

# ***Borough of Brielle***

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**JANUARY 28, 2019**

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May 15 2019

***January 28th, 2019***

MINUTES JANUARY 28th, 2019 WORK SESSION START: 7:30 PM

PRESENT: MAYOR NICOL, COUNCILMEN GARRUZZO, GIANFORTE, SHAAK & VISCEGLIA, ATTORNEY MONTENEGRO & ADMINISTRATOR NOLAN.

ABSENT: COUNCILMEN NOLAN AND GORHAM

Mayor Nicol announced that any member of the public wishing to audio or video record a Council Meeting must give notice to the Borough Clerk prior to the meeting being recorded.

Mayor Nicol opened the Work Session in compliance with the Open Public Meetings Act and recognized the Administrator who had no report. The Chair then recognized Police Commissioner Garruzzo.

Councilman Garruzzo, in his capacity as Police Commissioner & Chairman of Public Safety announced the appointment of Patrolman Ronald Sofield, Jr. to Sergeant. Councilman Garruzzo noted that Mr. Sofield began his career in Brielle in 2002 as a Class II Officer and was appointed a Patrolman in December 2003.

Sergeant Sofield attended Ocean County Community College and completed the FBI Law Enforcement Development Association Training in Supervision, Leadership, Command and Executive Leadership in 2018. Sergeant Sofield also graduated the Top Gun Training Class 45 in June 2014. Sergeant Sofield is also the Department's Alcotest Coordinator, Right-To-Know Officer and Alarm Violations Officer.

When the Sergeant isn't working, he enjoys spending time with his wife Diane and his children Isabella, Madilyn, Dominic and Adriana.

Chief Palmer noted that Sergeant Sofield was a competent officer who had mastered the job.

Sergeant Sofield thanked Mayor & Council, Chiefs Palmer & Olsen, his fellow officers and his family who he called "his rock" for their support.

Councilman Garruzzo then announced the promotion of Allison McCabe to Patrolman. Ms. McCabe became a Class II Special Officer in Brielle in September 2017 having seen prior service in Point Pleasant Beach & Spring Lake. Ms. McCabe graduated as Valedictorian from the Ocean County Police Academy in May 2017 and will receive her degree in National Security from New Jersey University in May of this year. In addition, Officer McCabe is a certified EMT, a volunteer fire fighter and is skilled in sign language. Ms. McCabe resides in Wall with her parents and two sisters.

Chief Palmer stated that he had seen Allison's potential from the very start, and he was proud to have been instrumental in Brielle's hiring its first full-time female officer.

Ms. McCabe also expressed her thanks to the Mayor & Council, the Chiefs and fellow officers and her family and friend.

Chief Olsen noted that it was an exciting night for the Brielle Department and cited the motto that hung in his office "I do not expect Perfection, I expect Excellence". Sergeant Sofield has exhibited both leadership skills and he has led by example. Officer McCabe had shone from the start and was an excellent addition to the department. He reminded both officers that they had not been given their promotions, but they had earned them.

There being no further comment, work session was adjourned at 7:42 p.m. on a motion by Councilman Visceglia seconded by Councilman Gianforte.

MINUTES JANUARY 28th, 2019 START: 7:43 P.M.

PRESENT: MAYOR NICOL, COUNCILMEN GARRUZZO, GIANFORTE, SHAAK & VISCEGLIA. ATTORNEY MONTENEGRO AND ADMINISTRATOR NOLAN

ABSENT: COUNCILMEN GORHAM AND NOLAN

Following a moment of silent prayer, a salute to the flag and a roll call, the Minutes of the January 7th, 2019 meeting were approved on a motion by Councilman Shaak seconded by Councilman Gianforte; all aye; no nays. Passed.

Councilman Garruzzo seconded by Councilman Gianforte, introduced Resolution 19-17 for Passage of the Consent Agenda.

Resolution:

A. (see insertion)

B. To accept a proposal from H2M for the preparation of bid specifications and construction administration and inspections for Improvements to Union Lane, Phase One

C. (see insertion)

D. To authorize the Mayor & Clerk to execute an Emergency Interconnection Operating Agreement between the Borough of Brielle and the Borough of Manasquan.

E. To adopt the ordinances and fee schedules promulgated by the Monmouth Regional Health Commission #1, as the accepted standard for the Borough of Brielle as a participating member of the Commission

F. (see insertion)

G. (see insertion)

Vote: Councilmen Garruzzo, Gianforte, Shaak & Visceglia; all aye, No nays. Passed

Councilman Visceglia seconded by Councilman Shaak introduced Resolution 19-18 for Payment of Bills. Be It Resolved, that the following bills be paid, and that the Mayor or President of Council be authorized to draw orders on the Chief Finance Officer for payment of the bills of January 28th, 2019, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Council members Garruzzo, Gianforte, Shaak & Visceglia: all aye. No nays. Passed

Mayor Nicol then announced that the time had arrived for the introduction and passage on first reading of "AN ORDINANCE TO AMEND CHAPTER FOURTEEN OF THE CODE OF THE BOROUGH OF BRIELLE ENTITLED "FIRE PREVENTION & SAFETY". Councilman Garruzzo seconded by Councilman Gianforte, introduced Resolution 19-19 for passage on introduction and first reading of the foregoing ordinance. Vote: Councilmen Garruzzo, Gianforte, Shaak & Visceglia; all aye. No nays. Passed.

Councilman Garruzzo seconded by Councilman Gianforte, introduced Resolution 19-20 to authorize publication in the Coast Star for a hearing to be held at 7:30pm on February 11th, 2019, at Borough Hall. Vote: Councilmen Garruzzo, Gianforte, Shaak & Visceglia; all aye. No nays. Passed.

The Mayor then called for committee reports and recognized Councilman Gianforte who had no report.

Councilman Garruzzo having no report, Councilman Shaak advised residents he and Assemblyman Kean would be meeting with NJDOT to find out when the Route #35 Bridge Project would re-start and what impacts the delays would have on the Borough.

Councilman Shaak also noted that he and Councilman Nolan would be meeting with residents from Woodland Avenue to discuss improvements to the paper street also known as the Councilman Mamie Moon Walkway. The meeting was scheduled for February 4th.

Councilman Visceglia having no report, the meeting was open to the public There being no public comment, the meeting was closed on a motion by Councilman Gianforte seconded by Councilman Shaak at 7:55pm.

Approved: February 11th, 2019

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Thomas F. Nolan  
Municipal Clerk

Resolution No.: 19-17-A

Date: January 28th, 2019

RESOLUTION AUTHORIZING THE COUNTY OF MONMOUTH MOSQUITO CONTROL DIVISION TO CONDUCT AERIAL MOSQUITO CONTROL OPERATIONS WITHIN THE BOROUGH OF BRIELLE

WHEREAS, the Monmouth County Board of Chosen Freeholders, pursuant to N.J.S.A. 26:9-27 et seq. has elected through its Mosquito Control Division to perform all acts necessary for the elimination of mosquito breeding areas and/or to exterminate mosquitoes within the county; and

WHEREAS, the County has instituted an Integrated Pest Management Program consisting of surveillance, water management, biological control, and chemical control to exterminate the mosquito population within the county of Monmouth; and

WHEREAS, prior to conducting aerial dispensing operations over a designated "congested area," the County is required, pursuant to Federal Aviation Administration Regulation (FAR Part 137.51), to secure prior written approval from the governing body of the political subdivision over which the aircraft is to be operated; and WHEREAS, the Borough of Brielle is designated as a "congested area" by the Federal Aviation Administration and the County has requested that this governing body consent to its proposed aerial dispensing operations. NOW, THEREFORE, be it resolved as follows:

1. The Governing Body hereby authorizes the County of Monmouth Mosquito Control Division or its agent to apply pesticides by aircraft for mosquito control in certain areas of the municipality designated by the County as being either larval mosquito habitat or areas harboring high populations of mosquitoes constituting either a nuisance, a health hazard, or both with the understanding that:

- a) the County shall utilize pesticides, application equipment and aircraft that are approved for aerial applications by the applicable Federal (USEPA) and State (NJDEP) agencies, and
- b) such operations will be performed in compliance with applicable Federal and State regulations, and
- c) The County will notify the police department of each municipality over which aerial pesticide operations are planned prior to commencement of such operations.

CERTIFICATION

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council, at a meeting held on January 28th, 2019.

Witness my hand and seal of the Borough of Brielle this 29th day of January 2019.

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Thomas Nolan  
Municipal Clerk

Resolution No.: 19-17-C  
Date: January 28th, 2019

A RESOLUTION AUTHORIZING RENEWAL OF THE FRANCHISE AGREEMENT WITH NEW JERSEY NATURAL GAS COMPANY

WHEREAS, New Jersey Natural Gas Company has heretofore been granted a franchise and consent to lay, maintain and operate gas facilities in the Borough of Brielle; and

WHEREAS, New Jersey Natural Gas Company is desirous of obtaining a franchise and consent of the municipality to continue serving the municipality.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of Brielle hereby consents and authorizes New Jersey Natural Gas Company to lay, maintain and operate for a period of 50 years from the date hereof, its conductors, mains and pipes together with all appurtenances thereto, in, under and over all the public streets, alleys, squares and public places in the Borough of Brielle for the purpose of conducting, transmitting and distributing gas or any mixture of gases of various types, including natural gas, upon the following terms and conditions and rules, regulations and ordinances of the Borough of Brielle:

- 1. That New Jersey Natural Gas Company shall agree that in all cases in which said openings or excavations are made for the purpose of aforesaid, the pavement and surface of the streets or roadways shall be restored to the same condition as existed prior to the opening thereof; and
- 2. That New Jersey Natural Gas Company shall conduct the work of laying or repairing gas mains and pipelines in a careful and prudent manner; and
- 3. That New Jersey Natural Gas Company shall safeguard the public interest in continuous and uninterrupted service at and after the expiration of the term of the grant; and
- 4. That New Jersey Natural Gas Company shall maintain its property in good order throughout the full term of the grant; and
- 5. That New Jersey Natural Gas Company shall continuously afford safe, adequate and proper service at just and reasonable rates.

BE IT FURTHER RESOLVED, that this franchise consent, upon approval of the Board of Public Utilities of the State of New Jersey, shall supersede the Resolution granted by the Borough of Brielle on February 24, 1969;

and

BE IT FURTHER RESOLVED, that New Jersey Natural Gas Company shall file with the clerk of this municipality within sixty (60) days from the date hereof, its acceptance of the terms and provisions of the franchise consent herein granted and its agreement to be bound by the terms and provisions thereof; and  
BE IT FURTHER RESOLVED, that this resolution shall not become effective unless and until it is approved by the Board of Public Utilities of the State of New Jersey.

#### CERTIFICATION

The foregoing is a true copy of a resolution approved by the Brielle Mayor & Council at a meeting held on January 28th, 2019.

Witness my hand and seal of the Borough of Brielle this 29th day of January 2019.

SEAL

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Thomas F. Nolan  
Municipal Clerk

Resolution No.: 19-17-F  
Date: January 28th, 2019

Resolution of the Borough of Brielle

Whereas, Patrolman First Class Ronald Sofield, Jr. has demonstrated the ability and qualifications required to be promoted to the rank of Sergeant,

Now Therefore Be It Resolved, that Ronald Sofield, Jr. is appointed a Sergeant for the Borough of Brielle, effective as of January 28th, 2019.

Vote: Council members Garruzzo, Gianforte, Shaak & Visceglia; all aye. No nays. Passed.  
Absent: None

#### CERTIFICATION

The foregoing is a true copy of a resolution approved by the Brielle Mayor & Council at a meeting held on January 28th, 2019.

Witness my hand and seal of the Borough of Brielle this 29th day of January 2019.

SEAL

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Thomas F. Nolan  
Municipal Clerk

Resolution No.: 19-17-G

Date: January 28th, 2019

Resolution of the Borough of Brielle

Whereas, Allison McCabe has demonstrated the ability and qualifications required to serve as a Probationary Police Officer,

Now Therefore Be It Resolved, that Allison McCabe is appointed a Probationary Patrolman for the Borough of Brielle, effective as of January 28th, 2019.

Vote: Council members Garruzzo, Gianforte, Shaak & Visceglia; all aye. No nays. Passed.

Absent: None

CERTIFICATION

The foregoing is a true copy of a resolution approved by the Brielle Mayor & Council at a meeting held on January 28th, 2019.

Witness my hand and seal of the Borough of Brielle this 29th day of January 2019.

SEAL

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Thomas F. Nolan  
Municipal Clerk