

October 5, 2015

The regular meeting of the Mayor and Council of the Borough of Bay Head was held on October 5, 2015 at 7:00 pm in the Bay Head Fire House, 81 Bridge Avenue, Bay Head, New Jersey.

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 106 Bridge Avenue, Unit 2 on January 6, 2015 and was published in *The Ocean Star* on January 9, 2015.

The roll was called for attendance. Present were Mayor Curtis and Councilmember's Green, Hein, Glass, Magory, Lyons and Borough Attorney, Jean Cipriani. Councilmember Barnes was absent.

Councilmember Green moved to approve the regular and executive minutes of September 14, 2015. The motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: Green, Hein, Glass, Magory, Lyons. NAYS: None.

Mayor Curtis called for Reports of Standing Committees.

Councilmember Green, Parks, Grounds & Recreation: Thanks to Mayor for the OEM meeting on Friday in anticipation of the storm. It is always best to plan for the worst and hope for the best. The beaches are beaten up and some of the stairs were damaged but the rocks did what they were supposed to do.

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

Bulk Pick-Up was today. Some residents didn't put their stuff out until mid morning. It has to go out Sunday for pick up on Monday otherwise it will not be picked up, nor should it be put out days in advance. Summons will be issued.

Mayor Curtis: Bart, Claire and the police did a good job getting the word out to secure job sites to the contractors prior to the storm.

Councilmember Hein: Ocean County Health Department has provided a number of pamphlets, but only one copy. If you see something you would like a copy of please let me know.

Councilmember Glass, Public Services: I would also like to thank the Bay Head Police Department and the Fire Company for their preparedness for the storm. She read the Police and the Bay Head Fire Co. monthly report for the month of September. A copy of the report is attached to these minutes.

FIRE PREVENTION TIP OF THE MONTH –The arcing recently witnessed on power lines is the result of salt building up on lines due to lack of rain. The same salt buildup over time may cause fires in a home exterior electrical connection in outlets and air conditioning connections. Homeowners should have these inspected by an electrician every 3 years.

Councilmember Magory, Public Works: The Borough has secured a grant for the new building in the amount of about one million dollars – this is a FEMA Grant. We started working on this two weeks after Sandy and just secured it. I was told the delay in construction of the building helped secure the grant. The building is being constructed by a modular company and M & M the Contractor states the boxes will be here for Christmas. I will go up very quickly once it arrives.

Councilmember Lyons: Is the million separate from the money for the generator?

Councilmember Magory: Yes it is.

Councilmember Lyons, Finance: The Finance Department was very happy with the grant for one million. We also want to share with everyone our Best Practices Review. We are required to answer questions which turn into a grade. If you score 80% or less you lose State grants. We have a score of 92%. Council has been provided a copy of the review and if you want a copy it can be obtained at Borough Hall. There will be no reduction of any State grants this year.

Mayor Curtis called for Clerk's Correspondence.

Mrs. Applegate offered the following:

An application for Raffles License from Sacred Heart Holy Name Society for Off Premise 50/50 for their monthly meetings in 2016 at Msgr. Casey Hall, Goetze Street and Main Avenue.

Request from Bay Head Business Association for their Halloween Parade on Sunday, October 25.

Request from St. Paul's United Methodist Church to close West Lake Avenue on Sunday, October 25<sup>th</sup> from Bridge Avenue to Willow Drive for the Festival of Hope Tailgate Party.

Councilmember Green moved to approve the requests. The motion was seconded by Councilmember Glass and passed on roll call vote. YEAS: Green, Hein, Glass, Magory, Lyons. NAYS: None.

Mayor Curtis called for Ordinance for Second Reading and Public Discussion and Vote.

Councilmember Magory offered Ordinance 2015-22 entitled:

ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 222

ENTITLED "VEHICLES AND TRAFFIC" SO AS TO ADD CERTAIN  
LOCATIONS TO SECTION 222-25 ENTITLED "SCHEDULE VII:  
STOP INTERSECTIONS"

Councilmember Magory moved this ordinance be adopted on second reading and final passage. The motion was seconded by Councilmember Glass.

Mayor Curtis opened the meeting to the public for a public hearing on this ordinance.

There being no comments or questions the public hearing was closed.

The motion passed on roll call vote. YEAS: Green, Hein, Glass, Magory, Lyons.  
NAYS: None. A copy of this ordinance is attached to these minutes.

Mayor Curtis called for Ordinance, First Reading.

Councilmember Hein offered Ordinance 2015-23 entitled:

ORDINANCE OF THE BOROUGH OF BAY HEAD, COUNTY OF  
OCEAN, STATE OF NEW JERSEY, AMENDING THE MUNICIPAL  
CODE OF THE BOROUGH OF BAY HEAD, SO AS TO MODIFY  
CHAPTER 46-10, ENTITLED "OVERTIME COMPENSATION"

Councilmember Hein moved this ordinance on first reading, which motion was seconded by Councilmember Magory.

The motion passed on roll call vote. YEAS: Green, Hein, Glass, Magory, Lyons.  
NAYS: None. A copy of this ordinance is attached to these minutes.

Mayor Curtis called for Unfinished Business.

Councilmember Glass: Just a reminder, the Bay Head Business Association Craft Fair will be held on Saturday, October 17<sup>th</sup> in the parking lot beside the Firehouse. There are 25 crafters coming. Also, the Halloween Parade will start on Mount Street and travel down Lake to Bridge up to the Bay Head Firehouse.

Mayor Curtis: The Route 35 project pumps worked last Saturday. Generators were delivered in case of loss of electricity but we didn't have to use them. The water drained off Route 35 beautifully.

The Shark Run was postponed from last Saturday till this Saturday – same time and location.

Agate is in the process of repairing a design flaw that allows ground water to infiltrate into the system causing the pumps to run 24/7. The seals will also get rid of the odors coming from the storm drains.

Mayor Curtis called for New Business and Resolutions.

Councilmember Glass offered Resolution 2015-116 authorizing the execution of a Shared Services Agreement with the County of Ocean for the Driving While Intoxicated Enforcement Program.

Councilmember Glass offered Resolution 2015-117 authorizing payment to employees for hours of Accrued Compensatory Time from the budgetary provision approved as part of the 2015 Budget under the General Appropriation named as Deferred Compensation Salary and Wages.

Councilmember Lyons offered Resolution 2015-118 cancel sewer billing.

Councilmember Lyons offered Resolution 2015-119 authorizing refund of Tax Overpayment.

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

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

Mayor Curtis opened the meeting to the public.

Bob Markey, 665 East Avenue: Piping is being installed on East Avenue will it then be repaved? How did the rock revetment do in the last storm? The sand is gone.

Councilmember Magory: East Avenue will be repaved in its entirety. On East Avenue they are presently installing water and gas lines.

Mayor Curtis: The repaving won't be done until the water and gas lines are complete. We are hopefully for the fall if not it will be in the spring.

Mayor Curtis: The rock revetment held. We did lose almost all of the sand but there is a sand bar visible off shore. We will probably have a big sand push in the spring. We have heard very little about the Beach Renourishment Plan. As per the Governor it is being held up by Bay Head and Point Pleasant Beach residents. The Ocean front property owners are doing what they think is best for Bay Head. They have paid to have the rocks installed.

Don Frederickson, 856 Clayton Avenue: Is anything being done to encourage the renourishment?

Mayor: It is not our property. We are not against sand and neither are they. Their concern is their property rights. They have spent their money for the rocks. I as Mayor will not impose eminent domain.

There being no further comments Councilmember Lyons moved to approve the vouchers for payment, which motion was seconded by Councilmember Green and passed on roll call vote. YEAS: Green, Hein, Glass, Magory, Lyons. NAYS: None. A list of the vouchers is attached to these minutes.

There being no further business the meeting was adjourned.

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Patricia M. Applegate, RMC  
Municipal Clerk

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William W. Curtis, Mayor