

**MINUTES
WORKSHOP MEETING
BOROUGH OF SEA BRIGHT**

JUNE 16, 2022 (Thursday)

SEA BRIGHT, NEW JERSEY

TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:

<https://meet.goto.com/124354117>

OR DIAL: (408) 650-3123

Access Code: 124-354-117

Mayor Kelly called the meeting to order at 8:30 a.m. and requested those present to join in the Pledge of Allegiance.

Mayor Kelly read the following Compliance Statement:

COMPLIANCE STATEMENT (N.J.S.A. 10:4-18)

Good Morning Ladies and Gentlemen. This Meeting Is Now Called to Order: In Line With The Borough Of Sea Bright's Longstanding Policy Of Open Government, And In Compliance With The "Open Public Meetings Act" I Wish To Advise You That Adequate Notice Of This Regularly Scheduled Meeting Was Sent to the Asbury Park Press and other local newspapers on January 10, 2022. In each instance, the Date, Time, And Location of This Meeting Were Provided in the Notice. This Meeting Is Open to The Public."

PRESENT:

Mayor Brian P. Kelly

Councilmember's Erwin Bieber, Kevin Birdsall, Jefferey M. Booker, Sr. (arrived late), Samuel A. Catalano, William J. Keeler, John M. Lamia, Jr.

OTHERS:

Administrator Joseph L. Verruni, Attorney Roger McLaughlin, Engineer Gregory Blash, Clerk Christine Pfeiffer

REMARKS FROM THE AUDIENCE: (limited to 3 minutes)

The Public Comment portion of this meeting allows members of the audience to bring their concerns or comments to the Mayor and Council's attention. Pursuant to Borough Ordinance 3-2011, a member of the public who wishes to speak shall give his/her name and address for the record and may have up to three minutes to state his/her comments to the Mayor and Council as a Body. If additional time or information is requested, an appointment can be made with the Administrator's office during regular business hours.

No one wished to be heard.

Resolution:

No. 114-2022 Authorizing Display of Fireworks at Surfrider Beach Club on 6/18/22

Councilmember Bieber introduced and offered for adoption the following Resolution; seconded by Councilmember Keeler:

WHEREAS, N.J.S.A. 21:3-3 permits the governing body of a municipality to "grant a permit" for the public display of fireworks after application has been made in writing; and

WHEREAS, Surfrider Beach Club, 931 Ocean Avenue (Block 23; Lot 12) has submitted an application to the Special Events Committee of the Borough of Sea Bright requesting permission for a display of fireworks at a wedding to be held at Surfrider Beach Club on June 18, 2022; and

WHEREAS, such requests need to be approved by the Chief of Police, Fire Marshall and Special Events Committee of the Borough of Sea Bright, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

WHEREAS, such displays shall be of such a character, and so located, discharged, or fired, as in the opinion of the Chief of Police and Fire Marshall, after proper inspection, shall not be hazardous to property or endanger any person or persons; and

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, that the request for a fireworks display is hereby approved for Surfrider Beach Club to be held on June 18, 2022 in accordance with the approvals obtained from the above mentioned officials, the US Fish and Wildlife Service and the NJ Division of Fish and Wildlife; and

BE IT FURTHER RESOLVED that the Fire Official and Borough Clerk shall insure that all applicable regulations are enforced, all required permits are obtained and all necessary insurance documents are filed; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the following:

1. Surfrider Beach Club
2. Fire Official
3. Borough Police Chief
4. Special Events Committee
5. U.S. Fish and Wildlife Services

Roll Call: Bieber, Birdsall, Booker, Catalano, Keeler, Lamia
Yes Yes Absent Yes Yes Yes

ITEMS FOR DISCUSSION:

SUBJECT: textmygov.com Demonstration

ACTION: Cole Neiderman from textmygov.com provided a virtual presentation of their platform for consideration for Sea Bright. The program allows a resident to text a question which will get directed to the appropriate department for a response and also provides a platform for sending out notifications to the public. Mr. Verruni explained that there was an article in the League of Municipalities magazine promoting a similar product and believes this is the direction many municipalities are going in.

SUBJECT: Capital Projects Update

ACTION: Mr. Verruni stated that the concrete work in front of the Pavilion and Municipal Complex is supposed to begin this morning which will complete both projects.

SUBJECT: Bulkhead Ordinance Update (Councilman Keeler was not present for this discussion)

ACTION: Councilman Bieber stated that one of the top priorities of the Administration Committee is ordinance enforcement specifically bulkhead effectiveness. The Council has an ordinance in place and the engineering firm, CME, has completed inspections to determine which bulkheads are in need of repair or replacement. Borough Engineer Gregory Blash presented a detailed review of the bulkhead improvement cost assessment. Mr. Blash determined using vinyl to replace the bulkheads vs. steel or timber would be the most cost effective. He broke the town up into 3 sections – north (north of the Rumson bridge), downtown, and south (south of the downtown). The cost of replacement/repairs would be approximately \$1.37 million for the north section, about \$1.44 for the downtown excluding the Haven project, and the south section would be about \$1.22 and \$245,000 for Borough owned bulkheads. Councilman Bieber stated that we are looking for a way to fund this that is fair, equitable and executable for all residents. Mr. Verruni explained we could implement an assessment ordinance which would bond the money and residents would pay, annually, a fee equal to the cost of the bonding. The assessment fee would need to equal the increased benefit/appraisal to the property with a new bulkhead, if not, the Borough would be responsible for paying the difference. Attorney McLaughlin explained you need to look at this as a Borough-wide benefit with continued bulkheads providing increased resilience and added that this is the time to sit down with the appraiser to determine how much of the cost would be absorbed by the Borough. Councilman Bieber stated the goal is to help the town with future storms and help the property owners with the financial obligation. Mr. Verruni explained that they did look into grant funding however they would require public access.

SUBJECT: Public Safety Update (Chiefs of Police and Fire)

ACTION: Fire Chief Murphy reported 36 calls for service during the month of May which brings the total calls for services to 173 calls. Swift water training began last week which members of the Fire Department and the Sea Bright Ocean Rescue are attending – we are required by the State to have 5 members complete this training but this will bring the department up to 25 trained members. The preventative maintenance for the trucks will begin next Monday. Police Chief Friedman reported the department has been very busy with various types of offenses. The Chief reported everything is in place for the fireworks on July 1st. There has been between 400-500 parking tickets issued so far for the season and the water main work by the bridge has been completed.

SUBJECT: Woody's – Purchase of Borough property for patio extension

ACTION: Borough Engineer Gregory Blash provided a diagram and explained that he is requesting a few changes to the original plan to move the walkway to the outside of the restaurant area which would connect to the walkway to the beach and Ocean Avenue (and to remove the parking space closest to the firehouse). Mr. Verruni stated the conditions will be if the property is ever sold they cannot enclose the front area or extend the building, no permanent structures except poles to hold an awning, and they will be required to get a subdivision through the Planning Board. The Attorney will prepare a contractual agreement.

SUBJECT: Liquor License Renewals

ACTION: Borough Clerk Christine Pfeiffer provided Council with the renewal resolutions that include special conditions. Councilman Birdsall would like to add a special condition to Woody's for no amplified music outside after 10:00pm – Council agreed and a resolution will be prepared for the June 21st meeting.

SUBJECT: Road Program Streets – Engineering Proposals for FY2021 and FY2022
(Streets: 2021 Program - New St. & Peninsula Avenue; 2022 Program – Imbrie Place, Osborne Place & Surf Street) and FY2023 Road Program Application

ACTION: Mr. Verruni explained we have two outstanding road programs that we need to award – we have been awarded grant funding for the 2021 and 2022 programs. In addition, the 2023 road program application is due in August - the Borough Engineer Gregory Blash and Director of Public Works Dave Bahrle went through our roads and determined that Islandview Way and the sub-streets off of it are due for improvements. (There is a gas main being replaced in the downtown so Mr. Blash doesn't want to include those streets).

***Councilman Booker joined the meeting at 9:30 am.**

SUBJECT: Easement Agreement for Access and Right of Way from crosswalks to splash pad along Ocean Avenue

ACTION: Councilman Keeler explained that the crosswalk at Shrewsbury Way crosses Ocean Avenue and leads to private property. There is no defined pathway from there to the splashpad which is where a set of public access stairs are located. Councilman Keeler said there isn't any formal agreement or easement with the property owner to allow the public to crossover their land to the stairs – he would like to formalize an agreement and create an official pathway for the protection of the property owner and the Borough. Councilman Bieber asked how many other crosswalks are in the same situation and if the Borough would be responsible for installing the pathway. Councilman Keeler said there are a total of four crosswalks which lead to public access stairs and said he will get an estimate of the cost of a gravel walkway similar to what we have in Anchorage Park.

SUBJECT: An Ordinance Establishing Procedures and Standards Regarding Deployment of Small Wireless Facilities in Public Rights-Of-Way

ACTION: Mr. Verruni explained that we just received an updated small wireless ordinance and said it is probably incumbent of us to pass one now so we can control the placement of nodes instead of the telecommunications operators. Borough Engineer Gregory Blash will provide some additional conditions and restrictions to incorporate in the ordinance. Councilman Bieber is concerned about preserving the beauty of our town and asked about the size of the nodes that would be allowed - Mr. Verruni will find out the specifications and report back.

SUBJECT: Resolutions

1. Approving Final Payment, Release of Performance Guarantee and Accepting Two-Year Maintenance Bond for the Construction of Center Street Viewing Platform
2. Authorizing the Purchase of Police Department Vehicle - 2023 Chevy Tahoe
3. Hiring Seasonal Borough Employees
4. Award of contracts for purchase of Tide Valves and Grounds Maintenance within the Borough

ACTION: The above resolutions will be prepared for the June 21st meeting for approval along with a resolution involving the school regionalization.

EXECUTIVE SESSION:

Councilmember Birdsall offered a motion to enter in to Closed Session; second by Councilmember Bieber:

WHEREAS, Section 8 of the Open Public Meeting Act, N.J.S.A. 10:4-12 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, it is recommended by the Borough Attorney and Administrator that the Borough Council go into executive session to discuss matters set forth hereinafter which are permissible for discussion in executive session.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Sea Bright, County of Monmouth, State of New Jersey, that they meet in closed session to discuss the issues as herein set forth:

- Resolution to discuss:**
1. Litigation
 2. Contract Negotiations
 3. Personnel

BE IT FURTHER RESOLVED, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public; and

BE IT FURTHER RESOLVED, that the Mayor and Council may come back into Regular Session to conduct additional business.

Roll Call:	Bieber,	Birdsall,	Booker,	Catalano,	Keeler,	Lamia
	Yes	Yes	Yes	Yes	Yes	Yes

ADJOURNMENT:

Councilmember Birdsall offered a motion to Adjourn the Workshop meeting; seconded by Councilmember Keeler:

Roll Call:	Bieber,	Birdsall,	Booker,	Catalano,	Keeler,	Lamia
	Yes	Yes	Yes	Yes	Yes	Yes

Respectfully submitted,

Christine Pfeiffer
Borough Clerk