

# ***Borough of Brielle***

---

**AUGUST 14, 2017**

---

December 13 2017

**August 14th, 2017**

MINUTES AUGUST 14th, 2017 WORK SESSION START: 7:30 PM

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

ABSENT: MAYOR NICOL, COUNCILMEN GARRUZZO and SHAAK

Council-President Visceglia announced that any member of the public wishing to audio or video record a Council Meeting must give notice to the Borough Clerk prior to the meeting being recorded.

Council-President Visceglia then opened the Work Session in compliance with the Open Public Meetings Act and recognized the Administrator who had no report.

There being no questions from Council or from the public, there was no further discussion and the work session was adjourned at 7:31 pm on a motion by Councilman Gianforte seconded by Councilman Nolan.

MINUTES AUGUST 14th, 2017 START: 7:32 P.M.

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

ABSENT: MAYOR NICOL, COUNCILMEN GARRUZZO and SHAAK

Following a moment of silent prayer, a salute to the flag and roll call, the Minutes of the July 24th regular meeting were approved on a motion by Councilman Gianforte seconded by Councilman Nolan; all aye; no nays. Passed. (Note: Councilman Gorham abstained).

Councilman Gianforte seconded by Councilman Nolan introduced Resolution 17-67 for Passage of the Consent Agenda.

Resolution:

- A. (see insertion)
- B. (see insertion)
- C. To approve a Special Event Permit for WayPoint622 & SandBar charitable event, October 6th through 8th, 2017
- D. (see insertion)
- E. (see insertion)
- F. (see insertion)
- G. (see insertion)
- H. (see insertion)
- I. To authorize the Municipal Clerk to advertise for sanitation services
- J. To authorize the Administrator to direct the Clerk to solicit bids on an "as-needed" basis for those services required for the efficient operation of the Borough of Brielle.

Vote: Councilmen Gianforte, Gorham, Nolan & Visceglia; all aye, No nays. Passed

Councilman Gianforte seconded by Councilman Gorham introduced Resolution 17-68 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 August 14th, 2017, as reviewed by the Finance Committee and as listed on the Resolution and the Computer Bill List amended thereto. Vote: Councilmen Gianforte, Gorham, Nolan & Visceglia; all aye No nays. Passed

Chairman Visceglia then called for Committee Reports and recognized Councilman Gianforte who had no report.

Councilman Nolan cited the Library's August 22nd workshop on "Helping you through the Medicare Maze". On August 25th author Dorothy Benton Frank will discuss her book "Same Beach Next Year @ 6:30pm.  
Page 68

Councilman Nolan also thanked the Board of Recreation for their role in the recent Night Out Against Crime. He noted that the event seemed to be attracting more participation each year and he looked forward to the event continuing to grow in popularity.

Councilman Gianforte noted that it was an excellent event and well attended.

Councilman Gorham having no report, Council-President Chairman Visceglia opened the meeting to the public and, in the absent of any comments, he adjourned the meeting on a motion by Councilman Gianforte seconded by Councilman Nolan at 7:40pm.

Approved: August 14th, 2017 \_\_\_\_\_  
Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-B  
Date: August 14th, 2017

Resolution of the Borough of Brielle

Whereas, the Borough of Brielle advertised for bids for the provision of gasoline, in the Coast Star on July 13th, 2017, and

Whereas, the Borough of Brielle received bids for the award of a contract for the provision of gasoline on July 27th, 2017, and

Whereas, the lowest responsible bidder was Taylor Oil, Inc. 77 Second Street, Somerville, New Jersey, and

Whereas, funds for this project have been certified as available by the Acting C.M.F.O.

Now Therefore Be It Resolved that a contract be awarded to Taylor Oil, Inc.

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

\_\_\_\_\_  
Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-C  
Date: August 14th, 2017

Resolution of the Borough of Brielle

Whereas, the Borough of Brielle advertised for bids for the provision of gasoline, in the Coast Star on July 13th, 2017, and

Whereas, the Borough of Brielle received bids for the award of a contract for the provision of diesel fuel on July 27th, 2017, and

Whereas, the lowest responsible bidder was Taylor Oil, Inc. 77 Second Street, Somerville, New Jersey, and

Whereas, funds for this project have been certified as available by the Acting C.M.F.O.

Now Therefore Be It Resolved that a contract be awarded to Taylor Oil, Inc.

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-D  
Date: August 14th, 2017

Resolution of the Borough of Brielle

WHEREAS, there exists two Letters of Credit on subdivided property, Block 25.01, Lots 6.03 and 6.04, 524 & 526 Longstreet Avenue, owned by Richard and Myra Strucek, and

WHEREAS, part of the drainage work that had to be bonded has been completed and the cash guarantee is still being held to cover the Utility Trench Restoration,

NOW, THEREFORE, BE IT RESOLVED that, as per Planning Board Engineer Alan P. Hilla, Jr., the two Letters of Credit can be released back to Kearny Bank and the Cash Guarantee amount of \$1,200 for each lot will be held by the Borough until the final drainage work is done and has been inspected

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-E  
Date: August 14th, 2017

Resolution of the Borough of Brielle

Whereas, the Borough of Brielle has never made any Longevity Payments to any non-union or exempt employee, and

Whereas, this policy was "official" but never formally adopted or reduced To writing, and

Whereas, it is a requirement of the State of New Jersey Best Practice Policy that a municipality adopt such a policy "by ordinance, resolution regulation or written policy".

Now Therefore Be It Resolved, that the Borough of Brielle Personnel Policies & Procedures Manual be amended to incorporate the following language under Section Four: Compensation 85 Employee Benefits Policies: Longevity Policy-Municipal Employee whether non-union, exempt or members of a collective bargaining unit are not eligible for any longevity payments.

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-F  
Date: August 14th, 2017

Resolution of the Borough of Brielle

Whereas: on August 4th, 2017 The Ashley Lauren Foundation 309 Morris Ave Suite D Spring Lake, NJ 07762 submitted Raffle Application No. 2017-13 ID, No. 54-4-36747 for an on-site 50/50 raffle, to be held at Brielle Ale House, 601 Union Ave Brielle NJ 08730 on September 24th, 2017 between 9:00-3:00pm.

Whereas: the Brielle Police Department had indicated that it has no objection to granting this License.

Now, Therefore, Be It Resolved: that the Governing Body of the Borough of Brielle directs the Business Administrator to sign the Findings and Determination and the Municipal Clerk is to issue the required License on behalf of the Borough.

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-G  
Date: August 14th, 2017

Resolution of the Borough of Brielle

Whereas: on August 4th, 2017 Brielle PTO, 605 Union Lane, Brielle, NJ 08730 submitted Raffle Application No. 2017-14 ID, No. 57-5-22886 for an off-site 50/50 raffle, to be held at Brielle Elementary school, 605 Union Lane Brielle NJ 08730 on October 31st, 2017 at 3:00pm.

Whereas: the Brielle Police Department had indicated that it has no objection to granting this License.

Now, Therefore, Be It Resolved: that the Governing Body of the Borough of Brielle directs the Business Administrator to sign the Findings and Determination and the Municipal Clerk is to issue the required License on behalf of the Borough.

Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk

Resolution No: 17-67-H  
Date: August 14th, 2017

RESOLUTION OF THE BOROUGH OF BRIELLE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, CONCERNING THE VOTING REQUIREMENTS FOR PASSAGE OF A RESOLUTION.

WHEREAS, pursuant to N.J.S.A. 40A:60-5(e), the voting requirements for passage of an ordinance, or appointment of a subordinate officer of the Borough, are specifically provided for in the statute; and

WHEREAS, there is no such statutory provision concerning the voting requirements for passage of a borough

resolution; and

WHEREAS, the Governing Body has determined there is a need for a clear rule establishing the voting requirements for passage of a borough resolution for the purpose of clarity; and

WHEREAS, the past practice of the Governing Body has always been to require the affirmative vote of a majority of a quorum to pass a borough resolution; and

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Brielle hereby declares that the affirmative vote of a majority of a quorum is needed to pass a borough resolution, with the mayor only voting in the case of a tie.

#### Certification

The foregoing is a true copy of a Resolution passed by the Mayor & Council of the Borough of Brielle at a meeting held at Borough Hall, 601 Union Lane, Brielle, New Jersey, on August 14th, 2017.

Witness my Hand and Seal of the Borough of Brielle this 15th day of August, 2017.

---

Thomas F. Nolan  
Municipal Clerk