

MINUTES FEBRUARY 27th, 2023

START: 7:00 P.M.

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

ABSENT: COUNCILMAN VISCEGLIA

Mayor Nicol opened the meeting in compliance with the Open Public Meetings Act followed by a silent prayer, a salute to the flag and roll call.

There being no need for a work session, Mayor Nicol then asked for a motion to approve the Minutes of the February 13th, 2023 Meeting. A motion was made by Councilman Gianforte seconded by Councilman Gorham, all ayes, no nays.

Councilman Garruzzo, seconded by Councilman Gianforte introduced Resolution 23-28 for passage of the consent agenda.

- A. (see insertion)
- B. To accept the Chief of Police's towing rates in compliance with Ordinance 1096

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

Councilman Shaak, seconded by Councilman Gorham, introduced Resolution 23-29 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 February 27th, 2023, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan & Shaak.

The Mayor then announced that the time had arrived for the introduction and passage on first reading of "Calendar Year 2023/an Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank (N.J.S.A.40A:4-45.14)".

Councilman Gianforte, seconded by Councilman Nolan introduced Resolution 23-30 for passage on introduction and first reading. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan, & Shaak; all ayes. No nays. Passed.

Councilman Shaak, seconded by Councilman Nolan introduced Resolution 23-31 to authorize publication in the Coast Star for a hearing to be held at 7:00pm on March 13th, 2023 at Borough Hall. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan & Shaak; all aye, no nays. Passed.

The Mayor then announced that the time had arrived for the introduction and passage on first reading of "An Ordinance to amend Chapter Twelve (12) of the code of the Borough of Brielle entitled "Property Maintenance".

Councilman Gianforte, seconded by Councilman Shaak introduced Resolution 23-32 for passage and introduction on first reading. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan, & Shaak; all ayes. No nays. Passed.

Councilman Gianforte seconded by Councilman Nolan introduced Resolution 23-33 to authorize publication in the Coast Star for a hearing to be held at 7:00pm on March 13th, 2023 at Borough Hall. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan & Shaak; all ayes. No nays. Passed.

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

Councilman Nolan referred the public to the Library's website due to the continuous stream of services being offered. Turning to Recreation he cited the success of the biddy basketball program and noted with regret that the Environmental Commission had not endorsed a grant opportunity regarding erosion control, but the matter would be revisited in the future.

Councilman Garruzzo & Gorham had no reports. Councilman Shaak cited the recent water main break and advised that some residents had experienced brown water. That is a normal condition after a break, however, due to the volume of chatter on social media, the Water Department was taking samples at various locations. The water will be tested to address these concerns.

The meeting was opened to the public and Council was advised by Janet Hendricks, 615 Leslie Avenue, that the complaints she had at the January 23rd council meeting made concerning dredge spoils and debris at the 504-506 Green Avenue had not been addressed despite the fact that a representative of the Cramer firm, the company responsible for the dredging, had promised to resolve the matter by the first week in February. Mayor Nicol stated that he would investigate and seek resolution of the problem. Patty Summers 104 Lave Avenue echoed Mrs. Hendricks concerns for the Green Avenue area.

Virginia Lofton, 407 South Street, posed a procedural question as to what the ordinances introduced earlier were about.

The Administrator explained that at this stage the ordinances were being posted for a hearing at the next meeting on March 13th. In the interim they would be posted on the bulletin board and the website and be published in the Coast Star. Residents could review them and pose any questions or concerns at the hearing.

Mrs. Hendricks was again recognized, and she voice additional concerns over dog feces and debris in the streets from overflowing dumpsters. She wanted to know who was responsible for the clean-up. Councilman Shaak offered that the property owners were and as well as the dog owners. Enforcement of the latter is difficult, but Councilman Shaak would pursue the matter with Code Enforcement.

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Ms. Lofton was recognized, and she reminded Council that the Bayberry Garden Club had offered to participate in a beautification project, and they had requested a donation from council to assist in the effort.

Councilman Shaak advised that he had met with Ms. Jeffries concerning the project and he felt that it would be productive to have a meeting to discuss same with all the interested parties.

The meeting was adjourned at 7:22 pm on a motion by Councilman Gianforte seconded by Councilman Nolan.

Approved: March 13th, 2023

Carol Baran
Municipal Clerk

Resolution No.: 23-28-A
Date: February 27th, 2023

**BOROUGH OF BRIELLE CERTIFICATION OF REQUEST FOR EMERGENCY
PURCHASES TO BE FILED WITH THE BOROUGH ADMINISTRATOR &
CERTIFIED PURCHASING AGENT**

The undersigned Department Head certifies as follows:

1. An emergency condition exists in the Public Works Department.
2. This condition constitutes an emergency affecting the immediate health, safety or welfare of the public.
3. The nature of the condition is as follows:

Water main Break on Locust Road

4. The emergency occurred February 8th @ approximately 7:00 am.
5. It is necessary to invoke N.J.S.A. 40a:11-6 in order to obtain the immediate delivery of the materials, supplies or performance of the service described in the attached requisition (see attached). The estimated cost of furnishing the materials, supplies or services is
6. It is requested that a Purchase Order be issued without public advertisement for bids, pursuant to the above cited statute.
7. I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements are willfully false, I am subject to punishment.

Thomas Nolan
Business Administrator

Jeff Weiss
Department Head

CERTIFICATION

I, Carol Baran do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of Brielle at a meeting held on the 27th day of February 2023.

In Witness Whereof, I have hereunder set my hand and official seal of the municipality this 28th day of February 2023.

Carol Baran
Municipal Clerk