

MINUTES: December 19<sup>th</sup>, 2022

START: 7:00 P.M.

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

ABSENT: COUNCILMAN SHAAK

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

There being no need for a Work Session, the Mayor asked for a motion to approve the minutes of the November 28<sup>th</sup>, 2022, meeting. A motion was made by Councilman Gianforte seconded by Councilman Visceglia, all ayes. No nays. Approved.

Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 22-105 for passage of the Consent Agenda.

Resolution:

- A. (see insertion)
- B. (see insertion)
- C. (see insertion)
- D. To enter into an agreement with Phoenix Advisors to serve as Municipal Advisor to the securities & Exchange Commission (SEC) and the Municipal Securities Rulemaking Board (MSRB)
- E. (see insertion)
- F. To amend the Landscaper Permit Form to bring it into compliance with current municipal ordinance
- G. To acknowledge a change in the Trade Name of Waterman's Tavern to the Whiskey Lounge
- H. To empower the Borough Administrator to take any and all appropriate steps to ensure the continued effective governance of the Borough of Brielle during the Sine Die period

Vote: Council Members Garruzzo, Gianforte, Gorham, Nolan & Visceglia; all ayes. No nays. Passed. (Note: Councilman Garruzzo abstained from "G").

Councilman Visceglia seconded by Councilman Gorham introduced Resolution 22-106 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 December 19<sup>th</sup>, 2022, 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 & Visceglia; all ayes. No nays. Passed.

Mayor Nicol then read his annual Christmas Resolutions (insert).

**Whereas,** The Borough of Brielle has been formed in accordance with applicable statutes, and

**Whereas,** Chapter VII of the code of the Borough of Brielle entitled “traffic” is silent on the subject of sleighs and Reindeer, and

**Whereas,** The necessities of the Holiday season demand clarification of this deficiency.

**Now therefore be it resolved,** that sleighs and Reindeer shall be permitted to land on rooftops in the Borough of Brielle during the period December 24<sup>th</sup> through December 25<sup>th</sup> (inclusive), and

**Be it further resolved,** that no parking citations shall be issued to operators of the aforementioned vehicles provided that they fit the following description: “Little”, “Old” “Lively” & “Quick” & can produce valid identification that their name is “Saint Nick”.

**Whereas,** the Borough of Brielle has been formed in accordance with applicable statutes, and

**Whereas,** the governing body of the Borough of Brielle seeks to ensure the well-being of all its residents, and

**Whereas,** it is in the best interests of the aforesaid Brielle residents, that there be a white Christmas.

**Now therefore be it resolved,** that there shall be snow in the Borough of Brielle during the period December 24<sup>th</sup> through December 25<sup>th</sup>, 2022, and

**Be it further resolved,** that the Borough Clerk shall forward a copy of this resolution to the appropriate "implementing" agencies.

The Mayor then called for committee reports and recognized Councilman Gianforte who had no report but wished one and all a Happy Holiday Season.

Councilman Nolan advised that that the Christmas Holiday in the Park and the Christmas Tree Lighting had been great successes. Turning to the Library, Councilman Nolan announced they were conducting a host of programs fully detailed on the Library’s website, but he noted that the winter coat drive would continue until December 31<sup>st</sup> and that on December 24<sup>th</sup> a free yoga class would be held in honor of “Christmakwanzakuh”.

Councilman Garruzzo had no report, but extended holiday greetings. Councilman Gorham and Visceglia having no report, the meeting was opened to the public. There being no public comment the public portion was adjourned on a motion by Councilman Nolan seconded by Councilman Garruzzo.

Before entering Executive Session, Mayor Nicol extended his best wishes for a Merry Christmas and Happy Holiday Season to all.

Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 22-107.

There being no further public comment, Councilman Garruzzo seconded by Councilman Nolan introduced Resolution 22-106 to enable an Executive Session.

Whereas, the Open Public Meetings Act permits the exclusion of the Public from a meeting in certain circumstances; and Whereas, the Borough Council of the Borough of Brielle is of the opinion that such circumstances currently exist. Now Therefore Be It Resolved, by the Borough Council of the Borough of Brielle, County of Monmouth, State of New Jersey, on September 14th, 2015, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter to be discussed is as follows:  
“Contract Negotiations”.
3. It is anticipated at this time that the above stated subject matters will be made public when the need for confidentiality no longer exists.

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

The Executive Session began at 7:12 p.m. and ended at 7:37p.m. The session was adjourned on a motion by Councilman Visceglia seconded by Councilman Garruzzo.

Councilman Garruzzo seconded by Councilman Gianforte introduced Resolution 22-107 (see insertion) Vote: Councilman Garruzzo, Gianforte, Gorham, Nolan, & Visceglia; all ayes. No nays. Passed.

The meeting was then opened to the public. There being no public comment, the meeting was adjourned at 7:38 p.m. on a motion by Councilman Visceglia seconded by Councilman Nolan.

Approved:

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Carol Baran  
Municipal Clerk

Resolution of the Borough of Brielle

WHEREAS, the Governing Body of the Borough of Brielle has introduced and adopted a Salary Ordinance No. 108 that established Salary ranges for the various Officers & Employee of the Borough of Brielle to be effective January 1<sup>st</sup>, 2023, and

WHEREAS, the Salary Ordinance established a range for salaries, but the Local Fiscal Affairs Law requires that the actual compensation of each individual employee must be approved by the Governing Body. Part-Time workers will be governed solely by the rates established in the Salary Ordinance.

NOW THEREFORE BE IT RESOLVED, that the following salaries shall constitute the base salaries For the following employees:

Chief	\$206,683.00+
Captain	\$191,683.00
Lieutenant	\$178,683.00
Sergeant	\$167,663.00
	\$166,183.00
	\$167,153.00
	\$164,183.00
	\$164,183.00
Patrolman	\$151,020.00
Patrolman	\$89,150.00
Patrolman	\$87,750.00
Patrolman	\$72,524.00
Patrolman	\$66,274.00
Patrolman	\$57,337.00
Patrolman	\$57,212.00
Patrolman	\$56,649.00
Patrolman	\$50,836.00
Patrolman	\$45,150.00
Police Administrative Assistant	\$68,000.00
Detective	\$600.00
Crime Prevention Officer	\$500.00
Borough Administrator	\$120,000.00*
Deputy Administrator	\$1,500.00
Borough Clerk	\$77,160.00
Deputy Clerk	\$72,000.00

Chief Finance Officer	\$31,000.00
Deputy Finance Officer	\$1,000.00
Tax Collector	\$82,995.00
Assessor of Taxes	\$38,500.00
Water Sewer Collector	\$40,540.00
Purchaser/Clerk Financial Services	\$4,000.00
Clerk Financial Services	\$12,500.00
Deputy Election Official	\$1,250.00
Board of Recreation Secretary	\$4,000.00
Clerk Financial Services	\$12,000.00
	\$8,500.00
Registrar	\$1,500.00
Deputy Registrar(s)	\$750.00
Mayor	\$5,000.00
Councilmember	\$4,500.00
Municipal Judge	\$45,000.00
Mercantile Officer	\$2,000.00
Zoning Officer	\$25,000.00
Planning Board Secretary(s)	\$5,250.00
Water Utility Operator	\$17,500.00
Representative to M.R.C.C. #1	\$2,500.00
Superintendent Public Works	\$111,300.00*
Recycling/Clean Communities Coordinator	\$2,500.00
Assistant Recycling Coordinator	\$1,200.00
Safety Coordinator	\$2,500.00
Assistant Safety Coordinator	\$1,000.00
Public Works Driver/Laborer++	\$65,900.00
	\$56,500.00
	\$41,000.00
	\$38,500.00
	\$38,500.00
Recycling Driver/Laborer++	\$79,300.00
	\$47,266.00
	\$46,000.00
Water Utility Working Foreman++	\$77,100.00
Streets Working Foreman++	\$86,600.00
Recreation Director	\$6,000.00

+ Subject to Multi-year contract.

\* Subject to an Annual Contract to be signed by the Employee and Mayor

And attested to by the Municipal Clerk for salaries in compliance with the foregoing Resolution.

++ 2022 Salaries as contract expires 12/31/22. New contract subject to negotiation.

TEMPORARY BUDGET  
BOROUGH OF BRIELLE

**Whereas, N.J.S. 40a:4-19** of the revised statutes of New Jersey provides that, when any contracts, commitments or payments are to be made prior to the adoption of the Municipal Budget, the governing body shall, by resolution, adopt prior to January 31<sup>st</sup> of the fiscal year, make appropriations for the period between the beginning of the fiscal year and the adoption of the budget, and

**Whereas**, the date of this resolution is prior to the first thirty-one days of January 2023, and

**Whereas**, one quarter (25%) of the total appropriations made in the 2023 Municipal Budget, excluding appropriations made for interest and debt redemption charges & capital improvement fund in said budget is the sum of \$2,844,522.00.

**Now therefore be it resolved**, that the following temporary appropriations (the aggregate amount of which does not exceed the amount shown in the preamble above), in the amount of \$2,816,500.00 be made and a certified copy of this resolution be transmitted to the chief finance officer for their records.

APPROPRIATIONS	AMOUNT
GENERAL GOVERNMENT	
ADMINISTRATIVE & EXECUTIVE	
SALARIES & WAGES	\$ 88,000.00
OTHER EXPENSES	\$ 16,500.00
EMERGENCY MANAGEMENT	
OTHER EXPENSES	\$ 750.00
ASSESSMENT OF TAXES	
SALARIES & WAGES	\$ 10,000.00
OTHER EXPENSES	\$ 2,500.00
COLLECTION OF TAXES	
SALARIES & WAGES	\$ 32,000.00
OTHER EXPENSES	\$ 3,000.00
LEGAL SERVICES	\$ 45,000.00
BOROUGH HISTORIAN	\$ 150.00
MUNICIPAL COURT	

SALARIES & WAGES	\$ 12,500.00
MUNICIPAL PROSECUTOR	\$ 6,500.00
ENGINEERING SERVICES	\$ 30,000.00
BUILDINGS & GROUNDS OTHER EXPENSES	\$ 30,000.00
PLANNING BOARD SALARIES & WAGES OTHER EXPENSES	\$ 2,700.00 \$ 5,000.00
FINANCIAL SERVICES	\$ 22,000.00
SHADE TREE COMMISSION OTHER EXPENSES	\$ 2,500.00
ENVIRONMENTAL COMMISSION OTHER EXPENSES	\$ 500.00
MERCANTILE INSPECTION SALARIES & WAGES OTHER EXPENSES	\$ 1,000.00 \$ 150.00
INSURANCE OTHER INSURANCE PREMIUMS WORKMANS COMPENSATION GROUP INSURANCE	\$98,000.00 \$84,000.00 \$235,000.00
PUBLIC SAFETY	
FIRE COMPANY OTHER EXPENSES	\$ 11,250.00
POLICE SALARIES & WAGES OTHER EXPENSES VECHICLE PURCHASE/LEASE SICK TIME PURCHASE OPTION	\$632,250.00 \$ 35,000.00 \$ 30,000.00 \$ 15,000.00
STREETS & ROADS SALARIES & WAGES OTHER EXPENSES STREET LIGHTING (SEE UTILITIES) VEHICLE MAINTENANCE	\$150,000.00 \$ 25,000.00 \$ 12,500.00

## SANITATION

GARBAGE & TRASH REMOVAL CONTRACTUAL	\$102,000.00
OTHER TRASH EXPENSES (INCLUDES RECYCLING OTHER)	\$ 80,000.00

## HEALTH & WELFARE

BOARD OF HEALTH SALARIES & WAGES	\$ 900.00
OTHER EXPENSES	\$ 100.00
HEALTH SERVICES CONTRACTUAL	\$ 32,000.00

BOARD OF RECREATION COMMISSIONERS SALARIES & WAGES	\$ 8,000.00
OTHER EXPENSES	\$ 8,750.00

MUNICIPAL LAND USE	\$ 7,000.00
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AID TO LIBRARY	\$ 45,000.00
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ZONING OFFICER SALARIES & WAGES	\$ 7,000.00
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DOG REGULATION CONTRACTUAL	\$ 3,500.00
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## CAPITAL IMPROVEMENTS

CAPITAL IMPROVEMENT FUND	\$ 30,000.00*
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## STATUTORY EXPENDITURES

CONTRIBUTION TO SOCIAL SECURITY	\$110,000.00
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## DEBT SERVICE

## RECYCLING PROGRAM

RECYCLING SALARIES & WAGES	\$ 60,000.00
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UTILITIES	\$ 55,000.00
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## APPROPRIATIONS

## WATER UTILITY EXPENSES

OPERATING EXPENSES	
SALARIES & WAGES	\$ 95,000.00
OTHER EXPENSES	\$ 55,000.00
N.J.S.W.S.A.	\$ 52,000.00
SMRSA	\$168,000.00
SOUTH EAST MONMOTH M.U.A.	\$165,500.00
CAPITAL OUTLAY	\$ 5,000.00
GROUP INSURANCE	\$ 5,500.00
CONTRIBUTION TO SOCIAL SECURITY	\$ 7,500.00
DEBT SERVICE NJIT	\$280,500.00*
TOTAL	\$3,022,500.00
LESS EXCEPTIONS	\$310,500.00
TOTAL	\$2,712,000.00

## INTER-LOCAL AGREEMENTS

DISPATCH SERVICES	\$25,000.00
MANASQUAN MUNICIPAL COURT INTER-LOCAL	\$30,000.00
CONSTRUCTION CODE SERVICES	\$15,000.00
FIRE CODE ENFORCEMENT & INSPECTION	\$12,000.00
SEA GIRT/WATER UTILITY OPERATIONS	\$22,500.00
TOTAL	\$2,816,500.00

## CERTIFICATION

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council, at a meeting held on December 19<sup>th</sup>, 2022.

Witness my hand and seal of the Borough of Brielle this 20<sup>th</sup> day of December 2022.

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Carol Baran  
Municipal Clerk

Resolution No.: 22-105-C  
Date: December 19<sup>th</sup>, 2022

Resolution of the Borough of Brielle

Whereas, NJSA:40A58 provides for making transfers between 2022 Budget Appropriation Accounts during the months of November & December, and

Whereas, it has become necessary at this time to expend funds in excess of the sums appropriated for the purposes specified in the 2022 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 2022 Budget.

CURRENT:

From: Streets/Roads S/W	\$10,000.00
Garbage & Trash O/E	\$ 8,500.00
Total	\$18,500.00
 To: Legal O/E	 \$18,500.00

WATER UTILITY:

From: Water Utility S/W	\$2,000.00
Water Group Insurance	\$3,000.00
Total	\$5,000.00
 To: Water Utility O/E	 \$5,000.00

Moved By: Councilman Garruzzo Seconded By: Councilman Nolan

Vote: Councilmen Garruzzo, Gianforte, Gorham, Nolan and Visceglia: All Aye. No Nays.

Absent: Councilman Shaak Abstained: None

CERTIFICATION

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council, at a meeting held on December 19<sup>th</sup>, 2022.

Witness my hand and seal of the Borough of Brielle this 20<sup>th</sup> day of December 2022.

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Carol Baran  
Municipal Clerk

Approved: December 19th, 2022

Resolution No.; 22-105-E  
Date: December 19<sup>th</sup>, 2022

**Resolution Authorizing Refund Redemption Monies to Outside Lien Holder**

Whereas, at the November 10<sup>th</sup>, 2022 municipal tax sale, liens were sold on outstanding property taxes & water/sewer charges to outside lien holders; and

Whereas, these liens were redeemed by parties of interest as of December 16<sup>th</sup>, 2022 for the redemption amounts shown below with details of said redemptions & premiums to be refunded as of receipt of cancelled certificates.

Bl 102 lot 1 aka 1014 Quail Place- LOKKER, ROGER & THAIS M  
CERT 21-00003 sold on 11/10/22 for \$662.54  
Redeemed for \$674.54  
\$674.54 to be paid out of current account  
\$6,000 premium to be paid out of Tax, Title, Lien Account  
To lien holder: EVOLVE BANK & TRUST

Bl 33.01 lot 17 aka 504 Fisk Ave- GORHAM, CORT  
CERT 21-00004 sold on 11/10/22 for \$2,408.21  
redeemed for \$2,408.21  
\$2,408.21 to be paid out of current account  
\$8,300 premium to be paid out of Tax, Title, Lien Account  
To lien holder: WSFS as CUST LVTLOPS/FIRSTTRUST

Now, therefore, be it resolved, that the Mayor and Council of the Borough of Brielle, County of Monmouth, State of New Jersey hereby authorize the accounts payable clerk/tax collector to issue checks made payable to the lienholders for redemption & tax sale premiums, amounts detailed above.

**CERTIFICATION**

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council, at a meeting held on December 19<sup>th</sup>, 2022.

Witness my hand and seal of the Borough of Brielle this 20<sup>th</sup> day of December 2022.

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Carol Baran  
Municipal Clerk

Resolution No.:22-108  
Date: December 19<sup>th</sup>, 2022

Resolution of the Borough of Brielle

Whereas, the Borough of Brielle advertised for bids for the provision of trash collection services in the Asbury Park Press, the Coast Star and the Star Ledger on October 6<sup>th</sup>, 2022, and

Whereas, a corrected notice was published in the same publications on October 20<sup>th</sup>, 2022, and said notice was also mailed directly to anyone who had previously obtained a copy of the bid specifications that contained an incorrect date for the receipt of bids, and

Whereas, the Borough of Brielle received bids for the award of a contract for the project on December 6<sup>th</sup>, 2022, and

Whereas, the lowest responsible bidder for the provision of trash collection service for backyard collection was Suburban Disposal @ \$2,512,000.00 for a five year contract, and

Whereas, the lowest responsible bidder for the provision of trash collection services for curbside collection was Suburban Disposal @ \$2,019,000.00 for a five year contract, and

Whereas, the Governing Body believes that a five year curbside collection contract is in the best interest of the Borough, and

Whereas, the bid bond, consent of surety and all required documentations are in order.

Now Therefore Be It Resolved, that a contract be awarded to Suburban Disposal, 54 Montesano Road, Fairfield, to provide curbside trash collection for the period January 1<sup>st</sup>, 2023 through December 31<sup>st</sup>, 2027.

Certification

The foregoing is a true copy of a resolution passed by the Brielle Mayor & Council at a meeting held on December 19<sup>th</sup>, 2022.

Witness my hand and seal of the Borough of Brielle this 20<sup>th</sup> day of December 2022.

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Carol Baran  
Municipal Clerk