQUOR LICENSE #0103-33-005-006
PLENARY RETAIL CONSUMPTION LICENSE

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-171

REAL ESTATE TAX REFUND

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

Motion Carried

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

CITY OF BRIGANTINE
RESOLUTION 2018-172

APPOINTING BRIAN FEEHAN AS O.E.M. COORDINATOR

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

Motion Carried

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

Consent Agenda

- A. St. Thomas Raffle License #863
- B. St. Thomas Raffle License #864
- C. Republican Club Halloween Parade Request

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

Motion Carried.

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Council/Manager/Committee Discussion: Mayor Guenther gave an update on a meeting he attended with Deputy Mayor Simpson, Ms. Tosto & Mr. Doring, with Atlantic County regarding road improvements for the Lighthouse Circle region. Councilman Sera gave a Beach Committee report. Councilwoman Bew gave a Green Team update. Councilman Riordan announced the Annual Scarecrow contest sponsored by the Cultural Arts Commission.

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Public Comments

Jerry Szucs of 1201 Ocean Avenue commented on Ordinance 24 of 2018.

Lisa McClay of 38 11th Street North asked if the council meetings are broadcasted on the internet and Mr. Doring commented that the meeting is being live streamed.

Jim Rachiele of 1301 Ocean Ave. commented on the “no left hand turn” on 13th Street.

Close of Public Comment

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Council Comments

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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 7:10 P.M.

Mayor Philip Guenther

Lynn Sweeney, RMC, City Clerk