

MINUTES JANUARY 22nd, 2024

START: 7:00 P.M.

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

ABSENT: COUNCILMAN VISCEGLIA

Following a moment of silent prayer, a salute to the flag and a roll call, Mayor Garruzzo opened the meeting in compliance with the Open Public Act and asked for a motion provided by Councilman Gianforte and seconded by Councilman Nolan, to accept and file the minutes of the January 8th, 2024 Meeting; all ayes.

The Administrator was recognized, and he advised the Governing Body that the Municipal Clerk had not received the required three names of candidates to fill the council vacancy created by Mayor Garruzzo's resignation as a councilman within the fifteen day statutory timeframe.

Council had the responsibility of filling the vacancy within fifteen days of the Republican Committees failure to make a submission.

Attorney Montenegro then provided a detailed description of N.J.S.A.40A:16-11 and the mandated timetable for filling a council vacancy.

Councilman Shaak advised that he was a member of the Republican Committee and the committee had received two resumes, but as the statute required three the Committee believed that a submission with less than the required names would be invalid.

However, both candidates were clearly qualified. Mr. Eliot Colon having been President of the Board of Education with an on-going active interest in our community and Mr. Rod Zarelli, retired from service in the NYC Fire Department and now active in Brielle Fire Company No. 1 and involved in the community.

Councilman Shaak believed that Mr. Colon did have more direct experience in the parliamentary procedure having served for a number of terms on the Board of Education.

Councilman Shaak was prepared to nominate Mr. Colon to fill the vacancy. The motion was seconded by Councilman Gianforte and a roll call taken. Councilman Gianforte, Gorham, Nolan, and Shaak voted in the affirmative.

The Clerk was directed to contact Mr. Colon and advise him of his selection and to arrange for his taking of the oath of the office. The Administrator was directed to reach out to Mr. Colon and familiarize him with all pending council matters so he would be prepared to participate in the next scheduled meeting on February 12th.

Councilman Gianforte seconded by Councilman Nolan introduced Resolution 24-25 for passage of the consent agenda.

- A. (see insertions).
- B. To authorize the Road Runners Club of America to run through Brielle as part of their April 6, 2024 RunAPalooza event to benefit local charities.
- C. (see insertions).
- D. To authorize a refund for overpayment of a water/sewer bill to Brielle Anchorage, LLC in the amount of \$579.00.
- E. (see insertions).

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

Councilman Gorham seconded by Councilman Gianforte introduced Resolution 24-26 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 22nd, 2024, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Councilmembers Gianforte, Gorham, Nolan, & Shaak; all ayes. No nays. Passed.

Mayor Garruzzo then called for committee reports and recognized Councilman Gianforte who congratulated and thanked the members of the DPW for their work during the recent snow emergency.

Councilman Nolan cited the Library special and on-going events ranging from Pilates with Catlin Loria, full details are available on the Library website. While the recreation scene had a temporary lull, the Environmental Commission was working on an Environmental Inventory of Brielle.

Councilman Shaak and Gorham having no reports the meeting was opened to the public.

As there was no one present from the public Mayor Garruzzo did not feel it necessary to advise the assembly of the new rules as to public participation that had been formalized by resolution at the organization meeting.

There being no public comment, the meeting was adjourned at 7:14 pm on a motion by Councilman Shaak seconded by Councilman Nolan.

Next Meeting: February 12th, 2024

Carol Baran
Municipal Clerk

Resolution No.: 24-25-A
Date: January 22nd, 2024

Resolution of the Borough of Brielle

Whereas, NJSA:40A58 provides for making transfers between 2023 Budget Appropriation Accounts during the months of January, February & March, and

Whereas, it has become necessary at this time to expend funds in excess of the sums appropriated for the purposes specified in the 2023 Budget, and

Whereas, the Governing Body may, by resolution, transfer an existing excess to an appropriation deemed insufficient.

Now Therefore Be It Resolved, (no less than 2/3's of the full membership of the Governing Body affirmatively confirming), that the following transfers be made between appropriation accounts in the 2023 Budget.

CURRENT:

From:	Administration S/W	\$2,338.00
	Emergency Management S/W	\$6,126.00
	Buildings and Grounds	\$90.00
	Streets and Roads	\$12,514.00
	Total	\$21,068.00
To:	Legal	\$18,054.00
	Engineering	\$3,014.00
	Total	\$21,068.00

Moved By: Councilman Gianforte Seconded By: Councilman Nolan

Vote: Councilmembers Gianforte, Gorham, Nolan and Shaak: All Ayes. No Nays.

Absent: Councilman Visceglia Abstained: None

CERTIFICATION

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council, at a meeting held on January 22nd, 2024.

Witness my hand and seal of the Borough of Brielle this 23rd day of January 2024.

Carol Baran
Municipal Clerk

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.

Moved by: Councilman Gianforte Seconded: Councilman Nolan

Ayes: Council members Gianforte, Gorham, Nolan & Shaak. Nays: None. Absences: Councilman Visceglia.

CERTIFICATION

The foregoing is a true copy of a resolution approved by the Brielle Mayor & Council at a meeting held on January 22nd, 2024.

Witness my hand and seal of the Borough of Brielle this 23rd day of January 2024.

SEAL

Carol Baran
Municipal Clerk

Resolution No.: 24-25-E
Date: January 22nd, 2024

Resolution to adjust Bonding and Cash Guarantee For Bojac Realty, 619 Rankin Road

WHEREAS, there is bonding for a Major Subdivision for Block 64.06, Lot 18, 619 Rankin Road, and

WHEREAS, the Developer has requested a reduction in the Bond and Cash Guarantee as a significant amount of work has been done and the Board Engineer, Alan Hilla, Jr. has agreed to reduce the money held by the Borough for this project,

NOW, THEREFORE, BE IT RESOLVED that the Bonding be reduced from \$547,000 to \$169,641 and the Cash Guarantee be reduced from \$60,700 to \$18,849.00 and that the Chief Finance Officer is authorized to issue two checks to Bojac Realty, LLC one for \$377,359.00 for reduction of the Bonding and one for \$41,851.00 for reduction of the Cash Guarantee.

Moved by: Councilman Gianforte Seconded: Councilman Nolan Ayes: Council members Gianforte, Gorham, Nolan & Shaak. Nays: None. Absences: Councilman Visceglia.

CERTIFICATION

The foregoing is a true copy of a resolution approved by the Brielle Mayor & Council at a meeting held on January 22nd, 2024.

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Carol Baran
Municipal Clerk.