

# ***Borough of Brielle***

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**OCTOBER 23, 2017**

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December 13 2017

***October 23rd, 2017***

MINUTES OCTOBER 23rd, 2017 WORK SESSION START: 7:30 PM

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

ABSENT: NONE

Mayor Nicol advised the public that anyone wishing to audio or video record the meeting must give notice to the Borough Clerk prior to the meeting being recorded.

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

Mayor Nicol then recognized Councilman Nolan who presented a \$500.00 check from the Borough's Clean Communities Program to Boy Scout Troop #63 for their recent Clean-up of Nienstedt Island.

Councilman Nolan noted that each year the Scouts request permission from the Council to stay overnight on the Island for purposes of a through clean-up. As a result the overall appearance of the Island has improved year by year and as had positive environmental impacts. Councilman Nolan was delighted to make the presentation.

The Chair then recognized Evan Hilla who outlined his proposed Eagle Scout Project for the Council. Mr. Hilla planned to restore the mandated NJDEP storm drain advisory on storm drains throughout the Borough. The procedure would take approximately two days and Mr. Hilla intended to place the advisory emblems at one hundred locations throughout the Borough, but mainly along Higgins Avenue and Riverview Drive. Council gave their blessing. Councilman Gianforte called it "a great idea". In response to Councilman Nolan's request for a timeframe, Mr. Hilla advised that he would begin as soon as the B.S.A. Council approved the project.

There being no questions from Council or from the public, there was no further discussion and the work session was adjourned at 7:36 pm on a motion by Councilman Gianforte seconded by Councilman Nolan.

MINUTES OCTOBER 23rd, 2017 START: 7:37 P.M.

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

ABSENT: NONE

Following the announcement on recording devices, a moment of silent prayer, a salute to the flag and a roll call, the Minutes of the October 9th, 2017 Regular Meetings, were approved on a motion by Councilman Gianforte seconded by Councilman Nolan, all aye; no nays. Passed

Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 17-87 for Passage of the Consent Agenda.

Resolution:

A. To authorize the jersey shore running club to conduct their "run a palooza" event to benefit Jersey Special Olympics on April 2nd, 2018.

B. (see insertion)

C. (see insertion)

Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan, Shaak & Visceglia; all aye, No nays. Passed (Note: Councilman Nolan abstained on "C")

Councilman Visceglia seconded by Councilman Gorham introduced Resolution 17-88 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 October 23rd, 2017 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 aye No nays. Passed

Mayor Nicol then announced that the time had arrived for a hearing and further consideration of 'AN ORDINANCE TO AMEND CHAPTER II OF THE CODE OF THE BOROUGH OF BRIELLE ENTITLED "ADMINISTRATION"

The hearing was opened on a motion by Councilman Gianforte seconded by Councilman Nolan.

The Administrator explained that the Ordinance authorized the Municipal Clerk to issue Raffle License Applications without approval by resolution. The measure would streamline the process and eliminate a redundant procedure as the applicants were vetted by the state prior to being issued a license.

The hearing was closed on a motion by Councilman Gianforte, seconded by Councilman Nolan.

Councilman Garruzzo seconded by Councilman Nolan introduced resolution 17-89 for passage and adoption on final reading of their foregoing ordinance. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan & Visceglia; all aye. No nays. Passed

Councilman Nolan seconded by Councilman Garruzzo introduced resolution 17-90 to authorize publication of passage and adoption in the Coast Star according to law. Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan & Visceglia; all aye. No nays. Passed

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

Councilman Nolan cited the success of the Fall Festival's "Chili Cook-Off" and added that the Flag Football "Under The Light" event had been a great event enjoyed by all.

Mayor Nicol interjected that the First Place Winner, Borough Engineer Hilla, and Second Place Finisher, Councilman Garruzzo, were both in attendance and should be congratulated. He added that, although rumors were flying that Mr. Hilla's brother-in-law Joe and Councilman Garruzzo's father Giuseppe had been involved, he was confident that both men had produced their respective chili unassisted.

Councilman Garruzzo reminded residents that the Halloween Curfew began on October 20th and would remain in effect through November 1st. Minors under the age of 18 were not permitted to loiter, idle, wander, stroll or play or remain in or upon public places, public highways, roads, places of amusement or entertainment, places of business carried on for profit to which the public is invited, vacant lots, cemeteries or other public places, either on foot or in or on any vehicle, within the confines of the Borough, unless accompanied by a parent(s) or guardian or other adult having custody of the minor. The sole except was October 30th Mischief Night, when the 7:30pm to 6:00am curfew was extended to 6:00pm to 6:00am.

Councilman Garruzzo also noted that the Brielle Police would participate in the National Prescription Drug Take Back Day from 10:00am to 2:00pm on October 28th.

Also, on Halloween the Police department will conduct a Trunk or Treat during the Brielle Elementary School Halloween Parade.

Councilman Gorham & Visceglia having no reports the meeting was open to the public.

Edward Burke, 409 Union Lane, asked why only part of the trash on his property that he had complained about two weeks ago had been removed. He noted that the DPW was on his street picking-up leaves. Why did they miss the debris?

Mr. Burke also asked why a depression on Brielle Avenue, from a drainage installation, that he had been complaining about for five years had yet to be addressed. He added that hot patch was required not the cold path the DPW used.

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Mayor Nicol promised to address these issues with Superintendent McArthur.

The meeting was adjourned at 7:50 pm on a motion by Councilman Nolan seconded by Councilman Gianforte.

Approved: November 13th, 2017

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Thomas F. Nolan  
Municipal Clerk

Resolution No.: 17-87-B  
Date: October 23rd, 2017

Councilmember Garruzzo offered the following resolution and moved its adoption, which was seconded by Councilmember Nolan:

WHEREAS, the State of New Jersey, Department of Transportation has notified all municipalities of the availability of funding under the Transportation Trust Fund Municipal Aid Program for the Fiscal Year 2018; and

WHEREAS, the Borough of Brielle is desirous of submitting an application under this program for the following purpose:

- Improvements to the Union Lane from Old Bridge Road to NJ State Highway Route 71

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of Brielle, County of Monmouth, State of New Jersey, formally approves the grant application for the above stated project; and

FURTHER BE IT RESOLVED that the Borough Engineer, Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application identified as MA-2018-Union Lane - 00623 to the New Jersey Department of Transportation on behalf of the Borough of Brielle; and

FURTHER BE IT RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Brielle and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

#### Certification

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council at a meeting held on Monday, October 23rd, 2017

Witness my hand and seal of the Borough of Brielle this 24th day of October 2017.

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Thomas F. Nolan  
Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

Attest and Affix Seal

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Thomas F. Nolan, RMC Thomas B. Nicol  
Borough Clerk Mayor

Resolution 17-87-C  
Date: October 23rd, 2017

WHEREAS, there are two Escrow Accounts where the variance application has been finalized and a refund is due the applicants, and

WHEREAS, these refunds apply to the following accounts:

WHEREAS, the following accounts are due a refund:

Escrow account #7113, Paul & Lisa Nolan, for Block 125, Lot 2, 628 Spruce Place, in the amount of \$805.00  
Escrow account #7131, Rocon Construction Group, Inc., Block 78.02, Lot 8, 413 Euclid Avenue, in the amount of \$6,257.50

NOW, THEREFORE, BE IT RESOLVED that the total amount of \$7,062.50 be refunded for the unused escrow money and the above accounts be closed.

#### CERTIFICATION

The foregoing is a true copy of a resolution adopted at a meeting of the Brielle Mayor & Council held on Monday, October 23rd, 2017.

Witness my hand and seal of the Borough of Brielle this 24th day of October 2017.

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Thomas F. Nolan  
Municipal Clerk