

MINUTES September 27<sup>th</sup>, 2021

START: 6:00 PM

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

ABSENT: NONE

Mayor Nicol announced that this meeting was being held virtually in compliance with Executive Order No. 103 and was being recorded.

There being no need for a work session, Mayor Nicol then read the compliance statement and the Regular Council Meeting was opened, after a pledge of allegiance to our flag. Mayor Nicol asked for a roll call.

Mayor Nicol then asked for a motion to approve the Minutes of the September 13<sup>th</sup>, 2021, Regular Meeting. A motion was made by Councilman Gianforte seconded by Councilman Nolan, all ayes, no nays. Passed. (Councilman Shaak abstained)

Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 21-107 for Passage of the Consent Agenda.

Resolution:

- A. (See insertion)
- B. To adopt the “Cyber Incident Response Plan” as promulgated by the MEL (Municipal Excess Liability Joint Insurance Fund)
- C. To hire James Denniston as a school crossing guard effective 9/14/21
- D. To hire Kathleen Steller as a relief school crossing guard effective 9/14/21
- E. To waive the excess sewer fee Re: account #793 in the amount of \$285.00

Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan, Shaak & Visceglia; all ayes. No nays. Passed.

Councilman Visceglia seconded by Councilman Gorham introduced Resolution 21-108 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 September 27<sup>th</sup>, 2021, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan, Shaak & Visceglia; all ayes. No Nays. Passed.

Mayor Nicol then read a Proclamation re: Jack and Diane Cheer (insert).

Whereas, the Borough of Brielle has been formed in accordance with the applicable statutes, and

Whereas, it is fitting and proper for a municipality to pay tribute to those citizens whose conduct is a positive reflection on the community, and

Whereas, Jack & Diane Cheer have selflessly served the Borough of Brielle as Volunteers who, for seventeen years, supervised and carried out all the tasks necessary to run the annual Bride 10-K Hill & Dale Race, and

Whereas, during their tenure as coordinators for the 10-K Race they provided a level of expertise that made the event one of the premium events of the running season, and

Whereas the Governing Body, on behalf of all the residents of Brielle, wishes to thank the Cheers for their dedicated service to the Borough and to the Racing Tradition.

Now Therefore Be Proclaimed, that Monday, September 27th, 2021, be designated Jack and Diane Cheer Day throughout the Borough of Brielle, and

Be It Further Proclaimed, that all Brielle Residents join the Mayor & Council in celebrating Jack and Diane Cheer's dedicated service to the Brielle Community.

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

Councilman Nolan advised the Coaster Derby had been a great success with 31 participants. He also advised that Recreation would not be holding the annual Fall Festival, but a scarecrow making event would be held. Turning to the Library, Councilman Nolan cited the September 29<sup>th</sup> program on exploring Native Plants at 3:30pm and the Paint & Sip on Thursdays at 5:30pm. Councilman Nolan also noted that the Library's Saturday Hours had resumed from 10:00am to 1:00pm.

Councilman Garruzzo informed the public that the Police had addressed four car thefts over the weekend, the common denominator continues to be vehicles being left open, often with the keys in them. Since November 2018 there had been 76 such incidents reported, 60 burglaries and 10 outright thefts of the vehicle. Councilman Garruzzo urged residents to protect their property by locking the car doors.

Neither Councilman Shaak, Gorham or Visceglia having reports, the meeting was opened to the public on a motion by Councilman Visceglia seconded by Councilman Shaak. There being no public comment, the session was adjourned on a motion by Councilman Shaak seconded by Councilman Gorham.

The Administrator advised that no written comments on any agenda item had been made either by e-mail or mail, the meeting was adjourned at 6:10pm on a motion by Councilman Nolan seconded by Councilman Garruzzo.

Approved: October 11<sup>th</sup>, 2021

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Carol Baran  
Municipal Clerk

BOROUGH OF BRIELLE RESOLUTION

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing both of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2020 has been filed by a Registered Municipal Accountant with the Municipal Clerk of the Borough of Brielle, Carol Baran as per the requirements of N.J. S. 40A: 5-6, and a copy has been received by each member of the governing body, and

WHEREAS, R. S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs, and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations" as evidenced by the group affidavit form of the governing body attached hereto: and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as Stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 -to wit:

R.S. 52:27BB-52 - A local officer or member of a local governing body who, after a date fixed for compliance, fills or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fine not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year or both, in addition shall forfeit his

office.

NOW, THEREFORE BE IT RESOLVED, that the Mayor & Council of the Borough of Brielle. hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON SEPTEMBER 27TH, 2021.

SEAL

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Carol Baran  
Municipal Clerk