

February 5, 2024

The regular meeting of the Mayor and Council of the Borough of Bay Head was held on February 5, 2024, at 7:00 pm in the Municipal Building, 83 Bridge Avenue, Bay Head, New Jersey.

Mayor Curtis asked everyone to stand and join in the Pledge of Allegiance to the Flag.

Mayor Curtis read the following statement:

Ladies and gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Act, adequate notice of this meeting has been given. This meeting is listed on an annual schedule of meetings of this Governing Body which was posted on the bulletin board at 83 Bridge Avenue on January 15, 2024; was published in *The Ocean Star* on January 15, 2024, and the *Asbury Park Press* on January 14, 2024.

The roll was called for attendance. Present were Mayor Curtis, Council President Shaning, Councilmembers, Gates, MacPherson, Jones and Borough Administrator, Frank Pannucci and Jean Cipriani. Absent were Councilmembers Barnes and Cornell.

Mayor Curtis read Resolution 2024-050, Ratifying Execution of Agreement Between the Borough and PBA Local #347 for the Promotion of Officer Sherman to Sergeant.

Council President Shaning moved the resolutions be adopted. The motion was seconded by Councilmember Gates.

Mayor Curtis called for a vote on the motion.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, MacPherson, Jones. NAYS: None. ABSENT: Barnes, Cornell. A copy of the resolution is attached to these minutes.

Oath of Office was given by Jean Cipriani, Borough Attorney. Chief Hoffman thanked the Mayor and Council for their continued support to the Police Department.

Mayor read his appointment to the Planning Board:

- Alt. 3 Jon Younghans Two-year term.

Council President Shaning moved to approve the Reorganization Minutes of January 4, 2024. The motion was seconded by Councilmember Gates and passed on roll call vote. YEAS: Shaning, Gates, MacPherson, Jones. NAYS: None. ABSENT: Barnes, Cornell.

Mayor Curtis called for Committee Reports.

Councilmember Gates, Finance: Stated he had no formal report this evening. This is the time just before March that we review the "wish" list for the budget and discuss any capital projects.

Councilmember Cornell, DPW: Was absent and the report was read by Councilmember Gates. A copy of the reports is attached to these minutes.

Councilmember Barnes, Legal and Planning: Was absent.

Councilmember Jones, Land Use: Read the Land Use reports. A copy of the reports is attached to these minutes.

Councilmember MacPherson, Recreation: Stated she had nothing to report but they are starting to set up dates for meetings.

Council President Shaning, Public Safety, read the Police and Fire Department Report. A copy of the report is attached to these minutes.

Frank Pannucci, Borough Administrator: Congratulated Sgt. Sherman on his promotion. He knows him from coaching him in football and is very proud of him. He also stated they are working on the budget.

Ms. Cipriani, Borough Attorney: Gave a brief synopsis of each ordinance that is up for introduction this evening. She stated the following:

- Ordinance 2024-01 – Amends the Animal Control Officer and the rules to allow the officer on private property.
- Ordinance 2024-02 – Amends the terms of the Environmental Commission.
- Ordinance 2024-03 – Establishes names and locations of the parks in town.
- Ordinance 2024-04 – Establishes rules for the pickleball courts.
- Bond Ordinance 2024-05 – Provides funds for a Fire Chief Vehicle

All of these ordinances will be up for second reading and public hearing on March 4, 2024.

Mayor Curtis called for Clerk's Correspondence.

Ms. Jones offered Resolution 2024-051

Resolution 2024-051

- Memorialize Raffle License #541, Bay Head Home and School Association, On-Premise 50/50, February 2, 2024, at 6:30 PM.
- Seaweeders Garden Tour, Thursday, June 20, 2024, from 10:00 AM – 3:00 PM.
- Kate Shea Foundation 19th Annual Bay Head 5k Memory Run, Saturday, May 18, 2024, starting at 8:30 AM.
- Bay Head Fire Company No. 1 Annual Clam Bank, Saturday, August 17, 2024, From 12:00 PM – 5:00 PM.
- Bay Head Historical Society General Meeting, Saturday, June 15, 2024, at 10:00 AM in the Borough Courtroom.

Mayor Curtis opened the meeting to the public for questions or comments on the resolutions.

There were none.

Mayor Curtis called for a vote on the motion.

Council President Shaning moved to approve the requests which was seconded by Councilmember Gates and passed on roll call vote. YEAS: Shaning, Gates, MacPherson, Jones. NAYS: None. ABSENT: Barnes, Cornell.

Mayor Curtis called for Resolutions. The title of each Resolution was read by the Clerk.

Resolution No. 2024-052
Authorizing Execution of a Shared Services Agreement with Manchester Township
For Use of Firearms Range Facility and Property

Resolution No. 2024-053
Awarding Peddler's License for the Year 2024 – Ron Ruggiero

Resolution No. 2024-054
Authorizing the Execution of a Shared Services Agreement with the County of Ocean
for the Fatal Accident Support Team (F.A.S.T.) Program

Resolution No. 2024-055
Authorize Purchase and Installation of a FuelForce 814 Management System
Through NJ State Contract #T0849-42270

Resolution No. 2024-56
Temporary Capital Budget – Acquisition of Fire Chief Vehicle

Resolution No. 2024-057
Appointing Anja Kane, CMR as Deputy Borough Registrar

Council President Shaning moved the resolutions be adopted. The motion was seconded by Councilmember Gates.

Mayor Curtis opened the meeting to the public for questions or comments on the resolutions.

There were none.

Mayor Curtis called for a vote on the motion.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, MacPherson, Jones. NAYS: None. ABSENT: Barnes, Cornell. A copy of each resolution is attached to these minutes.

Mayor Curtis called for Ordinances:

Ms. Jones read Ordinance 2024-01 by title:

AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN,

STATE OF NEW JERSEY, TO AMEND CHAPTER 69, ENTITLED "ANIMALS"
SECTION 69-13, "CERTIFIED ANIMAL CONTROL OFFICER; POWERS AND
DUTIES; COMPENSATION"

Council President Shaning moved this ordinance be adopted on first reading. The motion was seconded by Councilmember Gates.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, Jones, MacPherson.
NAYS: None. ABSENT: Barnes, Cornell. A copy of the ordinance is attached to these minutes.

Ordinance No. 2024-02

AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW
JERSEY, TO AMEND CHAPTER 21 ENTITLED "ENVIRONMENTAL COMMISSION," SECTION
21-4 ENTITLED "TERMS; VACANCIES" OF THE MUNICIPAL CODE

Council President Shaning moved this ordinance be adopted on first reading. The motion was seconded by Councilmember Gates.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, Jones, MacPherson.
NAYS: None. ABSENT: Barnes, Cornell. A copy of the ordinance is attached to these minutes.

Ordinance No. 2024-03

AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW
JERSEY, AMENDING AND SUPPLEMENTING THE MUNICIPAL CODE OF THE BOROUGH OF
BAY HEAD, SO AS TO AMEND CHAPTER 169, ENTITLED "PARKS AND WILDLIFE
SANCTUARIES"

Council President Shaning moved this ordinance be adopted on first reading. The motion was seconded by Councilmember Gates.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, Jones, MacPherson.
NAYS: None. ABSENT: Barnes, Cornell. A copy of the ordinance is attached to these minutes.

Ordinance No. 2024-04

AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW
JERSEY, TO ADD CHAPTER 82, PART II GENERAL LEGISLATION TO BAY HEAD
BOROUGH CODE, WHICH WILL BE ENTITLED "RULES, REGULATION AND FEES FOR
MUNICIPAL TENNIS COURTS"

Council President Shaning moved this ordinance be adopted on first reading. The motion was seconded by Councilmember Barnes.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, Jones, MacPherson.
NAYS: None. ABSENT: Barnes, Cornell. A copy of the ordinance is attached to these minutes.

Ordinance No. 2024-05

AN ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE ADQUISITION OF A FIRE CHIEF VEHICLE IN THE AMOUNT OF \$80,000 AND PROVIDING FOR THE ISSUANCE OF \$76,000 IN BONDS OR NOTES OF THE BOROUGH OF BAY HEAD TO FINANCE THE SAME

Council President Shaning moved this ordinance be adopted on first reading. The motion was seconded by Councilmember Barnes.

The motion to approve was passed on roll call vote: YEAS: Shaning, Gates, Jones, MacPherson. NAYS: None. ABSENT: Barnes, Cornell. A copy of the ordinance is attached to these minutes.

Mayor Curtis opened the meeting to the public.

There were no comments, the public discussion was closed.

Councilmember Gates moved to approve the vouchers for payment. The motion was seconded by Council President Shaning and passed on roll call vote. YEAS: Shaning, Gates, Jones, MacPherson, NAYS: None. ABSENT: Barnes, Cornell. A list of vouchers is attached to these minutes.

Mayor Curtis stated we would not be entering into Executive Session this evening.

There being no further business, Council President Shaning moved the meeting be adjourned. The motion was seconded by Councilmember Gates and passed on roll call vote. YEAS: Shaning, Gates, MacPherson, Jones. NAYS: None. ABSENT: Barnes, Cornell.

Antoinette Jones, Municipal Clerk

William W. Curtis, Mayor