

**MINUTES  
WORKSHOP MEETING  
BOROUGH OF SEA BRIGHT**

**AUGUST 11, 2022 (Thursday)**

**SEA BRIGHT, NEW JERSEY**

**TO ATTEND THIS MEETING REMOTELY PLEASE USE THE FOLLOWING:**

<https://meet.goto.com/444142709>

OR DIAL: (571) 317-3112

Access Code: 444-142-709

**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.,  
Samuel A. Catalano, William J. Keeler, John M. Lamia, Jr.

**OTHERS:** Administrator Joseph L. Verruni, Attorney Richard Shaklee,  
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.

Danny Heller, 31 Center Street, shared his concerns regarding the pedestrian crosswalk at the intersection of Center Street and Ocean Avenue. It is very dangerous that the crosswalk ends once you cross over Ocean Avenue and then you need to cross the street again if you are heading towards the beach. Councilman Birdsall explained that we have tried to put in additional crosswalks but the NJDOT denied the request. Mr. Heller also questioned if we can change the timing on the traffic lights - Councilman Birdsall responded that it is controlled by the DOT as it is a State highway. Chief Friedman suggested putting an officer there during high traffic times to increase safety. Councilman Bieber recommends the Public Safety Committee take a closer look at this issue to come up with a thoughtful solution.

John Taguer, 25 Center Street, urged the Council to take a closer look into pedestrian crosswalk safety. He would like to see a sidewalk installed on the side of Donovan's where there are currently rocks so pedestrians can cross Ocean Avenue from Center Street and get to the beach without having to cross again. Mayor Kelly stated that Councilman Keeler will take Mr. Taguer and Mr. Heller's comments to the Public Safety Committee to discuss options and reach out to the DOT with recommendations and assistance.

**ITEMS FOR DISCUSSION:**

**SUBJECT:** Capital Projects Update

**ACTION:** Administrator Verruni stated that the Municipal Complex and Beach Pavilion punch list items from the bonding company have been completed after a number of years and thanked Attorney Shaklee for working with the bonding company to move things along. There are some ongoing maintenance issues that we are continuing to work on to resolve. Councilman Birdsall requested an update on the check valves in the downtown – Deputy Director of Public Works, Rob Smith, stated that they have been delivered and should be installed soon.

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

**ACTION:** Chief Friedman reported that there has been normal July police activity and the department has issued about 1,700 tickets (for moving and parking violations) to date and we are going full steam ahead into the month of August. Chief Friedman explained that it has been very difficult to enforce smoking regulations regarding cannabis as the law is written in a complicated way – they are taking a hands-off approach to prevent any civil rights violations against our officers. Captain Arias reported \$642,000 in parking revenue to date and over-all we are doing well with the system.

Fire Chief Murphy reported 94 calls for service for the month of July and believes this has been the busiest month since Sandy and the department is still maintaining the response time of 3 minutes and 22 seconds. During the month of July they had 280 man power hours on scene at calls and in

addition to that 139 hour of training. Last week they combined training with Ocean Rescue to ensure everyone is on the same page during water rescues and other life-saving techniques. The Chief added, there is a house in Rumson that is going to be demolished and they have scheduled training there prior to the demo.

Chief Friedman added that last month they had a man who passed away on the beach and said he was so impressed by our staff performing CPR from the water's edge, over the sea wall, and into the ambulance. It is very difficult, emotional and time-consuming work. Chief Murphy added it went as well as it could have but feels there is always room for improvement.

**SUBJECT:** Woody's purchase of Borough property for patio extension Ordinance

**ACTION:** Attorney Shaklee explained the first step in the process is for the Borough to adopt an ordinance authorizing the sale of property, proper advertising, a subdivision approval, and working out the deed. He asked for Council's considerations on the deed restrictions – Woody's Attorney would like to be allowed to have a permanent roof structure. Council agreed they did not approve a permanent covering but will allow for a retractable covering with permanent posts. Attorney Shaklee will advise Woody's Attorney and make the changes to the ordinance.

**SUBJECT:** Commercial Garbage Pick-Up Update

**ACTION:** Director of Public Works, Dave Bahrle, explained that he hasn't seen any issues since implementing the 3 can limit. Suburban has noticed an increase in trash on Thursdays as we believe the commercial establishments and residents are spreading their garbage collection throughout the week but have received no complaints thus far. Suburban added Anjelica's restaurant as a commercial customer now and service them on Tuesdays, Fridays, and Saturdays in order to comply with the Borough regulations. Councilman Birdsall asked DPW to look into Playa Bowls dumping soapy water down the storm drains at night after cleaning their store.

**SUBJECT:** 5G small-node ordinance

**ACTION:** Attorney Shaklee explained that adopting an ordinance for regulating 5G small-nodes would provide for a permitting process, agreement and fees prior to installation. Councilman Birdsall stated that a major concern is the abandonment of equipment/lines on the utility poles – he would like language in the ordinance that states the utility companies must take care of their old equipment prior to installing new equipment. Borough Engineer Greg Blash recommends requiring a plan from the licensee to show where exactly the nodes will be placed on the poles throughout the entire Borough. Councilman Bieber added that this is a complex issue for our town we need to find a way of making them look as appealing focus on making sure these poles are as appealing as we can stay very involved in the process to ensure proper co-locations. Mr. Verruni explained our ordinance will be more restrictive than the federal regulations which will protect us from having companies come in without our permission. The Attorney will incorporate Council's concerns into the draft ordinance.

**SUBJECT:** Bike Signage

**ACTION:** Councilman Keeler shared his concerns regarding bike safety as there have been some complaints about the new electric bikes riding at very high speeds. He would like to see signs installed along Ocean Avenue specifically on the splash pad. Council raised three points – will they be effective, where to locate them and how to pay for them. Chief Friedman explained how difficult it is to enforce bike safety as the majority of bikers are from out of town and many feel safer on the sidewalk vs. on the street. Councilman Birdsall believes we should hold off on downtown signs until the restriping is done. Councilman Keeler will get a cost estimate for signage and look into specific locations but will focus on the splash pad.

**SUBJECT:** 2023 Beach Badge Donation Request – Catholic Daughters of America

**ACTION:** Council agreed to authorize the donation request and a resolution will be prepared for the August 16<sup>th</sup> meeting for approval.

**SUBJECT:** Resolutions

1. Refund of Tax Overpayments
2. Approving Final Payment, Release of Performance Guarantee and Accepting Two-Year Maintenance Bond for the 2020 Roadway Improvement Project (Riverview Place, River Way, Shrewsbury Way, Henry Lane)
3. Renewal of the 2022-2023 Liquor License for Superstar Enterprises t/a The Cove 1250 Ocean Avenue
4. Mayor's Blue Ribbon Cannabis Committee Appointment
5. Appointing School Crossing Guards

**ACTION:** The above resolutions will be prepared for the August 16<sup>th</sup> meeting for approval.

Borough Clerk Christine Pfeiffer added that there will be another resolution to renew the vehicle lease with the First Aid.

**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. Contract Negotiations

**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 Bieber:

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

Respectfully submitted,

Christine Pfeiffer  
Borough Clerk