

January 1, 2020
REORGANIZATION/REGULAR MEETING

The reorganization meeting of the Mayor and Council of the Borough of Bay Head was held on Tuesday, January 1, 2020 at 4:00 PM in the Bay Head Municipal Building, 83 Bridge Avenue, Bay Head, New Jersey.

Mayor Curtis called the meeting to order and welcomed everyone. He asked everyone to stand and join with him 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 was published in *The Ocean Star*, December 20th, *The Asbury Park Press* on December 19th and posted on the bulletin board at the Municipal Building located at 83 Bridge Avenue, on December 16, 2019.

The roll was called for attendance. Present were Mayor Curtis, Councilmembers Magory-by phone, Barnes, Shaning, Cornell, Lyons, Borough Administrator, Christopher Parlow; CFO, and Borough Attorney, Jean Cipriani.

Jean Cipriani, Borough Attorney administered the Oath of Office to the following:

**William W. Curtis, Mayor
Douglas Lyons, Councilmember
Holly MacPherson, Councilmember**

Councilmember MacPherson took her seat on the dias.

Councilmember MacPherson introduced her family: I am very excited to be here and looking forward to serving Bay Head.

Councilmember Lyons stated he had been a resident of Bay Head for 28 years and can't imagine living in a better town. I am honored to serve the people of Bay Head and thank you for re-electing me.

Mayor Curtis: I would like to thank everyone for coming out. Holly, welcome to the dias. Doug, thank you for everything you do financially and with our IT stuff. I am looking forward to working with you again. I would also like to thank all of council for their service. He then introduced Lance White, Mayor of Mantoloking and his wife Jane. Mantoloking will hold their Reorganization meeting tomorrow at 5:30 pm. You are all invited.

Steve Fitzpatrick, passed the Chief Helmet to Joseph Todisco, incoming Chief of the Bay Head Fire Department.

Jean Cipriani, Borough Attorney administered the Oath of Office to the following officers to the Bay Head Fire Company:

**Joseph Todisco, Chief
Glen Brown, Deputy Chief
Dan Gaestel, Captain
Andrew Welsh, 1st Lieutenant
Jack Gisinger, Chief Engineer**

Councilmember Cornell moved to elect Councilmember Lyons as Council President for the year 2020. This motion was seconded by Councilmember Shaning and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None.

Mayor Curtis made the following appointments to Council Standing Committees for 2020. The first person is Chairman.

Public Works	<u>MAGORY</u>, Cornell, Shaning
Legal and Planning	<u>BARNES</u>, Magory, MacPherson
Public Safety	<u>SHANING</u>, Barnes, Lyons
Parks, Grounds & Rec	<u>CORNELL</u>, Lyons, MacPherson
Public Services	<u>MacPHERSON</u>, Barnes, Shaning
Finance & Technology	<u>LYONS</u>, Magory, Cornell

Councilmember Lyons moved to approve Mayor's appointments of the 2020 Standing Committee and Chairpersons. This motion was seconded by Councilmember Cornell and passed on roll call vote: YES: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None.

Mayor Curtis made the following appointments to the Planning Board:

Class II	Christopher Parlow	One Year term
Class IV	Patricia Wojcik	Four year term
Class IV	R. Neil Devesty	Four year term
Class IV	Richard McGoey	One year term
Alternate #2	John Henry Morris	Two year term
Alternate #4	Heather Robertson	Two year term

Councilmember Shaning moved to appoint Councilmember MacPherson as Council's representative to the Planning Board. The motion was seconded by Councilmember Lyons and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None.

Mayor Curtis made the following appointments to the Environmental Commission:

Dan Paulus	Three year term
Carol Tassini	Three year term

Councilmember Cornell moved to approve Mayor's appointments to the Environmental Commission. The motion was seconded by Councilmember Barnes and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None.

Councilmember Lyons moved to appoint Councilmember Cornell as Council's representative to the Environmental Commission. The motion was seconded by Councilmember Barnes and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None.

Councilmember Barnes moved to approve the regular minutes of December 2, 2019. The motion was seconded by Councilmember Magory and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, Lyons. NAYS: None. Not Voting: Councilmember MacPherson.

Mayor Curtis called for Reports of Standing Committees.

Councilmember Magory, Public Works, read the attached report.

Councilmember Lyons: I would like the public to know that we don't make decisions based on costs – a number of decisions are considered. In considering the engineer appointment, a number of items were discussed than went beyond the cost.

Councilmember Magory: The only item I was aware of was the rate.

Councilmember Lyons: I respectfully disagree.

Councilmember Barnes, Legal and Planning: 2019 was a very busy year. The preparation of the dune ordinance took up a lot of time and we are still working on it. We had hoped to introduce today but that is not happening. Our hope is to have a special meeting this month or to have it ready for introduction in February. We are looking forward to 2020 – I am looking at outdated ordinances. I am happy to be back on the Public Safety Committee. Marijuana question will be on the ballot so that is something else we will be looking at. Hopefully there will be no new litigation to work through.

Councilmember Shaning read the Construction Official and Zoning Officer report for the month of December. Copies of the report are attached to these minutes.

Councilmember Shaning, Public Safety, had no report.

Councilmember Cornell, Parks, Grounds and Recreation, had no report. She wished everyone Happy New Year.

Councilmember Lyons, Finance and Technology: Happy New Year. We continue to work on the 2020 Budget. Hopefully we will be ready

to introduce it in February. We are continuing our Shared Service Agreement with Freehold Township for IT.

Christopher Parlow, Borough Administrator: Happy New Year. I would ask that you consider adding an additional Resolution to the Reorganization agenda. The resolution would authorize the Dune Consultant, O'Donnell, Stanton and Associates, to perform aerial photography services with the use of a drone to complete the mapping on the oceanfront, which is needed to complete the beach ordinance. This item was discussed at the last ordinance committee meeting.

I received an email from Jeffrey Surenian stating the name of his firm would be changed from "Jeffrey R. Surenian & Associates, LLC" to "Surenian, Edwards & Nolan, LLC". Resolution 2020-03 should be changed accordingly.

Jean Cipriani, Borough Attorney: Thank you for the appointment. I look forward to a calm year in Bay Head.

Mayor Curtis called for New Business and Resolutions.

Mayor Curtis stated that Resolution 2020-42 would be pulled.

Councilmember Magory requested that Resolution 2020-05 be pulled from the consent agenda and to be voted on separately.

Resolution 2020-01 appointing Jean L. Cipriani, Esq. as Municipal Attorney was offered by Councilmember Barnes.

Resolution 2020-02 appointing Robert A. Hulsart as Municipal Auditor was offered by Councilmember Shaning.

Resolution 2020-03 appointing Jeffrey R. Surenian, Esq. as Special Counsel, COAH was offered by Councilmember Cornell.

Resolution 2020-04 appointing Bonnie Peterson, Esq. as Municipal Prosecutor was offered by Councilmember MacPherson.

Resolution 2020-06 appointing CME Associates as Professional Planning Consultant was offered by Councilmember Lyons.

Resolution 2020-07 appointing Brian W. McAlindin, Esq. as Alternate Prosecutor was offered by Councilmember Barnes.

Resolution 2020-08 appointing Mott MacDonald as Special Engineering Consultant was offered by Councilmember Shaning.

Resolution 2020-09 appointing Maser Consulting, P.A. as Special Engineering Consultant was offered by Councilmember Cornell.

Resolution 2020-10 appointing Remington & Vernick Engineers as Special Engineering Consultant was offered by Councilmember MacPherson.

Resolution 2020-11 authorizing the Tax Assessor to file an Assessor's Appeal to correct certain errors made on assessments was offered by Councilmember Lyons.

Resolution 2020-12 authorizing certain people to sign Borough checks was offered by Councilmember Barnes.

Resolution 2020-13 approving the Cash Management Plan of the Borough of Bay Head was offered by Councilmember Shaning.

Resolution 2020-14 authorizing cancellation of minimal balances and overpayments was offered by Councilmember Cornell.

Resolution 2020-15 authorizing the cancellation of miscellaneous charges and outstanding checks was offered by Councilmember MacPherson.

Resolution 2020-16 permitting Pre-Payment of certain items was offered by Councilmember Lyons.

Resolution 2020-17 appointing Roberta A. Burze, Esq. as Public Defender was offered by Councilmember Barnes.

Resolution 2020-18 appointing Carmine R Villani, Esq. as Alternate Public Defender was offered by Councilmember Shaning.

Resolution 2020-19 authorizing the execution of a Shared Services Agreement between the Borough of Bay Head and the Township of Freehold for Information Technology Services was offered by Councilmember Cornell.

Resolution 2020-20 providing for salaries and compensation of the Police Chief, William Hoffman for 2020 was offered by Councilmember Cornell.

Resolution 2020-21 authorizing the execution of 2020 Annual Software Maintenance Agreement with Edmunds & Associates was offered by Councilmember Lyons.

Resolution 2020-22 authorizing the execution of an Employment Agreement with William Antonides, Jr. as Chief Financial Officer was offered by Councilmember Barnes.

Resolution 2020-23 reappointing James J. Gluck, Esq. as Judge of the Municipal Court was offered by Councilmember Shaning.

Resolution 2020-24 appointing Christopher Parlow as Community Rating System Coordinator was offered by Councilmember MacPherson.

Resolution 2020-25 appointing Christopher Parlow as Safety Coordinator was offered by Councilmember MacPherson.

Resolution 2020-26 providing dates of Borough Council Meetings and Designating Official Newspaper for the Year 2020 was offered by Councilmember Lyons.

Resolution 2020-27 establishing Fees, Penalties and Interest for 2020 was offered by Councilmember Barnes.

Resolution 2020-28 authorizing the Execution of a Shared Services Agreement with the Ocean County Board of Health for Animal Facility Services was offered by Councilmember Shaing.

Resolution 2020-29 adopting the 2020 Temporary Budget was offered by Councilmember Cornell.

Resolution 2020-30 appointing Municipal Search Officers, Patricia Applegate and John Antonides offered by Councilmember MacPherson.

Resolution 2020-31 appointing Adam Curtis as Recycling Coordinator offered by Councilmember Lyons.

Resolution 2020-32 designating Lawrence Gilman, Supervisor of Public Works as Stormwater Coordinator offered by Councilmember Barnes.

Resolution 2020-33 authorizing Electronic Transfer of Funds offered by Councilmember Shaning.

Resolution 2020-34 authorizing the execution of a Contract with John Neary for Animal Control Services offered by Councilmember Cornell.

Resolution 2020-35 affirming a Sustainable Jersey Green Team Committee for 2020 offered by Councilmember MacPherson.

Resolution 2020-36 appointing Kelley Mickle, Director/Deputy Emergency Management Coordinator offered by Councilmember Lyons.

Resolution 2020-37 appointing Patricia Applegate JIF Fund Commissioner and Christopher Parlow as Alternate JIF Fund

Commissioner offered by Councilmember Barnes.

Resolution 2020-38 Appointing Office of Emergency Management Roster for 2020 offered by Councilmember Shaning.

Resolution 2020-39 providing for Salaries and Compensation of the Assistant Chief Financial Officer of the Borough of Bay Head for 2020 offered by Councilmember Cornell.

Resolution 2020-40 amending Resolution 2019-140 providing for payment of Salaries and Compensation of Borough Officials and Employees for 2020 offered by Councilmember MacPherson.

Resolution 2020-41 authorizing the execution of Agreement for Reimbursement of Training Costs for Various Special Law Enforcement Class II Officers offered by Councilmember Lyons.

Councilmember Magory moved the consent agenda resolutions be approved. The motion was seconded by Councilmember Barnes and passed on roll call vote: YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. NAYS: None. A copy of each resolution is attached to these minutes.

Councilmember Lyons offered Resolution 2020-05 appointing Michael F. O'Donnell, P.E., P.P., CME and the firm of O'Donnell Stanton & Associates Engineers, as Borough Engineer for the Borough of Bay Head. The motion was seconded by Councilmember Cornell.

Councilmember Barnes: Brian is most intimately involved with the engineer. I also haven't spoke to anyone about the change. Why for this sudden switch?

Councilmember Lyons: I did try to reach out to you. I spent quite a bit of time talking to the public works department and with other committee members. It was felt that a change should be made – it seemed like the right decision.

Councilmember Magory: Having the two other public works committee members discuss this matter and excluding me – I don't think that is the best way to approach.

Councilmember Lyons: I called each councilmember individually and that was the feedback. The decision is consistent with my experience as well.

Councilmember Cornell: We have had discussions and I made myself clear about the issues I have had. It is my feeling that we need to look at other alternatives.

Mayor Curtis: They can work on other projects and they will have an opportunity to submit and RFP next year.

Councilmember Shaning: John is a likeable guy but he is not appointed for life. I feel he was dismissive of some of our concerns. I raised the issue of flooding and it was fluffed off.

There being no further discussion the motion was voted on: YEAS: Shaning, Cornell, MacPherson, Lyons. **NAYS:** Magory, Barnes. A copy of the resolution is attached to these minutes.

Mayor Curtis opened the meeting for Public Discussion.

There being no comments Councilmember Lyons moved to approve the vouchers for payment. The motion was seconded by Councilmember Magory and passed on roll call vote. YEAS: Magory, Barnes, Shaning, Cornell, MacPherson, Lyons. **NAYS:** None. A list of the vouchers is attached to these minutes.

Mayor Curtis thanked Joanne Pehlivanian and Paul and Rosemarie Wolleon for organizing the reception which will follow. He invited all to attend and wished them a healthy new year.

The meeting was adjourned.

**Patricia M. Applegate, Municipal
Clerk**

William W. Curtis, Mayor