

October 3, 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.

\* \* \*

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

CITY OF BRIGANTINE  
RESOLUTION 2018-173

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. Councilman Sera asked for a moment of silence for Bill Smith and John Hale.

\* \* \*

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

\* \* \*

Municipal Attorney Fred Scerni reported that Council discussed the following topics in executive session: two matters of contract negotiation, one regarding a Grant application and one regarding an award of contract for roof replacement, two personnel matters, one regarding the Beach Fee Office and one regarding contract negotiations with the Dispatchers Union, one litigation matter involving The Seagull Motel.

\* \* \*

Councilwoman Bew moved, seconded by Councilman Riordan to approve Council and Executive Session Minutes of 09/19/18.

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

Motion Carried.

\* \* \*

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

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

Motion Carried.

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Mayor's Proclamation Presented to Chris How and Jerry Ryan for Elephants for Autism Football Camp.

\* \* \*

Public Comment on Agenda Items Only

No public comments were made.

Close of public comment.

\* \* \*

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

City of Brigantine  
Ordinance 22 of 2018

Establishing 2 Hour Parking on Portion of Revere Blvd.

Mayor Guenther called for the public hearing of Ordinance 22 of 2018. The Ordinance was read by title by the Mayor.

Charles Myers of 21 Revere Blvd. asked the location of the parking spots.

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 ordinance.

City of Brigantine  
Ordinance 23 of 2018  
Dune Maintenance

Mayor Guenther called for the public hearing of Ordinance 23 of 2018. The Ordinance was read by title by the Mayor.

Donald O'Donnell of 411 36<sup>th</sup> Street spoke in favor of the ordinance.

Gina Bergen of 407 West Shore Drive spoke against the ordinance.

Dr. Barry Glaser of 405 24<sup>th</sup> Street spoke in favor the ordinance.

Jerry Szucs of 1201 Ocean Avenue spoke against the ordinance.

Anne Phillips of 208 27<sup>th</sup> Street spoke against the ordinance.

Joanne Milnes of 22 MacDonald Place spoke against the ordinance.

Bob O'Donnell of 411 36<sup>th</sup> Street South spoke in favor of the ordinance.

Denise Hakanson of 1103 Beach Avenue spoke against the ordinance.

Lisa McClay of 38 11<sup>th</sup> Street North spoke against the ordinance.

Gina Bergen of 407 West Shore Drive spoke against the ordinance.

Anne Phillips of 308 27<sup>th</sup> Street spoke against the ordinance.

Frank Congemi of 605 West Shore Drive spoke against the ordinance.

Joanne Milnes of 22 MacDonald Place spoke against the ordinance.

A resident of 239 12<sup>th</sup> Street South spoke in favor of the ordinance.

Linda Congemi of 605 West Shore Drive spoke against the ordinance.

Monica Malone of 329 36<sup>th</sup> Street spoke against the ordinance.

Frank Congemi of 605 West Shore Drive spoke against the ordinance.

Jerry Szucs of 1201 Ocean Avenue spoke against the ordinance.

Lisa McClay of 38 11<sup>th</sup> Street North spoke against the ordinance.

A resident of 1301 Ocean Avenue spoke in favor of the ordinance.

Bobbi DeLucry of 7 Whalerman Cove spoke against the ordinance.

A resident of McDermott Place spoke against the ordinance.

John Racheal of 1301 Ocean Avenue spoke against the ordinance.

#### Council Comments:

Councilman Haney stated that he will be abstaining from the vote, but wanted to clarify that he and his family volunteer for many organizations on the Island.

Councilman DeLucry commented that he opposed the dune maintenance in 2012 and at that time asked what the public interest was for the ordinance and asked the question again tonight, then stated that he still opposes the idea.

Councilman Sera commented in favor of the ordinance stating that these practices are not new and the ordinance will make sure that the dunes stay healthy and continue to add to the beautification of the City in a safe way that will maintain the integrity of our dune system.

Mayor Guenther spoke about the report from Dr. Farrell stating that the dunes will be trimmed in compliance with regulations that are being put in place, further stating that this is a practice that has been done in the past and has not had a negative impact on the dunes.

Councilman Riordan stated that the work should be done by professionals and suggested tabling ordinance until more research could be done.

Councilman Simpson spoke in favor of the ordinance, saying he would like to see council pass it tonight and at the next meeting have Dr. Farrell attend to go over details.

Councilwoman Bew commented in favor of the ordinance, stating that this is a process that has been in place for many years and this is to formalize it.

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

Motion Carried

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

City of Brigantine  
Ordinance 24 of 2018  
Bond Ordinance

Mayor Guenther called for the public hearing of Ordinance 24 of 2018. The Ordinance was read by title by the Mayor.

No public comments were made.

Councilman DeLucry asked for clarification on the amount of properties and Chief Financial Officer Roxanne Tosto explained that five of the properties included in the grant are in Brigantine. Councilman DeLucry then asked if the City can have a bond ordinance that deals outside of the jurisdiction and Ms. Tosto confirmed that the ordinance went through bond council so she is comfortable with the details.

Roll Call: Bew, Riordan, Haney, DeLucry, Sera, 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 2018-174  
ALARM MAINTENANCE

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

Motion Carried

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

CITY OF BRIGANTINE

RESOLUTION 2018-176

AWARD OF CONTRACT  
WATER WORKS MATERIALS

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

Motion Carried

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

CITY OF BRIGANTINE  
RESOLUTION 2018-177

AWARD OF CONTRACT  
BRIGANTINE ACE HARDWARE MISCELLANEOUS PARTS AND SUPPLIES

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

Motion Carried

\* \* \*

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

CITY OF BRIGANTINE  
RESOLUTION 2018-178

AWARD OF CONTRACT  
PROJECT MANAGEMENT SERVICES FEMA GRANT: J: RUTALA

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

Motion Carried

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

CITY OF BRIGANTINE  
RESOLUTION 2018-179

AWARD OF CONTRACT

PROJECT MANAGEMENT SERVICES FEMA CZAR ENGINEERING, LLC

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

Motion Carried

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

CITY OF BRIGANTINE  
RESOLUTION 2018-180

AWARD OF CONTRACT  
REPLACE ROOF –P.W.D. OFFICE & MUNICIPAL BUILDING AT 14TH STREET SOUTH

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

Motion Carried

\* \* \*

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

Consent Agenda

- A. VFW Raffle License #866
- B. Fall Family Fun Fest

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

Motion Carried.

\* \* \*

Council/Manager/Committee Discussion: Ms. Tosto announced that there was another round of grant funding available and if anyone needs that information, they may obtain the information from the City Clerk's Office.

Councilman Riordan reminded all of the Cultural Arts Commission Scarecrow Competition and applauded all the people involved in the Tail Gate party from Sunday.

\* \* \*

Public Comments

Jim Rachel of 1301 Ocean Avenue spoke about the dog park.

Jerry Szucs of 1201 Ocean Avenue thanked the owners of Sea Tots for their 27 years of service to Brigantine.

Joanne Milnes of 22 MacDonald Place spoke as a Cultural Arts Commission Member, reminding all of the details of the Scarecrow Contest.

Close of Public Comment

After discussion Councilman Simpson moved, seconded by Councilman Riordan to name the North End Beach, "LoBiondo Beach" after Congressman Frank LoBiondo.

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

Motion carried.

\* \* \*

Council Comments

Councilwoman Bew reminded all of the Fall Family Fun Fest on Sunday, October 28<sup>th</sup> at 26<sup>th</sup> Street Field, which will take place after the Republican Club Halloween Parade.

\* \* \*

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 8:55 P.M.

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Mayor Philip Guenther

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Lynn Sweeney, RMC, City Clerk