

October 1, 2018

The regular meeting of the Mayor and Council of the Borough of Bay Head was held on October 1, 2018 at 7:00 pm in the Municipal Building, 83 Bridge Avenue, Bay Head, New Jersey.

Mayor Curtis called the meeting to order and welcomed everyone, he then 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 3, 2018 and was published in *The Ocean Star* on January 12, 2018 and the *Asbury Park Press* on January 11, 2018.

The roll was called for attendance. Present were Mayor Curtis and Councilmembers Hein, Barnes, Glass, Magory, Cornell, Lyons; Christopher Parlow, Borough Administrator and Jean Cipriani, Borough Attorney.

Councilmember Glass moved to approve the special meeting and executive minutes of September 17, 2018. The motion was seconded by Councilmember Barnes and passed on roll call vote. YEAS: Hein, Barnes, Magory, Glass, Cornell, Lyons. NAYS: None.

Mayor Curtis appointed Keith R. Spiedel as a member to the Bay Head Fire Department.

Mayor Curtis read the following Proclamations for the month of October:

United Nations Day – October 24th

Fire Prevention Week – October 7th thru the 13th

A copy of each Proclamation is attached to these minutes.

Mayor Curtis introduced Tim Hart and Mary Jane Bevera from the Ocean County Cultural and Heritage Commission representing the Ocean County Board of Freeholders. They presented a WWI Service Flag to the Borough recognizing the 125 men who served in WWI of which 6 were either Killed In Action (KIA) or Died, Non Battle (DNB) from influenza or accident.

Mr. Hart: The Ocean County Board of Chosen Freeholders dedicates these commemorative Service Flags to the valiant men and women from Ocean County who served in the armed forces during the U.S. involvement in the Great War. The Seaport Stitchers Quilt Guild of Tuckerton donated their time to create each of the twenty-eight commemorative Service Flags, one for each municipality that existed in 1918 in Ocean County, New Jersey. Each of these flags contains thirteen stars representing the original colonies. The number in blue indicates the total individuals who served from each municipality and the number in gold represents the total individuals from that town who made the supreme sacrifice.

Freeholder Bartlett had wished to be here tonight to present this to flag to the Borough but he was unable to do so. The Ocean County Board of Chosen Freeholders is proud of all of our residents who have served our nation throughout our history to defend our freedom.

Mayor Curtis thanked Mr. Hart, Ms. Bevera, Ocean County Cultural and Heritage Commission and the Ocean County Board of Freeholders for the flag and accepted on behalf of the residents of Bay Head.

Mayor Curtis called for Reports of Standing Committees.

Councilmember Hein, Public Services, read the Construction Official and Zoning reports for the month of September and the Code Enforcement report for August and September. Copies of the reports are attached to these minutes.

Bridge Avenue No Bike Signs – Signs were put out on the north side of Bridge Avenue – between Club Drive and Lake Avenue encouraging people not to ride their bikes. It has not been successful so I would like to see the signs removed. I would like to hear your thoughts.

Councilmember Glass: I agree and Chief Hoffman is also in agreement.

Councilmember Barnes, Legal and Planning, had no report.

October is Substance Abuse Awareness Month. I attended a seminar recently with Chief Hoffman and Mayor Curtis concerning legalizing marijuana – which is still coming. The speaker was from Colorado and spoke about the problems they have to confront now that marijuana is legalized there.

Chief Hoffman: I haven't heard anything good about this. The police are fighting it. We are pushing to get some changes.

Councilmember Barnes: There will be a Mayor's panel at Ocean County College on October 25th. Mayor Curtis will be participating.

Councilmember Glass, Public Safety, read the Police, OEM and Fire Department report for the month of September. Copies of the reports are attached to these minutes.

Fire Department – Tip of the Month:

Change Your Clock, Change Your Battery

Sunday, November 4th is the date to set your clocks back, so change the batteries in your smoke detectors to ensure proper operation.

Councilmember Glass: The Shark Run and Sea Week were just held with the help of the Bay Head Police and the Bay Head Fire Department. I would like to thank them.

Councilmember Magory, Public Works, read the attached Public Works Report for the month of September.

Councilmember Hein, two NJ-American Water Company

Representatives and I toured the roadways identifying areas that need to be patched due to homes being raised and new service being installed. They are committed to take care of this.

At the Public Works meeting, we reviewed the survey on Osborne Ave. concerning the installation of sidewalks and curbs. We have walked the south side trying to note the impact on utility companies and will be walking the north also. We are trying to get the plan finalized to go out to bid this year with work to start in April.

Councilmember Cornell, Parks, Grounds and Recreation: We ordered four more dog stations. I would like to thank Public Works for the removal of the two trees by the town clock. They will be replaced with Blue Spruce which we hope to decorate for Christmas.

Councilmember Lyons, Finance and Technology: Our CFO attended a conference last week and the "SALT" Charitable Contribution Law was discussed. Beginning with the 2018 income tax year, the federal government's "Tax Reform and Jobs Act of 2017" has limited the maximum annual deduction against federal income tax liability for state and local taxes (SALT) to \$10,000. As a result, many New Jersey property taxpayers are now barred from deducting the full cost of their communities' essential services. Governor Murphy on May 4, 2018 signed Senate Bill 1893, authorizing municipalities, counties, and school districts to establish one or more charitable funds. The State wants to push forward with this effort but haven't given any information on how it is to be administered. The Finance Committee needs to find out. We collect taxes for the County and School but they can't set up their own charitable fund. Stay tuned – we are looking into this.

Councilmember Hein: Ocean County Health Department gave 34 flu shots on Saturday. 22 were given last year. They would like to come back next year.

Councilmember Magory: During the course of the winter, especially January and February it has been discussed to cut the Recycle Center hours. The weekend hours are presently 8 am to 3 pm. We would like to try 10 am to 2 pm on weekends for January and February. This would be a saving of \$2,000.00. I would like your comments on this.

Councilmember Lyons: We would just have to get the word out. I am all for saving money.

Councilmember Glass: I would like to try it.

Councilmember Magory: We can always change back if we see it isn't working. So the hours for January and February 2019 for the Recycle Center will be 10 am to 2 pm on Saturday and Sunday.

Christopher Parlow, Borough Administrator: We finished updating the Personnel Manual and the resolution is on the agenda tonight to adopt. Copies will be distributed to all employees.

The CRS report is due the middle of this month so I am working with the Construction Department and the Planner to get all the information together.

November is the last month to introduce an ordinance so it can be adopted in December. Introduction and adoption can't cross over from one year to the next.

Please take a look at the ordinance regarding food vendors. This year two ice cream and one hot peddlers license was issued. The hot was sold but not used. If there is any action to get rid of it, November would be the opportunity to act for next year.

The new Code Enforcement Official has been on duty the last couple of weeks. I told him I would like to see the house number ordinance enforced. This ordinance gave residents until July to comply and it is now October. A lot of houses don't have the proper size numbers. It is now on his check list.

Chief Hoffman: I will have our special officers (SLEO) work on that also – it makes it very difficult to locate the home without the numbers visible.

Mayor Curtis: I just want to say that the Bay Head School does so many great things. They had Sea Week last week and all children participated. It ended with a parade today. On September 17th teacher Tom Kennedy put together a Ride for Peace for the students. It was founded by the United Nations. Grades 5, 6, 7 and 8 rode their bikes to Use to Be's and were led and followed by Police with two officers riding bikes with them. Joanne Clark Diggs came down with a first responder fireman from 9-11 who also rode with the children. The children were very well behaved. I just wanted you to know some of the great work they do at the Bay Head School.

Mayor Curtis called for Clerk's Correspondence.

Ms. Applegate offered the following:

An application for Raffles License from All Saints Church Women's Guild for an On-Premise Gift Raffle to be held on November 10, 2018 at the church

Request from New Logic Marine Science Camp to meet at Centennial Park on July 15 to 19 and August 19 to 23, 2019

Request from Bay Head Business Association for their Annual Halloween Parade to be held on Saturday, October 27 with rain date Sunday, October 28, 2018

Councilmember Glass moved to approve the requests which were seconded by Councilmember Barnes and passed on roll call vote. YEAS: Hein, Barnes, Glass, Magory, Cornell, Lyons. Nays: None.

Mayor Curtis called for Resolutions.

Councilmember Lyons offered Resolution 2018-130 authorizing the Tax Collector to conduct an electronic Tax Sale on delinquent property taxes.

Councilmember Lyons offered Resolution 2018-131 providing for the Insertion of a Special Item of Revenue in the Budget of the Borough of Bay Head pursuant to N.J.S.A. 40A:4-87 (Chapter 159 – FEMA Superstorm Sandy \$245,742.00).

Councilmember Cornell offered Resolution 2018-132 requesting the Army Corp of Engineers and New Jersey Department of Environmental Protection of the U. S. Congress to expedite construction funding for projects associated with the New Jersey Back Bays Coastal Storm Risk Management Study.

Councilmember Barnes offered Resolution 2018-133 regarding Review and Amendment of the Personnel Policy Manual.

Councilmember Magory offered Resolution 2018-134 requesting approval to submit a Grant Application and execute a Grant Contract with the New Jersey Department of Transportation for the Reconstruction of Lake Avenue Project.

Councilmember Magory offered Resolution 2018-135 requesting approval to submit a Grant Application and execute a Grant Contract with the New Jersey Department of Transportation for the Restoration of Bayberry Lane and Egbert Street Project.

Councilmember Lyons offered Resolution 2018-136 requesting authorization to advertise and receive proposals for the positions of Borough Attorney, Borough Auditor, Municipal Prosecutor, Borough Engineer and Planning Consultant for the Year 2019.

Councilmember Cornell offered Resolution 2018-137 supporting the United States Seafood Gleaning Pilot Program in Ocean and Monmouth Counties.

Councilmember Glass moved the above resolutions be adopted. The motion was seconded by Councilmember Magory.

Mayor Curtis asked if there were any questions from the public concerning the resolutions presented. There being no comments or questions, Mayor Curtis closed the discussion by the public.

The motion passed on roll call vote: YEAS: Hein, Barnes, Glass, Magory, Cornell, Lyons. NAYS: None. A copy of each resolution is attached to these minutes.

Mayor Curtis called for Unfinished Business. There was none.

Mayor Curtis called for New Business. There was none.

Mayor Curtis opened the meeting to the public. There were no comments or questions.

Councilmember Lyons moved to approve the vouchers for payment. The motion was seconded by Councilmember Magory and passed on roll call vote. YEAS: Hein, Barnes, Glass, Magory, Cornell, Lyons. NAYS: None. A list of vouchers is attached to these minutes.

There being no further business the meeting was adjourned.

Patricia M. Applegate, Municipal Clerk

William W. Curtis, Mayor