

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Official Council *Re-Organization* Meeting Minutes

January 5, 2017

The Reorganization Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ADMINISTER OATH OF OFFICE

Council Person (3 Year Term):

Melissa Wudzki

2. ROLL CALL

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | | X | | | X | X | X |
| Absent | | X | | X | X | | | |

Also Present: Margaret Gorman, Chief Financial Officer

Councilmember Asay

Councilmember Snow

Councilmember Bendel

Councilmember Thompson

Councilmember Berglund

Councilmember Wudzki

Mayor Silver

3. NOMINATION FOR COUNCIL PRESIDENT

Nomination for Council President was tabled due to the absence of three council members. Nomination will be made at the January 24, 2016 Council Meeting.

4. ANNOUNCEMENT BY MAYOR SILVER OF THE MAYOR'S APPOINTMENT OF GOVERNING BODY LIAISONS FOR THE CALENDAR YEAR 2017.

DEPARTMENT OF PARKS AND PUBLIC PROPERTY

Director/Liason:

John Bendel, Mayor Silver

Island Heights Post Office:

Newsletter:

Ocean County Mayor's Association:

Planning Board:

Senior Advisory Committee:

DEPARTMENT OF PUBLIC SAFETY

Director/Liaison:

Sean Asay, Mayor Silver

Emergency Management:

Fire Department:

Fire Prevention Bureau:
First Aid:
Gypsy Moth/Mosquito Control:
Liaison to Comcast:
Police Department:
Prosecutor:

DEPARTMENT OF PUBLIC WORKS

Director/Liaison: Steve Berglund, Mayor Silver
Construction:
Engineering:
Fleet Management and Maintenance:
Garbage and Recycling:
Municipal Facilities:
Parks:
Streets and Roads:
Water and Sewer:

DEPARTMENT OF ADMINISTRATION AND FINANCE

Director/Liaison: Susan Thompson, Mayor Silver
Chief Financial Officer:
Clerk/Registrar:
Economic Development:
Finance and Capital Budget Committees:
Insurance:
Purchasing:
Tax Assessor:
Tax Collector:
Zoning/Code Enforcement:

DEPARTMENT OF COMMUNITY SERVICES AND INFORMATION:

Director/Liaison: Sandra Snow, Mayor Silver
Badge Checkers:
Community Club:
Computer Services:
Coordinate Public Calendar:
Cultural and Heritage Association:
Environmental Committee:
Liaison to Island Heights Yacht Club:
Library:
Lifeguards/Beaches:
Recreation:
Web Pages:

DEPARTMENT OF PUBLIC WELFARE

Director/Liaison: Melissa Wudzki, Mayor Silver
Animal Control
Board of Health
Continuing Education Requirements and Optional Programs

Crossing Guards
Liaison to Central Regional
Liaison to Island Heights Grade School
Municipal Court
Street Lighting

5. ANNOUNCEMENT BY MAYOR SILVER OF THE MAYOR'S APPOINTMENTS TO SERVE AT THE PLEASURE OF THE GOVERNING BODY:

| | |
|---------------------------------------------------------------------------------------------------|-------------------------|
| Municipal Court Administrator | Elizabeth Boettger |
| Deputy Court Administrator | Michelle Sargent |
| Alternate Deputy Court Administrator | Barbara McAteer |
| Assessment Search Officer | Katherine Fenton-Newman |
| Affirmative Action Officer/P.A.C.O. | Katherine Fenton-Newman |
| Purchasing Agent/Project Manager/ Newsletter Editor | April D. Elley |
| Chief Financial Officer | Margaret Gorman |
| Deputy Municipal Finance Officer | April D. Elley |
| Clerk of Public Works | Wendy Prior |
| Construction Official Class I/Building Sub Code Official Class I/Building Inspector Class I | Ken Anderson |
| Code Enforcement/Zoning Officer | Joseph Cocco |
| Certified Recycling Professional | Oscar Cradle, CPR |
| Emergency Management Coordinator | Douglas Platt |
| Deputy Emergency Management Coord. | Lt. Kevin Arnold |
| Fire Sub Code Official (3 year term) | William Richert |
| JIF Fund Commissioner | Katherine Fenton-Newman |
| Alternate JIF Fund Commissioner | Maser Consulting, P.A. |
| Payroll Clerk | Margaret Newnom-Purdie |
| Primary Grantsperson | Maser Consulting, P.A. |
| Qualified Purchasing Agent | Joseph Kostecki |
| Safety Coordinator | Katherine Fenton-Newman |
| Stormwater Management Coordinator | Maser Consulting, PA. |
| Tax Assessor | Vicki Mickiewicz |
| Tax Collector/Deputy Municipal Clerk | Wendy Prior |

6. ANNOUNCEMENT BY MAYOR SILVER OF THE MAYOR'S APPOINTMENTS TO THE FOLLOWING BOARD/COMMITTEE

Capital Committee

(1 year term)
Mayor Silver

Finance Committee

Mayor Silver

Trustees of the Library

(1 year term)

Joyce Kaizar

Sharon Lee

Ellen Columbus

Claire Kalli

James Muller

Lynn Lenox

Marilyn Connors

Sally Gauntt

Betsy Hyle

Planning Board

Class I - 4 Year Term

William Noble - Expires 12/31/18

Class III - 3 Year Term

John Bendel - Expires 12/31/2017

Class IV - 4 Year Term

Eleanor Seibert - Expires 12/31/17

Vacant - Expires 12/31/17

Joe Connors - Expires 12/31/17

Bob MacNeal - Expires 12/31/17

Don Roberts - Expires 12/21/19

Frank Wetta - Expires 12/31/19

Alternates - 3 Year Term

Robert Baxter - Expires 12/31/18

Karen Kier - Expires 12/31/18

Recreation Committee

Alan Fumo

Pam Marx

Maureen DeSanto

Sarah Snow

Environmental Committee

Margaret Laratta

Pat Sherwin

Marsha Cudworth

Tara Church

Matt Crane

Tanara Hall

Mary Judge

Board of Health

Claire Cagney

Fran Gajano

Joann Moy

Pat Bailey

7. Resolution 2017-01 Designating the Various Professionals pursuant to N.J.S.A. 40A:11-1 et seq.

| | |
|-------------------------------|-----------------------------------------------|
| Municipal Attorney | Michael O’Connell of Pringle, Quinn & Anzano |
| Municipal Auditor | Holman, Frenia, Allison, PC |
| Municipal Fee Accountant | William E. Antonides & Co |
| Municipal Special Attorney | Eric M. Bernstein & Associates |
| Municipal Engineer | James Priolo, Maser Consulting, P.A. |
| Municipal Bond Counsel | Jan Wouters, Esquire |
| Special Attorney Tax Appeals | Christopher Connors, Esquire |
| Special Projects Engineer | Michael O’Donnell, O’Donnell Stanton & Assoc. |
| Municipal Prosecutor | Eric D. Brophy, Esquire |
| Municipal Prosecutor (Alt. 1) | Diegnan & Brophy, LLC |
| Public Defender | Brian Rumpf, Esquire |
| Public Defender (Alt.) | Charles Tivenan, Esquire |
| Public Comment - None | |
| Roll Call | |

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | | | | X |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. CONSENT AGENDA

- Resolution 2017-02 Authorizing the Tax Collector to Conduct a Tax Lien Sale**
- Resolution 2017-03 Setting the Interest Rate Charged on Delinquent Water and Sewer**
- Resolution 2017-04 Setting the Interest Rate Charged on Delinquent Taxes Pursuant to N.J.S.A. 54A:4-67.**
- Resolution 2017-05 Authorizing Signatures of Borough Checks Pursuant to N.J.S.A. 40A:5-16.**
- Resolution 2017-06 Authorizing all Full Time and Part Time Employees of the Borough Be Paid Every Two (2) Weeks**
- Resolution 2017-07 Designating the Official Publication(s)**
- Resolution 2017-08 Authorizing the Mayor to Execute all Grant Applications on Behalf of the Borough.**
- Resolution 2017-09 Adopting Cash Management Plan for Calendar Year of 2017.**

Resolution 2017-10 Authorizing the Tax Assessor to Act As the Agent for the Taxing District

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | | | | X |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. ADJOURNMENT 7:15 p.m.

Motion made by: Berglund Seconded by: Asay ALL IN FAVOR

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, February 8, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, February 9, 2017 at 7:00 PM held at the borough hall.
- All municipal offices will be closed on Monday, February 13, 2017 in observance of Lincoln's birthday.
- The Island Heights Board of Health regularly scheduled meeting is Thursday, February 14, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, February 14, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, February 15, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, February 16, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- All municipal offices will be closed on Monday, February 20, 2017 in observance of Washington's birthday.
- The Island Heights Recreation Committee regularly scheduled meeting is Monday, February 27, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, February 28, 2017 at 7:00 PM held at the borough hall.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

*** Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount**

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

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Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

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Official Council Meeting Minutes

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Roll Call:

| | |
|------------------------|------------------------|
| Council President Asay | Councilmember Thompson |
| Councilmember Bendel | Councilmember Wudzki |
| Councilmember Berglund | Mayor Silver |
| Councilmember Snow | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | | X | | | X | X | X |
| Absent | | X | | X | X | | | |

Also Present: Margaret Gorman, Chief Financial Officer

1. **PUBLIC COMMENT - None**
2. **RESOLUTIONS**

Resolution 2017-11 Resolution - Approving 2017 Temporary Budget

Chief Financial Officer Gorman explained that since the Borough is still working on the 2017 budget, State Statute lets the municipality take 26.25% of the budget so the Borough can operate for the next 3 months.

Public Comment
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | | | | X |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-12 Bill List

Public Comment:

Bob MacNeal asked what the bill list was. The Mayor explained that it has to do with paying payroll, insurance, school, gas bills, internet bills, electric bills, etc. Councilmember Asay pointed out that the insurance bill for the Ocean County Municipal Joint Insurance Fund is

\$110,000. This is for the Borough to insure for workers compensation, vehicles, etc. The deductibles are very high and it is for the minimum insurance we have to carry.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | | | | X |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-15 Resolution - Appointing Courtney Marx as Temporary Office Assistant at a Rate of \$12.50 Per Hour Not to Exceed 28 Hours Per Week

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | | | | X |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

3. PURCHASE ORDER

Resolution 2017-13 Approving the Following Purchase Order

Vendor: John E. Camburn & Son

Item: Replacement of Equipment at Fletcher Place Pump Station

Amount: \$3,473.25

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | | | | X |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. COUNCIL REPORTS

Councilmember Berglund passed on his report.

Councilmember Asay welcomed the new Fire Chief, Ken Balfrey and the new Fire Company Vice President, Brian Gabriel. Councilmember Asay said he was looking forward to working with these gentlemen this year.

Councilmember Wudzki said she was very excited about this opportunity.

Mayor Silver acknowledged Councilmember Wudzki's family who were present.

Mayor Silver read a notice from the Island Heights Police Department regarding the upcoming snow storm:

"Snow Emergency Ordinance 96-017, 7-3.9 To: All Island Heights Residents. From: Island Heights Police Department. Residents: During a snow emergency Residents will have to follow Ordinance 96-017. This ordinance will be in effect whenever snow has fallen and the accumulation is such that it covers the roadways of Island Heights. Parking on the streets of Island Heights for these times will be as such: There will be NO PARKING permitted on the SOUTH SIDE of EAST/WEST STREETS and on the EAST SIDE of NORTH/SOUTH STREETS. All off street parking must be utilized to the fullest capacity. Violation of this ordinance could bring a fine not to exceed \$200.00 or incarceration for a term not exceeding ten (10) days or both.

This ordinance will be strictly enforced so please make every effort to adhere to it. For a copy of this ordinance or if you have any questions, please feel free to contact the Island Heights Police Department at 732-270-3006."

Mayor Silver reported that the Ocean County Board of Taxation held a meeting on December 15, 2016. At that meeting the Board of Taxation approved a town-wide reevaluation for the Borough. It must take place during the 2017 tax year and must be implemented for the 2018 tax year. The reevaluation must be accomplished within the next 12 months. The Mayor will have more information to follow as to what organization will have the task of handling the reevaluation for the Borough. The reevaluation will include all commercial, residential and marina properties in the town.

5. PRIVILEGE OF THE FLOOR

Bill Hummel, Ocean Bend, supports paid parking along the boardwalk on River Avenue. He thinks it could be easily implemented and wouldn't be much of an imposition. He also suggested that Island Heights have a police boat and auxiliary police.

The Mayor said that he has been getting positive comments from other residents regarding paid parking on River Avenue.

Maureen DeSanto, 15 Fletcher Place, said that the school reorganization meeting was the other night and she is the liaison to the Borough Council. She was reaching out to Councilmember Wudzki to let her know that the School Board wants to continue the positive relationship that the Board and the Borough have had together. Whatever the Borough needs from the School Board, please come to her.

Mrs. DeSanto said that the curriculum committee is trying to reach out more to the community. There are a few things planned that will be seen in the next couple of months. She also asked if Councilmember Snow would still be involved in the Environmental Committee. Mayor Silver said that she would always participate.

Barry Constantine, 191 Central Avenue, requested the monitoring of speeding on Central Avenue. He wanted to know when the sensors will be moved. The Mayor said that he needs to make arrangements with Ocean County because they have to unlock the axles to move them. He said that they will be relocated probably sometime next week, after he reaches out to the County to move them. The Mayor said he will be relocating one to 191 Central Avenue.

A member of the audience suggested parking an old police car on Central Avenue.

6. EXECUTIVE SESSION FOR CONTRACT DISCUSSION 7:34 p.m.

Resolution 2017-14

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | | | | X |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. ADJOURNMENT 8:07 p.m.

8. First: Berglund Second: Wudzki All In Favor

Respectfully Submitted by:

 Katherine Fenton-Newman
 Acting Municipal Clerk

Items of Interest:

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Council Meeting February 14, 2017

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Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|-------------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC HEARING FOR FILING A LOCAL GOVERNMENT ASSISTANCE APPLICATION WITH THE NJ DEPARTMENT OF ENVIRONMENTAL PROTECTION, GREEN ACRES PROGRAM TO MAKE IMPROVEMENTS TO THE RIVER AVENUE BOARDWALK.

Mayor Silver explained that the hearing was cancelled to do job cost estimates exceeding anticipated costs. This grant will not be pursued at this time.

3. PUBLIC COMMENT

Due to the large amount of people in the audience the Metered Parking "Item for Discussion" was moved to the "Public Comment" portion of the meeting.

Betty Jo Leahey, 110 Oak Avenue, stated she was a member of the Yacht Club. She is concerned about the Junior Olympic Regatta. She said that parents would have a hard time watching their children, dealing with the boats and feeding meters all day long. She also thinks it will discourage them from wanting to come. It is a big event and it is a privilege for Island Heights to be part of this event. In addition, the Yacht Club pays for a lot of things in the town like beach badges, tennis badges, crabbing badges.

For some of the older members the only free entertainment and form of enjoyment is to be able to sit under the pavilion. Some can't walk further than the edge of River Avenue. If they have to feed meters all day they won't be able to afford to enjoy it.

She also expressed concern that the meters would force people to park up the side streets. She said it would create a huge problem. She said that when she worked for the Municipal Court, people were angrier about getting parking violations than drunk driving violations. She fears that it would create more problems for the Municipal Court.

Frank Parisi, 15 Jaynes Avenue, had questions on how the metered parking would work financially. He would like to see something in writing and have a discussion on what the costs would be. He understands that there are certain fixed costs for maintenance on the boardwalk such as lawsuits, electricity, maintenance, etc. Will the parking structure generate enough money to offset that structure? Will the Borough net enough money in the end?

Mayor Silver said that he did some rough math of what could be generated at peak season. He said there was 2400 feet of parking area along the street. 20 foot parking spaces comes to 120 total spaces. If you made \$25 per space in peak season, meaning during the summer time when there are solid cars around the entire curve from west to east, would be approximately \$3,000 per day.

Mayor Silver reminded everyone that this is a subject that is in its infancy. It is only an item for discussion. There is nothing that is being pursued for a resolution. The Mayor has not spoken to any vendors nor manufacturers of the parking pay stations.

Council President Berglund said that he had received many emails, as had the rest of the Council. He said most of them spoke about all the parking meters sticking up. That is not what you will be seeing down here. This is paid parking and it is done with the numbers painted onto the asphalt.

John Columbus, 38 Highland Avenue, wanted to know if there would be an off-season, as they do in Seaside Park, which would make it easier for locals and seniors. Mayor Silver said that maybe there could be, however, this is only

the third time this subject has been spoken about and no decisions have been made. Mr. Columbus said the centralized parking meters were a disaster for the first year in Seaside Park. They had to have a police officer help people muddle through. Mayor Silver said that there would be a learning curve. Mr. Columbus suggested that should be considered.

Mr. Columbus also said sometimes people would have to walk quite far to pay at the kiosks. Mayor Silver responded by saying that is why people are here, to walk on the boardwalk. Mr. Columbus said some people park their car and set out their beach chair and sit right by their car.

George Hanna, 185 Ocean Avenue, asked who was going to police this. Mayor Silver told him it would be the Police Department. Mr. Hanna wanted to know if the department was going to have enough staff. The Mayor explained that the parking pay stations are all "smart" now. They go to an application on an iPad or a Smartphone. It lets the officer know when the space number was paid for and when the meter has run out. When it expires it sends an automatic notice to the officer on his smart device saying the space number has expired. There is no patrolling. Mr. Hanna said that it will now require the officer to go and write the ticket. He wanted to know if that will require additional officers. The Mayor said that might be very possible. Mr. Hanna said that should be included in consideration of the cost. The Mayor said absolutely, but again, it is only the third discussion regarding this issue.

Scott Nesson, 174 Summit Avenue, said that the Borough will be assuming all these expenses against the potential revenue on the road. Mayor Silver interjected that \$3,000 a day per space for 30 days is \$90,000 a month. Mr. Nesson said that that may be in the middle of the summer on the weekend but not in the middle of the week. He walks the boardwalk. The Mayor said that in the middle of the week it is packed. The Mayor said he also walks the boardwalk in the summer time volunteering as a bag checker. Mr. Nesson asked the Mayor when he walks the boardwalk. The Mayor responded that he walks the boardwalk morning, afternoon and evenings and so does his wife.

Dorie Leonardi, 154 Ocean Avenue, asked if the purpose was totally to bring in revenue or partially to lessen the amount of visitors. Mayor Silver said it was not to lessen the amount of visitors. The taxpayers pay for the trash cleanup, the maintenance of the boardwalk and the vandalism on the second floor of the pavilion. The estimates he has gotten for the boardwalk rehabilitation has been in the excess of millions of dollars. When you walk down the boardwalk it sprints, it doesn't have a solid feel to it. The structure underneath is not being supported anymore. A lot of the damage did occur from Sandy, which should have been addressed by FEMA. Things fell through the cracks and we did not obtain funding from FEMA for the boardwalk. Either the taxpayer continues to pay for not just residents, but people from out of town. People from all over the state and other states come here to walk the boardwalk. The Mayor told Ms. Leonardi that if she feels that it is fine for the residents of Island Heights to foot the bill for other people to come and enjoy, so be it. If everyone thinks it is okay for us to finance it and for others to come here without generating any other revenue source, fine. He said he is trying to come up with something that helps offset the cost of the boardwalk.

Ms. Leonardi asked if the taxpayers will get some kind of permit. Mayor Silver said of course they would. All residents of the town will get an annual window sticker and hang tags for the rear view mirror when guests come.

Lynn Pendleton, 249 Ocean Avenue, questioned the revenue generation of \$3,000 per day. Mayor Silver replied it was just a rough estimate he came up with. Mrs. Pendleton said she questions it because so many residents with permits and Yacht Club visitors will take up those parking spaces which won't be generating revenue. Mayor Silver said that he has observed that the Yacht Club members do not take up a lot of real estate. Mrs. Pendleton said they do during an event. The Mayor said, "Of course, it is like Fourth of July."

Mrs. Pendleton asked if the Mayor could imagine that she lived in that area and she is coming home with a car full of groceries. There are all kinds of people who don't want to pay parked illegally on Jaynes Avenue. Would she have to stop and call police and say come tow the car away so I can park my car? Mayor Silver said that she would not because there would be signs posted on all the north to south roads saying "Permit Parking Only." If they don't have a resident sticker or a guest hang tag when the officer makes his rounds they will get ticketed. Mrs. Pendleton said that still doesn't help her park her car. She also wanted to know if it is going to be done for the boardwalk will it be done for Summit Avenue Beach and Longpoint? Mayor Silver said he didn't know yet. Mrs. Pendleton said that it would stand to reason because those are two places out-of-towners use. Mayor Silver said it might be a good idea to start down that way and work our way to River Avenue.

Gail Cudia, 11 Jaynes Avenue, stated that 25% of the people who live in that area do not have driveways. Her concern is that the people who are required to pay will encroach on their parking spots. Despite the fact that she is being told that it is electronic, it will take manpower to police the streets that don't have numbered parking spots. She thinks any funds generated will be negated by that. She said that there are many ordinances by the Borough regarding crabbing, fishing and trash. If those were enforced there wouldn't be a need for paid parking. Mayor Silver replied that we have volunteers and paid people in the summertime that do enforce the crabbing and recreation badges. Ms. Cudia said she has called because there were people violating the well signed area of crabbing and fishing and nothing is done about it. Mayor Silver said that he appreciates her calling. He would like more people to do that. He said they are not locals doing this, they are people coming from out of town. They like it because it is safe, it is a great view, it is very quiet and they come to enjoy it. He has experienced what she experienced down there.

Mayor Silver said if there are any other solutions beside parking pay stations he would welcome suggestions. We have talked about a farm market and having gourmet lunch wagons come to town. We need another source of revenue beside the taxpayer. Ms. Cudia told the Mayor to enforce the ordinances we already have. Mayor Silver said that the existing ordinance do not generate recurring monthly revenue like you think it would, by having something that would have a dollar amount that would be generated weekly, monthly, and annually on a constant basis. Mrs. Cudia said that she thinks it would improve the quality of life in the area and at \$100 a pop, when she is down there and encounters six and seven people on the curb alone. Mayor Silver said if she is fine footing the bill for everything it takes to maintain our open boardwalk it is fine, we won't do it. It will just be more burden on the taxpayer with nothing to offset.

Jim Jablonski, 186 Central Avenue, wanted to know if the boardwalk was extended through funding by the County. Mayor Silver said we are still paying for it. The County did the work. The Borough has a loan that we are still paying back. Mr. Jablonski asked if the County was involved in any of the ownership or maintenance of the boardwalk. The Mayor told him no, that it is the responsibility of the town and the County did the construction work. The Borough has a Schedule C Agreement with the County and we hire them as needed to do work here in the town.

Angela Whitehill, 218 Ocean Avenue, suggested that the Borough use Camp Meeting Ground for the Farmers Market and Gourmet Food Trucks if the Borough decides to do that.

Lynn Pendleton, 249 Ocean Avenue, said that River Avenue is a County Road. Would we have to share the revenue with the County? The Mayor said we would not have to share the revenue.

An unidentified resident stated that a few years ago this question came up before Council, according to a resident who was a Council Member about 10 years ago. That person indicated that the County would not give permission. Is the County going to allow this? Mayor Silver said he already spoke to the County and they do not have an issue. The resident wanted reassurance that the County would not have an issue such as asking to be paid back for payback to pave the street or clear the snow or anything like that. Mayor Silver said the County would not want any payback.

Brian Gabriel, 185 Summit Avenue, said he was dead set against metered parking for all the reasons mentioned at this meeting. He thinks it will look hysterically ugly to have parking numbers and lines up and down River Avenue when we live in an historic community. The Yacht Club is affected more than just the Junior Olympics. It affects events at the pavilion when there are concerts down there.

Enforcement is a problem. We hired part-time officers a short time ago because they didn't have enough officers to do what they currently have to do. Are we going to have to create a parking authority? He believes the residents deserve a full schematic of what the revenue potential could be, good, bad, or indifferent. The 30 days at \$3,000 a day doesn't cut it because it probably rains two days out of the week. The Mayor told him that he just gave a rough estimate tonight. He can do the math, it's real easy addition.

Mr. Gabriel said that you can look at the math and it can look real fluffy and good, but the reality of it is that it is not that good to offset the cost. The Mayor said that he doesn't even know what the cost of the pay stations will be right now. Everybody is here like we are making a resolution to adopt this. We are not. It's a discussion.

Mr. Gabriel said that there was a line item in the budget last year that was left empty for parking meters. Councilmember Asay confirmed there was an unfunded line item in the budget for parking meters. Mr. Gabriel said that the Council needs to explore all their revenue items, but all the residents need to be made aware of the pros and cons before they do anything. Mayor Silver told him that the residents would be made aware of everything. There are no back door dealings going on here. It's all open conversation. Mr. Gabriel responded saying he did not suggest that.

Justin Shearer, 7 Simpson Avenue, is against the meters. This will directly affect his home as he does not have a driveway. He stated that all the people at the meeting would be an indication of what the general population would want. They Mayor replied that there are 950 homes with 3,000 residents here and the meeting would not make a good statistic.

Bill Hummel, 18 Ocean Bend, said he has spoken to a number of people and they all had the same objections that were being heard tonight. He said that the financial aspects need to be flushed out. Residents should know what the revenue was, such as how much the Borough spent on lawsuits due to "trip and fall," maintenance, etc. They should also know the cost of enforcement, such as \$50 for a ticket and the cost of the pay stations per hour.

Mayor Silver said that we don't even know what the rate would be because Island Heights is such a prime location. Is it worth \$1.00 per hour to be here? Councilmember Snow said it was worth more. A discussion ensued about the amount of money Seaside charges for parking. An unidentified resident said it is a dollar on weekdays and a dollar fifty an hour on weekends. Mayor Silver said again, it is just a discussion. He is coming up with figures on what pay stations, annual maintenance would cost and other monthly fees. He doesn't have all of that data right now.

The Mayor said he has asked the governing body to come up with solutions to generate additional revenue like the Fire Company has done. They have rented out their parking lot to Lester Glenn to park cars in their parking lot because they are looking to generate additional revenue for the Fire Company. Councilmember Snow added that when that happened the Borough received a petition with fifty signatures on it from neighbors who were unhappy about that. Mayor Silver said the people that live around that area now have to look at a parking area full of Hyundais and they didn't move here for that, but they accepted it.

Angela Whitehill, 218 Ocean Avenue, said that it seems people aren't really getting the whole thing. This is not Seaside Heights, Avalon, Atlantic City or Toms River. This is a lovely, quiet, quaint, little town that doesn't want parking meters. We are not going to be charming or quaint with parking meters. Mayor Silver said that there will not be meters every 20 feet. Mrs. Whitehill said that Angela Lansbury will never move here.

Barbara Parisi, 15 Jaynes Avenue, said she has gone to four different towns in the past three days and all had the solar powered parking pay stations. Westfield has a parking lot that has a pay station that you have to use even to run into the drug store. The three closest pay stations were not functioning so you had to pay at the opposite end and walk all the way across the parking lot to pick up your prescription or run the risk of getting a ticket. They will give you a ticket even if you are sitting in your car. Additionally, she has no driveway, at least two days a week she is not permitted to park on her own street in front of her own house. People who don't live in town park there. She has called the police and they just walk right past and don't do anything about it. Mayor Silver said that Lt. Arnold was not at the meeting to be able to address that issue. She says she already has a problem parking in front of her house and

this would make it worse. She doesn't think a parking fine for someone parking in front of her house is going to make someone not park there.

Councilmember Snow commended everyone for coming out on Valentine's Day evening when they could be doing something much more romantic than sitting with the Council. She wanted to thank everyone for the emails and letters that came to their mail addresses. A lot of thought and effort went into this and the residents brought up excellent questions. She thinks the biggest misunderstanding that was out there was that tonight Council was going to vote this through and no one would have a say. She said that is not how we operate. The biggest thing is that everyone has excellent ideas and solutions. What the Mayor and Council are looking for are more solutions and feedback from everyone. Councilmember Snow asked how many people in the audience were Yacht Club Members. There were a large number in attendance that raised their hands. She thinks public discussion at a Council Meeting might not represent the whole town. She said we are hearing a lot from people along the water front but she thinks that the waterfront people aren't the only individuals in the town that use the waterfront. Other people experience problems here such as people along the side streets. Also, people from the other side of town, the northern part, need to be heard from. We do need to create more revenue in this town and Council's desire is to do it without burdening the taxpayer. What we need is to hear back from the public.

Joe Connors, 106 Central Avenue, said aside from being a Yacht Club Member, he lives in town. The idea of putting numbers and pay stations is very tacky.

Dorie Leonardi, a Trustee for Island Heights Cultural and Heritage Society said that they are trying to maintain the character of Island Heights and they find that it is rapidly changing i.e., the parking lot in Wanamaker Complex with all the lines and arrows; down at the beach has big arrows going in at the beach and all the paving that's been done on Boy Scout Island. A lot of it has come to their attention as contributing to changing the flavor of Island Heights and she doesn't know at this point how she feels about the parking meters. She understands the need for revenue and if in fact, the amount of money the Mayor is talking about is somewhat accurate, she understands how that would feed our coffers.

Mayor Silver told the audience that the Borough has received a letter from the County saying that the Borough of Island Heights has been eleven years without a revaluation and there be a town-wide assessment done this year and implemented in 2018. The tax burden will continue to be on the taxpayer without offset from any other revenue source.

Ms. Leonardi said that she is still concerned about what it will look like. Mayor Silver said she can get an idea of what it looks like in downtown Toms River. Ms. Leonardi said she already finds it offensive here, and down at the beach, finding all this stuff painted. It seems unnecessary. Mayor Silver said it could be a small number on the curb. Ms. Leonardi asked if the Council would take into consideration the numbers being more discrete. She would like it quieter. She doesn't want big white lines like in the parking lot at the municipal building. Councilmember Snow said that she thinks it is nice having the lines because it gives better guidance where people are supposed to park. She understands the aesthetic and she understands that we are a unique and special town, but were are trying to find some way to stay unique, beautiful and aesthetically pleasing and also control what goes on along the boardwalk. Many people complain about parties that break out with large group of people who set out and picnic along there. If we can find a happy medium, that would make everyone happy.

Jim Jablonski, 186 Central Avenue, told Council they need more signage along the boardwalk saying no wheeled vehicles, no pets, no fishing or crabbing. They should have signs at each light post. He sees people walking their dogs urinating on lampposts and with enough acid, the Borough will be replacing the lampposts. The Mayor indicated he was concerned about sign pollution. Mr. Jablonski said that the signs should be small and mounted on the polls. Additionally, there should be no parking in front of the post office and people do it all the time. He recommended placing an officer there to issue violations to bring in more revenue. Mayor Silver said he has signs on order for no parking.

John Columbus, 38 Highland Avenue, mentioned that there are wedding parties with big limo buses and maybe to generate more revenue, charge \$100 or \$1,000 to park by the Pavilion. He said he has a family member with low vision. He drops off that family member and leaves immediately after he drops the family member off at the post office. He drives back around and picks up that person when they come out of the post office. To say that he cannot drop a low vision person off is ridiculous. Mayor Silver said, again, Lt. Arnold was not present to address any issues regarding fire lanes, etc. Mayor Silver said that this issue was deviating away from the parking meter issue.

Jim Jablonski, 186 Central Avenue, said his issue was not with dropping anyone off.

Ellen Columbus, 38 Highland Avenue, asked if the Council was pursuing a farm market and asked what kind of revenue that would bring. Mayor Silver said he had no idea. Councilmember Wudzki said she has a call into a Councilmember in Berkley to get some information on how they run theirs and what type of revenue it generates. She has not heard back as of yet. Mrs. Columbus said that she thought it would be a more positive thing that would bring people in and bring people together. The Mayor agreed and said we could charge for parking, too.

Terry Kempton, 76 River Avenue, asked if the goal of the parking meters was to pay for the maintenance of the boardwalk. Mayor Silver said it could even fund other entities in the town. Mr. Kempton suggested getting rid of the boardwalk. When the original boardwalk was there, everything was fine. When the grant was given to do the addition to the boardwalk, it's been nothing but a problem. Maybe another way of looking at it would be to get rid of the boardwalk. Many people in the audience agreed. Mayor Silver said we have a half mile of boardwalk that everyone comes to enjoy and taxpayers foot the clean up and grounds maintenance. The estimate for rehabbing the boardwalk is in the millions of dollars. It has been eighteen years since the boardwalk has been put down. It is aging like anything

else and needs maintenance. It must be paid for somehow. He is looking for out-of-towners to pay for the boardwalk instead of the taxpayers.

An audience member asked what the next step will be. Mayor Silver said he will get more data on what the pay stations cost, how they are maintained, how the manufacturer would perform service on them, etc. The audience member asked how he will let the residents know. Will he notify the residents in advance that this will be an agenda item? Mayor Silver said he would let them know.

Councilmember Thompson said that members of the Council received quite a number of emails and she asked that the Borough Clerk gathers all the emails and letters received so they are part of the record. She thinks that it is important in further discussions that the people who are immediately effected by how this would happen with proposed hand tags and parking stickers need to be given consideration.

Councilmember Snow explained that she had asked for a show of hands on how many audience members present were from the Yacht Club because they are directly impacted. She would like to see this spread around the rest of the town. She would like to reach out to the major committees around town, like the fire department. If there could be one contact from every committee around town we could spread it around, which would be an excellent idea.

Councilmember Bendel also thanked everyone for sending him emails. Councilmember Bendel said that if you put the money issue aside, he cannot see administering metered parking and doesn't support it. Councilmember Asay agreed with Councilmember Bendel. He believes the administration would be overwhelming especially given the staffing that the Borough is able to afford. More importantly, it changes the character of the community. It is a different kind of community when you have a pay system. He doesn't think it is Island Heights and he won't support it. Mayor Silver said that was fine as long as he doesn't mind additional tax increases to maintain the riverfront boardwalk with any offset from visitors from other towns that like to walk the property. Councilmember Asay said that we have done it for a lot of years. We have held the line and he thinks we can manage.

An unidentified resident said that the volume of the people coming into town before the boardwalk was extended was a lot less than it is now. Perhaps the best solution would be to eliminate the new part of the boardwalk and maybe that would eliminate the volume of people. Eliminating the boardwalk extension would be less of a maintenance issue and a lawsuit issue. It would be easier to maintain the smaller boardwalk.

The discussion of the Parking Stations closed and representatives of the Camp Meeting Restoration Association gave a presentation as follows:

Judith Carluccio, 100 Laurel Avenue, member of the Camp Meeting Restoration Association, said the new staircase is complete. She showed pictures of the completed stair project. More than 50 people came to the ribbon cutting. She reported that many people also came and helped them plant. Mrs. Carluccio showed before and after pictures of the staircase. They will be completing the retaining wall around March 25th. Mayor Silver mentioned that public works is dropping off boatloads of soil there. Mrs. Carluccio said that Jon Brodbeck has been doing that to prepare the ground.

During the ribbon cutting they sold \$1,500 worth of memorial celebration trees to plant. They are very precious to the people who bought them because they are a tribute. Now the Association is turning their attention to the grounds. Jon Brodbeck has been their hero and he is now spreading topsoil for planting the trees and other plantings. They also have the plants that were put in by generous volunteers in the fall. There are lots of plantings along the front of the meeting ground.

Mrs. Carluccio reported that they have been in conversation with Jon Brodbeck who has offered, with permission from the Council, to use his expertise and labor to put in a sprinkler system. Council President Berglund stated that was incorrect. The permission of the Council has not been given to put in a sprinkler system. Mrs. Carluccio said that Jon had offered to put in the sprinkler system "subject to permission from the Council." Council President Berglund said the permission has been denied and that Jon has been offered another avenue. He hoped that Jon had expressed that to the Association. Mrs. Carluccio said he hadn't. Mayor Silver said that the Borough will be supplying water service, but Council President Berglund hasn't spoken to the Association about other options for providing water. The Mayor said that the Borough will supply a yard hydrant or hose bed. Mrs. Carluccio said that wouldn't work because it would mean that someone would spend hours and hours standing there watering. Jon had given them an estimate of \$1,500 or less for a sprinkler system.

The installation would be supervised by a person who has been doing sprinkler systems for over 25 years and is an expert in this area. The Association would pay for materials and the labor would be supplied by the Borough through Jon Brodbeck. Council President Berglund said that he had given Jon Brodbeck instructions that he is not to use his people during regular hours to put in a sprinkler system. If there were people who work for him that have expertise that want to deal with the Association directly, he should encourage that. Lynn Pendelton asked the Council if they realized that they are doing this for the town. The sprinkler system is benefiting everyone who lives in the town. She asked, "Don't public works employees work on town property?" Council President Berglund said that right now the people working for the town are working on the work they are assigned to do on a regular basis. They are fully booked. Ms. Pendelton said that is not what Jon tells them. Council President Berglund stated that Jon tells him that he is short staffed. Mrs. Carluccio was concerned that they would have to pay for labor if the project was done after hours. She impressed upon Council that the Association has not asked Council for anything and they have paid for the whole project, except the sidewalk replacement, which was gifted to them by Council.

Mayor Silver said a plethora of hoses was used to irrigate the community garden. Council President Berglund said he dug the hoses in himself. Mrs. Carluccio asked Council President Berglund if he would do that at the Camp Meeting Ground. Council President Berglund asked "Would you?" Mayor Silver said that the irrigation issue will not be solved at the meeting tonight. He is supplying the water service by the taxpayer to the Camp Meeting Grounds.

Councilmember Snow said that this is an issue of which they were supposed to have a meeting and flush out. The meeting never happened. She said that there needs to be a meeting to sit down and discuss this outside of the Council meeting. Mayor Silver has arranged with Public Works to get a material list together for a hose bib tied into the water main there. She said we are going to work on the irrigation issue, which won't be resolved tonight.

Mrs. Carluccio asked Council President Berglund if it would be a problem for him if Jon says that he has the time during work hours to install the sprinkler system on town time. Council President Berglund reiterated that Jon tells him that he doesn't have the time to get his regular work done during the work day. Mayor Silver said that a machine is needed to put the irrigation system in the ground. The ladies of the Association in unison said they will rent it. Lynn Pendleton said that the Association has raised \$21,000 for the project from generous town people. They put \$9,500 into the steps. They put in \$500 of their own money towards plants and miscellaneous things they have done. They've raised \$1,500 for trees to be planted on the property. They will continue to raise money for shrubs because the banks still need to be finished with shrubs. They have people who volunteer to plant them. They have a person on staff, who is a professional, who knows how to plant trees. They are ready to go. They have \$11,000 sitting in the bank and they can do this if they can use the town's people to do this. They still have the wall to do and they still want to upgrade the pavilion.

Councilmember Snow asked if they could schedule a time to meet because there have been very fragmented conversations. Mrs. Carluccio said that her position is to talk to Jon. Mayor Silver said that he must communicate with Jon.

John Columbus, 38 Highland, said the project has emerged recently. The park is historically important to the heritage of the town, which needs to be taken into account. The goals are wonderful. The stairways need to lead to something. At the same time he would request more information about the background of the Association. He wants to know the genesis of the Association and if it is an open membership organization.

Mrs. Carluccio said that it started when she was new in town and she would walk through the park. She thought, "What a beautiful place this is." It is a natural bluff and a place for people who don't own a home by the river to sit by the river. She remembers speaking to Angela about wishing they could do something to revitalize this very special place. She learned while being on the Board of PETO that the Camp Meeting Ground was really the birth of Island Heights. So it is a very special and precious place.

Mr. Columbus asked about the Association and what it was an outgrowth of. Mrs. Carluccio replied that it was an outgrowth of the Garden Club.

Councilmember Snow said that we will talk about when they could all get together to discuss this issue and make it work. Councilmember Bendel asked if this was Borough property. The answer was yes. He asked the Association if it was just assumed that it was okay to put a sprinkler system in there. Council President Berglund said that they turned down the sprinkler system months ago. Councilmember Bendel said that he thinks a sprinkler system is a bad idea.

Linda Baxter, 34 Highland, is one of the people who helped plant some of the shrubs in the fall. She said that this means a lot to her. The things that were planted will not survive without water. They are running a close race against time. It won't be long before it is hot enough to fry the plants. There were people who contributed \$100 or \$150 for memorial trees who do not want to see those trees die. It is important to have a meeting and do it in a timely manner to bring the irrigation to the plants.

Angela Whitehill, 218 Ocean Avenue, has been told by very good sources who have been here a very long time, that there were many dogwoods planted on Camp Meeting Ground. They were gorgeous but they all died because there was no water. She asked why we have this gorgeous property and not doing anything about it.

Mayor Silver said that we will resolve this issue in a timely manner. Next Monday Borough Hall is closed due to President's Day. He asked the ladies of the Association to come in the following Monday, February 27th at 6 p.m. and meet with everyone involved.

Angela Whitehill said that the Camp Meeting Grounds would be a perfect place for a Farm Market. Cultural and Heritage have a garden tour on June 10th and they are going to be making it available for a string band and refreshments. She said that maybe they could put in place gourmet food trucks so the town can get some money. When the place is beautified people might want to have their weddings there.

4. APPROVAL OF MEETING MINUTES

A. January 24, 2017 Meeting Minutes

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-28 Authorizing the Mayor to Sign the Recreation and Open Space Inventory (ROSI)

Mayor Silver explained that this is the Recreation and Open Space Inventory List for Green Acres. Our boardwalk, Boy Scout Island, Long Point, Camp Meeting Ground, Wanamaker Complex and Summit Avenue Beach are all on the ROSI List. It is housekeeping that the Borough must do to show that we are maintaining it as an open space for public use.

Councilmember Snow said that if she understands it correctly, you can go to the Green Acres website and look up the County and the Municipality and it shows a map of all the Green Acres Open Space Properties. Mayor Silver stated that Green Acres needed an update to show that we still have them, that we maintain them and we haven't sold them off.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-29 Approving Special Events Application for Toms River Kiwanis Daybreak 5K Running Race to be held on May 6, 2017

Mayor Silver said that when they have this type of event, we have to have additional police protection. The Borough of Island Heights does not receive any additional revenue from having this event. It all goes to the Kiwanis. Council President Berglund said that this used to be called the River to the Bay 5K and they have renamed it the Daybreak 5K.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-30 Authorizing Change Order Number 1 for a Net Decrease of \$3,636.13 for Simpson Avenue Road Improvements Project #13086.00

Mayor Silver explained that this closes out what was done for the paving project and curving along Simpson Avenue going from north to south.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-31 Providing for the Hiring of Crossing Guards and Fixing Their Compensations

Public Comment – A member of the audience asked the Mayor to explain what this item is.

Council Member Snow asked if the resolution was maxing out the total number of hours worked at 25 hours for each individual crossing guard or for the total hours for both crossing guards. A few members of the Council stated that it

was per person. Mayor Silver said that the resolution was hiring the crossing guards for a period of one year commencing on February 15, 2017 and ending on February 14, 2018.

A member of the audience asked if having the crossing guards was a State requirement. Council President Berglund replied that it was. Councilmember Asay said the crossing guards already work for us but we are just fulfilling the legal requirements of the State that the governing body appoint them annually. Councilmember Snow said it was just formalizing their appointment.

Councilmember Thompson asked if this was something that the School Board could take on in the future. Mayor Silver said that it was the Borough's responsibility for now.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-32 Awarding a Contract for Jaynes, River and Lake Avenue Water and Sanitary Sewer Improvements to Vollers Excavating and Construction, Inc.

James Priolo of Maser Engineering gave a synopsis of the project. He said the scope of work is to replace the water and sewer mains on Jaynes Avenue on the base bid. The base bid is the complete replacement of water and sewer mains on Jaynes Avenue including the service connections to all of the residential dwellings. When this contract is complete, the paving contract that has been on hold will follow that. The road will get a complete overlay.

The Mayor asked what the footage on the bid was. Mr. Priolo replied that 1,100 feet of sanitary sewer main and a similar amount of water main would be replaced. Mayor Silver said that the laterals that come off to all the homes for sanitary and city water will be replaced up to the clean out. This will be done prior to the paving project which was awarded to Earle Asphalt in 2016. The project was put on hold because the infrastructure was in need of replacement.

An audience member asked what time of year this would be done. The Mayor replied that it would be done in the spring. The audience member asked if it would be done before summer. The Mayor replied in the affirmative.

Another audience member asked who the successful bidder was. Mayor Silver told her that it was Vollers Excavating.

Peter Kier, 109 Oak Avenue, asked if the project was from end to end on Jaynes Avenue. Mayor Silver said that it was 1,100 feet on Jaynes Avenue from River to Lake Avenue. Mr. Kier asked if it included rainwater runoff. Council President Berglund said that the only rainwater he could recall was one that was along where the street crosses Ocean and goes underneath. The restoration of that area is not under this contract, but will be done under the paving contract.

Councilmember Thompson asked how we are paying for this. Mayor Silver said that it was money borrowed from a BAN. He also went on to say that the Chief Financial Officer told him that she was looking to refinance the Bond Anticipation Notes. Everything was going to be grouped back together and refinanced again within the next few months. This is a utility debt and it goes into our water and sewer capital expenses. Councilmember Thompson asked if this resets our interest payments. Mayor Silver said it does. Councilwoman Thompson asked if the asphalt resurfacing is under the Department of Transportation. Mayor Silver said the asphalt is under a grant from the Department of Transportation (DOT). The DOT pays 80% of the cost and we pay 20%. We do not have to pay the DOT grant back.

Councilmember Asay asked Mr. Priolo if the gas company is notified of this work and offered an opportunity to replace their lineage under the street. Mr. Priolo said that if this is awarded, the gas company would be notified and would participate in the preconstruction meeting.

Councilmember Asay asked what evidence we have that these sewer lines need to be replaced. Council President Berglund said that we have had a resident complain at a Council Meeting that every time it rains the street fills with sewage. The resident was concerned that his children play in that street. There is also a problem with the lines getting plugged with hair roots from trees making it impossible to maintain a flow. They couldn't get a TV camera through because of the clog. Councilmember Asay asked if there was a way to sleeve it. The answer was no. Councilmember Asay asked if these kinds of costs are typical for this type of project. Mr. Priolo said yes. Councilmember Asay said that even without doing the add-on, we are at \$700,000 to do one of these streets and we have 5 or 6 more to fix. Mayor Silver said that it is \$691,000 for 1,100 feet. We have 9 miles of pipe in this town. The cost is staggering.

Jim Jablonski, 186 Central Avenue, asked if the new pipes were going to be more impervious to root invasion. Mr. Priolo said that they are standard PVC pipes and they will be more impervious to root invasion. Council President Berglund said the joints are longer and the o-rings are so much better than anything that used to be available. Mr. Jablonski asked if the company doing the work was responsible to replace the road surface to what it was prior. Mayor Silver said that they will build up an R-blend thickness and a rough asphalt thickness to Earle's specifications. Earle is going to come through and mill the road down again. This contractor needs to supply a base for the final paving contractor. They won't leave it like a wagon trail.

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-33 Authorizing the Submission of a Tonnage Grant Application to the New Jersey Department of Environmental Protection

Mayor Silver explained that this was a housekeeping issue that is done every year. We get a certain dollar amount from the State. The more we recycle the more money we get back. Councilmember Thompson asked how much money we received last year. Mayor Silver said last year we got about \$6,300 and change. He is getting new recycling and trash receptacles and dog waste station receptacles for our parks and Post Office with some of the money we received last year.

A member of the audience asked why the receptacles were removed. The Mayor said that they were removed because of a recommendation from law enforcement arising out of the Seaside Park bombing.

Don Roberts wanted to know how many dog waste stations we will be getting. Mayor Silver said he thought there would be six locations for dog waste stations. A member of the audience said that he believed if you had a dog, it was your responsibility to pick up its waste and bring a bag with you versus getting to the bag location and there being no bags. As a dog owner you should be replacing bags if possible.

Councilmember Snow was approached by several residents when the dog waste stations disappeared who missed them very much. They even offered to volunteer to put bags in if need be. Most responsible dog walkers have their dog poop bags. It is for those situations where it is a particularly busy walk and you run out of bags.

Council President Berglund said you would be surprised at how many people, non-residents, pull up in front of his house and he will shout at them to pick it up. They basically say do whatever you want. Councilmember Wudzki said it is the same on River Avenue. She actually stopped walking her dog there because you wouldn't know what you would be stepping in. She believes that most of offenders are not residents. Mayor Silver said there is a \$100 fine for not picking up after your dog. Councilmember Snow said she and the Mayor receive emails of pictures of dog poop bags left behind. Mr. Roberts said that basically it boils down to enforcement. He said it is a Catch 22 because if he is walking his dog and he sees someone who is letting their dog go on the ground; it is his responsibility to pick up the phone. Certain people will say that it is 2 1/2 blocks away to get a bag.

Councilmember Thompson asked if we have told Public Works that there will be more dog stations and that they need to timely empty them. She had gotten a lot of complaints about the waste stations being filled and wanted to know if the Department of Public Works was told to make the time to empty them. Mayor Silver said no. Councilmember Snow recommended a neighborhood watch. Mayor Silver said that he is running very lean in hiring part-time individuals. This year he is making provisions for more full time individuals in Public Works.

Bill Hummel, 18 Ocean Bend, suggested raising the fee for dog licenses. Mayor Silver said that a lot of the problem is people who are not residents are coming into town and letting their dogs go without picking it up. A fee on the residents will not help that.

An audience member said that there should be more signage.

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-34 Authorizing the Island Heights Police Department to Participate in the Law Enforcement Support Office Program (LESO)

Councilmember Asay explained that this is a program where our police department applies to receive grants that are low cost, surplus, Department of Defense military equipment. The State Legislature made a change that any such application requires approval of the governing body. There were concerns that police departments were acquiring equipment that the governing body didn't necessarily approve of. In our case the only equipment we are looking for is

high water equipment. We are not looking for any riot control equipment. In our case, all we look for is any high water trucks, Hummers, anything like that we can get, in case of flooding so we can get in and out of the Borough. We haven't been successful so far, but we saw some rigs that have potential. This is the governing body's approval to continue to pursue this kind of equipment when it becomes available.

Councilmember Thompson asked if there was specific equipment we were looking for. Councilmember Asay said there was no specific equipment at this point available or being contemplated. Councilmember Thompson asked if Council would know beforehand when it would become available. Councilmember Asay said that the timeline would be short. He said it would get to the Council for a final approval but we would have to indicate our intention to desire when it becomes available because it disappears quickly. Councilmember Thompson asked Councilmember Asay if he was the checkpoint as the police liaison. Councilmember Asay said he and the Mayor would both be checkpoints on whatever the Lieutenant would have in mind. Mayor Silver said the Lieutenant would have to generate a letter to the organization and we would get in the pool of what vehicles are available. We have done it in past years but haven't gotten lucky.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

A. Approving the Following Purchase Order:
Vendor: PowerDMS, Inc.
Item: PowerDMS0001 SDMS-AS
Amount: \$2,705.25

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

B. Approving the Following Purchase Order:
Vendor: ERS Fleet
Item: Plow Light Harness, Bearing, Vehicle Control Harness, Module, Harness, Adapter Harness, Job Supplies and labor for 2005 GMC Truck
Amount: \$1,448.92

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

C. Approving the Following Purchase Order:

Vendor: ERS Fleet
 Item: Clutch Brake, Clutch, Clutch Cable, Pilot Bearing
 On 1994 Mack RD688S
 Amount: \$1,907.75

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

D. Approving the Following Purchase Order

Vendor: Northern Tool & Equipment
 Item: Vestil DC Powered Jib Crane
 Amount: \$2,119.99

PURCHASE ORDER TABLED BY THE FOLLOWING VOTE:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. ITEM FOR DISCUSSION

a. Parking Stations on River Avenue was addressed during the Public Comment section of this meeting.

9. COUNCIL REPORTS

Councilmember Wudzki said that Joe Cocco, Code Enforcement/Zoning Officer, asks to remind everyone again that if you are coming in for permits, you don't have to wait for Monday nights to come in. You can come in any time the office is open and pick up permits then. You can also leave a message for him so he can get back to you. That way everyone is not waiting until they see him on Monday night, coming in to pick up the permits and coming back a second time.

Councilmember Wudzki wanted to clarify her last Council report. Someone had commented to her about the referendum work. The \$740,000 amount she had mentioned for the summer project at the school included the 25% contingency amount.

Councilwoman Wudzki reported on the school's Theatre Week with the children. The show is March 3rd at Central Regional High School. They work on the play for the week and then they put on the production March 3rd. Also Kindergarten Roundup is this Thursday at the school. It won't make it in time for the newsletter, but anyone who missed it can contact the school to register their kindergartners.

Councilmember Wudzki did some research on the Farmers' Market and she has a call into a Councilmember in Berkeley about their Farmers' Market. As soon as she has that information she will bring it to the Council.

Councilmember Thompson reported that there continues to be a problem with keeping dogs on leashes. There is a problem in her neighborhood with a dog that isn't kept on-leash and allowed to run around with the owner present. It is unacceptable. It is a danger to children and other dogs. Island Heights Police Department is aware of it. We all need to adhere to our ordinances and this applies to everyone.

There is also a problem with fireworks going off at very early hours in the morning. She said it is not New Year's Eve or the Fourth of July and if anyone has the idea that they want to set off a firework, please don't. Regardless of where you set it off, on a dock or in a yard, it is illegal in the State of New Jersey. If it is in your backyard, it is illegal in the State of New Jersey. We have had a problem with residents being awakened at 2:00 in the morning. It is very quiet the nights that these are going off. Neighboring towns are actually trying to find out if shots are being fired because of some person in our town who seems to not be able to sleep. It is just not acceptable. If you do have fireworks, do not set them off.

Councilmember Thompson said that she called the police department and a cruiser was sent to the area, however, no one was found. The police have done some follow up work to try to deal with the situation. Unless you actually see the person setting the firework off, law enforcement is not able to issue a summons. But they do have some tools in their toolkit that they are using to try to address it and she applauds that work. She hopes they are successful.

Councilmember Snow reported that they did send the IT surveys to all of the departments in the town. Councilmember Thompson interviewed the administrative staff in town hall. Councilmember Snow spoke with employees in town hall as well. She has received surveys back from the Police Lieutenant, the Construction Official, the Code Enforcement/Zoning Officer are putting all the information together to get a better feel of what the IT landscape is in Island Heights. They will continue to work towards updating our website and bringing our IT up to date.

Councilmember Snow also reported that she had April Elley reach out to the Mayor of Seaside Park about why part of their boardwalk was composite material and part of it was wood. Some individuals during the last discussion misconstrued that to mean Seaside was not happy with one material over the other. His answer was that there have been different Mayors and different Councils which have impacted which materials have been used. There is no feedback as to whether they preferred one over the other.

Don Roberts mentioned that Spring Lake tested out all different types of materials over a time. They watched it over time and they determined which materials were more effective. They did it scientifically. Councilmember Snow said she would reach out to Spring Lake and ask.

Councilmember Snow announced that the Recreation Committee will have a meeting on February 27th at 7:00 p.m. in Borough Hall. Anyone interested in attending or joining, they will be discussing the spring activities for the year.

Councilmember Snow reported that she was contacted by a resident who had trouble making a change to the Code Red notification system. They tried going on the website to remove their home phone number and change it to their cell phone number and were unable to do that. They kept receiving error numbers. Councilmember Snow reached out to Wendy Prior, who reached out to Doug Platt, and he got the issue resolved. Councilmember Snow will reach out to Doug Platt to determine if it was a case of operator error or a glitch in the system.

Councilmember Snow thanked Mr. and Mrs. Levin on Park Avenue who reached out to her last Tuesday. They were out for a walk and noticed the smell of gas and called her to report it. They asked her what to do and she told them to report it to the police department. The police department, fire company and first aid responded. Lt. Arnold reported that it was determined there was a gas leak and the gas company did come out. Councilmember Snow urged everyone who sees something or smells something strange to report it to the police department or any of the Council and they will direct you to the proper authorities. It was very helpful that the Levins noticed that.

Councilmember Asay reported that Mr. Platt has scheduled the first OEM meeting of the year for February 15th. They will be meeting with all the department heads and OEM for annual planning.

Councilmember Asay also reported that he followed up with Mr. Clifton from Comcast regarding the government access channel. He reported that Comcast asked the Board of Public Utilities to give the Borough permission to give us that equipment, but they have to receive approval to do so. Mr. Clifton gave Councilmember Asay a contact there who he is trying to get a hold of in an effort to speed up that process. They did agree that they would provide equipment in advance of our new agreement being approved if the Board will allow it.

Councilmember Bendel thanked the stalwarts who were still at the meeting keeping him company, but had nothing to report.

Council President Berglund said his items had been previously discussed during the meeting. He had no other report.

Mayor Silver reported that he and the Council President will be meeting with Jim Priolo, the Borough Engineer tomorrow morning. Currently our water treatment plant operates on a chlorine system that utilizes chlorine tablets. The tablets are proprietary due to the construction manufacturer's specifications when the plant was built. The chlorine tablet costs average about \$3,000 per month which comes out to \$36,000 per year. The Borough is looking into converting to a liquid chlorine system. He will get some figures on the cost to retrofit the system and also what the monthly cost would be over the tablet system. We are still ironing out the details.

Ocean County Utility Authority sent the Mayor their annual charge certificate. Our sewage rate will cost approximately \$213,510.00 for 2017. They estimate the discharge will be fifty-five million (55,000,000) gallons of wastewater during 2017. The dollar amount has come down. We used to be around the \$240,000 range. The Mayor thinks \$213,000 is just fine.

Mayor Silver gave Council President Berglund a letter entitled "Win A Grant To Save Your Community." It read, "Your idea could be chosen to receive a \$100,000 grant to turn your thoughts into action." The grants have to do with wellness, education, arts and culture. The Mayor thought that it would be pertinent to the Council President's interests. Council President Berglund said it looked as though it could apply to each one of the Council Members.

Mayor Silver reported that he received a letter from the United States Department of Commerce from the Census Bureau. They are already gearing up for the 2020 Census. He received preliminary data forms which he gave to the Acting Borough Clerk to fill out.

Ocean County Community College has a Substance Abuse Summit on Tuesday, May 9th. Members of Law Enforcement, Elected Officials, and School Administrators are invited. Substance abuse and rehabilitation organizations both raise awareness on heroine abuse here in Ocean County.

Mayor Silver reported that Ocean County has ordered Island Heights to perform a town-wide revaluation. It has been 11 years since the last revaluation was performed. The revaluation needs to be implemented in 2017 so it is in effect for 2018. The Tax Assessor communicated with the County telling them that we are seeking firms to help with the process. We need to determine which firm will be chosen for the process.

Mayor Silver reported that he received a resolution from the Ocean County Health Department that the month of February is National Drunk and Drugged Driving Prevention Month. Mayor Silver read the resolution.

10. PRIVILEGE OF THE FLOOR

Bill Hummel, 18 Ocean Bend, is very distressed to see the Council, who volunteer for the residents' benefit and give their own time, versus the people here, Lynn and the two other ladies, who have done a whole lot of work volunteering their time and do all kinds of good things around town. He suggests that perhaps in the interest of avoiding that in the future, when these types of projects come up and it will require the Borough participation, the Borough ask them for a budget and plan so you know the whole scope of work. He also said that the sprinkler system does not end when you install it. You have to call in a sprinkler company at the end of the year. They have to have a timer, which needs an electrical source, and so on.

Brian Gabriel, 185 Summit Avenue, announced that the Fire Department was incorporated in 1895 and went in to service to the community 122 years ago today. (Everyone applauded.)

Jim Jablonski, 186 Central, offered that certain trees are more adaptable to certain environments than others. Dogwoods are understory trees. They like to have some shade and don't like to have direct sun all the time. He believes that it is a matter of planting the right things in the right place. In addition, in various travels he has seen various places with signs that say they are a Shade Tree City. There are a lot of streets in town that would benefit if the town would have a tree sale and line some of the streets that don't have overhead wires. If we added trees to the streets it would add to the appeal of the avenues and streets and beautify the town. It would also help reduce air pollution. It could be a revenue source if you purchase them for "x" and sell them for "y." Maybe it could be brought up if the town has an environmental or shade tree committee.

Councilmember Snow said they meet tomorrow night. There is a program designation for a Tree City. There is a right plant in the right place. The main reason for a plant not surviving is called environmental stress or wrong plant in the wrong space. Native species tend to do better. Mr. Jablonski is correct. Dogwood trees are an understory tree. We have very sandy soil that tends to drain very quickly. We have very sandy and very acid soil so we need plants that can handle those conditions. Most of the river grasses planted survived Superstorm Sandy because they were meant to deal with harsh conditions. That is something they will look at.

Council President Berglund announced that the electric utility will be coming in to do trimming around the wires, as is their right in order to maintain service. In his discussions with the utility he found out that they have a wealth of information available to citizens on what to plant under power lines that won't get up to the power lines. Also it cites the tall ones to put back further so the canopy can still be maintained so that it won't interfere. If you are going to be planting trees along the roadway, ask the power company for their suggestions.

Council President Berglund said that we will be asking for 500 shrubs this year which will be passed out on Arbor Day. Last year we had Willow Oak and Pin Oak trees. This year he was asked what he would like and he expressed to them he would like shrubs instead of trees. Councilmember Snow said that they are scheduling the date with Mary and she would let everyone know when she has a date. It was very popular last year. Every tree was given out. She has one in her back yard.

Mayor Silver reported that a resident, who owns a landscaping business, reached out to him to perform free grounds maintenance of Memorial Field. He will get more details. The Mayor said he must be insured. The Mayor will discuss this further as to what he is looking to do with Memorial Field for grounds maintenance. He wants to donate his services for maintaining the property. The Mayor will continue that at another meeting.

11. EXECUTIVE SESSION FOR CONTRACT DISCUSSION

Resolution 2017-35

TO ENTER INTO EXECUTIVE SESSION at 9:12 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

TO ENTER BACK INTO REGULAR MEETING at 10:13 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

12. ADJOURNMENT at 10:13 p.m.

First: Bendel Second: Berglund All In Favor

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Island Heights Planning Board regularly scheduled meeting is Thursday, March 9, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, March 14, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, March 14, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, March 15, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, March 16, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, March 28, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, March 8, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting February 28, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | | X | X | X |
| Absent | | | | | X | | | |

Also present: Margaret Gorman, Chief Financial Officer

2. PUBLIC COMMENT

3. PRESENTATIONS

A. Maser Consulting to discuss Jaynes Avenue Water and Sanitary Sewer Improvement Project.

A representative from Maser Consulting was not available for the presentation. Therefore the scheduled presentation was not made.

Mayor Silver said he was pretty sure the project will start the week of March 6th. Councilmember Wudzki reached out to the schools to advise them that there may be a disruption in the flow of the traffic which may affect the school buses. The Police Department will assist with traffic control.

The contractor will do about 300 feet a day. They will start at the south end of town and work their way up the hill, heading north. The contractor will clean up the worksite each day. No material will be left on the roadway. The staging area will be the parking lot in front of the soccer field.

B. Larry Morgan of Tilson Tech to discuss Verizon Wireless Right-of-Way request.

Mr. Morgan advised via email to the Acting Borough Clerk that he would be late due to another meeting. Mayor Silver explained that Larry Morgan is from Tilson Technologies and was to discuss right-of-way request which was discussed at a previous meeting. More and more data is required by Verizon Wireless' users. This does not have to do with voice service as much as data service. They are attempting to put in low height antenna repeaters instead of using high cell towers. They will utilize Jersey Central Poles somewhere in town. These poles have not been identified yet. The repeaters are the size of transformer however; it is installed at the top of the utility pole.

Mr. Morgan's presentation was given after the Council Reports.

4. ORDINANCE

Ordinance 2017-01 Amending and Supplementing Chapter 17 of the Borough Code Entitled "Solid Waste Management"
 First Reading

Mayor Silver explained the Borough's solid waste contract is up for renewal and the Borough must go out to bid. The Ordinance amends the collection of garbage, refuse, yard waste and recycling for residences and institutional establishments. It also amends that all commercial establishments will be responsible for their own garbage, refuse, recycling and yard waste collection.

Councilmember Asay suggested deleting a portion of section 17-2.12 (b) which indicated "The arrangement for collection of designated recyclables hereunder shall be the responsibility of the commercial establishment property owner or their designee, unless the Municipality provides for the collection of the recyclables." He believed that the section made it unclear if the Borough would pick up recycling for commercial establishments. Inasmuch as the Borough will not be picking up recyclables for commercial establishments, he suggested the wording "unless the Municipality provides for the collection of the recyclables" be removed.

Roll Call to introduce Ordinance "As Amended"

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-36 Authorizing the Mayor to Execute the First Amendment To Lease Agreement Communications Site/Existing Water Tank Between the Borough of Island Heights and New Cingular Wireless PCS, LLC.

Mayor Silver said this reflected the new terms to the existing rent for the cell tower on the water tank.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-37 Approving Social Affairs Permit for the Island Heights Volunteer Fire Company #1 on June 24, 2017

This is for the Fire Department's Annual Summerbrew on June 24, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-38 Providing for Amendments to Temporary Appropriations Approved Prior to the Final Adoption of the 2017 Municipal Budget

Public Comment – A member of the audience asked when Council would anticipate final adoption of the budget. Chief Financial Officer Gorman said final adoption wouldn't be until the Borough receives its financial aid from the Governor which probably won't be until late April.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | N | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-39 Approving Application for Use Of Pavilion and the Contiguous Property for Use by Shirley Carhart on June 10, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-40 Approving an Application for a Blue Light Permit for Island Heights Fire Department Member Dustin Gabriel

Public Comment – None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-41 Approving Special Events Application for Barnegat Bay Partnership on Sunday, June 4, 2017 from 10 a.m. to 4:00 p.m.

Public Comment - Betsy Hyle of the Barnegat Bay Partnership asked if the roadwork would be complete before their event. Mayor Silver said work would be finished by the time of the event.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-42 Approving Special Events Application for Barnegat Bay Foundation on June 2, 2017

Public Comment -- Betsy Hyle of the Barnegat Bay Partnership said that it was the Festival's 20th year overall and 11th year in Island Heights. If anyone wants to come as an exhibitor or vendor, please see Betsy Hyle.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| X | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-44 Authorizing the Acting Municipal Clerk to Advertise for Professional Services for the Reassessment and/or Revaluation of all Property in the Borough of Island Heights.

Public Comment -- Bill Hummel of 18 Ocean Bend wanted to know if there were statistics available from the County that compares Island Heights' tax rate to other municipalities. He believes that they should publish something with the comparison. He was told by several Council members that it would be hard to quantify those statistics.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

A. Approving the Following Purchase Order:

Vendor: Bayside of Island Heights
 Item: 2003 GMC Manifold
 Amount: \$1,245.49

| MOTION | SECOND | NAME | YEAS | NAY S | ABSTAI N | ABSENT |
|--------|--------|--------------|------|----------|-------------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. ITEM FOR DISCUSSION

A. Letter from Ocean County Mosquito Extermination Commission

9. COUNCIL REPORTS

Councilmember Asay thanked the Police Department for covering for the School Crossing Guards who have been out due to illness.

Councilmember Asay reported that the Police have been working on reports of speeding school buses throughout the borough. None have been caught but he assures the school buses are being monitored closely and are not speeding through town. They may seem like they are speeding because of their size and loudness, but they are not.

Councilmember Asay also reported that an Office of Emergency Management (OEM) meeting was held on February 15th. There will be a nuclear exercise conducted on September 26th.

He also met with the Emergency Management Director and the Captain of the First Aid Squad. They are trying to work on the First Aid's response issue. The squad is down to 9 active members. They have difficulty getting a crew together during the day and sometimes at all times during the week. They have 2 new EMT's that are in training and only have 2 active members who live in the borough. They are desperately in need of new members. They are willing to take junior members who are still in High School. They will pair the junior member up with an active EMT and start them on in-service training. They are willing to accommodate schedules and try to get new members. The initial training is 200 hours spread over a number of weeks. Each of the active members must have 48 hours of in-service training every year. They are also willing to train drivers who will only drive the ambulance. Drivers would only need first aid and CPR training. Driver training can be done in a day to be certified to drive the ambulance.

THE FIRST AID SQUAD NEEDS MEMBERS DESPERATELY. PLEASE CONSIDER VOLUNTEERING!

Councilmember Asay was privileged to be invited and attended the Fire Company Officer Installation Dinner the last weekend in February. The Fire Company announced their 1928 Ahrens-Fox Pumper, which is still operational, was voted "Best Looking Fire Truck in Ocean County." 50 fire trucks were submitted and 8,000 votes were cast online.

The Fire Company honored two members for 60 years of service: Al Gabriel and Tim Cagney. Councilmember Asay wanted to make sure the Council recognized their 60 years of service and congratulated them.

Councilmember Bendel has no report.

Council President Berglund reported that the Island Heights Cultural and Heritage Association will be sponsoring their Annual Wine Tasting Fundraiser Dinner to benefit the Cottage Museum, on Thursday, April 20, 2017 from 7 to 9 at Caffè Italia, Toms River, NJ. The cost is \$55 per person. If you are interested in participating, contact Kenneta Tomaso at 732-929-2815.

Council President Berglund reported that Maser Engineering has not given a recent status update on the sewer station damages that took place during Superstorm Sandy and the review that has taken place on potential fines for the Borough should we not show progress towards the resolution. In an effort to address the issues, the Department of Public Works has tried to standardize the sewer lift pumps in the lift stations. The pump itself is going to be uniform. They put a restriction in the outlet of the pipe so the head is adjusted through the orifice, but the pumping mechanism will be interchangeable from lift station to lift station. Now, we can also have a much smaller generator that will be of a more reasonable price and comply with the DEP requirements.

Tree trimming is going on in the borough. One person refused to let the utility tree trimmers on the property. Council President Berglund said that the utility has the right to clear the lines and he is not sure if the utility company will take any action against the property owner.

Councilmember Wudzki reported that she spoke to Tim from Vollers regarding the water and sewer utility work on Jaynes Avenue. All the residents received letters from Vollers about the construction. The plan is to do piece by piece work and there will not be too much interruption by way of detours, etc.

Councilmember Wudzki reached out to the school district who informed her they are aware of the construction. Luckily there are no bus stops on Jaynes Avenue.

The School is having their STEAM Fair, which is a new program this year, instead of their traditional science fair. They have outside resources coming in such as Catuss Island and the Barnegat Bay Partnership. The event will be open to the public. They will have experiments in the classrooms with hands-on, interactive, experiences. It will be a great event at the school on Thursday, April 6th, from 5 to 7 p.m.

Councilmember Snow reported that the loud sound coming off the water that sounds like a motor boat is, in fact, a construction crew dismantling the last of the ship-to-shore radio system on Good Luck Point. An unidentified member of the audience reported that he asked what the noise was and was told that it is the machine that must dig out the entire pole from the foundation. The poles cannot be cut, they must be removed in their entirety.

Councilmember Snow reported that they have received back all of the IT surveys. All employees have been covered and they now have a better idea how employees in the town use the website and computer software. We are now ready to move ahead and make the decision on the website which will be a completely new platform.

Councilmember Snow and Council President Berglund met with the Black Mountains at the Camp Methodist Meeting Ground and are still hashing out details. Work is progressing. They have a timeline and list of what they hope to achieve, what is being donated, and what grants they are working on. They continue to move forward.

Mayor Silver reported that the Eagle Scout project of the reconstruction of the bulletin board outside the Post Office was stalled last year. However, the young man who was going to do the project has now reached out to him and has expressed his desire to continue with the project. The Mayor will keep everyone informed of the progress.

10. LARRY MORGAN OF TILSON TECHNOLOGY APPEARING REGARDING RIGHT-OF-WAY REQUEST.

Larry Morgan of Tilson Technology, a hired contractor by Verizon Wireless, appeared to answer questions by the Council regarding granting right-of-way authorization to place nodes on existing utility poles in the town in an effort to enhance signal strength in Island Heights.

Mr. Morgan said that Verizon would install 1 to 15 nodes, often times they install less than 5 nodes, in communities the size of Island Heights. These nodes are installed more for enhancing data and not for voice usage. Phones are being used more for data now, than for voice. Phones are being used for emailing, texting, Facebook, taking pictures and Pokémon Go and it all soaks up the signal that is out there. Verizon Wireless has developed small cell technology that zeroes in on specific areas where signals are weak or non-existent or in areas where they expect the signal to become weak or non-existent in the future. Landlines are shrinking and the use of cell phones are growing exponentially.

Verizon identifies the areas where the signal is weak and installs a 24 to 27 inch circular antenna on the top of the utility pole. They also install a 50 to 55 inch tall radio cabinet about 15 feet up off the ground on to the pole which operates the antenna. This enhances the signal strength and increases the capacity of the signal. It doesn't increase the coverage, which is what the cell towers do. This enhances the signal in areas where it is weak. If there are many people using their cell phones at the same time for data in that particular area the signal will become weak. It is called "signal exhaust." It prevents others from using their phones. This technology is used for that.

Attachment agreements have been reached between Verizon Wireless and all utility companies in the State of New Jersey. This allows Verizon Wireless to attach this equipment. Verizon Wireless is asking the Borough of Island Heights for permission to be in the borough's right-of-way, to access the utility poles that they are going to focus on, which are located in the borough's rights-of-way.

Mayor Silver said he would like Mr. Morgan to provide a map of where these utility poles will be. Mr. Morgan said he can't do that because he needs the authorization to be in the area to zero in on the poles that will be utilized. Mayor Silver said that this has nothing to do with installation of the product; Mr. Morgan has to do a survey and come up with locations throughout the town to find out where this enhanced cellular device would have to be installed. Mr. Morgan said that it is called "due diligence." Mr. Morgan said that it could very well be that there is no need for any of these installations in Island Heights. They may find the signal strength is fine for now and may be revisited in a year or two. If they do zero in on a pole, they must evaluate what is on the pole and if the structural integrity of the pole will pass the grade to add the equipment to it.

Verizon is being proactive and asking for permission to be in the borough's rights-of-way. They are not trying to circumvent the borough's processes. If they locate poles, they will submit on a case by case basis specific drawings and schematics for each location to the borough's approval process. If there are any red flags, they will be addressed. Verizon Wireless will pay for permits and traffic control. In a worse-case scenario, each installation will take 6 hours.

Council President Berglund asked where the power is drawn from. Mr. Morgan said that it comes from the power on the utility pole. Council President Berglund said he asked the Building Official about the permits needed for the nodes. The Building Official told him that unless they are putting in meters and are actually tying-in to electrical service, he probably would not be involved. Mr. Morgan said they would have to attach a separate meter to the pole. Mayor Silver said they would have to obtain the electrical permits through Beachwood. Council President Berglund said that if they are installing meters, they must go through the building and electrical departments for permits. Mr. Morgan agreed.

Mayor Silver said that Verizon Wireless needs the Council's approval to come in and survey the borough and see if nodes are required. Mr. Morgan said that there are areas that just don't get signals. He used the Boston Marathon bombing as an example. No one could use their phones because everyone was using their phones. This helps prevent that from happening. It insures a constant, steady, strong, signal at all times.

Unidentified members of the audience asked what the nodes would look like. Mayor Silver told them it resembled a transformer but it would be placed at the top of the pole. Council President Berglund said to think of it as the shape of a transformer but only the size of the pole in diameter.

Councilmember Bendel moved the original resolution granting Verizon Wireless right-of-way access to the borough's utility poles. Council President Berglund seconded the motion. All present members of the governing body voted unanimously in favor of the motion.

Mayor Silver told Mr. Morgan that his workers should wear ID and reflective vests while doing work in the town. Mr. Morgan said they would.

Mr. Morgan asked the Acting Clerk to email him the authorizing resolution. She said she would.

11. PRIVILEGE OF THE FLOOR

Bill Hummel, 18 Ocean Bend, asked if anyone talked to the Council about converting one of the tennis courts to a pickleball court. Mayor Silver said it was approved but there was an issue with the striping. Councilmember Snow said the issue was that the measurements of the court for pickleball were smaller than the tennis court. There is also a crack in the court that is a problem. Mayor Silver said that he wanted to get the crack filled. He said that Jill Burt came up with a schematic for the layout of the lines and it got put on hold because of the crack in the court. Mr. Hummel asked if the borough could move forward with the plans. Mayor Silver said that he could make arrangements to have the crack filled in and work on the layout for one side of the court. The Mayor said he would try to get it done for spring time.

Betsy Hyle, 266 Summit Avenue, asked about bringing back the trash cans at the pet waste stations. People are not picking up after their dogs and leaving a mess. Mayor Silver said that the borough received money from a recycling tonnage grant and he will use that to buy trash containers. Hopefully they will be here before spring.

Lisa DeFeo, 176 Lake Avenue, asked if there was any further information about the pay stations along the boardwalk. Mayor Silver said that data is being collected and a study is being done on the amount of cars parking there during the week and on weekends. Right now it is just discussion and collecting data to see what kind of revenue it could possible generate.

12. EXECUTIVE SESSION FOR CONTRACT DISCUSSION

Resolution 2017-43 was not used. There was no Executive Session meeting.

13. ADJOURNMENT - 8:10 p.m.

First: Bendel Second: Berglund All In Favor

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, April 5, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, April 11, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, April 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, April 13, 2017 at 7:00 PM held at the borough hall.
- All municipal offices will be closed on Friday, April 14, 2017 in observance of Good Friday.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, April 19, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, April 25, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, April 27, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Board of Education BUDGET HEARING is scheduled for Wednesday, May 3, 2017 at 7:00 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter



Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com

Council Meeting March 20, 2017

The March 14, 2017 Regular Meeting of the Mayor and Council of the Borough of Island Heights was cancelled due to inclement weather and was rescheduled and held on March 20, 2017 at 1:00 p.m. in the Borough Hall, Island Heights, New Jersey. Mayor Silver called the meeting to order.

Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was submitted to the Asbury Park Press on March 16, 2017 and advertised in the Asbury Park Press on March 18, 2017 and was also posted on the bulletin board in the Municipal Building, bulletin board outside the Post Office and on the Borough's Official Website.

Pledge to the flag and moment of silence.

1. ROLL CALL

Councilmember Asay
 Councilmember Bendel
 Council President Berglund
 Mayor Silver

Councilmember Snow
 Councilmember Thompson
 Councilmember Wudzki

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | | X | X | X | X |
| Absent | | | | X | | | | |

2. PUBLIC COMMENT - None

3. APPROVAL OF MINUTES

A. Minutes of Council Meeting of February 14, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

4. ORDINANCE

Ordinance 2017-01 Amending and Supplementing Chapter 17 of the Borough Code Entitled "Solid Waste Management"

Council President Berglund expressed his appreciation to the Acting Borough Clerk for her synopsis of the Ordinance that was placed on the website. The notice/synopsis was also published in the Asbury Park Press and posted on the bulletin boards at Borough Hall and at the Post Office.

Public Hearing – There were no public comments.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-46 Authorizing a Borough-Wide Yard Sale Saturday, June 17, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Councilmember Asay moved to vote on Resolutions 2017-47 through 2017-49 as a consent agenda. Council President Berglund seconded the motion and all governing body members present voted unanimously to approve.

Resolution 2017-47 Approving Application for Use of Memorial Field By Toms River East Little League for Practice from 5:00 p.m. to 7:00 p.m. every Tuesday Beginning March 31, 2017 and Ending June 27, 2017.

Public Comment - None

Roll Call

Resolution 2017-48 Approving Application for Use of Memorial Field By Toms River East Little League for Practice from 5:00 p.m. to 7:00 p.m. every Monday, Wednesday and Friday, March 2017 Through June 2017.

Public Comment - None

Roll Call

Resolution 2017-49 Approving Application for Use of Memorial Field By Toms River East Little League for Practice from 5:00 p.m. to 7:00 p.m. every Thursday Beginning March 16, 2017 and Ending July 6, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-50 Approving Use of Camp Meeting Park on Ocean Avenue by
Island Heights United Methodist Church for Sunrise Service on
Easter Sunday, April 16, 2017.**

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|-----------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-51 Supporting Legislative Action Requiring the State Public
Defender's Office to Represent Defendants in the Superior Court
Bail Hearings for Those Eligible Defendants Charged with
Disorderly Persons Offenses or Petty Disorderly Offenses in Lieu
of the Municipal Public Defender.**

Michael O'Connell, Esq., the Borough Attorney, explained that this was a ballot question in the 2015 election. Voters approved the question at the polls and it took effect January, 2017. The law says you must process people within 48 hours. Municipal Public Defenders are now required to be present at the County for bail hearings for disorderly person offenses or petty disorderly offenses. This adds extra costs for municipalities. The State Public Defender's Office already has representation available at all times. However, they do not handle disorderly person offenses or petty disorderly offenses. This resolution would support legislative action requiring the State Public Defender's Office to represent those defendants currently required to be represented by Municipal Public Defenders, thus reducing costs to local municipalities.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|-----------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment - None
Roll Call



| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|-----------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| X | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

None

8. COUNCIL REPORTS

Councilmember Asay reported that Ocean County is having their Household Hazardous Waste Cleanup. This is an opportunity to get rid of all the stuff in your shed that you do not want, such as paint, solvents, pool chemicals, pesticides, etc. You must pre-register to participate. The information is as follows:

2017 OCEAN COUNTY HOUSEHOLD HAZARDOUS WASTE DISPOSAL PROGRAM

Rid your home of potential hazards and protect the environment by participating in the Household Hazardous Waste Disposal Program sponsored by

THE OCEAN COUNTY BOARD OF CHOSEN FREEHOLDERS
and
THE OCEAN COUNTY DEPARTMENT OF SOLID WASTE MANAGEMENT

Many common household products pose a potential threat to your family, and to Ocean County's clean air and water. You can dispose of these materials at the sites listed below, free of charge by calling the County to pre-register.

Call: 732-367-0802 to pre-register for Manchester
Call: 732-506-5047 to pre-register for Toms River
Call: 609-978-0913 to pre-register for Stafford

| | | |
|------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|
| STAFFORD TWP. Public Works Garage 320 Haywood Road Stafford Twp., NJ 08050 Saturday, April 1 9:00AM - 3:00PM | TOMS RIVER TWP. Public Works Garage 1672 Church Road Toms River, NJ 08753 Saturday, May 13 9:00AM - 3:00PM | MANCHESTER TWP. Public Works Garage 1360 Route 70 Whiting, NJ 08759 Saturday, June 3 9:00AM - 3:00PM |
|------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------|

10-1 Jan Pre-registration is required.
Registration is on a first-come first-served basis.

Hazardous waste will not be accepted from businesses, school boards or government agencies. Only Ocean County residential households and farmers are eligible for this free program. A driver's license or tax bill will be adequate proof of residence. Our staff can advise you about any materials you are unsure of.

Acceptable Materials: paints/thinners/boat paint, solvents, pool chemicals, pesticides and herbicides, aerosol cans, auto products, toilet and drain cleaners, silver polishes, oven cleaners, photographic chemicals, rug and upholstery cleaners, polishes and bleaches, waste oil and used gasoline.

ALL THE ABOVE MATERIALS, EXCEPT OIL AND GASOLINE, MUST BE IN ORIGINAL CONTAINERS

Maximum volume per household is limited to 200 pounds of dry materials and 20 gallons of liquid. Please, no containers larger than 5 gallons. *Also propane tanks + dis ext.*

Unacceptable Materials: radioactive materials, dioxins, infectious waste ("Red Bag" wastes), explosives, unknown or unidentified materials.

NO CONSTRUCTION WASTE OR ASBESTOS

THE OCEAN COUNTY BOARD OF CHOSEN FREEHOLDERS
Joseph H. Vicari, Director - Gerry F. Little, Deputy Director
John C. Bartlett, Jr - Virginia E. Haines - John P. Kelly

Councilmember Bendel has no report.

Councilmember Berglund wanted to remind the general public that engraved pavers are still available for purchase at the Borough Hall for \$99.00. Each paver purchased may be engraved with your personalized message and will be placed at the Pavilion.

Councilmember Berglund reported that the work on the main on the Jaynes Avenue Water and Sanitary Sewer Improvements Project is essentially completed. They have started on the sewer work on the River end of Jaynes Avenue where the sewer line is part way up the hill. They made the crossing and reinforced the section by installing new pipe. They are continuing on the sewer lines further up on Jaynes Avenue and as far as he can see, they are right on schedule.

Mayor Silver said that he saw Kiely Construction there, representing New Jersey Natural Gas, replacing the gas lines there, also.

Councilmember Thompson thanked Attorney O'Connell and Councilmember Berglund for helping her with her question about zoning.

Councilmember Thompson asked Lt. Kevin Arnold if she should report a down traffic sign to Public Works or the Police Department. Lt. Arnold replied that the report should be made to the Police Department and they will notify the

correct entity to replace it. Councilmember Thompsons told him that there was a One Way sign lying on the ground at the corner of Camp Walk and Highland Avenue.

Councilmember Wudzki reported that she attended last month's Board of Education meeting where they submitted their tentative budget for the school year. State aid remained the same. However, they will be raising taxes \$37,514.00. Most of the costs were due to special education needs. The Business Administrator will be getting her a more detailed breakdown of where the additions were this year. The Public Hearing on the budget will be Wednesday, May 3rd at 7:00 p.m. That night they gave out an overview of revenue and expenditures and was not a detailed budget.

Councilmember Wudzki said the Board of Education had asked her about incorporating something from the school into the Borough's newsletter. They have received requests that communication from the school go to members of the community other than parents. The Board of Education was not looking to add to the Borough's expenses by asking for inclusion in the mailed out newsletters. They were more interested in including something in the newsletters the Borough sends via email. Once a month they would like to include items such as the budget and notices of events that are open to the community. A representative from the Board of Education will be attending the March 28th Council Meeting and give more information.

Mayor Silver had no report.

9. PRIVILEGE OF THE FLOOR

There were no comments from the public.

Lt. Kevin Arnold of the Police Department reported that Ocean County is moving to a new computer system called Spillman. Over the long haul, if the Borough switches to Spillman, it will save the Borough a few dollars. Also, the Borough will only have to write out 2 checks instead of 5 checks. Currently we pay roughly \$5,100 for ACISS, Info-Cop and the hub use in Long Beach. Spillman will put the borough into the County and enable us to interact with all the local municipalities that are on board with it, including the Sherriff's Department. It would cost around \$4,750 per year after the initial 3 years. The initial year has a onetime licensing fee of \$2,092. The maintenance fee covers 3 years at \$731 for the protective, firewall and the hub. The Spillman itself would cost \$4,500 per year payable to the County.

Mayor Silver asked Lt. Arnold to provide Council with more details so they may review the issue. Council President Berglund asked if the new program will overlap with what the Police Department uses now. Lt. Arnold said that he held off renewing all the licenses this year because Spillman was supposed to start last year, coming into the New Year. Now they are looking at beginning sometime in May. The ACISS and CAD systems will stay running without renewal so we will have access to our records. There just won't be any updates. There will be a savings down the road because we won't have to pay licensing fees. The licensing fee for Spillman is a onetime payment. We also save on a traffic accident program we won't have to purchase because that would be included in Spillman. It will be one system, one check. Mayor Silver once again asked Lt. Arnold to provide dollar amounts and compare the current costs to costs for the new program for the next Council meeting on March 28.

10. EXECUTIVE SESSION FOR CONTRACT AND LITIGATION DISCUSSION

Resolution 2017-52

Move to enter into Executive Session at 1:30 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Move to re-enter Regular Meeting at 1:42 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

After re-entering the regular meeting, Councilmember Asay motioned to accept the recommendation of Borough Counsel in the matter of Richard Rivera and Gwenda R. Davis v. Borough of Island Heights, et al. Council President Berglund seconded the motion and the Council members present voted in the affirmative unanimously.

11. ADJOURNMENT at 1:43 p.m.

First: Bendel

Second: Berglund

All In Favor

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The **Island Heights Board of Education** regularly scheduled meeting is Wednesday, April 5, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The **Island Heights Board of Health** regularly scheduled meeting is Tuesday, April 11, 2017 at 9:00 AM held at the borough hall.
- The **Island Heights Mayor and Council** regularly scheduled meeting is Tuesday, April 11, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Planning Board** regularly scheduled meeting is Thursday, April 13, 2017 at 7:00 PM held at the borough hall.
- All municipal offices will be closed** on Friday, April 14, 2017 in observance of Good Friday.
- The **Island Heights Environmental Committee** regularly scheduled meeting is Wednesday, April 19, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Mayor and Council** regularly scheduled meeting is Tuesday, April 25, 2017 at 7:00 PM held at the borough hall.
- The **Central Regional Board of Education** re-organization meeting is Thursday, April 27, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The **Island Heights Board of Education BUDGET HEARING** is scheduled for Wednesday, May 3, 2017 at 7:00 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

*** Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount**

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The **Municipal Clerk's Office, Tax Collector & Water/Sewer Office**, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting March 28, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC COMMENT

3. PRESENTATIONS

- A. Island Heights Environmental Committee to discuss 2017 ANJEC Open Space Stewardship Grant.

Lynn Pendleton explained that Camp Meeting Restoration Association, in conjunction with the Environmental Committee, is seeking to apply for a grant from the Association of NJ Environmental Commission. She read the entire grant application for the members of the audience.

- B. Robert Rizzolo of Shore Outdoor Design, LLC to Appear Regarding the Maintenance of Memorial Field's Infield. – No Presentation Made.
- C. Maria Sessa of Jersey Central Power and Light Company

Maria Sessa, representative from JCP&L asked that if you see a light on a pole that has burnt out, please call or use their cell phone app to report the outage. All you need to do is report the location of the pole and the pole number (if it has one). They will replace the light within 3 days.

Ms. Sessa reported that tree trimming is about 98% complete. There is debris that needs to be picked up by the Marina. There are only a few things they need to finish and trimming should be completed by April. No one reported having any issues to her.

4. APPROVAL OF MINUTES

- A. Meeting Minutes of February 28, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | X | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

- B. Meeting Minutes of March 20, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | X | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

**Resolution 2017-52 Authorizing the Issuance of Estimated Property Tax Bills
Pursuant to NJSA 54:4-66.2 et seq.**

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-53 Approving Application for Use of Pavilion and the Contiguous
Property by Jessica Rodriguez for a Wedding on August 19, 2017.**

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-54 Approving Application for Use of Pavilion and the Contiguous
Property by Jennifer Poe for Wedding Photos on October 7, 2017.**

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-55 Authorizing the Mayor to Execute the Amendment to the
2016/17 DWI Enforcement Program Shared Services Agreements**

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-56 Approving Application for Use of Pavilion and the Contiguous
Property by Alena Dorsey for a Wedding on October 13, 2017.**

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-58 Approving Application for Use of Memorial Field by Toms River Little League for Practice from 5 p.m. to 8 p.m. Every Saturday Beginning April 1, 2017 and Ending July 1, 2017.

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-59 Reappointing Damian Murray, Esquire as Municipal Court Judge for a 3 Year Term Beginning January 1, 2017 and Ending December 1, 2019

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

A. Approving the Following Purchase Order:

Vendor: John E. Camburn & Son, Inc.

Item: Central Avenue Pavilion – Replace 8 ceiling light fixtures with new LED fixtures.

Amount: \$2,178.32

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

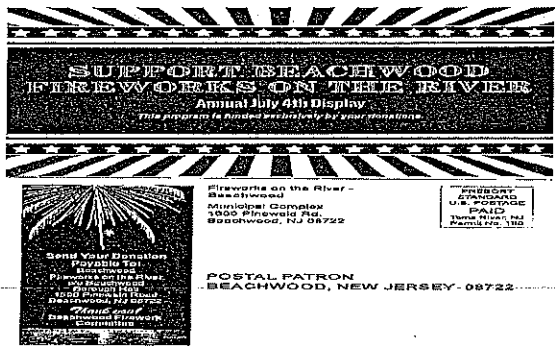
8. ITEM FOR DISCUSSION

A. Letter from Beachwood Councilmember, Beverly Clayton, regarding Supporting Beachwood Fireworks on the River. (Letter to Mayor Silver is forthcoming.)

Beachwood Councilmember Beverly Clayton has requested that the Borough of Island Heights send a postcard promoting donations to support the Beachwood Fireworks on the River's Annual July 4th Display. They would supply the postcards and Island Heights would supply the postage. The Borough of Beachwood can no longer afford the fireworks display and are in dire need of donations in order to continue them.

The Council expressed that they have no money in the budget to mail postcards, however, they would make the postcard part of the Borough Newsletter and urge residents to support the fireworks display by making donations.

Donations should be made to: Beachwood Fireworks on the River, C/O Beachwood Borough Hall, 1600 Pinewald Road, Beachwood, NJ 08722.



B. Utilization of Spillman software by the Island Heights Police Department.

Lt. Kevin Arnold explained that this will replace the programs that the police department is currently using. It would also link the County and other towns in Ocean County into one system. The system allows everyone in the County to share information, such as traffic stops, warnings, etc.

Councilmember Asay said that the Borough is migrating from subscribing individually from ACIS - \$3,600, Info Cop - \$1,500 and a payment to Long Beach Township who provided our wireless for years \$400. This roughly totals \$5,100 per year.

The initial buy-in to the Spillman System will be \$7,300 for the first year. In subsequent years the payment will be \$4,500 which will save money in the future. Councilmember Asay intends to meet with the Chief Financial Officer to ensure funds are available in the temporary budget. If so, it will be put on the agenda. The other subscriptions have not been paid this year, so that money can be utilized for the transition.

Lt. Arnold said that we are also saving because Spillman comes with the new motor vehicle, NJTRI program which is for our motor vehicle crash reports. The system we are using now costs the Borough roughly \$2,500 plus a yearly subscription and upgrades. This service is included in the Spillman system as part of the program.

9. COUNCIL REPORTS

Councilmember Wudzki reported that the First Aid asked her to remind everyone about the Easter Weekend Flower Sale. It will be held April 13th through 15th, the Thursday, Friday and Saturday of Easter Weekend.

Councilmember Wudzki called upon Maureen DeSantos, representing the School Board, to make a request on behalf of the School Board. Ms. DeSantos said that one of the School Boards goals is to build a better rapport with the community. The Superintendent wants to do a small report to let the community members know about the public events that are happening in the school. Right now it is only the parents that are getting the information. The school would forward the information to the Borough for placement in the Borough's Newsletter.

Ms. DeSantos asked if it could be included in a mailing. Mayor Silver told her that the Borough is looking to migrate away from mailings. There will be a paper version on an as-needed basis in Borough Hall. The newsletters will still be emailed to subscribers and posted on the website. The dollar amount being spent currently for postage, paper and labor time is in excess of \$500 per meeting, which adds up to about \$1,000 a month. The individuals who do not have means of electronic delivery will be able to pick up a hard copy at Borough Hall. Councilmember Snow offered that older individuals who are not tech savvy may go to the library. The library has computers and technical support to assist them. Mayor Silver told Ms. DeSantos to provide the information and it will be included in the Newsletter.

Councilmember Wudzki reported that the STEAM Fair was coming up at the school on Thursday, April 6th from 5 p.m. to 7 p.m. Barbara Parisi said the fair is open to the general public. There will be approximately six organizations that will be providing information such as the Garden Club, Barneget Bay Partnership, the BEAR people, who have to do with on-water boat safety, Mates will be sending volunteers. There will be activities that are hands-on, such as building roller coasters, balloon rockets, balloon races, math challenges, and different things that fall into the STEAM categories. STEAM stands for Science, Technology, Engineering, Art and Math.

Councilmember Thompson had no report.

Councilmember Snow announced that the Easter Egg Hunt will be on Saturday, April 1st at 11:00 a.m. She thanked Alan Fumo for organizing the event. She also thanked Alan, his wife, and Wendy Prior, the Tax Collector, for volunteering to stuff Easter eggs for the children to hunt. The reason the hunt is so early this year is because the school break is the week before Easter and they thought it would be better to do it before everyone went on vacation. A flyer was sent to the school and posted at the Borough Hall.

Councilmember Asay said he would like to see the speed monitor placed on Ocean Avenue. He also reported that he is receiving many citizen complaints regarding the parking on Central Avenue with Morgan Engineering becoming busier. He asked if anyone has spoken to Morgan Engineering regarding the parking being a safety issue. Getting out of Lake Avenue onto Central Avenue, you cannot see up the street because of all the cars parked there.

Lt. Arnold said he has been trying to contact the County Engineering Department with regard to that issue. However, he has been unable to make contact with them as of yet. He is attempting to address Lake Avenue and Ocean Avenue with them. Lt. Arnold intends to ask the County to extend the yellow line further up the road since it is a County road.

Brian Hall said the Planning Board should have never allowed Morgan Engineering to subdivide the property without a parking plan.

Mayor Silver said that the Zoning Officer shall go down to Morgan Engineering to discuss the problem with them. The issue will be addressed. He would like to wait until Lt. Arnold hears from the County to see what they have to say before the Borough does anything, since it is a County road.

Dale Doria, 119 Simpson Avenue, stated that the parking problem has extended all the way down to Simpson Avenue because they park on Lake Avenue on one side. When the school dismisses the children, you can't get a car down the road because the parents park there and Morgan's workers park there. It is a safety problem. He almost hit a child who came whipping down the street on a skateboard because he couldn't see him.

Lisa DeFeo, 176 Lake Avenue, said her husband witnessed a cyclist coming down Central and was almost hit by a car who couldn't see. Mrs. DeFeo said when she pulls out she couldn't see traffic coming into town either.

Mayor Silver said that Lt. Arnold will take care of things on his end and the Borough will contact Frank Sadeghi.

Brian Hall complained that Morgan Engineering does not contain their garbage and it blows all over the area. Mayor Silver said he would have the Code Enforcement Officer address all the issues with Mr. Sadeghi.

Councilmember Asay said that, since garbage was brought up, the Council did adopt an amendment to the Solid Waste Ordinance. Commercial entities and multi-family facilities, like condominiums, will have to provide their own dumpsters. This will take effect on June 1st. This affects commercial garbage and recycling.

Brian Hall said the Borough should pass an ordinance requiring appropriate recycling containers. Councilmember Bendel noted that Mr. Hall set up the recycling system that the Borough currently uses.

Councilmember Asay said that the Council adopted a budget for 2016 with a contribution for fire protection for \$40,000. The Council requested that the fire company provide proof to the Council that the funds were expended on fire protection items. The department has submitted the invoices and proof for 2016 adding up to approximately \$32,000. There is roughly \$8,000 of funds remaining that have not been released to the fire company. What is at issue is that in 2016 the fire company replaced a pump on their 1999 fire truck, which they paid \$36,000 for in January of 2016. When the invoice was submitted to the Chief Financial Officer, she declined it saying it couldn't be counted as 2016 expenditures because the event occurred in 2015 when they authorized the work to be done. The fire company had to provide fire protection and had to get it online as quickly as possible.

Councilman Asay also noted that the mechanic wrote on the invoice that the pump for this vehicle is no longer manufactured so they had to adapt something that did work on the truck. He asked how long we can go until something breaks on the truck that can't be retrofitted in some way. The truck is now 18 years old.

The fire company reduced their spending and put off buying turn-out gear and purchasing hose in the beginning of the year because they had to come up with \$36,000 to fix the truck. He does not want to see them punished for being fiscally prudent. Councilmember Asay said that regardless of any purchase rules that may apply to the Borough, the fire company is not the Borough.

Councilmember Asay made a motion that the remainder of the \$40,000 be released to the fire company as a contribution for fire protection services for 2016. Councilmember Berglund pointed out the Borough has authorized \$40,000 in the budget that the fire department was supposed to get and provide documentation. The Mayor said the agreement was that they were supposed to provide invoices for expenditures. It was agreed upon when Council authorized the money.

A discussion ensued regarding the release of the remaining funds to the Fire Department. Brian Gabriel, 185 Summit Avenue commented on the issue as did Brian Hall. Brian Gabriel noted that the fire company submitted invoices as was required. Attorney O'Connell suggested that under best practices the Council should see the list of invoices.

Members of the Council discussed the issue of releasing the funds to the Fire Company. Councilmember Asay amended his motion. Councilmember Asay motioned to release the remainder of the \$40,000 that was allocated to the Fire Company in 2016. The motion was seconded by Councilmember Bendel. A roll call vote was taken and unanimously approved.

Councilmember Bendel had no report.

Council President Berglund reported that he authorized the Department of Public Works to buy \$500 worth of screw nails to repair the boardwalk. It is the first of the beginning of expenses.

Council President Berglund reported that there is a resident at the end of West End and River Avenues pumping a lot of water out of his basement. The water was tested and found to have chlorine residual. This indicates that there is a ruptured municipal source line. The lines were checked towards the property line and there was no indication that the leak originated on the municipality's side. It is conceivable that the break is on Ocean Avenue and is migrating past the first two houses into the third house, but is unlikely. Jon Brodbeck, a member of the NJ Water Association, asked the Association to come out and do leak detection. They will come on Thursday morning and hopefully find out where the leak is. It is free and part of Jon's membership.

Council President Berglund said that work is continuing on the water and sewer improvements on Jaynes Avenue. They are still working. Mayor Silver said that NJ Natural Gas is now doing the residential hookups of the new main that they installed.

10. PRIVILEGE OF THE FLOOR

Barbara Parisi of Jaynes Avenue asked Lt. Arnold if there is an Ordinance about skateboards and hills in Island Heights. Lt. Arnold said that there is an Ordinance. Mrs. Parisi said that kids are riding their skateboards down the hills going extremely fast. One kid on a skateboard passed her car while she was driving down the road. Lt. Arnold said they try to address it as much as possible. They can't ticket them because they are minors. Council President Berglund said the Ordinance states that you cannot skateboard on North/South streets, but can skateboard on East/West Streets.

Bob MacNeal, 237 Ocean Avenue, questioned why he never sees Executive Session Meeting minutes for approval. The Borough Attorney explained that the minutes are maintained but aren't published. They are not released until the issues that were discussed are resolved. They must be individually requested.

Mr. MacNeal also asked if the Borough received FEMA funds for the repair of the boardwalk. The Mayor said there was money received and all the money went to rehabilitate the first floor of the pavilion. There was no additional money for the boardwalk. No application was made to FEMA for funds to repair the boardwalk, only for repairs for the pavilion.

Mr. MacNeal said he received a reverse 911 call for the big storm that didn't happen. The Council meeting was cancelled for that night and rescheduled for Monday afternoon at 1:00 p.m. He said that the meetings should be held at night so the public has an opportunity to go. Mayor Silver said they had to have the meeting in order to pay bills. There was a poll conducted and everyone's availability worked out to be 1:00 in the afternoon.

Don Roberts, Park Avenue, reminded the Mayor and Council that there is a complete energy plan that the Environmental Committee did around 2010 sitting in the Borough offices. It addresses all our energy needs and ways to save money. Mayor Silver asked the Acting Borough Clerk to find it and place it on his desk for review.

11. EXECUTIVE SESSION FOR CONTRACT DISCUSSION

Resolution 2017-57 to Enter Into Executive Session – Not Used

12. ADJOURNMENT at 8:50 p.m.

First: Bendel Second: Snow All In Favor

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Island Heights Planning Board regularly scheduled meeting is Thursday, April 13, 2017 at 7:00 PM held at the borough hall.
- All municipal offices will be closed on Friday, April 14, 2017 in observance of Good Friday.
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- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, April 25, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, April 27, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Board of Education BUDGET HEARING is scheduled for Wednesday, May 3, 2017 at 7:00 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, May 9, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, May 9, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, May 10, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, May 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, May 17, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, May 18, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Recreation Committee regularly scheduled meeting is Monday, May 22, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, May 23, 2017 at 7:00 PM held at the borough hall.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

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mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
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Council Meeting April 11, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | | X | X | X | X |
| Absent | | | | X | | | | |

2. PUBLIC COMMENT - NONE

3. PROCLAMATION

A. National Library Week 2017

On behalf of Christine Maloney, Branch Manager of the Island Heights Public Library, Betsy Hyle reported that last summer they tripled the number of people participating in the reading program. Christine has built their teen board to about ten students. They participate by helping the younger children in the program as well as helping Christine.

Mrs. Hyle wanted to remind people that they have everything there at the library. They have video tapes, computers, WiFi, etc. Coming up, they will have a program making paper dahlias out of book pages. Also on Saturday, April 22nd, they are doing a program on Rosa Parks as part of the State History Program. Always check the library for programs for adults and children alike. There is always something going on.

The library was also asked to be a demonstration garden for a grant program through the Barnegat Bay Partnership. The plantings will be alongside of the ramp, the front of the building and to the left on the side of the entrance. All work will be overseen by a master gardener. Plantings will be done by volunteers.

Mrs. Hyle praised Jon Brodbeck and the Public Works employees for their assistance in helping clear the plant beds from the front of the building.

Councilmember Wudzki added that Christine has been a great asset to the library. Christine has fostered many programs for the children. Councilmember Wudzki said she has seen a different level of love of reading from the students at the school since Christine has been there. Christine has done a lot to foster the relationship between the school and the library. It's very nice to have that type of relationship which wasn't there before.

4. APPROVAL OF MINUTES

A. Meeting Minutes of March 28, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-60 Discontinuing Postal Mailings of Municipal Newsletter

Public Comment – None

The Mayor explained that there is an electronic mailing of the newspaper which saves expenses on monthly printing and mailing. Councilmember Asay said that there were a total of 145 envelopes going out. 16 of those go to Borough employees. The employees can get the newsletter at work. That leaves 129 property owners or renters who all live in town receiving mailed newsletters. Councilmember Asay suggested that a form be created stating that this would be the last newsletter by mail. The form would have a section that would allow residents to indicate that they need the newsletter physically mailed to them and state why. The form will be sent out in the next newsletter.

MOTION WAS MADE TO TABLE BY COUNCILMEMBER ASAY SO A FORM REQUESTING A HARDSHIP COULD BE SENT WITH THE NEWSLETTER.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-61 Approving Social Affairs Permit for the John F. Peto Studio Museum, Inc. for Event on June 30, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-62 Providing for Amendments to Temporary Appropriations Approved Prior to the Final Adoption of the 2017 Municipal Budget

Mayor Silver explained that this will allow the Borough to continue to pay salaries, insurance and bills. The Borough does not have all the data it needs to introduce its yearly budget as of yet. The outstanding issues preventing introduction of the budget are: awarding the contracts to do the revaluation, awarding a garbage collection contract, Length of Service Award Program (LOSAP) for the Fire Company, and the CWA contract which is currently being negotiated.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-63 Approving the Use of the Camp Meeting Grounds by the Island Heights Cultural and Heritage Association for Its Annual Fundraising Garden Tour on June 10, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-64 Accepting Proposal for Professional Services for Boy Scout Island Beachfront Protection by Maser Consulting, P.A.

Mayor Silver explained that Boy Scout Island has been eroding away. Superstorm Sandy did damage to it and it wasn't included in the roster at the time for rehabilitation. Maser has submitted a proposal for professional services for shoreline protection for Boy Scout Island. Stabilization consists of an old roadway, concrete debris, and pavement debris from Route 37, which was placed there for stabilization many years ago and has not worked. Phase 1 consists of Maser's office preparing two concept plans. The first plan will be a bulkhead design to provide enhanced waterfront access as well as shoreline stabilization. The second plan will be for beach replenishment. The estimated fee for the 2 plans would be \$1,750.

The proposal also would require location maps, site photographs, written project description of the concept, attendance from an environmental scientist, an engineer experienced in coastal preparation and documentation of the discussion with the appropriate State authorities. The estimated cost for this phase is \$2,500. This brings the total estimated fee to \$4,250.00.

Public Comment: Brian Gabriel, 95 Summit Avenue, questioned why the governing body was spending money on stopping the erosion of the Island when there are other pressing monetary issues. Councilmember Asay also questioned the validity of the spending money for the proposal. Councilmember Thompson said that, as she recalled, CAFRA and DEP rules would not allow a bulkhead if the area was never previously bulkheaded. She also suggested tabling the item until council members could go to Boy Scout Island to go review the area and erosion.

Betsy Hyle, 266 Summit Avenue, suggested that riprap was not a good way to combat erosion. Long Point is also eroding. Barnegat Bay Partnership has a "Paddle for the Edge" program that maps and looks at tides and how much and how quickly the erosion is happening. There are grants that you can apply for through that program. She suggested a science project for students to GPS and map the erosion at Boy Scout Island. She asked Council for permission to do a project like that.

Mayor Silver said the money would come through grant money, perhaps in the form of a low interest loan. Mrs. Hyle said they were able to do a student project at Long Point which stopped the erosion 20 years ago for free through the "Paddle for the Edge" program.

Councilmember Bendel motioned that this item be TABLED until Council Members had a chance to go out to Boy Scout Island and evaluate the erosion problem.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

The following Purchase Orders were read and approved as a consent agenda:

Councilmember Asay explained that these purchase orders were for the police department to migrate away from the current software they are utilizing and moving over to the County and the Spillman software.

- A. Approving the Following Purchase Order:
Vendor: Ocean County Sherriff's Department
Item: Spillman Computer Software as per the County's Agreement
Amount: \$4,500.00

- B. Approving the Following Purchase Order:
Vendor: SHI
Item: NetMotion Mobility License 1 device-volume-100-249 licenses Win – with Analytics Module/Policy Module/Network Access Control NetMotion Wireless and NetMotion Mobility – Premium Maintenance-3 Years Net Motion Wireless
Amount: \$2,823.77

- C. Approving the Following Purchase Order:
Vendor: Morpho Trak, LLC
Item: Maintenance & Support Contract for LiveScan Unit
Amount: \$2,897.06

- D. Approving the Following Purchase Order:
Vendor: The Rodgers Group, LLC
Item: Sworn Full Time and Sworn Part Time Personnel Online Training Module for Directive Management System. Covers required trainings a per AG Guidelines.
Amount: \$4,500.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. ITEM FOR DISCUSSION - NONE

9. COUNCIL REPORTS

Councilmember Wudzki reminded everyone that the public hearing for the school budget is Wednesday, May 3rd, at 7:00 p.m. at the Island Heights School.

Councilmember Wudzki reported that she did some research on the surrounding communities with farmers markets. She also went on social media and asked what people look for while attending a farmers market. She found that there is a demand for an evening farmers market.

She handed Council members a printout of information on the area farmers markets as well as revenue estimates of what the Borough may charge if the decision was made to have one. People have given her feedback that they would like to have the market at Wanamaker Complex or the Boardwalk. She thinks it could be something that could grow.

The next step would be to figure out what type of vendors would be appropriate. She also said that the vendors she spoke to were interested in coming on a Monday. She hopes more vendors and farmers will return her phone calls later in the month. Councilmember Wudzki suggested charging a lower fee for vendors to begin with as an incentive for them to participate. Councilmember Asay suggested getting food trucks in also. Councilmember Wudzki said that the vendors ideally, would go beyond produce.

Councilmember Thompson reported that a complete revaluation is being bid and the goal is to have the revaluation completed by October.

Councilmember Asay reported that he spoke to Nancy Wolfe, who is in the director level of the Cable TV Unit in Trenton, regarding the Borough's renewal of the franchise agreement with Comcast. She said she has received it and is in the process of reviewing it. She was hopeful that the Borough would receive an answer within the next 90 days if there were no issues.

She told him that, contrary to what Comcast told Councilmember Asay, the language of the Borough's Ordinance was supposed to be submitted to the Board of Public Utilities Cable Television Unit for them to review before the Borough adopted it. Hopefully, what we have is adequate to move it along.

Councilmember Asay reported that the two new police vehicles have arrived and are in various stages of being prepared to be in-service. Mayor Silver said one is being lettered. He had to put one vehicle without lettering in-service because the F-150 would not start. That vehicle will be lettered when we receive the other vehicle back from lettering.

Councilmember Asay reported that there will be a shredding program on September 23rd from 9 a.m. to 11 a.m. in the Public Works yard. A shredding truck will be on hand to shred documents. See flyer below:

THURSDAY, MARCH 30, 2017 * 11A

**OCEAN COUNTY
2017 RESIDENTIAL
DOCUMENT SHREDDING PROGRAM**

Sponsored by
THE OCEAN COUNTY BOARD OF CHOSEN FREEHOLDERS
and
THE OCEAN COUNTY DEPARTMENT OF SOLID WASTE MANAGEMENT

The Residential Document Shredding program is to provide residents and taxpayers with the opportunity to recycle their old documents and files safely and securely. Commercial and business documents are not accepted.

The service representatives are uniformed, bonded and insured. Papers are shredded by pieces and tear method.

The shredding unit features an automatic feeding and dumping system, eliminating human contact with your documents and forms.

Each vehicle is limited to 8 boxes or bags of documents each day.

| | | | | | | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| APRIL Barnegat Twp. Recycling Center 830 Pinewood Knoll Rd. Saturday, April 9 9 a.m. - 1 p.m. Palm Beach Twp. 121 Hwy Egypt Adientown Rd. Saturday, April 22 9 a.m. - 1 p.m. South Town River Boro. McC Center Parking Lot 1 Bolo Lane Saturday, April 29 9 a.m. - 11 a.m. | MAY Littleton Hancock Twp. L.H. Community Center 310 West Celestine Way Wednesday, May 3 9 a.m. - 1 p.m. Point Pleasant Boro. Recycling Center, 801 Arbor Ave. Behind Stop & Shop Saturday, May 13 9 a.m. - 1 p.m. Shannon Park Boro. Public Works Garage 1201 Barnspat Ave. Saturday, May 20 9 a.m. - 11 a.m. | JUNE Lakeshore Boro. Public Works Yard, 600 Myrtle St. Saturday, June 3 9 a.m. - 1 p.m. Stafford Twp. Southern Recycling Center 379 Haywood Rd. Saturday, June 10 9 a.m. - 1 p.m. Beach Twp. Public Works Yard 838 Ridge Road Saturday, June 17 9 a.m. - 1 p.m. Barnegat Twp. Municipal Complex 900 West Bay Ave. Saturday, June 24 9 a.m. - 1 p.m. | JULY Lakeshore Twp. Public Works Yard Saturday, July 14 9 a.m. - 1 p.m. Ocean Gate Boro. Municipal Bldg Rear Parking Lot 801 Ocean Gate Ave. Saturday, July 22 9 a.m. - 11 a.m. Ocean Twp. Municipal Complex 50 Railroad Ave. Saturday, July 29 9 a.m. - 1 p.m. | AUGUST Lacey Twp. Recycling Center, 820 Municipal Ln. Saturday, August 12 9 a.m. - 1 p.m. Jacksboro Twp. Rear Municipal Building Lot 9 a.m. - 1 p.m. Town River Twp. Riverside Park, 200 Riverwood Dr. Friday, August 25 9 a.m. - 1 p.m. | SEPTEMBER Long Beach Twp. Recycling Center 2910 Long Beach Blvd. Saturday, September 16 9 a.m. - 11 a.m. Beach of Florida Boro. Public Works Garage 120 Lorraine Blvd (Lauri Ave) Saturday, September 23 9 a.m. - 1 p.m. Point Pleasant Boro. Public Works Yard, 801 Arbor Rd. Saturday, September 30 9 a.m. - 1 p.m. | OCTOBER Manchester Twp. Public Works Yard, 1300 Route 70 Saturday, October 14 9 a.m. - 1 p.m. Eaglewood Twp. Municipal Complex, 140 Division St. Saturday, October 21 9 a.m. - 1 p.m. Beachwood Boro. Municipal Complex, 1900 Peavate Rd. Saturday, October 28 9 a.m. - 1 p.m. |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

The program is for all paper documents and paper items. Paper clips and staples DO NOT have to be removed. Unacceptable items are: X-Rays, CDs, floppy disks, micro film and file folders.

This FREE service is sponsored by the Ocean County Board of Chosen Freeholders

Please call the Ocean County Department of Solid Waste Management at 732-808-5047

Councilmember Asay reported that the Parking on Central Avenue issue was discussed with the Code Enforcement Officer and Morgan Engineering. Morgan Engineering will take steps to provide their employees with additional off-street parking.

Councilmember Bendel had no report.

Council President Berglund reported that the work on the sewer and water improvements started on March 6th with some test pits and actual installation began on March 8th. According to the accelerated schedule from Vollers, it is anticipated that all of their work will be completed in early to mid May, which is right on schedule. Paving should be done before Memorial Day.

60% of the water system has been completed. Which means the main valves and hydrants have been put in. The remaining work is for the services.

The sewer is 50% done. They are working on installation between Ocean and Summit with some manhole work being done.

Council President Berglund reported that people are beginning planting and weeding in the community garden.

Council President Berglund said that the grasses along River Avenue were started with, and expanded by, grants and by people working on them. The original section has matured. The clumps of grass are expanding and the center part is being squeezed in and dying back. Council President Berglund said that they took the clumps of grass from the initial area, split them and replanted them a couple of feet away. This way the center part will grow.

Council President Berglund reported that public works has begun summer grass mowing. He also reported that when one of the pumps for one of the municipal wells was turned on, sparks flew out of the motor. Right now there is a loaner motor on one of the wells. Depending on what they find when they go to repair the broken motor, the bill may be from \$5,000 to \$10,000. Water service is fine with the loaner motor for now.

10. PRIVILEGE OF THE FLOOR

Joyce Kane, 28 River Avenue, asked why the Town Wide Garage Sale used to be held at the end of September and now it varies. What determines the dates?

Betsy Hyle said that it always used to be held in June and about four years ago they decided to try it also in September. However, it wasn't very successful in September. There was a decision not to hold it in September any longer because people were saying they weren't getting the crowds like they had in June.

Mrs. Kane asked if there was any chance to bring back the fall sale? Mayor Silver said that if we could get a consensus or poll asking for a September Town Wide Garage Sale we could have one in 2018.

11. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS AT 8:00 P.M.

Resolution 2017-65

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

12. ADJOURNMENT AT 8:29 P.M.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Central Regional Board of Education re-organization meeting is Thursday, April 27, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Board of Education BUDGET HEARING is scheduled for Wednesday, May 3, 2017 at 7:00 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, May 9, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, May 9, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, May 10, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, May 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, May 17, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, May 18, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Recreation Committee regularly scheduled meeting is Monday, May 22, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, May 23, 2017 at 7:00 PM held at the borough hall.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

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 Island Heights, New Jersey 08732-0797
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Council Meeting May 9, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

PUBLIC COMMENT

Neal Bartland, 277 Summit Avenue, requested that the Job John that gets put down by the beach be placed somewhere else. They live next to it and it is a nuisance.

Kathleen Guteski, 216 Bay Avenue, said they also have a problem with the Job John and asked for it to be moved. Mrs. Guteski stated that it smells and there are people going in and out of it banging the door all night.

Mayor Silver said that he would take all their comments into consideration and explore other possible places to put it.

PRESENTATION

A. Sue Cowdrick, liaison to Central Regional School Board to appear regarding school budget.

Ms. Cowdrick reported that the School Board Budget was adopted on April 29th. Island Heights taxes for the middle and high schools will be going down \$146.28 for an assessed value average of \$384,754.00, which is the median. No programs will be cut and the middle school roof will be redone this summer. The canopy in front of the High School will be replaced with lighting. A new PA system will be installed which will be a security-type system that will be able to make announcement to all classrooms and be linked to the Bayville Police Department.

Ms. Cowdrick invited the Council Members to come and take a tour of Central. She also said on August 23rd there is an orientation of all the 7th graders on that day. It is a nice transition for them.

She then invited members of the Council to come and participate in the Middle School graduation on June 13th and to the High School graduation on June 14th.

Ms. Cowdrick then explained the "Teacher for the Day" experience being held at the school. Council President Berglund announced he will be participating.

Councilmember Thompson asked how many children from Island Heights attend the Middle School and the High School. Ms. Cowdrick said there were 47 children combined. There are 17 children leaving the grade school to go into Central next year. Councilmember Thompson asked what is Island Heights' total tax contribution to the school. Mayor Silver answered that it is "one million, one nine."

Ms. Cowdrick thanked the Council for not being political and letting her do her job without bringing politics into it. She said she votes with the best interest of the students in mind.

Councilmember Snow thanked Ms. Cowdrick and recommended taking the tour.

Councilmember Thompson mentioned that she has received complaints about the school buses going too fast through town and asked Ms. Cowdrick to bring this up to the members of the Board of Education at their next meeting. Ms. Cowdrick said she will address the issue with the Director of the Bus Fleet.

APPROVAL OF MINUTES

A. Meeting Minutes of April 25, 2017 as Amended

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-75 Rejecting All Bids for the Reassessment and/or Revaluation of all Property in the Borough of Island Heights

Councilmember Asay asked what was paid the last time there was a reassessment. Mayor Silver replied that it was in the upper 40's. The current bid was for over \$80,000. Council Member Asay asked that the resolution wording be amended, as the Borough currently does not have an adopted budget, to say, "all bids received exceeded the amount in the draft budget for the Project." The motion was made and seconded on the resolution as amended.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-76 Approving Application for Use of Pavilion and the Contiguous Property by Rebecca Lamb for a Memorial on June 26, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-77 Authorizing the Settlement of a Tax Appeal Before the New Jersey Tax Court

This item was tabled pending discussion in an executive session meeting. The following motion and second was made to table the resolution:

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-78 Authorizing the Payment of \$1,750 to Pashman Stein Walder Hayden Regarding Settlement in the Matter of Richard Rivera and Gwenda R. Davis vs. Borough of Island Heights, Et Al.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | | | X | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

- A. Approving the Following Purchase Order:
Vendor: ENET Consulting
Item: Website Design
Amount: \$3,200.00

Councilmember Snow explained that this purchase order was for an entirely new website design. The old website will not be updated, but will still be up and available while the new website is being built and tested. One of the first features to be put on the new website will be providing forms for residents to utilize, which will make it much easier.

Councilmember Thompson thanked Councilmember Snow for her time and effort she spent on the new website. Councilmember Snow thanked Council members Thompson and Asay for their extensive input and help.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| X | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. ITEM FOR DISCUSSION

- A. Jaynes Street Water Sewer Replacement Procedures to Follow for Water New Water Main Hook Ups

Council President Berglund reported that one of the water services to one of the houses was damaged about a month ago. A new piece of pipe was put in and the resident suffered material coming into their water line. Council President Berglund spoke with the Superintendent from Vollers who told him about a galvanized ¾ inch piece of pipe they had cut out of one of the services. You couldn't get a pencil through it because it was so corroded. Most everyone has that type of corrosion in their pipes. The new water service is providing high pressure volume right to the curb line for every house on Jaynes Avenue. Those houses will get full pressure and full flow which means, when the valves are opened, sediment on the house-side of the curb will be pushed into the house.

Council President Berglund recommended that, to avoid damage to plumbing, every homeowner on Jaynes Avenue should find the biggest supply line to a faucet in the house. He recommends opening the tub, a laundry sink, a water spigot, a valve without an aerator, and running it until it runs clear. As the pipes become accustomed to the flow, hopefully, problems will not continue.

Councilmember Snow asked if a letter should be sent to the residents on Jaynes Avenue to let them know what to do. Councilmember Wudzki said that she already had her hookup. She said that she ran her water and had about 15 seconds of discoloration until it ran clear. The work was done a week or two ago and it might be too late to let

people know what to do.

Council President Berglund said that all work should be done by the end of this week. After the construction phase is over, Vollers will start raking, seeding and clean up. Mayor Silver said that the paving should start shortly after that.

9. COUNCIL REPORTS

Councilmember Asay has no report

Councilmember Bendel reported that he, Council President Berglund and Councilmember Snow had a very interesting visit to the County Recycling Center.

Councilmember Bendel also thanked Lt. Kevin Arnold and the police department for their work in helping with the congestion at the new Playa Bowl grand opening.

Council President Berglund thanked several residents for their assistance with the flower bed by the post office. He thanked Lucy Scheer for splitting her daffodils and giving the Borough the extras. He thanked the Rooberg's for their tulips and Mary Thoden for the stones on the wild tulip bed on the far side of the driveway.

Councilmember Wudzki reported that the Grade School had their budget meeting. There is an increase of \$37,514 which they attribute most of it to Special Education costs.

The school Green Team received a \$2,000 NJ Sustainability Grant. They will be doing some exciting things to the playground area. There is an area in the back corner that has a water saturation problem. They will be using the grant, which has to be used on a green project to better the school, to work with landscapers to put a rain garden there. The students will do this as part of an on-going project next year.

Councilmember Wudzki reported that she is working on a vendor application, and a rules and procedures sheet for the Farmers' Market that she will email to Council members probably on Monday of next week for their review and feedback. She is hoping to get it up and running in late June. Mayor Silver thanked her for pursuing it.

Councilmember Thompson said that she thinks that there may be some additional ways to address the Airbnb issues. She said that New York City has introduced a requirement that if you have a short-term rental you must have the owner present at the time of rental. She believes that that would help manage the situation. One of the problems with strictly prohibiting Airbnbs is that the Borough would incur legal fees to defend their stance. The best way is to look for ways to manage the issue before it grows.

Councilmember Thompson thanked Lt. Arnold for his input into a derelict boat ordinance. Derelict boats are boats that are clearly neglected and an eyesore. In the interests of quality of life, they are trying to get their hands around the problem.

Councilmember Snow reported that Island Heights was the best represented town at the Ocean County Recycling Center tour. The Ocean County Recycling Center is on New Hampshire Avenue in Lakewood. It is where the Borough gets their compost and topsoil from.

One of the big items she came away with is that they charge \$71 per ton for garbage. When people are recycling items that are not recyclable, the Borough is getting double billed for it. Recycling that is mixed with non-recyclables goes up to the recycling center where they separate the trash out from the recyclables. The non-recyclables gets put into the trash and the Borough has to pay \$71 per ton for that garbage to be sent back to the Borough to dispose of.

Councilmember Snow said they were amazed at what some people put into the recycling bin. They said that every day there is a bowling ball, footballs, basketballs, and all sorts of strange equipment. Plastic bags can do damage to the machines, so there is a "star screen" that collects the plastic bags and the screens must be cleaned out after every shift.

Another take away was that even though something can be recycled, if there isn't a market for it, they will not take it as a recyclable. Council President Berglund said just because there is a triangle with a number on the bottom, it doesn't mean you are supposed to recycle it.

Councilmember Snow said that the County is trying to rework the recycling system. Glass is the biggest contaminate. It comes in at the beginning and is taken out at the end of the system and it creates a lot of damage along the way. They are hoping to recreate the system where the glass is taken out first.

Another big problem is that shredded documents cause dust which gets into everything. If you shred your credit card in with your papers, the papers are considered contaminated. Shredded paper is a very good money maker but the paper has to be perfectly clean. The Borough could collect it themselves but the container would cost 4 to 5 thousand dollars. If paper is taken out of the stream, it makes it easier on the recycling center. They suggested the Borough promote a document shredding day where a company would come and pick up all of that. The recycling center prefers the paper be collected in a pure form. A member of the audience asked if she should be throwing it in the trash instead of recycling. Council President Berglund said he asked them the same question. The answer was that paper should still be recycled and not thrown out as trash.

There was a discussion regarding what should and shouldn't be recycled with many people admitting it is very confusing. There was also a discussion as to whether the Borough should collect its own recycled paper. The

discussion led to the fact that the Borough would need to police whether the paper was contaminated or not and that the value would not be worth the cost of recycling it in-house.

The County will be holding a shredding event on September 23, 2017 from 9 a.m. to 11 a.m. in the Public Works Yard. They will be providing a shredding truck to shred the documents.

Councilmember Bendel said that the County sent invitations to tour the recycling center to all the elected officials in the county. There was a breakfast and everyone was treated well. There were three members from Island Heights who represented half of the people who attended from the rest of the entire county.

Councilmember Snow reported that the Borough will be running the Recreation Program again this year. It is for children in Kindergarten through 6th Grade. It will be abbreviated this year. Recreation will start the week after the 4th of July and continue into the first week of August. The same young lady that we had last year for sports, will be doing the sports program Monday, Tuesday and Thursday nights. There is a new volunteer that will be doing the arts and crafts program which will be on Wednesday nights. One person is currently a college student, going into her junior year, training to become a grade school teacher. The other person is a certified High School English teacher. She also works in the children's department at the Manchester Library. She is accustomed to setting up crafts and working with children. Councilmember Thompson thinks it will be a really good program this year.

Mayor Silver reported that he had made shared services agreement with Toms River for beach cleaning. They will be coming to clean the Summit Avenue beach the week of June 6th. The machine they use will sift the sand and take out the debris. This shouldn't take them more than 2 hours at the rate of \$45 per hour.

Toms River will also be coming in to do street sweeping of town roads that are not controlled by the County. There will be a parking schedule enacted that will be announced through the Code Red system when they come to clean the streets.

The County will be finishing striping the middle of the street on West End Avenue. They will enhance the stop lines and paint a new yellow line down the center of the road continuing down to River Avenue.

Mayor Silver reported that the Borough Engineer submitted the paper work to the County to have the County repair the bulkhead by the boat ramp. Hopefully within the next 30 days the County will be able to repair the bulkhead and stop the soil loss there.

Mayor Silver asked if there was any update with the Dillon's Creek bulkhead. Councilmember Asay said that Toms River continues to pursue the Yacht Club. The Yacht Club is asserting that as soon as they are financially able, they will do it. Hopefully, they are financially able soon. It is financially wiser to invest in fixing the bulkhead than pay fines to the Township.

Councilmember Asay also reported that the idea of a boat ramp dumping into Dillon's Creek is on hold. The Army Corps of Engineers has not issued a permit for it. They have received a permit from the DEP, but the Corps of Engineers still has the project under review at this point. A number of people have submitted their objections to the DEP the same way they had submitted their objections to Toms River about a boat ramp dumping into Dillon's Creek which we are already having trouble keeping open. Councilmember Asay said having people dumping boats off a ramp into the channel is not really what we want. Hopefully someone will hear our plea.

10. PRIVILEGE OF THE FLOOR

William Hummel of 18 Ocean Bend, said he does not have an opinion regarding the parking pay stations. He decided to try to collect some information to see whether or not it made sense. He asked some people to count cars and he made a spreadsheet with a lot of counts on it. But the people counting the cars aren't consistent. As an example, he has car counts for 2:00 and 4:00 and some days there is no count at all.

Mr. Hummel asked if the police could do a count when they drive by every day. Mayor Silver asked Lt. Arnold if it was possible. Lt. Arnold said that it would fluctuate if they did the count and asked specifically what times they are looking for. Mr. Hummel said that getting a count on warm weekends was easy. He was more interested in getting counts on cold and windy days. He also wanted to figure out how many people are getting out of their cars or staying in their cars. He wants to know how many cars are occupied and unoccupied. Mr. Hummel said he wanted to get the winter counts to see if we can count on revenue during the winter.

Mayor Silver said that some people come down and park and stay in the car. They wouldn't be feeding the station until a policeman comes by. Mr. Hummel said that it is clear that there are a lot of strong feelings about it. He said there are a lot of negative feelings about it. People come up to him and ask him what will happen with the north/south streets. He tells them everyone is going to have a permit and they will tow cars that don't have a permit. Then they come up with another objection. The one objection that opponents come up with is that it is going to affect our cute little Victorian town.

Lt. Arnold said he has received a lot of feedback and emails also. He said a lot of it is misinformation. People took parking stations and turned it into parking meters. He said someone broke down the cost of Lines will be painted, the spots will be numbered, a couple of parking stations will go in. People are saying the Borough is putting in 125 parking meters. That was not the plan.

Ann Kempton, 76 River Avenue, said she drives by there a lot and counts the cars. She has probably over 100 counts. She counts how many are occupied and how many aren't. She has them all in her cell phone for her information. She says she is opposed to it, but she doesn't want to be opposed to it without having any facts. She started counting in

March and has information up to today. She offered to share her information. Mr. Hummel asked if she would text her information to him. He said the only thing he adds is the temperature on the day of the counts.

Councilmember Snow said she thinks it is wonderful that everyone is taking down all of this information. Mayor Silver said that Mr. Hummel has been working really hard. He put together a large spread sheet. Mrs. Kempton will send Mr. Hummel the information she has. Mr. Hummel said if anyone wants to text him their number counts, please feel free to do so.

Councilmember Snow remarked that there is a lot of misinformation. People are coming up to her and asking her not to vote it through tonight and she has to explain that this is only a public discussion at this point. A lot of people thought this was going to be a done deal and voted on. It is just discussion and data collection. Councilmember Thompson and Mayor Silver thanked Mr. Hummel and Mrs. Kempton.

Lisa DeFeo, 176 Lake Avenue, would appreciate anything Council could do about passing an ordinance doing something about Airbnb. She also asked for an explanation about the Council's concern about being sued by Airbnb.

Mayor Silver said that Toms River passed their Airbnb ordinance and they made a differential about what you can do on the island and the inland. They are now being sued because they are allowing it on the island and once you cross the bridge it cannot take place. Councilmember Wudzki said it was considered discriminatory because it is not the same ordinance throughout the town. Mrs. DeFeo said that the Council would not be doing that and it wouldn't be a concern.

Mayor Silver stated that the corporation, Airbnb, has been fighting major cities who don't want them operating in their cities. Airbnb has been taking them to court saying that it is discriminatory and shouldn't be allowed. Mr. Hummel said that there are some high stakes with a lot of money involved with the apartment owners in big cities. Airbnb has gotten to be huge and they are spending millions and millions of dollars in court because everywhere they go, people fight them. Mr. Hummel thinks that Airbnb has been winning in those cities. Mayor Silver confirmed that they have been winning.

Mrs. DeFeo said that she was under the impression that the owners must be present in an Airbnb. Mayor Silver said that many owners are renting without being present and there is no oversight. He said that the structure must be that there is a registration fee if you are going to have that property available, and have a certificate of occupancy each time. When someone vacates, an inspector has to come back in to make sure someone didn't disable the smoke detectors or take the fire extinguisher from the home. Otherwise the homeowner is liable if a fire starts and there are no smoke detectors or fire extinguishers in the home.

Mayor Silver said that he is trying to bring this issue to the table and work out the legalities like other towns are doing. When you move into the Borough you don't want that next to you. We are trying to do it tactfully and trying to do something that won't backfire on us.

Mrs. DeFeo expressed her opinion that when she says something during the privilege of the floor section of the meeting, she would not like her name, address and what was said going into the newsletter. She had issues with how the Municipal Clerk depicted what she had said during the public portion of the meeting. She asked that either she is quoted verbatim or don't put anything in the newsletter.

Meeting minutes are not required to be verbatim. They are a synopsis of what was said. Anything that is spoken during a public meeting is subject to being put into the meeting minutes.

Borough Attorney, Michael O'Connell, said that the Assembly Budget Committee is addressing taking up and addressing a bill on Airbnb that has been introduced. They will discuss it tomorrow. The hope is that that bill will eventually become law and create a uniform system that all municipalities would have a set system in place. It would permit municipalities to tax and set up a uniform system to follow.

Marci Rush from Toms River Fitness came to ask why there was a problem with her bringing her yoga class to the boardwalk. She said they come once in a blue moon and is not sure why a nice policeman came and asked her what was going on. Several years ago she was asked to get insurance, which she got and provides anytime someone asks. She has been doing this for approximately seven years and this is the first time there has been an issue.

Mayor Silver said that we have to figure out a happy location for them where they are not interfering with the traffic on the boardwalk. Mayor Silver said he did not see them on the boardwalk, but was told they were blocking the foot traffic there. Ms. Rush said they do not block foot traffic, they line up on the side of the boardwalk.

Mayor Silver said that there was a fee structure in place for the utilization of Borough property. Any time you have a function you need authorization and also need to supply a certificate of insurance. Ms. Rush said years ago someone asked to see her insurance certificate which she showed to them and was told to go ahead.

Councilmember Bendel said he wasn't sure that they were blocking the boardwalk, but her people were out in the street. It is a concern to see all those people in the street. There is always the opportunity that there will be an accident. It isn't just the boardwalk; it is the street as well.

Mayor Silver said it would be better to have a fixed area for them such as Long Point Park or somewhere like that. Mayor Silver said that Ms. Rush needs a schedule for when she will be here. Ms. Rush said that she sees many people doing this, she isn't the only one. Councilmember Asay told Ms. Rush that she isn't being singled out. He asked if this was an event being run under the auspices of Toms River Fitness. Ms. Rush replied "yes and no, it depends." She does special things with the people she trains, it varies. Councilmember Bendel asked if those people are paying her.

She said yes they were. Councilmember Asay said any organization that wants to organize an event on Borough property must prepare an application and submit it to the Borough Clerk. It is then placed on a meeting agenda for consideration by the Borough Council. Ms. Rush said that it isn't a planned event. It is just a random thing usually based on a random night. Councilmember Asay said he disagreed with her. If he brought 40 people to the boardwalk and the pavilion to do a singular activity, that would be an organized event. Ms. Rush said the other night was the biggest group she has ever had. Councilmember Asay said his opinion is that would be an organized event and it needs to be permitted. She would need to apply to the Borough and get permission to keep doing it; otherwise she will keep getting complaints. He said he will get complaints and then he will have to contact the police department or code enforcement to handle it.

Ms. Rush said she wasn't looking to make any trouble. She is just looking to work out and everybody to be at peace. A lot of people exercise down there. Mayor Silver told Ms. Rush that she will need to apply for an application and indicate if it will be once a week or every other week. The Borough also needs her certificate of insurance on file. Councilmember Snow asked if other towns require her to do anything. She said she goes to Seaside and Toms River and they do not require anything.

Ms. Rush asked what the Borough would like from her. Mayor Silver told her that she needs to supply a certificate of insurance in the amount of \$500,000, naming the Borough of Island Heights as additionally insured. Also she needs to submit an application along with the insurance to the Borough Clerk.

Bethanne Cousins, 186 Central, said that her water smells like a swimming pool with a lot of chlorine. She asked if that is normal. Mayor Silver said it is and it isn't. Sometime this happens when the mixing process originally takes place before it goes through the distribution system. It is normal. When the weather gets hot the water gets chlorinated more. Mrs. Cousins asked if there were certain times of the year when it gets more chlorine. She is afraid to water her plants with it. Councilmember Bendel asked her if this was recent. She said it has been all along, but not all week long. It's usually just a couple of days. Mayor Silver said it shouldn't be excessive. When there is flow in the system there is a good mixing process occurring when it leaves the plant. Councilmember Thompson asked Mrs. Cousins to ask her neighbors if they are having the same problem.

Mrs. Cousins said the trucks on Central Avenue are speeding and banging up Central Avenue. Mayor Silver said unfortunately, the County came and got their speed monitor. He said he is aware that there is a problem with school buses and the Post Office truck speeding up Central Avenue. The Police Department will address the situation.

Mrs. Cousins also asked the Council to address the bamboo problem. Mayor Silver said that a bamboo ordinance is currently being worked on. Councilmember Snow also told Mrs. Cousins that she could join the Environmental Committee which meets the third Wednesday of every month. They welcome new members.

Mayor Silver reported that they had requested that the County do a study to reduce the speed limit. Lt. Arnold said he spoke with the County and they told him that at this time it does not warrant changing the speed limits on the roads that they checked. Councilmember Bendel asked what they were looking for. Lt. Arnold said excessive speeding. He explained that there is a formula that the County needs to go through in order to change the speed limit. They did not see anything that would meet the criteria. Mayor Silver said that he sat on Central Avenue and monitored the speed radar unit as people drove past coming down the hill. He said the speed always wound up being between 37 and 41.

Councilmember Bendel said that he thought it was ridiculous that the County thought that the speed limit should be 35. He would like to take it to another level above the County, such as the Board of Freeholders. An ordinance reducing the speed limit to 25 miles per hour on Borough roads was discussed.

11. EXECUTIVE SESSION FOR CONTRACT, LITIGATION AND PERSONNEL MATTERS

Resolution To Move Into Executive Session 2017-79

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Move Back Into Regular Meeting 10:11 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

12. ADJOURNMENT 10:11 P.M.

First: Bendel Second: Berglund All In Favor

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, June 14, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Central Regional Board of Education re-organization meeting is Thursday, June 15, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Town Wide Yard Sale Saturday, June 17, 2017 from 9:00 AM to 3:00 PM. RAIN DATE: Sunday, June 18, 2017 from 9:00 AM to 3:00 PM.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, June 21, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Summit Avenue Beach opens Thursday, June 22, 2017.
- All borough offices will be closed on Tuesday, July 4, 2017 in observance of Independence Day.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, July 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, July 12, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, July 13, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, July 19, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, July 20, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightshoro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

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 Island Heights, New Jersey 08732-0797
 (732) 270-6415
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Council Meeting May 23, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC COMMENT

3. PROCLAMATION

A. Maureen McGarry for Being Selected as a Year 2017 Mayors' Scholar

Mayor Silver presented the following Proclamation to Maureen McGarry:

*Borough of Island Heights
 Office of the Mayor
 County of Ocean, State of New Jersey
 Proclamation*

WHEREAS, in each high school academic year, and in every high school within Ocean County, as well as each of the Ocean County Vocational Technical Schools, the Ocean County Mayors' Association upon the recommendation of the Ocean County Superintendents' Roundtable selection committee chooses a member of the Senior class of the High School or Vocational Technical School who have distinguished themselves by academic achievement and interest in history, government and community involvement as a *Mayors' Scholar*; and

WHEREAS, since its inception in 1994, the Ocean County Mayors' Association Scholarship Award Program has provided over \$634,000 in individual scholarship awards to students worthy of distinction and recognition of their efforts; and

WHEREAS, *Maureen McGarry*, a senior class member of Donovan Catholic High School was selected as worthy of the recognition as a "*Mayors' Scholar*" for the year 2017, and will be awarded a scholarship on May 25, 2017; and

WHEREAS, such distinction as "*Mayors' Scholar*" recognizes the personal dedication and effort toward individual educational advancement of Maureen McGarry.

NOW, THEREFORE, I, Jeffrey B. Silver, Mayor of the Island Heights, County of Ocean, State of New Jersey by virtue of the authority vested in me as Mayor of the Borough of Island Heights hereby proclaim in celebration, the recognition of Maureen McGarry as a "*Mayors' Scholar*". This significant award is hereby recognized in the Borough of Island Heights and thus, do urge the citizens of the Borough of Island Heights to congratulate Maureen McGarry as well.

Signed this 25th Day of May, 2017

Jeffrey B. Silver
 Mayor, Borough of Island Heights

4. PRESENTATION

A. James Priolo, Borough Engineer, to discuss permitting for work on Boy Scout Island.

Mr. Priolo explained the permitting work involved with the erosion problems on Boy Scout Island. He recommended a conceptual plan for shoreline stabilization, such as rip rap-type stabilization and a potential concept of a breakwater to prevent some of the wave action causing a problem on Boy Scout Island. The process he is recommending is to do a pre-application meeting with the Army Corp of Engineers and the Department of Environmental Protection (DEP). This is called a joint permit processing meeting. Mr. Priolo explained that the concept for what you want to do is taken to a meeting with the Army Corp and the DEP where they will tell you what you can and can't do, whether it is permitable, and the process of what is required.

Mayor Silver said that it is a lengthy process which takes many months to get the okay. He is looking to get the permitting process under way. He said he is looking to do rip rap or beach prisms to prevent the eroding, not a bulkhead.

Mr. Priolo said that this was just a pre-application meeting. It is not a permit application. The pre-application meeting will give the engineer the opportunity to talk to the Army Corp and DEP about the different types of options you could do and to find out what is permitable and what is not.

Council President Berglund asked what the extent of Mr. Priolo's involvement would be as the engineer. Mr. Priolo said his firm would do a concept, which would basically be rip rap type stabilization and show a cross section on an aerial map. They will bring their environmental experts to the meeting with them as well as their environmental permitting staff and talk through the process. It is not a full design, it is just a concept.

Council President Berglund asked how much of the Engineer's time would be needed for getting ready for the meeting. Mr. Priolo said it would probably be eight to ten hours of work. The meeting would be held in Trenton at the DEP.

Councilmember Asay asked Mr. Priolo what he thought was the cause of the erosion. Mr. Priolo said if what is there now was not properly engineered on the upland side, storms could wash through. Sandy probably had a big impact as well as a lot of wave action from boats out there. Over time, if it wasn't done right from the start, it would have that type of an effect. Councilmember Asay asked what type of design would make it right. Mr. Priolo said different types of designs could help. A rip rap slope wave stabilization can be engineered to slow the impact of the wave action. Additionally, you have to make sure that the soil from upland doesn't wash back through it. There are measures underneath that can prevent that as well.

Councilmember Asay asked what a breakwater would be. Mr. Priolo said that a breakwater would be further out into the water. When the boats are going by and creating a ripple wave action, it would break that up. It could be a floating breakwater or a permanent breakwater, but it can't be in the channel.

Brian Hall, 136 Bay Avenue, said it sounds very expensive and the rip rap would have to be at the mean high water mark. He asked if there has been any consideration that the DEP has found that the Route 37 debris must be removed prior to any construction. He asked Mr. Priolo if he looked into bio log technology to create a living shoreline, which is more cost efficient. Mr. Priolo said all those things would be considered as part of the pre-application meeting. Bio logs and living shorelines are all options the Borough can discuss at the meeting with the Army Corp and DEP.

Mr. Hall said the breakwater, without ice protection, is a one season thing with a cold winter. Mr. Priolo agreed. Mr. Hall wants a cost analysis before the project moves forward so the tax payers understand what the cost is versus the gain. Mr. Priolo agreed that it could be very expensive and that is why an analysis needs to be done before going for a full permit application. Mr. Hall asked what the investment would be to go to the meeting. Mr. Priolo said it would cost a couple thousand dollars. Mayor Silver said that permitting is still needed to do the living shoreline.

Mary Judge, Vasant Avenue, said she went around town years ago looking for living shoreline sites. Boy Scout Island was considered to have the most potential because the existing rip rap would make the permitting easier because there was already something in the water. She was wondering if any grant opportunities had been explored to look into a living shoreline.

Councilmember Snow said about a year ago, when she attended a recycling coordinators' meeting, there was a person who would come out and put compressed leaves in place and do a study as an experiment. She offered to reach out to that person and see if they would like to do the study. Mayor Silver said that you still need to do paperwork to put anything into the water.

Bob MacNeal, 237 Ocean Avenue, said that it seems to him that much of the erosion is caused by powerboats and jet skis. He suggested putting a "no wake" zone in that area so the boats won't create massive waves. Lt. Arnold said the police department doesn't have a water vessel so policing would be up to the State Police. Mayor Silver said maybe we could get the State Police involved more in getting a "no wake" zone. But even if the Borough goes ahead and does that, there is still paperwork that needs to be done to stabilize the area. Brian Hall said you can't run at a wake speed within 250 feet of the shoreline. He said jet skis do a tremendous amount of environmental damage to the bottom. They do not do damage wake-wise. They are more noise pollution and sight pollution. Mr. Hall said that it would be a monumental task to classify the Toms River into a 50% range in the no wake zone. He didn't know what would be involved with that and didn't think it was possible.

Mr. Hall told Councilmember Snow that bio logs are spun coconut in a rope design. If she would like to see it, she can walk between his travel lift and his west end bathhouse. He said it is a fine example of bio log technology at work. That is how he stabilizes his shoreline. It works well and is cost effective. He said he had to pay for that, and there are

certain things the Borough simply can't afford to do. He warned Mayor Silver to be careful about the "can of worms" he opens, because the concrete from Route 37 can really create "a bad scene."

Gloria Bonelli, 21 Central Avenue, asked Brian Hall; if he didn't go through the DEP to put in his bio logs, could they do something like that at Boy Scout Island. Mr. Hall said he wasn't a professional and couldn't answer that question. He referred to Mary Judge for an answer. Mrs. Bonelli asked Mary Judge if this could be done without going through a long and expensive process. Mary Judge said you can't do anything to Boy Scout Island without a DEP permit. Council President Berglund said that where Mr. Hall put the bio logs was at an existing high water mark and wasn't infringing on areas that would require permitting. Mr. Hall said you wouldn't be able to get it at Boy Scout Island. Council President Berglund told the audience he wasn't speaking about Boy Scout Island. He was referring to Mr. Hall's specific instance on his property which is not the same, in any way, as what Boy Scout Island is. Mr. Hall said that when you go to the DEP they will ask you the same thing, "where is the mean high water mark?" It is all the same.

Brian Gabriel, 185 Summit Avenue, asked if we still have an active Environmental Committee and if they could be enlisted to take a look at it and find out if it is a simple permitting process for the bio log and the living shoreline idea. He doesn't think Boy Scout Island was ever designed to be a park. He thinks it would be a great idea to enlist the committee who has a relationship with the Barnegat Bay Partnerships to get some ideas. Mayor Silver asked Mary Judge if she was still involved with the committee. She replied she was still involved with the Environmental Committee and the Barnegat Bay Partnership. She said she had tried before and got nowhere with different administrations. She said there is no such thing as simple permitting. What she heard before was that the permitting would be simpler at Boy Scout Island as opposed to somewhere like Long Point because there was already material in the water. She said that living shorelines are a new technology and there are people in her office who could take it on. Mayor Silver said that paper work would still need to be done. He didn't know if Ms. Judge would want to take on the task of doing that.

Mr. Priolo once again explained that they would only be going for a pre-application meeting which is not a permit application. It is just to lay out different options and talk through it at the same time with the Army Corp and DOT. You could lay out ten ideas with them and the benefit of that is it is inexpensive and you get a full understanding of each of the ideas in terms of the difficulty of the permitting, etc. It is not filing for one particular thing. It is simply sitting around a table with them and talking about what we want to do and what the level of difficulty would be and if it is allowed or not allowed, easier permit or difficult permit.

Mr. Hall said that the idea here should be how do we save money and accomplish the goal. He believes that rather than apply for different things, the Borough should give the engineer a directive of "this is what we want to do and this is the budget." He doesn't think the Borough should be spending money they don't have. He thinks the Environmental Committee should do the research. Mr. Priolo said that they would get authorization from the Borough before they did anything like that.

Councilmember Thompson said that she thought the Borough was asking the Engineer to engage with the Army Corp and DEP at one table and look at all the options. The Engineer wasn't going to engineer anything just to get to that table, he was just going to understand what they would be willing to consider. She asked Mr. Priolo if he would make sure to talk about the bio log and the living shoreline. Mr. Priolo said she is correct. For an example, he already knows Council is not interested in bulkheads. Councilmember Thompson confirmed that Mr. Priolo isn't doing any engineering, he is only going to have a conversation and put together some maps so he can have that conversation. Then, because the Environmental Committee is willing to be involved, perhaps an appropriate next step would be to come back and sit down with the committee and the Mayor and talk about what the Army Corp and DEP are willing to do. Mr. Priolo agreed. Councilmember Thompson said it sounded like he needs to do some legwork first with the permitting agencies to know what is on the table and what is doable. Then, with the expertise of Mary Judge and the rest of the committee, sort through that and come back to Council for a discussion. Mr. Hall said that with the topography of Boy Scout Island there is a lot of engineering work that needs to be done before Mr. Priolo sits down with the DEP and Army Corp. Mr. Hall said they want to see facts on a paper. Councilmember Thompson said that is not what she heard Mr. Priolo say. Mr. Priolo said he doesn't agree with Mr. Hall. He can get enough information for the pre-application meeting without a full survey where they would approximate and put some plans together.

Linda Lane, 42 River Avenue, asked what the cap and the budget would be. Councilmember Thompson said that everyone would like to see the least expensive option, but you can't figure out how much you have to spend until Mr. Priolo gets to the table with the DEP and Army Corp.

Mayor Silver pointed out that this property is on the Borough's Green Acres inventory and it is up to the Borough to maintain the property. It is on the Recreational Open Space Inventory and the State comes around once a year to make sure the Borough is maintaining the inventory list. He asked Mr. Priolo if there would be penalties if the Borough doesn't maintain the properties on the list. Mr. Priolo said there could be. Councilmember Snow asked if we know what the requirements are for this property. Mr. Priolo said he would have to follow up on that with her.

Mary Judge said that she thought both projects had been done in Ocean Gate and was wondering if anyone had spoken with anyone there about their success or failure. They were experiencing erosion and put in a living shoreline. She thought they might have used the beach prisms. The Mayor said he knows they accomplished putting the prisms in but does not know what the outcome was.

Council President Berglund offered to go with Mr. Priolo to the pre-application meeting. Mr. Priolo said that anyone is invited to go with him.

Patty Hall, 136 Bay Avenue, asked if there were any photos of Boy Scout Island showing the erosion. Council President Berglund told her there were. She asked if the public would be able to see them after Mr. Priolo's meeting. Mr. Priolo said yes.

Brian Hall asked to change the subject while the engineer was there. He said Lake Avenue has turned into a duck pond. Every time it rains, the road fills up to at least the center line of the road creating a dangerous situation as well as a health situation. Standing water on the south side of Lake Avenue is creating a mosquito haven. Something happened to the drainage. Mayor Silver said the problem is under the properties' driveways on the south side. The Mayor said he has a package to give the engineer about it in his hands. Mr. Hall said it is an urgent situation because it is an urgent problem.

Dan Janquitto from 214 Lake Avenue said his property is at the "s" turn. The Borough had created a ditch that went down that side of the street to an underground pipe that ran off to the creek. That ditch is in disrepair and the people who own property there have pipes that have collapsed. His property is taking the brunt of the water and even the other properties are going under. He said it is bad. He has a disabled son with an elevator shaft. The elevator shaft is filling with water and destroying the equipment in the elevator shaft. He is 263 feet from the road. He would like to find an amiable solution with the neighbors to get the ditch working again so the drainage could run through it. He has no problem replacing pipe underneath his own property if he can get the other owners to do the same thing. Right now Lake Avenue is flooded and his property is filled up to his house.

Council President Berglund said he spoke to Jon Brodbeck about the problem that morning. There are several homeowners involved and the culverts that go underneath their driveways are on private property. To maintain them, the town would jet vac the culverts. According to Jon, the culverts have deteriorated and he is afraid if he puts his machinery in there he might create a condition where the asphalt wouldn't be supported anymore. He could do more damage. He believes it would cost in the neighborhood of \$3,000 if the Borough were to fix it. But the Borough can't do that on private property unless the property owner would reimburse the Borough. The water on the south side would drain to the west until it got to the culvert that the Borough maintains that is underneath Lake Avenue. Then there is a ditch that goes into Dillon's Creek.

Mr. Janquitto said that he would talk to the neighbors and he didn't believe there would be a problem coming together with trying to repair the pipes under their driveways. He said the culvert existed prior to the houses being built. He thinks it is the town's responsibility to keep it clear going underneath Lake Avenue. Council President Berglund said that would be correct. Mr. Janquitto said that maybe the Borough could get permission from the owners to have Jon clear the pipes and if it collapses then it's replaced, if it doesn't it is clear. Council President Berglund said that if it does collapse, the Borough could replace it with a piece of plastic pipe and put stone on it and the owner would be liable for the time and material for the Borough to do the work.

Mayor Silver asked the Borough Attorney if he saw any problem with the Borough fixing the pipes if the homeowners give some sort of release. Attorney O'Connell did not see any problem as long as there is a release given. Mr. Janquitto said he will get together with the other homeowners involved. Mayor asked how many homes would be involved. Mr. Janquitto believed there were four homes.

Mayor Silver dismissed Mr. Priolo and thanked him.

5. EXECUTIVE SESSION FOR CONTRACT DISCUSSION 7:45 p.m.

Resolution 2017-94

Motion to go into Executive Session Meeting at 7:28 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Enter Back into Regular Meeting 8:31 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. ORDINANCE

Ordinance 2017-01 Amending and Supplementing Chapter 17 of the Borough Code Entitled "Solid Waste Management" Introduction (First Reading)

Michael O'Connell, Borough Attorney, explained that this ordinance had previously passed but is now being reintroduced to fix a procedural glitch. The ordinance is being introduced by title only, per State Statute. This makes everyone aware that the governing body is considering making changes to an existing ordinance law. It will be published in a newspaper to let people know when it will be discussed, which will be at the next meeting on June 13th. It will then be discussed further and voted on and either succeed or fail. The ordinance is not completely in writing yet, but the ordinance will indicate that the Borough will require commercial properties to pay for and arrange for their own garbage "solid waste" collection. The existing ordinance does not specifically say if the Borough would collect for commercial solid waste collection. It was blank on the issue. It was very clear about saying that residents will have recycling pickup but commercial property owners must provide their own recycling collection. That wasn't always what was done, but it was the law.

Attorney O'Connell went on to say that the new ordinance will be written to say that commercial properties will have to pay for their own pick up. It will then be published and then there will be a full discussion and vote at the next meeting. He told the audience that comments would normally be taken during the public hearing which will be held at the next meeting. The governing body had decided that since so many people were there now, they would take public comments at this meeting as well.

Gloria Bonelli, 21 Central Avenue, wanted to know why the ordinance was being changed. Mayor Silver said that over the decades Island Heights tax payers have been paying for the tonnage from the commercial properties in town. Some commercial properties pay for their own solid waste collection, such as Dillon's Creek Marina. It was an entitlement that the commercial properties could leave out their tonnage, which would be in excess of the tonnage from a residential home, for the tax payers to pay the difference. Mrs. Bonelli asked why a commercial property would be punished if their tonnage wasn't in excess of a residential property. She said she has a three family house and the way it was written, it is up to a two family structure. She asked if that meant after forty years of paying taxes, her garbage or recycling isn't going to be picked up. Mayor Silver asked her if she was the landlord. Mrs. Bonelli said she was the landlord and she had two tenants. Mayor Silver said she would have to pay for a contractor to collect her garbage and recycling. Mrs. Bonelli objected vehemently. Mayor Silver thanked her for her comments.

Linda Lane, 42 River Avenue, asked were the exact figures the Borough would be saving. Mayor Silver replied that it has to do with excessive tonnage which is generated by commercial properties. It costs the town approximately \$80 per ton. Ms. Lane said she wanted to know the difference between commercial properties, cottage industries and residences. Mayor Silver said other municipalities do not provide commercial collection. It has always been an entitlement here. Ms. Lane said she doesn't live in another town, she lives in Island Heights. She wants to know how much the town is saving. She figured it was \$1,200 a business and there are 30 businesses in town. Mayor Silver said he didn't have the math yet. Ms. Lane said he should. Mayor Silver said there are approximately 37 commercial properties in Island Heights and it varies for the amount of tonnage that they put out. There is an in-season for marinas and it varies with the time of year as to how much tonnage they put out. Mrs. Lane strongly opposes the ordinance and said she felt like the ordinance was punishing her.

Brian Hall said he chose to have dumpsters because he didn't want to deal with pails. That was a voluntary thing as to the way he chose to do business. He said the recycling is insane. The town gets credits for all the tonnage for the recyclable material. The recycling benefits the town. Mayor Silver said it averages around \$6,000 a year from recycling. Mr. Hall said this will reduce the amount of credits the town will get back. Mayor Silver said the credits will still come back to the Borough. A member of the audience remarked that people can throw their recycling in the dumpster. Mayor Silver acknowledged that happens. Mayor Silver said that we are not looking to take recycling away. It will be done by the contractor instead of the town. We would still get the credits back. It would still have to be reported. Mr. Hall said that would not happen.

Mr. Hall had a concern about not being able to take recycling to the dumpsters at public works. Mayor Silver told him that people will still be able to bring recycling to Public Works. Mr. Hall said that every morning there will be garbage trucks running around town. Mr. Hall said all the commercial property would have to have dumpsters. Mayor Silver said dumpsters wouldn't always be necessary. Garbage trucks use robo cans as well.

Councilmember Snow said that she thought the meeting was getting very personal and what the Council was here for was to hear what the public had to say. She said Council is going to take what they say into consideration as we go through the process.

Gill Ronquits, 131 Laurel Avenue, asked if he could still bring his recyclables to the town. Mayor Silver told him of course he could. He said he recycles 99% of the material. He puts out 2 garbage cans at a time for his business. He contacted five garbage companies that would come in and pick up garbage. He said he agrees with Mr. Hall. Laurel Avenue has six different businesses and you could have six different garbage trucks coming on six different days to pick up garbage.

Mayor Silver asked what the Auto Body Shop does with their garbage. The owner said he has two dumpsters. He said trash pickup is the only benefit he gets from the town. He has no children in school, he pays for his water and sewer and all he gets is a little bit of garbage pickup. Mayor Silver told him he gets more benefits than that like snow removal and police protection.

Linda Lane, 42 River Avenue, asked if paper work would have to be filled out for recycling according to the ordinance. Attorney O'Connell told Ms. Lane the language was in the existing ordinance since 2009. Nothing is being changed. Councilmember Wudzki said that the paperwork was a County regulation, not the Borough's regulation. Ms. Lane said she was in Toms River for 28 years and never had to fill out a form for Toms River.

Brian Gabriel asked if this was just for properties in the commercial zone of the Borough tax map or properties that are in the residential zone such as bed and breakfasts and real estate offices included. Mayor Silver said they don't fall into mixed use. Commercial areas would be portions of Central, Route 37, and areas like that. Mr. Gabriel said there seems to be a ton of questions by the public. He felt it would be smarter, rather than to introduce an ordinance by title only and just come back at the next meeting and vote for it and be barraged by questions, maybe the ordinance should be laid out so that all the residents in town can see the inner workings of the ordinance. Mayor Silver said we have to do the process. There is a certain amount of days for things to get published. Mr. Gabriel wanted the ability for everyone to see the entire ordinance and then vote on it. Mayor Silver said the process is starting tonight.

The Borough Attorney said there is no publication for the ordinance tonight because this is the announcement. The Council is saying that the Council is going to address this. It gets published in the newspaper and that is why there is a discussion and vote. Many people started speaking at the same time at the Borough Attorney. The Borough Clerk told the audience that the ordinance will be posted on the website, it will be posted at the post office and it will be posted on the bulletin board at Borough Hall. This is the standard for every single ordinance the Borough does. It also gets published in the newspapers.

A member of the public said the Borough should send every commercial property a letter making them aware of what the Borough proposes to do. Mayor Silver said we go through everything in accordance with the State guidelines. We do the postings. We do the print work. Our website will have the ordinance on there. We hold open meetings.

Linda Tavares of Cozy Cove Marina said no one knew about the ordinance. She said that the Borough should have let everyone know about it.

Members of the audience, who have already spoken, continued to express their opposition to the ordinance.

Anna Vivola of 17 Central Avenue said she lives above her hair salon and she is considered commercial residential. Would she be included? Mayor Silver said that these are things that need to be discussed and clarified before the meeting of the 13th.

Mayor Silver closed discussion on the Ordinance and told the audience they would have another opportunity to speak on June 13th.

Motion to Introduce Ordinance 17-01

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. RESOLUTIONS

Resolution 2017-80 Accepting the Resignation of Vicky Mickiewicz, Tax Assessor effective June 30, 2017

Councilmember Asay offered his thanks and appreciation to Mrs. Mickiewicz. Mayor Silver announced that Mrs. Mickiewicz has done 31 years of service in the Borough of Island Heights.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-81 Appointing Katherine Fenton-Newman as Borough Clerk Effective May 23, 2017 through May 22, 2020

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-82 Approving Application for Use of Pavilion and the Contiguous Property By Christine Maloney of the Island Heights Public Library for Watching the Solar Eclipse on August 21, 2017, 1:00 P.M. to 4:00 P.M.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-83 Approving a Social Affairs Permit for the Barnegat Bay Foundation on June 2, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-84 Authorizing the Settlement of a Tax Appeal Before the New Jersey Tax Court

Councilmember Asay asked that this be tabled until it could be discussed in executive session later in the meeting because there were questions that needed to be answered regarding the settlement.

Public Comment - None

Roll Call on Motion to Table

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-85 Approving the Award Winning Marine Science Camp K-8th Grades, July 31 Through August 4, 2017, 9:00 a.m. to 2:00 p.m., Monday through Friday

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-86 Supporting Legislative Action Requesting the State of New Jersey and Federal Government to Perform a Comprehensive Study of Potential Mitigation to Reduce Future Impacts of Major Storms that Cause Major Damage to Lives and Properties Surrounding Barnegat Bay.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-87 Approving the Closure of Lake Avenue from the Island Heights Grade School to the First Entrance of Dillon's Creek Marina for the Island Heights Grade School Fun Run Friday, June 2, 2017 from 2:00 to 2:30 p.m.

Public Comment - Renee Pasalano from the PTO explained that every year the school does a Fun Run and all the money they raise goes to an end of the year carnival. They usually run around the playground, but this year, with the help of the gym teacher, she decided to do something different. The children will come outside about 1:45 and do their stretches and run or walk from the entrance of Island Heights Grade School to Dillon's Creek. Going will be .5 miles and coming back will be another .5 miles. They are asking for that section of Lake Avenue be closed from 2 to 2:30 for the Fun Run. Mrs. Pasalano said that she has coordinated everything with the police and fire department.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | |
| | | Mayor Silver | X | | | |

Councilmember Wudzki recused herself from the vote.

Resolution 2017-88 Appointing Alec Mazzaccaro as Summer Seasonal Laborer at a Rate of \$12.50 Per Hour Not to Exceed 35 Hours Per Week

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-89 Approving Application for Use of Pavilion and the Contiguous Property by Matthew Sura and Melissa Massar for their Wedding Ceremony on June 9, 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| X | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-90 Appointing the Following Lifeguards for the 2017 Season: Jamie Prior and Patience Harrington

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| X | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-91 Appointing Colleen Silver as Badge Checker at the Rate of \$10 Per Hour for the 2017 Summer Season

This item was removed from the agenda during the meeting per Mayor Silver.

Resolution 2017-92 Providing for Amendments to Temporary Appropriations Approved Prior to the Final Adoption of the 2017 Municipal Budget

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-93 Award of Bid for Solid Waste and Recycling Collection Service

Public Comment

Roll Call

This item was tabled pending further discussion. Motion to table:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. OATH OF OFFICE

A. Katherine Fenton-Newman as Borough Clerk

The Borough Clerk asked that this item be pulled from the agenda and that she be sworn into office in the Municipal Building the next day due to the length of the meeting. Her request was granted.

10. BILL LIST

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

11. PURCHASE ORDERS

A. Approving the Following Purchase Order:

Vendor: AC Schultes
Item: New Motor with Install for Well #9 (Emergency)
Amount: \$8,425.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

B. Approving the Following Purchase Order:

Vendor: HD Supply
Item: 2" Service Materials for Richard Yetman Builder Ocean Avenue
Amount: \$2,441.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Councilmember Thompson recused herself from the vote.

C. Approving the Following Purchase Order:

Vendor: Sign-Ups Signs & Promotions
Item: Vehicle Letter for 2 Ford Interceptors
Amount: \$1,220.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

12. COUNCIL REPORTS

Councilmember Asay had no report.

Councilmember Bendel reported that the Planning Board is working on the Master Plan.

Council President Berglund reported that we need to readdress the fees for a 2" and a 1 1/2" service. The costs are substantially increased and our fees have not kept up with the increase.

Council President Berglund said that a water leak developed this afternoon where Bay and Summit come together. The leak is where we tried to save money by tying into the old service instead of running all the way from the main. They will be digging in the morning.

Mayor Silver asked how the water and sewer project was going. Council President Berglund said it was getting closed out. They are working on a punch list.

Councilmember Snow had no report.

Councilmember Thompson requested a meeting to be scheduled with the budget committee.

Councilmember Wudzki reported that she had an updated Farmers Market Registration Form. She believes we are all set to go and hopefully get a resolution on the June 13th meeting. She had one more thing she had to look into for the registration form. She is hopeful to get it started for the first week when school ends on June 26th.

Mayor Silver reported he was working on beach cleanup. We contracted with Toms River to bring their beach screening machine to Summit Avenue beach.

The County has scheduled the striping to be done on West End Avenue from Triangle Park and continue up West End over the hill. They will also enhance the stop lines. Councilmember Asay asked the Mayor for a stop line at the end of Ocean going into River Avenue. Mayor Silver asked him to remind him, and he will ask them to put it on his list.

13. PRIVILEGE OF THE FLOOR

A resident asked if there was something that could be done about the jellyfish at the Summit Avenue beach. She suggested putting a net up around the bathing area. She said Ocean Gate put up a net around their bathing area to help. Mayor Silver said he would communicate with Ocean Gate and see what they did to help with the jellyfish.

14. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS

Motion to move back into Executive Session made at 9:37 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to reenter Regular Meeting at 10:23 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-84 Authorizing the Settlement of a Tax Appeal Before the New Jersey Tax Court

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

15. ADJOURNMENT AT 10:24 P.M.

First: Bendel Second: Snow All In Favor

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, June 14, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Central Regional Board of Education re-organization meeting is Thursday, June 15, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Town Wide Yard Sale Saturday, June 17, 2017 from 9:00 AM to 3:00 PM. RAIN DATE: Sunday, June 18, 2017 from 9:00 AM to 3:00 PM.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, June 21, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Summit Avenue Beach opens Thursday, June 22, 2017.
- All borough offices will be closed on Tuesday, July 4, 2017 in observance of Independence Day.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, July 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, July 12, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, July 13, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, July 19, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, July 20, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
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Council Meeting

June 13, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC COMMENT - None

3. ORDINANCE

Ordinance 2017-01 Public Hearing (second reading)

Mayor Silver began by saying that there shall be respectful dialogue from the public and any member of the public displaying any dialogue or behavior that is disrespectful or disruptive shall be removed from the meeting. He also set a three minute per person limit on public comment. Mayor Silver then opened the Public Hearing.

Dan Milne, 145 Central Avenue, Unit 10A, on behalf of the condominium association, stated that the condominiums are private residences with no business entities, and believes they are being categorized as a business. There are 24 families that live in the facilities and don't generate that much garbage.

Borough Attorney O'Connell told Mr. Milne that condominiums fall under the category of residences, so the condominiums would still receive residential pickup. Under the Municipal Services Act, which is the State law, a municipality cannot treat a condominium differently as a single-family, stand alone, home.

Mr. Milne strongly recommended that taking away garbage pickup for commercial entities would deter business owners from coming into Island Heights. They will go to another town. Mayor Silver said that in Toms River, businesses are responsible for their own trash pickup. Mr. Milne said that he feels municipal trash pickup for businesses would be an incentive for new businesses.

Brian Hall, 136 Bay Avenue & Dillon's Creek Marina 243 Lake Avenue, asked Mayor Silver to explain the recycling pickup section in the Ordinance. He asked if the Borough will continue to pickup recycling at businesses. Mayor Silver told him that it is an option that has been put back in the Ordinance. Depending on the contract the Borough enters into with the contractor, recycling would be picked up from commercial entities if Council decides to. Attorney O'Connell said that the Borough was returning to the language that was in the original Ordinance which is the current, existing law in the Borough. Mr. Hall stated that the answer is "definitely, maybe." Attorney O'Connell said that he was correct depending on how much it will cost the Borough. Bid specifications are currently being worked on.

Mr. Hall asked if the plan in the future was that the public works truck would not pick up anything. Mayor Silver said that would be correct if we go in that direction. Mr. Hall asked how Council could move forward with the Ordinance without knowing all the answers. Attorney O'Connell said the existing law has always been that commercial properties must be responsible for their own recycling. Whether it was enforced or done is a different story. The current code in Island Heights is that commercial properties are responsible for their own recycling and homeowners are not. Councilmember Asay added that the Ordinance also says commercial properties are responsible for their own pickup unless the Borough chooses to pick up that recycling. Since the Ordinance was adopted in 1988 the Borough has been exercising the option to pick up the recycling up to now. It is not being changed if the Ordinance was adopted tonight.

Mr. Hall said he was still having problems understanding the intent of the Ordinance. Attorney O'Connell told him that the wording for the recycling pickup for businesses is staying the same as the existing Ordinance. It has always been the prerogative of the Borough to decide to pick up recycling for businesses. Additionally, garbage and recycling collection services must go out to bid and afterwards it will be up to the Council to determine what is affordable and what is not.

Councilmember Thompson clarified that there are two things happening tonight. One is; the Ordinance will be changed so that commercial and multifamily residential will be responsible for their own pickup. The second is; Mayor and Council are considering awarding a garbage collection contract which addresses Mr. Hall's question of if the Borough will pick up commercial recycling. Council must deliberate on the cost effectiveness of the Borough having to pick it up or having a contractor pick it up. Since that is later in the agenda, we don't know yet. The Council must discuss it.

Gloria Bonelli, 21 Central Avenue, asked if Section 17-2.5 C referring to recyclables is wording that has always been there. Mayor Silver said yes. She wanted it clarified that even though recyclables have been picked up in the past, when the Borough signs the new contract, there may be a change to the recyclables. Mayor Silver said the Ordinance always allowed the Borough to pick up recycling or not to pick up recycling. Pick up was always done by municipal employees and now there is an option in the bid specifications to have an outside contractor perform that service. Ms. Bonelli said she agreed with Mr. Hall that it was confusing because collection has always been done in the past, even though the wording was there, and it was never enforced. She said this new contract may change that and it may be enforced. Mayor Silver told her she was correct.

Linda Tavares, owner of Cozy Cove Marina, 10 Lake Drive, asked if there was a significant savings for the Borough to pick up recyclables since the Borough's trucks have been doing it and the Borough has its own recycling center and generates its own money. Councilmember Asay said he can't answer the question because Council is deliberating on specific bids that have been submitted by contractors, which will be discussed in Executive Session this evening. What Council is balancing out is the continued cost of maintaining our truck, the fuel, maintenance, etc., plus the staffing salaries, benefits, etc., versus the service being done by a private hauler. Those are the numbers the Council is currently looking at and deciding on how to proceed.

Ms. Tavares asked if a private contractor was hired, would they be putting the recycling they collect into the Borough's recycling center or taking them elsewhere. Councilman Asay explained that when recycling is currently picked up at the curb, it isn't put in the Borough's recycling center. The Borough employees take the truck directly to the County in Lakewood and dump the truck at the recycling center in Lakewood. The recycling center in the Borough is for the residents who decide to bring their own recycling there. When we load our garbage truck they take it out to the County recycling center and empty it.

Mrs. Tavares asked how Council is planning on handling businesses with residences on top of them. How will it be distinguished whose trash is whose? Attorney O'Connell said that by definition commercial property is property which is primarily used for commercial purposes. If you have an office complex that has an apartment above it, it is primarily commercial. If you have a residential home but have a shop in your basement, or if you have a work from home office, that is a residential property.

Mrs. Tavares asked if the people running businesses out of their home or the people who have construction vehicles parked in their driveway will have their garbage picked up, but the apartment above the Deli will not. Attorney O'Connell said that was correct and Mayor Silver confirmed it.

Tom Gavin, 42 River Avenue, said there was nothing in the Ordinance about cottage industry which lets you have three employees on the property in the town. How will that be addressed? Mayor Silver said that these are things that we are looking to change. Councilmember Thompson responded by saying that Section 17-2.3 identifies properties used primarily for commercial purposes, which is the distinguishing language, versus property which is a residence with a cottage business, which is permitted by zoning. Mr. Gavin said you need to register your cottage business with the town.

Patty Hall, 136 Bay Avenue, asked if commercial properties would be allowed to bring their recycling to the Borough's recycling center. Mayor Silver told her they would be allowed. She also asked if the Borough would be downsizing the Department of Public Works. Mayor Silver said that it was very possible.

Linda Tavares said that there seems to be a lot of unanswered questions. There is no data to prove how much we are saving or how much could potentially be saved. We don't know who is classified as what. She wanted Council to delay the vote tonight and pick it up again next time. Mayor Silver said that if the Borough saved \$100 a month multiplied by 32 commercial properties, the Borough would save \$3,200 per month. Multiply that by 12 it comes out to \$38,000 annually. If it was a 5 year contract it would be \$192,000 in savings. He admitted there would be variables in season and out of season. Mrs. Tavares said that it would be that much savings per month if you have seasonal businesses. Mayor Silver said a savings is a savings. We could save almost \$200,000 over five years and that is a savings.

Dan Milne asked if the Borough has looked into shared services. Mayor Silver said the building, plumbing and construction officials are all shared services. Toms River was asked and they had no interest. Councilmember Asay said that the problem with Toms River is that we are not a big enough addition for them to add staff or trucks. It adds to their workload without creating enough revenue for them to expand their operations. It would put such a strain on their workload that there was no upside for them to do it and their answer was "no." Mr. Milne asked if Council has looked to other small towns. Mayor Silver said that the biggest municipality would be our neighbor who would have enough workforce and vehicles to perform those types of services. They are not interested. Councilmember Bendel said that it was an interesting discussion, but if anyone is considering sharing services for Public Works, he is opposed. Public Works is one of the services that makes this town Island Heights. We have a level of service that we are used to and he is not interested in turning that over and sharing services with anyone. We have done that in other areas and we should continue to look into it, but not there.

Mr. Milne said he was speaking about sanitation. Has the Borough investigated other small towns? Bill Hummel, 18 Ocean Bend, said that Pine Beach is across the river, Lavallette is along the beach, it would cost a lot of money to run trucks per mile. The idea isn't cost effective. Mr. Milne said they actually drive up Route 37 through Toms River.

Rob Salanto, Owner of Playabowls, takes his garbage to the dump at least once a week. He said there is a problem every time he takes his recyclables there. Mayor Silver asked him if it is dirty cardboard. Mr. Salanto said it was clean plastic bins and cardboard boxes. Mayor Silver said it has to be corrugated cardboard and not plastic bags. Councilmember Snow said that we don't recycle plastic bins and it has to be corrugated cardboard. Councilmember Thompson told him he probably is bringing the wrong type of cardboard.

William Hummel, 18 Ocean Bend, said that it sounds like the Ordinance is left over from a time when we got paid for recyclables and wants to know why businesses have to measure and weigh everything and have annual reports. Councilmember Snow said we have to report to the County on a quarterly basis what is being recycled. The money is constantly fluctuating due to the market. It is not a constant. Councilmember Asay said we still make money on it. It is weighed when we tip it. Based on that, we get our share of the profits from the County each year.

Mr. Hummel asked if businesses are going to have to get the report monthly from their service provider and then convert it to an annual report. Councilmember Asay said that if a commercial

entity was paying someone to pick up their recycling they are required to generate a report. That is not the Borough's requirement, it is the County and State's requirement.

Mr. Hummel asked how you do that without a scale and a truck. Mayor Silver began to explain and Ms. Tavares interrupted by saying she could answer the question. The carting companies report it to the County. She said there is no reason for commercial properties to report it at all. Whoever picks up the recyclables reports it to the County. Mayor Silver said we have a recycling coordinator. Ms. Tavares said commercial properties would have no way to know how much recycling they have. They would have to get it from the individual carting companies that pick it up.

Councilmember Asay told Mr. Hummel that this is a recycling ordinance which was adopted in 1988. From what he was told, the ordinance was based on model language that was supplied to the Borough by the County/State for how they wanted you to set up a recycling program. This is why all those details are in the ordinance. No one on the Council in 1988 sat and wrote all that stuff. They were given a model ordinance on how to adopt a recycling program. You can read it all in 7-2. Mayor Silver said it was a form letter from the County at that time.

Mr. Hummel asked if he was a business, would he still be required to submit an annual report. Councilmember Asay said he would not if the Borough was still picking it up. If the Borough wasn't picking it up, he would have to submit an annual report. The Borough has to require it because it is State law. It is not unique to Island Heights.

Ms. Tavares asked if the Recycling Coordinator coordinates with the County. Council answered yes. Ms. Tavares said that she was sure the coordinator could get the information from the County. Councilmember Asay said that this language is probably dated. If commercial entities are using private haulers, all of this is probably now collected at the County level. Ms. Tavares said that this furthers her point that we are voting on something that all the bugs aren't worked out. Attorney O'Connell said that this isn't what was being voted on. This is part of the existing ordinance that isn't being touched.

Gloria Bonelli commented that she looked into recycling and the interesting thing is that they are very lax about enforcing any of the rules they put out. She agrees that there has to be a simpler way for commercial businesses to report recycling. Councilmember Snow said the State came up with these laws and the municipalities are responsible for enforcing them. All members of the Council that have been on the tour of the recycling center can tell you that plenty of things taken to the recycling center are actually garbage that has to be removed. The State and County come up with the laws and the municipality is required to enforce it. Brian Hall said that Ocean County Health Department does enforce recycling rules. Last year they paid him a surprise visit.

Dan Janquitto, lives at 214 Lake Avenue, and his business is Beachwood Canvass at 39 Lake Avenue, said to Attorney O'Connell that when he first moved into town, and received planning board approval, they said he was not required to provide garbage pickup due to the number of people he had working there. The number of people working there has not increased and his business has decreased by 50% since Superstorm Sandy. Does this override his planning board approval? Attorney O'Connell said yes, this would become the new law for the Borough.

Mr. Janquitto said he looked at his tax rate for his house and his business and it is the same for both. Now that garbage pickup will be taken away from the business, he wanted to know how much of the tax rate goes toward garbage collection. Mayor Silver said garbage is not broken out into the tax rate. Mr. Janquitto said that he assumes he would not be getting a tax reduction because he is not getting garbage pickup.

Mr. Janquitto said he does not put that much garbage out. He tries to compact everything at his house and probably puts a can out once every two weeks. As far as his business, he has 10 cans which were put out only a quarter or half full. Now he has told his employees to compact the cans before they put them out. He has watched and he does not put out more than one or two cans a pickup. As a result they are not putting out any more than residential garbage. He suggests that when Council goes around town they look at the places that have an awful lot of cans out because they have businesses and construction garbage coming back home. Council might want to visit limiting 2 or 3 cans of garbage per pickup. Mayor Silver told him that is the language with the trash contractor. There is language limiting how many cans can be put out per pickup. Mr.

Janquitto asked if the extra cans will be rejected by the contractor. Mayor Silver told him they would be rejected. He said that is something that would be kept on with the new contractor as part of the bid specifications. Mayor Silver said for years he has been working on trying to get a handle on businesses that bring home their trash from their job site and dispose it here. Mr. Janquitto said that trying to limit tipping fees with limiting the number of cans collected makes sense to him. Mr. Janquitto suggested that Council revisit the issue in a year and see if there was a savings. Mayor Silver said part of changing laws (ordinances) is that if things don't work out, you can always go back and make a change. You keep amending it and customizing it until it works best.

A member of the audience said if a business hires its own contractor to do the recycling you have to fill out the paperwork, by law, to the County. If you take care of your own recycling, is that required? Councilmember Snow said that if they bring it over to the Borough's recycling center it is still being weighed and taken to the County. You don't have to file any reports because it is coming from the Borough.

Gloria Bonelli said it seems cumbersome to fill out all these reports and weigh things. If someone hires a contractor to pick up their recycling, doesn't the contractor get paperwork when they tip it? If all the business used the same carting company, is there a way the carting company could do the paperwork instead of the businesses? Mayor Silver said that part of the problem is that they have to come in here with an empty truck. They have to do all the report filing. Councilmember Snow said the individual businesses wouldn't be doing the report filing, it would be the carting company they were using that would put in the reports. Ms. Bonelli said that the language says something different. Mayor Silver said the businesses should estimate the weight of what they put out. Councilmember Snow said if necessary, she could reach out to the County and have them pull the reports from the past year for every town and our report if people would like to see how it is reported. She could report next meeting on how it actually works.

Tom Gavin asked who the Borough's Recycling Coordinator is. Mayor Silver told him Oscar Cradle is the Borough's Recycling Coordinator through a shared services agreement with the Borough of South Toms River.

There being no further comments, Mayor Silver asked for a motion to close the public hearing.

Motion to close Public Hearing:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Councilmember Asay said that he echoes a lot of what people said here tonight. He does not think that this addresses the issue. He doesn't think changing definitions in the recycling ordinance is the way to do it. He doesn't think the way to do this is to single out entities by type. He believes the way to do this is to address the garbage by saying if you are going to put limits on garbage, if you are above that limit; you are going to have to make arrangements. If it is material that is hazardous or not appropriate for the Borough to pick up, you make your own arrangements. Mayor Silver said that the contractor has to enforce that. The Borough has no way to monitor that. Who would be the enforcing entity? Councilmember Asay said that we have code enforcement that enforces our codes. If we make a determination that a particular property is not going to be picked up because it is non-household or hazardous or too voluminous for the Borough to pick up via the ordinance. Mayor Silver said it has to do with the fact that they have consumers that are disposing of their refuse after they have enjoyed their time or doing maintenance on their properties. He told Councilmember Asay that he could vote however he wants to; yes, no or abstain.

Motion to adopt Ordinance:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | X | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. EXECUTIVE SESSION FOR CONTRACT AND LITIGATION MATTERS

Resolution 2017-113

Motion to Enter into Executive Session Meeting at 7:48 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Re-enter Regular Meeting at 8:07:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. APPROVAL OF MEETING MINUTES

The meeting minutes of May 9, 2017 and May 23, 2017 were voted on as a consent agenda.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. RESOLUTIONS

Resolution 2017-95 Approving Application for Use of Pavilion and the Contiguous Property by George Smith for a Wedding Ceremony on August 27, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-96 Approving a Social Affairs Permit for the Rotary Club of Toms River on September 9, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-97 Authorizing a Medical Leave of Absence for Police Officer Dominique D'Amico Violante

Councilmember Asay requested that this item be tabled temporarily in order to discuss in Executive Session.

Motion to Table:

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-98 Appointing Denise Pinaha as Summer Seasonal Badge Checker at a Rate of \$11.00 Per Hour Not To Exceed 30 Hours Per Week

Public Comment – Tom Gavin asked for a telephone number where she can be reached. Mayor Silver said that she can be reached through calling the Borough Offices at 732-270-6415.

Councilmember Asay asked what her schedule was. Mayor Silver replied that the schedule would vary until it is determined the best hours needed.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-99 Appointing Martin W. Lynch, CTA, as Tax Assessor

Public Comment – Brian Gabriel, 185 Summit Avenue asked if this was part time or full time and what was the salary associated with the position. Mayor Silver told him it was part time and he would be paid \$15,000 and change.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-100 Urging Representatives from the State of NJ to Support the Legislative Action to Re-Authorize and Extend the National Flood Insurance Program (NFIP)

Public Comment – Gloria Bonnelly asked what this resolution was about. Mayor Silver explained that there was legislative action regarding flood insurance for low lying areas affected by rising waters. It's for insurance through the National Flood Insurance Program which is somewhat like homeowners insurance for floods. Council was voting to show support for it.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-101 Authorizing Ocean County Park Department's Pontoon Boat, the 'Bay Cruiser,' to Dock at the Central Avenue Municipal Dock

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendei | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-102 Appointing Leanna D'Amico as Seasonal Office Assistant at a Rate of \$12.50 Per Hour Not to Exceed 28 Hours Per Week

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-103 Approving a Special Events Application and Street Closing/
Partial Closing for Island Heights Yacht Club's Mid-Atlantic
Junior Olympic Sailing Event July 23, 2017 through July 25,**

2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-104 Authorizing Change Order No. 1 for Jaynes Avenue Water and
Sanitary Sewer Improvements**

Mayor Silver explained that this change order will increase the contract by \$15,290. If they do find a shut off and don't have to do a line stop on this water main, we will save \$4,000 which will bring the amount down to around \$11,000. However, the governing body needs to authorize the full \$15,290.

The problem is on the bottom of Simpson by River Avenue. There is a cone in the road and water running down the street. There is a water main valve box for which the gate is about 100 years old. When they went to utilize it to do cutover work for the new main, it got jammed up. This is why the water is coming up through the ground there. He told Mrs. Kempton that they would be excavating in front of her home.

Public Comment – Ann Kempton said it was good the cone was out because cars were bottoming out.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-105 Setting Fees and Adopting a Formal Application for the Island
Heights Farmers' Market**

Councilmember Wudzki requested that the start date be changed to July 10, 2017. Motion was made on the amended resolution.

Councilmember Thompson asked if they were going to be on the grass or macadam. Mayor Silver said they would be on a little of both.

Public Comment – Tom Gavin asked why they don't just get it started. He believed \$35 was a little steep to charge.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| X | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-106 Rejecting All Bids for Solid Waste and Recyclable Materials Collection Service in the Borough of Island Heights

Public Comment – Bob McNeal asked if the previous contract ran out on June 1st. Mayor Silver told him that the current provider granted an extension at the same rate they have charged in the past.

Bill Hummel asked when recycling every week begins. Mayor Silver told him that it started already. Recycling will be collected once a week, every week from Memorial Day to Labor Day.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-107 Appointing Paige Van Duyne to the Summer Recreation Program

Councilmember Snow said that arts and crafts will be scheduled once a week on Wednesday nights. The schedule will be published and the notice will be sent out to the school. Page was our counselor last year. Mayor Silver said that our CFO will be helping out with recreation this year.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | X | |
| | X | Thompson | X | | | |
| X | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-108 Appointing Hannah Levin to the Summer Recreation Program

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | X | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-109 Setting the Dates and Approving the Calendar for the 2017 Summer Recreation Program

Councilmember Snow said that the program will begin on July 10th and run through August 3rd. Hours will be from 6 to 7:30 p.m. Sports activities will meet at Memorial Field on Monday, Tuesday and Thursday. Arts and Crafts will be at Borough Hall on Wednesday nights.

Public Comment – Bill Hummel, 18 Ocean Bend, asked about the pickle ball court. Councilmember Snow said she hadn't received anything this year but knew there was discussion about it last year. Measurements were taken and then nothing happened.

Mr. Hummel asked about repairing the cracks in the tennis courts. Mayor Silver said he had hoped Mr. Hummel had some insight into what was happening with the cracks. Mr. Hummel said he took his neighbor, who is in the paving business, down to the tennis courts for an estimate. His quote was very high. Mayor Silver said the Borough could rent a machine to fill in the void with a slurry material. Then provisions could be made to seal coat the court and stripe it for pickle ball. Mr. Hummel asked if the tennis people would object to them making one court a pickle ball court. Mayor Silver said one court would be for pickle ball and the other would be for tennis. Mr. Hummel said that the pickle ball court should be the farthest court, because the first court you could still play tennis on. The farthest away court could be used for pickle ball so it would cause the least disruption to the tennis players.

Tom Gavin said there should be a statement made that donations will be accepted. People who are passionate about pickle ball will donate for a court.

Mayor Silver asked Council President Berglund to get some quotes on the machine to fill the cracks. Mr. Hummel offered to stripe the court with his machine after the cracks were fixed. It was decided that the east court was best for pickle ball.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolutions 2017-110 and 2017-111 were voted on as a consent agenda.

Resolution 2017-110 Approving an Application to Use County Roads for Sailfest on September 9, 2017.

Resolution 2017-111 Approving a Special Events Application by the Rotary Club of Toms River on September 9, 2017 for Sailfest

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-112 Approving Raffle License #2017-1 for the Rotary Club of Toms River

Council President Berglund asked Attorney O'Connell if Council could approve a resolution that was in conflict with the original Rotary Club application to the ABC. The ABC Social Affairs

Permit on question 19, page 4 says there is no gambling and Resolution 2017-112 specifically says a raffle. Could Council approve a raffle when it would be in conflict of their application to the ABC. Attorney O'Connell said that Council could not approve until ABC approves because it is their ultimate authority. The Rotary would need to clarify this with the ABC. Councilmember Asay will reach out to the rotary.

Motion was made to table this item.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. BILL LIST

Public Comment – Brian Hall asked what the bill list was? Mayor Silver said that the bill list pays the utilities, payroll, insurance, engineer, Borough Attorney, etc. Mr. Hall asked if Council approved the Borough Engineer’s conceptual drawing and meeting with the State at the last meeting. Mayor Silver said it all got put on hold.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. PURCHASE ORDERS

A. Approving the Following Purchase Order:

Vendor: Brick Municipal Utilities Authority
 Item: Jet Vac & Televiser Work for December 2016
 Amount: \$3,156.47

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

B. Approving the Following Purchase Order:

Vendor: GP Jager Inc.
 Item: 24 Item #71629 Arch Constant Chlor Briquettes, 50# Pail
 Amount: \$2,857.44

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

C. Approving the Following Purchase Order:

Vendor: Joseph Kostecki

Item: Qualified Purchasing Agent Compensation as per Adopted Resolution 2016-

92

Amount: \$3,500.00

Councilmember Thompson asked if we paid Mr. Kostecki in advance. Mayor Silver said yes.

Councilmember Thompson suggested the Mr. Kostecki be paid quarterly or biannually in case, for some reason we have a parting of the ways. Mayor Silver said that we are actually late paying him this year. The contract goes from the first of the year to the end of the year and we are half way through the year. We have used his services for six months without paying him this year, so it would be pretty much biannually now. Mayor Silver said that going forward he will be paid quarterly.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. ITEMS FOR DISCUSSION

A. Letter from Maser Consulting, P.A. regarding a Proposal for Professional Services for River Avenue Pavilion – Structural Investigation of the Second Floor

Mayor Silver said that when the rehab work was done, they put tongue and groove flooring over the existing flooring and the pitch is not allowing for water runoff. This is causing the water to pond and now the floor is rotting. We have money set aside in the amount of \$30,000 for waterfront access. Councilmember Asay felt comfortable reaching out to the engineer, because the engineer would be the person ultimately responsible for adequately redesigning the second floor for water to run off.

Councilmember Thompson reached out to the State. The State said because we are not building a new structure, only renovating an existing structure, we would not need an engineer to perform the task and the Borough could go out to bid for private contractors. Since the budget is \$30,000 and under the \$40,000 bid threshold, there is no need to advertise to solicit bids. Three quotes would only be required. Mayor Silver asked Councilmember Thompson to reach out to contractors to get three quotes.

Councilmember Asay said that Maser Consulting, the Borough's engineer, suggested that we might want to fix the bad areas to save money. Councilmember Asay said he doesn't think that fixing the bad area is the direction to go because the type of flooring up there will continue to cause problems. Councilmember Asay suggested a design that would allow the water to run off and drain.

Mayor Silver said that this was just an idea and an item for discussion. No action will be taken at this meeting.

B. Letter from Maser Consulting, P.A. Regarding the Reconstruction of River Avenue FY 2015

Municipal Aid Program

Mayor Silver said that the road and boardwalk are being raised at the bottom of Simpson and River along with the outflow pipe to alleviate the flooding there. DOT has given the Borough \$175,000 to do the work. The Engineer's estimate comes to \$341,743. Mayor Silver said we do not have the funding to do the engineering. Mayor Silver gave Bob Mullin, Maser Engineering, approval for an authorization form, which is a discretionary funding application to DOT, to say what we intend to do exceeds the dollar amount they gave us. Hopefully they will give us additional funding.

Mayor Silver asked the governing body for authorization to do a Discretionary Funding Application to DOT. The estimated financial amount needed by the engineer to submit the Discretionary Funding Application would be \$2,450.00 to get the Borough the extra money to do the job. Councilmember Thompson said that some of the application material is already completed in the work the engineer has done to date. Mayor Silver said that the request is a maximum amount, in other words, an amount not to exceed \$2,450.00.

Councilmember Asay asked if he knew of any expectation that we would receive the additional funding. Mayor Silver said it was very promising. The engineer seemed very confident.

Motion was made on Resolution 2017-114 authorizing \$2,450.00 for Maser Consulting to prepare the Discretionary Funding Application to the State Department of Transportation.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

10. COUNCIL REPORTS

Councilmember Asay shared news from Congressman McArthur's office that the new KC-46 refueling tanker will first be headquartered at Joint Base McGuire/Dix/Lakehurst, here in Ocean County. They will be the first base to get them beginning in 2021. It is Ocean County's largest employer and it is good news for the base.

Councilmember Asay commended and thanked the whole Island Heights emergency management team, police, fire, first aid and Mr. Platt, as well as the school personnel on the emergency operations drill on May 23rd. He said he was down there briefly and saw the drill go off. It was extremely well run. It simulated a mechanical emergency in the school and it evacuated a number of students to the Methodist Church orderly and professionally. He thanked them for making those preparations.

Councilmember Asay said that he spoke to the Attorney for Toms River, Mr. Mundy, about the bulkhead/groin on Dillon's Creek. Mr. Mundy said this is the lengthiest litigation he has ever participated in for the Township of Toms River. He has appeared in court ten times already on this issue. Gilford Park Yacht Club has now taken the position that this is neither their responsibility nor their property. It belongs to Toms River. Mr. Mundy said the next step is that the case will be kicked up to Superior Court within the next sixty to ninety days. A Superior Court Judge, or whoever he appoints, will take into consideration all the information and make a decision as to whose responsibility this is. There will not be any repairs to the bulkhead/groin this summer or the near foreseeable future.

Councilmember Bendel had no report.

Council President Berghund reported that the Brick MUA and Island Heights Public Works jettied the private culvert on Lake Avenue at the curve and got the water flowing. It solved the immediate problem.

Council President Berghund participated in Central Regional School District's Teacher for the Day and received a certificate. He also received a very nice "Thank You" card signed by all the students. He had a "real blast." He told the students that he was representing the town because the town had been asked to supply someone to teach. He got to teach algebra. He asked the students what message they would like him to bring back to the public and to Council. They unanimously told him to "Tell them we are fantastic!" Council President Berghund said they are fantastic.

Council President Berghund said that the butterfly garden was designed to attract monarch butterflies into the area. There is milkweed in flower and he saw the first monarch today.

Councilmember Snow said she already covered the recreation program. She asked Councilmember Wudzki when would be the best time to send the recreation flyer to the school. Councilmember Wudzki said she should send them a couple days before the end of school.

Councilmember Snow said the campout is still scheduled for June 24th. Set up of tents will start around 3:00 p.m. and she will be reaching out to Alan Fumo about getting a flyer out to the school.

Councilmember Thompson had no report.

Councilmember Wudzki thanked the police and fire departments for the volunteers who came out to the school's fun run. It was the best day ever according to the texts she received from the parents. The children were excited to see the officers running with them and on the field helping with the game. The water was the hit of the day and the children want to know when they can do it again. They greatly appreciate it. She thanks them very much and it really made the kids' day. She also thanked them for coming out for the health and safety fair. The children really enjoyed that.

The school is having a Flag Day ceremony on June 14 at 9:30 in front of the school. It is open to the community. She believed some Council members were attending. The Superintendent has invited everyone out. The children have a presentation that they have worked on.

Councilmember Wudzki reported that she has a good list of vendors for the Farmers' Market. She has very interested people, now that it is official. Her priority is to get the registration form out and to get something to Jersey Gov who has the website of all the local farm markets in Ocean County and the radio stations. This way we can get some advertisements going for it. She has had all positive feedback and is excited about it.

Mayor Silver said that he has been working with Maria Sessa from Jersey Central Power & Light to include Island Heights in a pilot program for LED street lights. The LED street lights would replace the sodium lights we currently have. The LED lights are a flat fixture. She will give Island Heights, at no cost, between ten and twelve fixtures. Mayor Silver wants to pick out a street that would best suit the replacement lighting.

Ms. Sessa told him the lighting is more direct. It doesn't flood out as much, so the lighting won't go into people's homes as much. Brian Hall said he has LED lights in his parking lot and he gets complaints about them because they are very bright on the eyes. He said they are very cost effective, which is why he put them in. He suggested that, before the Mayor picks a location, drive at night through one of his parking lots and look at his. Mayor Silver asked Mr. Hall if his lights were the same height as the poles on the street. Mr. Hall said they weren't quite as high. He said he like the idea, but if you are light sensitive at all, they are very offensive to your eyes. Mayor Silver said he'd asked about the lumen output or if there was a diffuser. Mr. Hummel said the Mayor would need the 2700K which is the lowest, warmer light.

Councilmember Bendel said if it is one thing we have learned, it is we must let the people know that something is happening on their street. Please let them know when we do decide. Mayor Silver said he would let the residents know after the decision is made. Ms. Sessa said that she could let us have up to twelve fixtures and maybe we could pick a smaller area that would take fewer fixtures. He would ask for a lower illumination.

11. PRIVILEGE OF THE FLOOR

Bob MacNeal, 237 Ocean Avenue, asked about the rejection of bids for the reassessment. Did the Borough pick another company and when will it be done? Mayor Silver said that the new assessor that was just hired will probably do it in-house. He will also ask for an extension from the County to do the reassessment next year because we will never be able to do one by the deadline requirement the County gave us this year.

Mr. MacNeal asked about going to a different type of chlorine instead of the tablets that were being bought for water treatment. Mayor Silver said that the tablet system is a proprietary system that the contractor sold to us. Council President Berglund and the Mayor have met with the engineer over the issue. They do not want to assume that a switch over to liquid chlorine "should" work. It needs to definitely be able to work. So they have to go back to Hungerford and Terry, who were the original designers of the water plant, because there are so many variables to the system. It isn't as easy as just saying, "I don't want a solid system anymore, I want a liquid system." There is more chemistry behind it that needs to take place before any authorization is given to change over.

Mr. MacNeal said he thought the street cleaning was great. He commends the entire Council. He thought the Toms River people did a super job and finally all the stuff that washed down the street is gone. Mayor Silver said Toms River charged \$2,300 for cleaning the street. Mr. MacNeal said it was a good deal.

Mayor Silver said the beach cleaning took place during the week and they charged us \$45 per hour. It cost around \$200 through a shared services agreement with Toms River.

William Hummel, 18 Ocean Bend, asked if the orange barrels could be removed on the corner on Ocean Avenue and also Summit and Central. He suggested striping instead of having a barrel. Mayor Silver said that people will still defy the striping and any sign posted. He asked Lt. Arnold to recommend what could be done to make people not use the shoulder as a turn lane. Lt. Arnold said to keep the barrel there. The police can't sit on two corners and enforce just that. As soon as the police are not there, it will start again. He said they removed the one from Ocean Avenue for a couple of weeks and then put them right back. People automatically assume it's a yield and don't stop. They roll right through the stop sign. He said Summit Avenue is worse than Ocean Avenue. Mayor Silver said he has the County coming in next week to do the striping on West End Avenue and enhance the stop lines at all the intersections. They will continue the striping on West End down to River. He will ask their opinion as to what they would recommend to prevent people from using the shoulder as a right turn lane.

Mr. Hummel asked if the doggie bag stations will be coming back. Mayor Silver said he hasn't ordered them yet. Mr. Hummel asked if there could be another discussion on that. He thinks people should be responsible to clean up their pet's mess and also provide their own bags and bring them home with them. The stations don't get emptied and it smells. Also people throw other types of trash in there thinking it is a trash receptacle. He asked how we ended up with them. Mayor Silver said that somewhere along the way it was beckoned and approved. The Mayor said he would go down to the boardwalk and clean up so public works wouldn't have to. He said it should be carry in and carry out. It went away primarily because every time public works is called in to empty a container, it is a three hours call out time. It was an expense to do this because on weekends it is time and a half.

Mr. Hummel asked how the stations would be emptied. Mayor Silver said it would be up to public works to do it in the morning and afternoon but not on the weekends. Mr. Gavin asked why the dog owners aren't being responsible. Mayor Silver said that the compost pile over at the community garden has turned into a dog waste station. Mr. Gavin said the street by him has become a dog waste station, too. It doesn't make it right. Mr. Gavin said if waste stations are put back up the Borough is taking responsibility for it. Mayor Silver agreed. Mr. Gavin said he doesn't think the Borough should do it. A member of the audience said some people just don't pick up after their dogs.

Mr. Hall addressed the Council and said that Public Works is the identity of Island Heights. Public Works improves the quality of life in Island Heights. He heard the Mayor talk about taking the recycling away from Public Works. He said these are the same guys who come out at midnight and

pump manholes. They need a certain labor force. Public Works and the Police Department are part of the paid labor force in this community and when we lose them, we lose our identity. He asked them to please not reduce Public Works. They are a great bunch of dedicated guys. Mayor Silver added the Police Department to Mr. Hall's statement. Mr. Hall agreed that the Police Department does a great job. He implored the Council not to push the Public Works Department into a layoff position. He said, when you need them, you won't get that quality of people. Mayor Silver thanked Mr. Hall for his thoughts.

Maureen DeSanto wanted to reiterate that the whole town is invited to the school for Flag Day. The band will be playing. She also told everyone that the last day of school will be June 21.

12. CONTINUATION OF EXECUTIVE SESSION FOR CONTRACT, LITIGATION AND PERSONNEL MATTERS

Re-Enter Executive Meeting at 9:15 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| X | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Re-enter regular meeting at 9:52 p.m.:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-97 Authorizing a Medical Leave of Absence for Police Officer Dominique D'Amico Violante

Motion made to adopt Resolution 2017-97 with the amendment that leave will be granted to 12/31/17 with an option to request an extension.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

13. ADJOURNMENT at 9:55 p.m.

First: Bendel Second: Berglund All In Favor

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, July 12, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
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- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, July 19, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, July 20, 2017 at 7:00 PM held at the ISLAND HEIGHTS borough hall.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, August 8, 2017 at 9:00 AM held at the borough hall.
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DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Special Meeting

June 28, 2017

The Special Meeting of the Mayor and Council of the Borough of Island Heights was called to order by Mayor Silver. Mayor Silver read the following notice: Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was transmitted to the Asbury Park Press on June 21, 2017 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

Mayor Silver announced that former Island Heights Police Officer Mike Koehler's son, Owen has passed away. The Mayor expressed condolences to Officer Koehler and his wife.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

Also present were: Chief Financial Officer, Margaret Gorman and Police Lt. Kevin Arnold

2. PUBLIC COMMENT – NO MEMBERS OF THE PUBLIC WERE PRESENT

3. ORDINANCE

Ordinance 2017-02 – Calendar Year 2017 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank

Chief Financial Officer Gorman explained that this is a standard ordinance in order to make a cost of living adjustment to the CAP base. This allows the Borough to keep the money in its CAP bank. If the ordinance isn't adopted the Borough would lose \$65,105.21 for this year.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. INTRODUCTION OF THE 2017 BUDGET (Read by Title Only)

Chief Financial Officer Gorman explained that the budget is introduced by title only because this allows the ordinance to be introduced and published with a public hearing date. At the public hearing the Council will entertain comments from the general public.

Councilmember Asay thanked the Mayor and CFO Gorman for the budget process this year. He also thanked CFO Gorman for the hours spent going over the budget with Councilmember Thompson and him. He again thanked CFO Gorman for the budget process, and although it wasn't as early as we would have liked, there still was a process which gets us where we want to be today.

He said he would like to see the budget amended a little, but there is a budget process which the town expects and needs.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. EXECUTIVE SESSION FOR CONTRACT AND LITIGATION MATTERS

Resolution 2017-115 was not used.

6. RESOLUTIONS

Resolution 2017-116 Amending the Temporary Budget

Chief Financial Officer Gorman explained that this amendment is needed to pay the Borough’s bills.

Public Comment – None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-117 Lt. Kevin Arnold Contract

Resolution 2017-117 was removed from the agenda by Mayor Silver.

7. BILL LIST

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. PRIVILEGE OF THE FLOOR

Councilmember Asay said he received an email from Nancy Wolfe at the Board of Public Utilities, Cable Television Unit, saying that the Borough had been placed on the agenda for their meeting on Friday in order to approve the Borough’s Ordinance and Agreement with Comcast. He appreciates Ms. Wolfe putting us at “the top of the stack.”

Councilmember Asay also reported that the State Assembly and Senate passed A4587 and is on the Governor’s desk awaiting action. This would allow municipalities to impose an occupancy tax of up to 6% on what they call “transient lodging” which refers to Airbnb, as we have discussed

before. If the Governor signs it and the Borough would adopt such a tax under this State law, Airbnb has agreed to collect the taxes for municipalities and simply send it to us.

9. ADJOURNMENT at 1:10 p.m.

FIRST: BENDEL SECOND: BERGLUND ALL IN FAVOR

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

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Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting April 25, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC COMMENT - None

3. PRESENTATION

- A. Robert Rizzolo of Shore Outdoor Design, LLC to Appear Regarding the Maintenance of Memorial Field's Infield.

Mr. Rizzolo has offered, free of charge, to re-till and line the baseball field. Starting on June 10th he will go down to the baseball field and take a rototiller to the infield and break up the ground. He will then smooth and level the ground with a rake. He will also put foul lines down in the infield and the outfield. This will take approximately 4 to 6 hours.

Mr. Rizzolo would then do once-a-month upkeep to the baseball field by raking and relining the field. He would continue the upkeep until the first weekend in September. No upkeep would be done during the off-season and he would resume at the beginning of the next season.

Mr. Rizzolo provided the Acting Borough Clerk with Certificate of Liability Insurance. The Borough Attorney asked him to provide a waiver of liability.

A motion was made by Council President Berglund that the Borough accepts the offer by Shore Outdoor Design for the maintenance of the Memorial Field infield which includes smoothing, leveling and painting of lines and maintaining it throughout the summer. Councilmember Snow seconded the motion. All members of the governing body were in favor.

4. MAYORAL APPOINTMENTS

- A. Changing the Municipal Court Liaison from Councilmember Melissa Wudzki to Councilmember Sean Asay.
 B. Adding Councilmember Sean Asay as the Public Defender liaison.

5. APPROVAL OF MINUTES

- A. Meeting Minutes of April 11, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | X | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. RESOLUTIONS

Resolution 2017-66 Accepting the Resignation of Timothy Geoghegan of the Island Heights Police Department

Councilmember Asay commented that the governing body and the Borough thanks Officer Geoghegan for his four years of service. He was an excellent Police Officer. Councilmember Asay recalled that one Christmas Eve, Officer Geoghagan disarmed a deranged man without use of force.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-67 Discontinuing Postal Mailings of Municipal Newsletter

Councilmember Asay commented that a form was mailed out and residents had two weeks to claim a hardship to keep receiving mailings. No hardships were claimed.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-68 Authorizing Change Order Number 1 for a Net Decrease of \$3,636.13 for Simpson Avenue Road Improvements and Authorizing the Mayor to Sign the NJ Department of Transportation Payment Voucher

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-70 Approving a Study of Reed's Cove from Long Point to Boy Scout Island to Gather Data to Support Future Grant Requests for Living Shoreline Projects

Mayor Silver explained to Council President Berglund that his resolution 2017-72, which relates to this resolution, is only getting permit work done by Maser Consulting, the Borough Engineer. There will be no bulkheading or other work done. The resolution would begin the permit process for the erosion on Boy Scout Island.

Council President Berglund explained that this resolution, 2017-70, is an outgrowth of some research made available to him of work that was done on Reed's Cove. Reed's Cove is the cove that goes from Boy Scout Island out to Long Point. In 1996 there was a Council-supported resolution to create a living shoreline. They received a grant that allowed for remediation along a section towards the end of Long Point which involved fiber logs being staked in and some plantings. Over the course of four years, in conjunction with work on Cattus Island and Beachwood, our section gained about 20 feet of additional sand that built up as a result of the work done on this project. Unfortunately, the project didn't have funding for maintenance. When Superstorm Sandy came, we lost all of the sand. The shoreline is back to what it was about 20 years ago.

Council President Berglund's proposal is to create a data resource of measuring what happens in the water in Long Point and at Boy Scout Island by taking measurement of high tide, low tide, storm tides, wind directions and all the different things needed for universities to take our data and go with other data sources from around the bay. This would create a better understanding of what is happening on the bay. This would make data available for grants that could be applied for in hope of being able to rehabilitate the rest of the beach or portions of the beach and bring the cove back to what it was. If this works, and the data gathered fits in with the universities doing the work, we would be able to create barriers naturally, without having to pay for engineering studies at this time.

Mayor Silver said that Maser's proposal would still need to be modified. There are drawings they still need to do. Betsy Hyle said that they would like to see this as a school project later on. Barnegat Bay Partnership is supporting this. Using the expertise, they are doing a lot of work already with many scientists on living shorelines. She said that the Mayor will never get a bulkhead on Boy Scout Island. Mayor Silver replied that the engineer misunderstood what he asked him to do previously. The Mayor wants to keep it a living shoreline and stop the erosion process by stabilizing it. The Mayor said he is for the proposal that is before the Council. However, it took seven months to get the permit to fix a piece of bulkhead at the boat ramp. So he would like to get the permit process going for stabilization as a living shoreline.

Richard Yetman, 6 Ocean Bend, asked if permits would be needed to put trap rock behind the existing concrete on Boy Scout Island. The answer was that if the rock is put in the water, it would need a permit.

Councilmember Thompson said that she went to Boy Scout Island last week and found that quite a bit of the ground has been lost. She thinks there is some urgency. She called the DEP about putting in a bulkhead and they said they would allow a vertical retaining wall. The wall would have to be at the spring high tide mark. That means it would be significantly inland and it would erode up to that point. So a significant amount of ground would be lost. This is not an attractive option. Councilmember Thompson mentioned that Maser should alter their proposal to include a living shoreline. Betsy Hyle suggested that you can't have a living shoreline without making a plan for maintenance of the shoreline which should be considered at Boy Scout Island.

Don Roberts said that Superstorm Sandy exposed the tree roots on the island. He asked that part of the plan would include putting dirt on the exposed roots.

Councilmember Snow mentioned that there were some free compressed leaf bails that could be used to prevent erosion. Mayor Silver said that anything that is done in the water needs a permit.

Councilmember Thompson asked to change the part of Resolution 2017-70 that says "studies were being conducted by Stockton" to "studies are being considered." Betsy Hyle agreed since they are looking for university support but don't as yet have it. Betsy Hyle said that she will be back before Council when they have fleshed out what they will be doing.

Mayor Silver said he will clarify the Borough's intentions with Maser and have them draft another proposal.

Roll call was taken on the resolution as amended by Councilmember Thompson.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-71 Approving Armando Riccio, Esq. as Labor Counsel for CY 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-72 Accepting Proposal for Professional Services for Boy Scout Island Beachfront Protection by Maser Consulting, P.A.

Public Comment - None

MOTION MADE TO TABLE THIS ITEM PENDING FURTHER INFORMATION.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-73 Appointing NW Financial Group, LLC for Continuing Disclosure Services for 2017.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. BILL LIST

Public Comment – No Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. PURCHASE ORDERS

A. Approving the Following Purchase Order:

Vendor: Pashman Stein Walder Hayden, P.C.
 Item: Settlement payment in the matter of Richard Rivera and Gwenda R. Davis, vs. Borough of Island Heights
 Amount: \$1,750.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

B. Approving the Following Purchase Order:

Vendor: SENSUS
 Item: Software Support for Reading Meters
 Amount: \$1,715.95

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

C. Approving the Following Purchase Order:

Vendor: Edmunds & Associates
 Item: SS Tax Collection, SS Financial Accounting, SS Utility Billing
 Amount: \$7,829.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

D. Approving the Following Purchase Order:

Vendor: AC Schultes
 Item: New Water Pump Motor for Well Number 9
 Amount: \$8,400.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. ITEM FOR DISCUSSION

A. Airbnb Ordinance

Mayor Silver referred to the Toms River Airbnb ordinance which says short term rentals are prohibited. No dwelling or segment may be rented or leased for a term of less than 30 days, except on the Barrier Island. Councilmember Asay said he has read Toms River's ordinance and he has read in the newspaper they are already looking to amend the ordinance because they have been threatened with litigation. Airbnb has litigated in a number of communities and they have deep pockets. This is not something that Councilmember Asay wants to litigate.

Councilmember Asay would like to impose a 7% occupancy tax for rentals that are less than 30 days in the Borough. The Borough Attorney has said that it can be done. Airbnb and other providers would collect the tax for the Borough. There are parts of the situation that would need to be regulated and some parts outlawed. Revenue could be generated at no cost to the Borough but there needs to be regulations.

Mayor Silver said that there would need to be a registration process and inspections. Councilmember Asay said multiple ordinances would need to be amended, as some are already in conflict. He thinks a tax is the best way to go.

Councilmember Snow asked who would oversee if the Airbnbs are up to code? The answer was that the Code Enforcement Officer would be responsible for seeing that all buildings were compliant. Councilmember Asay suggested that the home must be owner-occupied, which would avoid flop houses. He said that we could extract some good ideas from Toms River's Ordinance.

Councilmember Thompson said she doesn't want to see the Borough get into litigation with Airbnb but this is a quality of life issue. She wouldn't be very happy if this was a residence next to her. She thinks a lot of people who live in residential areas do not expect this type of abuse to occur next to them. She thinks that the Borough needs to find a solution that discourages or prohibits this type of use. She does not think this is an appropriate thing for a residential town like Island Heights. Mayor Silver said it is going on right now. Councilmember Thompson said that the Borough is very challenged as far as code enforcement right now and this would require a full time code enforcement position to deal with it. She would like to have further discussions regarding this.

Councilmember Bendel asked if there were complaints regarding that actual Airbnb that have actually been rented. Several Council members answered that there have been complaints of noise, traffic and people coming and going.

B. Farmers Market Ordinance

Councilmember Wudzki said that the Acting Borough Clerk reached out to the surrounding towns that have farmers' markets run by the town and found that none actually have ordinances to govern their fees. Most are done through a fee schedule in the recreation departments. There are examples of vendor application forms. Councilmember Wudzki suggested taking the best parts of those applications to make up one for the Borough. The applications have the requirements for food establishments and health department and liability.

Councilmember Wudzki spoke with Lt. Arnold of the Police Department who said that he could have his staff walk through the area periodically to monitor the farmers' market.

Mayor Silver asked the Borough Attorney if an ordinance should be established. Michael O'Connell, Borough Attorney, said that with the time constraints, a resolution would be best. The Borough does a lot of things with fees by resolution.

Councilmember Wudzki commented that we have a lot of good examples from other towns, but we need to remain flexible as we go along so we can shift things as we see how it works and what the flow is. A resolution gives the Borough leeway throughout the summer to work things out.

Also, Councilmember Wudzki would like additional fees to be included in a fee schedule, maybe for next year, to establish fees for Summit Avenue Beach, Camp Meeting grounds and other Borough spaces that do not currently have usage fees.

Mayor Silver asked how each member of the Council felt about the Farmers' Market. Councilmember Thompsons asked who will actually be taking the applications, lay out the area, and make sure it is clean? Councilmember Wudzki said the applications would go through Borough offices to make sure insurance and permits are verified. Councilmember Wudzki said she is the type of person who would personally be there running it. She would make the commitment to be there and get it off the ground, build up a volunteer base and run it.

Councilmember Snow asked if there was any feeling from the public that there might be some neighbors who might complain about a Farmers' Market. Mayor Silver said that the size of the market would be limited.

Don Roberts asked if there would be vendors preparing food or just selling produce? Councilmember Wudzki said that vendors would be selling produce, but she has also looked at possibly having food trucks and maybe some seafood items. A mixture of things works best for drawing people in. Mayor Silver said he wants to limit the footprint. He doesn't want it the size of a flea market or as big as Sailfest.

Betsy Hyle said that she goes to a lot of the surrounding Farmers' Markets and most vendors will say that one afternoon a week is not going to make them enough money to come out for something like that. So we won't get the 'junky' stuff.

Councilmember Wudzki said that Monday seems to be a good day for people to go to a Farmers' Market because there aren't many operating on that day. The best hours seem to be evenings, maybe from 2:00 p.m. to 6:00 p.m. She also noted that, at peak season, very successful Farmers' Markets usually have 8 to 10 vendors. There is a system to picking the vendors to ensure you have a good variety.

Mayor Silver said that he would like to get this started in July. Lt. Arnold pointed out that port-o-johns would be needed.

Councilmember Wudzki addressed the fee range which would be charged to vendors. She said the highest fee she has seen for a food truck was \$100.00. Food trucks at Farmers' Markets are not charged as much as at other events. She believes a \$25 to \$100 charge would be adequate for vendors and food trucks. Councilman Bendel suggested starting out at a low fee and increasing the fee if it is successful. Councilmember Wudzki suggested that charging a lower cost, around \$25, the first 4 weeks in order to provide an incentive for the vendors to commit to the Farmers' Market. Lt. Arnold suggested stipulating the vendors permit for the Farmers' Market will be different than a vendors' permit to solicit in the entire town.

10. COUNCIL REPORTS

Councilmember Asay reported that he spoke to the Borough Engineer to prepare a proposal for engineering services to fix the second floor of the pavilion. This will make use of the \$30,000 in Shore Access Improvement Funds that the Borough has in an account. He will provide the proposal as soon as he can.

Councilmember Asay commented on the Purchase Order for SENSUS software for meter reading. Currently when water meters fail they bring them back to the Public Works shop and bench repair them. A repair kit is obtained by the manufacturer and the meter is repaired at the shop. When the next meter fails, there is a meter waiting at the shop that has been repaired. They use a repaired meter to replace the meter that has failed. He said we are just recycling the same meter equipment. It is economical but we are now 3 or 4 generations behind what is state-of-the-art in water meters.

Councilmember Asay referenced a page from the SENSUS website regarding their latest water meter that can do several things. It can report water use to a monitoring station and you can go grab the data from the monitoring station. It can report the data over a wireless network directly to you. You can turn customers water on and off remotely. Currently public works employees are sent around town to turn water on and off when people don't pay. The new meters can also alert you to scenarios such as when people's water is running constantly. The meter would alert the Borough that it is happening.

When Councilmember Asay spoke to the Chief Financial Officer about these meters, she said that it could be addressed as an operating cost by buying a few new meters and replacing the old ones over time. Another option, if there would be significant savings, would be a capital water and sewer project and just replace all of the meters. It would be a matter of deciding what the efficiency would be. You would need to quantify what the savings would be if no one had to go around and read meters and turn them on and off. Councilmember Asay said he wanted this on everyone's radar.

Councilmember Asay reported on an Asbury Park Press article about Ryan Donnelly, who was in the Special Forces, United States Navy, who unfortunately got into drugs and fell on hard times. Years later he got himself back up on his feet and a local filmmaker made a documentary about Mr. Donnelly's struggle to get himself back on his feet. One of the ways he decided to get back on his feet was by running 184 miles across New Jersey with his friends. The documentary has been shown at film festivals and is on YouTube. It is called "Running the 184." The article had a still photo from the film depicting the Island Heights Pavilion. Some of the documentary was filmed in Island Heights. Councilmember Asay suggested seeing the film. Council President Berglund said his daughter was filmed in the same spot at the pavilion for the same movie.

Councilmember Bendel has no report.

Council President Berglund reported that there was an incident collecting recycling. One of the local establishments put in materials that were illegal and couldn't be recycled. It was plate glass and it was so sharp it cut through one of our employee's gloves and injured him. There was a police incident report written about it. The Borough needs to be more vigilant in policing the recycling rules. Incidents like this will go away, hopefully, as the rules become enforced.

Council President Berglund reported that services are now being installed to the homes on Jaynes Avenue. We are well on our way to making our mid-May time frame for releasing the street to be paved.

15 Simpson Avenue had some problems with a reoccurring root problem with clogs and backups. Council President Berglund would like to speak with the Mayor to see if we are financially capable of getting the Borough Engineer to get a plastic sleeve and blowing it up inside the pipe where it is clogged, instead of replacing the sewer and installing new pipes.

Councilmember Wudzki reported that Island Heights and Central Regional have their school budget hearings coming up. Island Heights' is Wednesday, May 3rd at 7:00 p.m. Central Regional's is Thursday, April 27th at 7:00 p.m. She did speak to Central Regional's liaison, Sue Cowdrick, and there may be a decrease from Central Regional.

Councilmember Wudzki also wanted to report that she was very pleased with Vollers Construction Company. Her family had a tree that was very dear to them and it was about 1 ½ feet from where the water connection is. They worked very hard to save their tree. It meant a lot to her children and she is very grateful to them.

Councilmember Thompson clarified that revaluation was put out to bid, but now she understands that there will be a reassessment conducted instead of a revaluation. A reassessment will move along more quickly because the County will not be involved approving tax maps.

Councilmember Bendel asked how it changed. The Acting Borough Clerk explained that the County originally ordered a revaluation. However, the County told the Assessor that she could apply for a reassessment, which she did. The County approved the request and the Borough now only needs to do a reassessment.

Councilmember Thompson says a reassessment will be less expensive. There are also legacy problems with assessments that currently exist, so some of the inequitable things will be straightened out by this reassessment.

Councilmember Thompson mentioned a flyer that the Camp Meeting Ground group put together. They are applying for a \$50,000 grant to USA Today. Go to ACT.USATODAY.COM and vote for them. You can vote once every day from as many email accounts as you have through May 12th.



WE NEED YOU TO VOTE!

- **HELP 'CMRA' WIN A \$50,000 GRANT**
- **TO CONTINUE CAMP MTG. GROUND RESTORATION**
- **GO TO ACT.USATODAY.COM**
- **CLICK ON 'VOTE NOW'**
- **CLICK THE 'SEARCH ICON'**
- **TYPE IN 'ISLAND HEIGHTS CAMP MEETING'**
- **VOTE EVERY DAY -APRIL 12 THROUGH MAY 12**
- **TELL ALL YOUR FRIENDS, PUT IT ON FACEBOOK, TWITTER IT....**
- **SHOW THEM ISLAND HEIGHTS HAS THE POWER TO WIN !!!**

Councilmember Thompson discussed zoning enforcement with the Mayor. One of the problems in Island Heights is derelict vehicles on private property. This includes watercrafts. We need to enforce ordinances on the book regarding this. There are many watercrafts in Island Heights. The operable ones are fine. The problem begins when they are left to rot. They are a blight on the neighborhood. The police department will be utilizing their tools to get enforcement done.

Councilmember Snow reported that the website has one more detail that needs to be ironed out before the contract award and the new website is built. Her understanding is the old website will be kept up and maintained until the new website is tested and any changes are made.

Councilmember Snow reported that she received a letter regarding a tour of the Ocean County Recycling Center on April 29th. The recycling coordinators meeting in May is also offering a tour. One way or another she will be getting to the recycling center to do a tour. Council President Berglund and Councilmember Bendel are doing the April 29th tour. Councilmember Asay asked to be supplied the meeting date in May.

Councilmember Snow is working to get the summer recreation program together. It will be slightly shorter. The same individual should be running the program for sports.

Councilmember Snow also reported that the sunrise service for the Methodist Church was extremely well attended. There were at least 82 people in attendance, which is one of the largest services they have had.

Councilmember Snow commented that we are getting more requests for weddings at the Camp Meeting Grounds so we will be looking into adding fees to use the grounds as well as Summit Avenue Beach and Boy Scout Island.

Mayor Silver asked Councilmember Snow about reducing the summer recreation program to once a week. Councilmember Snow said that she was looking at cutting it down from 6 weeks to 4 weeks. Also, it would be from Monday through Thursday, eliminating Friday, but it could be less than that. The program would start after July 4th and end in the beginning of August.

Mayor Silver asked Council President Berglund to speak to Public Works about prepping the lifeguard stand. It is in bad structural condition, so it needs to be rebuilt, reinforced or a new one made. The pipe needs to be larger in diameter so it can hold a 9 foot umbrella.

Mayor Silver reported that he had some proofs made up for the main sign coming into the municipal complex. It will have the address on it and the zip code. He will have another sign with arrows pointing to the police department, municipal court, borough offices and post office. Also, new post office signs with arrows were just delivered. The signs will be put throughout the town to show the way to the post office.

Mayor Silver spoke about working with a resident in town about crafting a flag for Island Heights. He was interested in coming up with a silhouette flag encompassing the waterfront, pavilion and shoreline. He also mentioned that there is a current community logo with a triangle and a different logo with a sailboat and stars on it. Councilmember Bendel said it was a nice logo developed by someone in the Borough. However, a resident came and advised that the current logo with the triangle was the result of contest in town to design a Borough Logo. Everyone had participated in deciding that this was the Borough's logo and she strongly objected to throwing it out and using a new one. Mayor Silver said he would like to get some feedback about a new community logo.

Councilmember Thompson asked if the sign coming into Wanamaker Complex would be a carved, wood, sign. Mayor Silver said it wouldn't be carved but it would be three dimensional with the letters placed on top of composite board.

11. PRIVILEGE OF THE FLOOR

Lt. Arnold said that an extended barrier would be needed to prevent people from driving into the water at Boy Scout Island.

12. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS AT 8:43 P.M.

Resolution 2017-69

Roll call to go into closed session:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Roll Call to enter back into regular meeting:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-74 Authorizing Officer Patti Burns to Attend the National Law Enforcement Memorial and Candlelight Vigil in Washington, D.C. on May 12 and 13, 2017 Using Department Time for a total of 24 Hours

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | X | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

13. ADJOURNMENT at 9:15 p.m.

First: Bendel Second: Berglund All In Favor
Respectfully Submitted by:

Katherine Fenton-Newman
Acting Municipal Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, May 10, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, May 11, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, May 17, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education regularly meeting is Thursday, May 18, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Recreation Committee regularly scheduled meeting is Monday, May 22, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, May 23, 2017 at 7:00 PM held at the borough hall.
- All Municipal Offices will be closed on Monday, May 29, 2017 in observance of Memorial Day.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, June 8, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, June 13, 2017 at 9:00 AM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, June 13, 2017 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, June 15, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Town Wide Yard Sale Saturday, June 17, 2017 from 9:00 AM to 3:00 PM. RAIN DATE: Sunday, June 18, 2017 from 9:00 AM to 3:00 PM.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, June 21, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Summit Avenue Beach opens Thursday, June 22, 2017.

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR
* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount
Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00
In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting July 11, 2017

Mayor Silver read the following statement:

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

Also Present: Margaret Gorman, Chief Financial Officer and Police Lt. Kevin Arnold

2. PUBLIC COMMENT - None

3. APPROVAL OF MEETING MINUTES

The meeting minutes of June 13, 2017 and June 28, 2017 were voted upon as a consent agenda.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. RESOLUTIONS

Resolution 2017-118 Approving Application for Use of Pavilion and the Contiguous Property by Sabrina Van Glahn for a Wedding Ceremony on October 5, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-119 Approving Application for Use of Pavilion and the Contiguous Property by Deidre Carroll for a Wedding Ceremony on August 26, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-120 Approving Raffle License #2017-1 for the Rotary Club of Toms River

Public Comment - None

Council President Berglund stated that he had tabled the application due to an error in the application the first time. The error has been corrected and the paperwork is now correct.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-121 Authorizing Maser Consulting P.A., Borough Engineer, to Conduct a Speed Limit Inventory of All Borough Streets for a Fee Not to Exceed \$3,550.00

Mayor Silver stated that this was an item for discussion which can be tabled. He explained that he was seeking a dollar amount from the Borough Engineer, Maser Consulting, regarding conducting a speed limit inventory of all Borough Streets. This would be for Maser to conduct a statutory assessment and individual road analysis in order to provide certification on behalf of the Borough to reduce the speed limit to 25 miles per hour (mph) borough-wide. Maser would also coordinate with the Ocean County Engineering Office for the Borough's county roads. Once the roads have been classified, under separate authorization, Maser will address those roads which are currently not 25 miles per hour on an individual basis, including those under Ocean County jurisdiction. Upon the completion of the statutory assessment and inventory of roads, Maser will provide certification, on behalf of the Borough, to reduce the speed limit to 25 miles per hour. The Mayor asked for comments from the governing body.

Council President Berglund asked if this assessment is required prior to reducing the speed limit. Mayor Silver said that Council had authority amongst themselves for the Borough's own roads. This would be a form of getting the town roads all in line. Maser would be the agent for the Borough and work with the County to reduce the speed limit on the County roads.

Council President Berglund recalled in previous meetings that the County needed an assessment. Mayor Silver said that was part of the language. Council President Berglund asked if this assessment would meet the County's requirements. Mayor Silver responded that it would.

Councilmember Bendel asked if this was a study. He said that when he spoke to the County they indicated that they were restricted by the State in terms of the limits that they can set. Is this a necessary first step to get that far? He believes the Borough might actually have to go to the State. Mayor Silver said that Maser would be the agent to handle that process. The Mayor said that this item can be tabled tonight, but he had to have the discussion and get comments from everyone.

Councilmember Asay said when the Council discussed this previously there seemed to be broad support to set a Borough-wide 25 mile per hour speed limit on the Borough's roads. The current Ordinance does not list any speed limit for Borough roads. It is assumed that they are 25 mph unless otherwise posted. He thinks members of the Council should give their thoughts on the Borough's roads before going to the County to ask for a speed limit reduction on the roads that they control. Councilmember Asay mentioned that the County Engineering Department has already studied at least West End Avenue at the Borough's request. The County told the Borough that it was not suitable to be 25 mph. Councilmember Asay said he never saw the report, but confirmed with Lt. Kevin Arnold, of the Police Department, that was what the County had conveyed to him. Councilmember Asay said it wasn't clear to him if it was worth spending \$3,500 to ask Maser to lobby the County when the County has already engineered and studied West End Avenue and told the Borough that they are not going to raise the speed limit. At this point, what does the Borough do? Does the Borough litigate with the County? He said he did not know what the Borough's rights to an appeal would be, but it seems like we are going pretty far down the road and we don't even know the starting point.

Mayor Silver said that he had a conversation with Maser regarding this and they have had experience with this in the past. Councilmember Asay suggested that the Council, through the Mayor, could direct the Borough Attorney to construct an Ordinance setting the Borough's roads at 25 mph. The Council could then express support for that Ordinance and adopt it which would cost much less. The Council then has expressed a clear message to the County that this is the Council's desire to have a 25 mph speed limit. Mayor Silver said that this all fell asleep and this is his way of bringing it back to the forefront. He is not asking for approval tonight. Mayor Silver asked if Council would like a representative from Maser to come in at the next Council meeting to discuss this issue.

Councilmember Thompson asked Mayor Silver if he could share what is involved with the inventory. The document Council was presented with calls it an assessment, an analysis and an inventory. Would Maser be mapping and measuring? Mayor Silver replied that they would be mapping, measuring and doing all the logistics to present to the County, once we get the town roads into place. This would also include fixing the Ordinance which is currently blank. Councilmember Thompson asked if the County was on board with the Borough doing this on their jurisdictional roads. Mayor Silver said that the Engineer has told him that this is the process they have done in the past with other municipalities. This is their expertise and this is what they do to accomplish that. Councilmember Thompson said personally, she is in favor of the 25 mph speed limit. Anything to slow it down and make people safer is a good thing. She just needs to understand if this is a lump sum payment not to exceed \$3,500. Mayor Silver said it is a lump sum, but was not looking to do anything tonight.

Mayor Silver asked the Borough Attorney, Michael O'Connell, if we do the legwork and fill in the blanks in the Ordinance, would it cause any tilting of the process. Attorney O'Connell said that we could do this in-house. Councilmember Asay said it would be a few sentences saying that on all roads over which the Council has jurisdiction, the speed limit shall be 25 mph. There is no need to make a list. Councilmember Asay said that he thought that Lt. Arnold reported back to the Council that the County uses an objective standard to review the roads, the traffic, the width, etc. He doesn't think it is a situation where the County can be lobbied to change their minds. It is based on an objective standard where their engineering department went in and reviewed the factors and came back and said yes or no, this is the speed that is appropriate on this road. This is what they did on West End Avenue.

Mayor Silver asked Attorney O'Connell if the signs needed to be changed from 30 or 35 mph down to 25 mph prior to the Ordinance. Attorney O'Connell said that the Ordinance needs to be adopted first and give the community advanced warning of the speed limit change. That way it would be enforceable in the Municipal Court.

Councilmember Asay said he believes that paying the money for Maser wouldn't accomplish anything because the County, who has their own engineering department, will review any roads we ask them to, like they already have done on West End Avenue. The County reviewed the road and they said that the current speed limit was appropriate. Lt. Arnold told the Council they can change the speed limit on West End Avenue from Lake Spring Court to River because it is the Borough's road. He believes that Council will never get a 25 mph speed limit all the way from Lake Spring Court to the highway because we are dealing with three jurisdictions, Toms River, the County and

Island Heights. The only part of West End Avenue that can be changed to 25 mph is from Lake Spring Court to River. Councilmember Asay said the Borough's part of the West End Avenue would be included as part of the 25 mph Ordinance.

Councilmember Thompson asked what other county jurisdictional roads were in the Borough. Lt. Arnold told her they were Summit, Van Sant, River, Ocean and Central, which would be the ones Council would need the study in order to change. Lt. Arnold said it is a process. Before the County moves forward they want us to do our homework and make sure we are in agreement before we put it on them.

Councilmember Thompson asked that the Maser proposal be amended to just the County jurisdictional roads since Borough roads can already be changed by the Council. Mayor Silver told her yes. Councilmember Thompson stated that the Borough could save money just by making it for County roads. She suggested that the proposal be amended to include only County roads and the amendment be put on a future meeting for consideration.

Councilmember Wudzki asked the Mayor if it has been verified that there is an appeal process for the decision that was already given by the County. Mayor Silver said, according to his conversation with the engineer, the answer was yes.

All members of the Council were in favor of a Borough-wide 25 mile per hour speed limit. Borough Attorney O'Connell will draft an Ordinance for the Borough roads.

Public Comment:

Bill Hummel, 18 Ocean Bend, suggested contacting some of our representatives and lobbying inquiry at the State to see if we are wasting our time. Councilmember Bendel agreed. He said someone, somewhere, has the authority to say we can do that and tell the County.

Don Roberts, 5 Park Avenue, said that he believes River Avenue and Central Avenue should be 25 mph. Those are the 2 areas that are under County jurisdiction that are important to him to be reduced to 25 mph.

Gloria Bonelli, 21 Central Avenue, stated that she didn't think reducing the speed limit from 30 to 25 mph will make much of a difference when people don't abide by the 30 mph speed limit that is already on Central Avenue. She doesn't believe that just changing the speed limit will make people stop speeding. She suggested maybe changing it to a 4-way stop.

Councilmember Snow said that she thinks the biggest problem is the visibility when you are on Ocean Avenue looking up Central Avenue, heading north; it is very hard to see looking up that hill. You can come to a full stop and start to pull into the intersection and then someone is right on top of you. That's usually where there are accidents and why there are accidents there. Ms. Bonelli said that is why a 4-way stop would be better. Mayor Silver said that those are two County roads and it would come down to the County putting the stop signs there. Ms. Bonelli asked the Mayor if he could ask the County to do that. Mayor Silver told her that this is why he is trying to start a dialogue process. This would be one of the things for them to evaluate.

Bill Hummel, 18 Ocean Bend, suggested posting a sign saying "Speed Limit Strictly Enforced." Mayor Silver said he had discussed doing that with Lt. Arnold. He agreed with Mr. Hummel.

Councilmember Snow said she thinks one of the things that have helped is the street lining process, especially where West End, River and Lake come together. The new lining that has been placed there has made drivers more aware of where they are supposed to be and has helped control the speed limit.

Resolution 2017-122 Governing Body Certification of the Annual Audit
 Public Comment - None
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-123 Approval to Submit a Grant Application and Execute a Grant Contract with the NJ Department of Transportation for the Reconstruction of River Avenue – Bulkhead and Boardwalk Reconstruction Project

Mayor Silver explained this was an application to apply for discretionary funding for the project.

Public Comment - None
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-124 Authorizing Maser Consulting P.A., Borough Engineer, to Provide Services for Post Office Direct Install Project Monitoring for a Fee Not to Exceed \$1,700.00

Mayor Silver explained that the post office currently operates on an oil burner. He arranged to have NJ Natural Gas bring gas service in last year. The Direct Install Program would cover 70% of the project costs related to the installation. The remaining 30% would be the Borough's responsibility and can be financed for 5 years through NJ Natural Gas at 0% interest. The purpose of the resolution is for Maser's fees which would include having the meeting and do the logistics for the layout for the contractor. Mayor Silver said he had private contractor estimates ranging from \$6,500 to above \$10,000 to do the retrofit. Maser would do the logistics and paperwork through the State. The Borough previously did this for the Municipal Court and Police Department buildings. Councilwoman Snow asked if this would cover the removal of the oil tank. Mayor Silver told her the contractor would remove it.

Councilmember Bendel asked what the bottom line cost would be for the Borough to do this. Mayor Silver said it would cost \$1,700 for the engineer, and 30% of the cost of the installation. Councilmember Bendel said that would be roughly \$5,000 total. He asked how much longer the lease with the post office is. Mayor Silver said he thought the renewal was next year. Councilmember Bendel suggested waiting until next year to do this. He said he thought the post office might not renew the lease because they don't get that much traffic. Mayor Silver said that part of the need for the conversion is because of our insurance coverage. We need to do it in any case due to the fact that the source of heating is by oil and situated by water, the insurance company doesn't want that anymore. They don't want an oil tank by a body of water. The Borough's insurance rates will go higher if it isn't removed.

Don Roberts suggested doing an energy audit. The Mayor said that an energy audit would be part of the process. The Mayor said that this project is all part of a deficiency list from the insurance company to the Borough and we have been putting it off for over a year. It has to be done.

Gloria Bonelli agrees that the removal of the oil tank is important.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. BILL LIST

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. ITEMS FOR DISCUSSION

A. Letter from NJ Department of Environmental Protection regarding Increasing New Jersey's Recycling Rate.

Mayor Silver read the letter from the State which encouraged increasing the percentage of recyclable materials.

B. New Fire House for Island Heights Fire Company #1

Mayor Silver read following letter:

Borough of Island Heights Proposal to Resolve the Impasse Regarding the Stated Need for a New Firehouse for Company #1 Island Heights Fire Fighters

The Fire Company has spent many hours and dollars on their proposals for a new firehouse. We acknowledge that it demonstrates their determination, and the Council thanks them for all their preparation, presentations, meetings and discussions. We have been told that two (2) major cost items are required to keep the fire company operating for the foreseeable future:

- 1) A new firehouse to replace the current structure that is considered to be marginal, and
- 2) A new fire engine is needed to replace a current engine that is nearing its acceptable life (as determined by insurers in the Borough).

We have been very clear in our meeting with the leadership of the fire company that increasing taxes to meet the fire company's requests is illegal. The Borough works under the NJ State mandated spending cap and the spending cap limits the amount of money that can be budgeted each new year, based on THE ACTUAL SPENDING IN THE PAST YEAR. Regardless of what was budgeted in 2016, the 2017 spending cap will be based on what the Borough actually spent in 2016. Since our spending was down in 2016 because revenue was down (and we cannot spend money that we don't have), it is possible that the 2017 budget may be LOWER than the 2016 budget. That certainly does not bode well for meeting the fire company's recent proposals.

Because we have the responsibility to work with all parties to resolve issues that affect the whole community, we are proposing the following solution. We believe that it meets the needs of the fire

company and the Borough and we hope that the fire company and its leadership will consider this as a constructive means of providing the Borough's fire safety needs for many years to come.

Two major cost items are identified; a new engine and a new building:

We propose that the fire company's fund raising be focused on being ready to purchase a replacement engine when the useful life of the current engine ends.

We propose that the Borough supply a usable structure to house the fire equipment, gear, gathering room and office. We propose that the fire company become a tenant in the building and pay rent for the space used. This will be the same proposal that will be made to the other NOT FOR PROFIT groups that we intend to house in the new facility.

We believe that the fire company funding a new engine is straight forward and the following portion of our proposal deals with providing a new fire house.

The Borough cannot build a building for a Not for Profit on land that it does not own, therefore the fire company will need to deed their existing property to the Borough, preferably at the same price that the Borough deeded the land to the fire company.

Secondly, we will review the programming that the fire company's architect used to come up with current building size requirements. We will have input in the programming and may challenge some items. This hopefully will lead to a constructive discussion with the fire company leadership on 'needs' and 'wants'.

The Borough's goal is to build a state-of-the-art public safety building to house all the Borough's first responders. Since the need of the fire company housing has been stated as most pressing, this proposal is being sent to fire company leadership to initiate discussions regarding our proposal.

Please review our proposal so that we can start serious discussions to resolve the current quandary.

Sincerely yours,

Jeffery Silver, Mayor
Borough of Island Heights

Councilmember Bendel questioned the Mayor's assertion in the letter that the letter is coming from the entire Council. Councilmember Asay stated he would like to hear the Vice President of the Fire Company, Brian Gabriel's, comments. Mayor Silver said this is an item for discussion and not anything up for a vote. Councilmember Thompson said that this letter was generated by the Mayor and does not necessarily reflect the consensus of the Council. Council President Berglund said that if there is a discussion or negotiation up to this point, there has been no proposal he is aware of that has been made by the Mayor or the governing body. This is the beginning of a negotiation. Councilmember Thompson said that she wanted to make it clear that there is not a unity of thought among the council members with regard to the draft letter. The Mayor said it is just a proposal. Councilmember Bendel said he accepts the concept that this is a first proposal. Mayor Silver said the issue "went to sleep" for a while and he was trying to resurrect it. He said the letter will go to the fire department and they will see that Council wants to begin discussions.

Councilmember Bendel asked the Borough Attorney if he had seen the letter. Attorney O'Connell replied he did not. Councilmember Bendel said that the letter refers to the illegality of funding the fire department and wanted the Borough Attorney's opinion regarding that. Attorney O'Connell said that he did not want to espouse an opinion upon it because he only heard it read. He was assuming that the wording was referring to the budget spending CAP. Councilmember Asay said we all know that exceeding the CAP set by the State without a waiver from the State would be illegal. There is no question about that. However, raising taxes to fund fire protection services is not illegal. He believes the sentence is structured to imply something that is factually untrue. It is not illegal to use tax dollars to provide fire protection. We fund the fire department currently by giving them \$40,000 and providing insurance, etc. Mayor Silver reminded Councilmember Asay that this is a draft and it's a proposal that can be fine tuned. Councilmember Asay said he has been at every meeting on this topic and this is two steps backwards. Building a larger public safety complex was proposed two or three years ago. We don't have the money or the space for it. We

don't want to have all our public safety agencies particularly on that site, which is the lowest point in the town when we have high ground up here where the emergency management and police departments are located. Councilmember Asay doesn't think this proposal is a step forward, it is a step back.

Councilmember Snow said she doesn't think the proposal is necessarily to put all the emergency services in that location. Other locations have been looked at. The architect who drew up the original proposals for that site said a lot of the money would go into the architecture. Councilmember Asay said that is why he said this was going backward, because there was already a study on alternate sites for housing the fire station and all were found to be not feasible or rejected by the fire company themselves.

Councilmember Bendel said the fire company will certainly have its say, but if the Borough is going to build a building for all of its emergency services, they wouldn't necessarily have a veto. He would like to think that the fire company would consider a building that housed everyone if it solved their financial problems and it could still operate.

Brian Gabriel, Vice President of the Fire Company, said that this is the first he was hearing about the letter. He said there are several other things in the letter which are concerning where the Mayor stated there are two items of financial concern for the fire department. There are far many more than two, which have been outlined at great length at many public meetings with their liaison and the committee that sat down with them from the Borough. Any other discussions he would refer back to his committee and will not make further comment tonight.

Mayor Silver thanked Mr. Gabriel.

C. Pickleball Courts Painted on Hockey Rink

Mayor Silver explained that there was a search for a suitable location for pickleball courts. He said originally they looked at using the tennis courts, but they are in very poor condition. He had Bill Hummel do some legwork and he said that the hockey rink has a suitable surface that could fit three pickleball courts. Councilmember Snow said the hockey rink is basically used for kids on their bicycles now and using it would not impact the individuals who would still like to play tennis. The individuals who just want to play pickleball would not be limited to just one court to use, they would have three. If it is still as popular as Mr. Hummel said it is, it would work very well.

Mayor Silver asked Mr. Hummel if there were nets involved in pickleball. Mr. Hummel said one of the good things about pickleball is that the nets are not permanent fixtures. You just take the net out to the court and it sits there by two supports. The whole thing could be taken off the court in the event someone wanted to use it for hockey. The hockey rink is very close to the dimensions you need for three pickleball courts.

Mayor Silver said he was looking for the governing body to approve the lining of the hockey rink for three pickleball courts. Mayor Silver asked Mr. Hummel what the dimensions of a pickleball court would be. Mr. Hummel said that the dimensions would be 20 feet wide and 44 feet long total. Hockey rink dimensions are 60 feet by 120 feet, which is enough room for 3 pickleball courts. It also leaves enough room that the boards surrounding the rink do not get in the way.

Councilmember Bendel asked why it is called pickleball. Mr. Hummel said that it is named after the inventor's dog.

Councilmember Thompson asked if the Mayor was looking for authorization for painting the lines. Mr. Hummel and his volunteers will lay out the court and the Borough will paint the lines on the court.

Councilmember Thompson made a motion for the Borough to authorize the establishment of a pickleball court on the hockey rink. Councilmember Snow seconded the motion.

Ayes: Asay, Bendel, Berghund, Snow, Thompson, Wudzki, Mayor Silver
Nays: None

Mayor Silver asked Mr. Hummel to coordinate with Joe Burt for the layout of the court. The

Mayor will coordinate with Public Works on the striping.

D. Report on DEP Meeting Regarding Boy Scout Island

Mayor Silver said he wasn't able to attend the meeting, but Council President Berglund attended. Council President Berglund explained that several weeks ago the governing body tabled a resolution pertaining to the erosion at Boy Scout Island. The path at that time was to create a design which would be taken to the Department of Environmental Protection (DEP) in Trenton and then go on to the permit process. The alternate approach from which this meeting developed was to meet the DEP at the site and discuss options with them. The DEP sent their section chief and he was very helpful. He listened and gave feedback.

The DEP section chief indicated that the Borough may not need to get a permit for combating the soil erosion. He said if the Borough can keep what is being done under 43,560 square feet, the work could be done under the State's general permit. 43,560 feet is one acre. Council President Berglund said, taking the 43,560 feet into consideration, if we went out 50 feet on the shore and 50 feet beyond the shore line, we would have 435 feet in length and would still not have to get a permit. It would still require review and approval by the State DEP and Army Corp of Engineers. The section chief will take whatever the Borough comes up with and walk it through and get comments and feed those comments back to us. When we do finally end up with a proposal, they will say that they have already had the time to review it and they won't have to go back and ask questions because they have looked at everything months before.

The section chief said the definition is critical and is the key to getting the approval. The question is; what does Island Heights want to use Boy Scout Island for? For that we need to have public input.

Council President Berglund said that after Superstorm Sandy, the permitting process changed. Because there were so many differences on the shorelines, they have not been able to go with the old standards. That means the DEP is now open to listening to more options. They will go back to maps that are many years old to establish shorelines.

On the tour Jon Brodbeck told them originally the bench that is facing the south west was about 40 to 50 feet to the shoreline. They took that same distance back from the shoreline to put all the other benches there. Council President Berglund said now some of those benches are 10 feet from where the waves are now breaking. We have lost 30 to 40 feet of shoreline. If we can go back to old maps to establish where the shoreline will be created, we have a chance of making this a much nicer park than what it is now.

The DEP will also allow us to put structures in the water beyond the shoreline for energy dissipation (breakwaters). If the town's use is such that you need a sheltered area to protect your shore, they will permit that. If it is decided that one of the uses is that it is a perfect place to launch kayaks, with the summer wind coming from the south, the breakwater would have an opening to the west. It would be protected to allow the kayaks to get into sheltered water and then head out in a protected direction. If this was a desire of the town, the DEP would follow along with that. It all is based on if this is going to be considered an environmental restoration and if it incorporates a public use.

Council President Berglund said the path forward suggests that a small group should be formed who will gather public input about how the people of the town would like to use Boy Scout Island. They should consider that it could be substantially larger than it is right now. We need to brainstorm options and, at that time, the engineer could get involved. If, for instance, a breakwater was part of the plan, we would need a soils analysis out in the water. One example the DEP gave was when they were in another area similar to ours, when they took soil borings, they found a four foot layer of peat that was down a couple of feet. Any rock structure that would have been built there would have sunk down into the peat. In that case the engineer came up with a sheet piling under the water level that was then the core of the rock jetty they used for their energy dissipation. Council President Berglund said there are things that he is hearing that he would never have considered were possible before. The DEP is saying they are going to help us get to that situation.

Council President Berglund also brought up the situation at Long Point where Superstorm Sandy had wiped away the remnants of the sand. The old law the DEP followed was five years after the

conclusion of the permit you would need to file for a new permit. Because so much of the shoreline was damaged by Superstorm Sandy, they have relaxed that. If you have something that was damaged by Superstorm Sandy, you can go back and use your old permit and replace what was in the old permit to get started back on the recovery. Council President Berglund said as long as we keep it under one acre, it sounds like it is going to be less expensive and a lot easier to get what we want to come up with.

Mayor Silver thanked Council President Berglund for going to the meeting. He also said that we need input from the residents in the town. He said he knows that right now they launch kayaks and long boards from there, but they have to walk over the rocks to get out. He feels this is a step in the right direction. A lot of the stabilization would be vegetation to stabilize what is happening.

Councilmember Thompson asked the Mayor if he was going to form a committee and appoint members to the committee. Mayor Silver said that he wants people of interest, such as kayakers, or anyone who wants to be involved. Council President Berglund mentioned that Betsy Hyle would like to be on the committee. He would expect that Mary Judge would also like to be on the committee and he would like to be on the committee as well. Mayor Silver will be the person who appoints the members to the committee and that will be done at a later date.

Don Roberts asked Council President Berglund if the acre he was referring to was an acre of land mass. Council President Berglund replied that it is what you are going to work with. If the old maps that they use show a shoreline that is out 75 feet from the trees, that is what they will be using as the shoreline.

6. COUNCIL REPORTS

Councilmember Wudzki reported that the first day of the Farmers' Market was yesterday and went well. There was a good turnout, which was nice. There was a little bit of a slow start with vendors because it is in the middle of Farmers' Market season and it is hard to nail vendors down.

There were 8 vendors and a couple more that will be coming on over the next couple of weeks. She got good feedback from the vendors. One who wasn't signed up for the four weeks, went on to sign up for the four weeks.

Councilmember Wudzki said they need a garbage can there. Vendors bring their own garbage cans but there is a little bit of sampling going on which is causing the need for a garbage can. Councilmember Snow suggested also having a recycling can placed there. Councilmember Wudzki said she received an email from the Sustainable Island Heights group and they had some recommendations for the vendors to make it more recycle friendly. One vendor was using plastic cups for tasting and they spoke to them about using paper cups.

Mayor Silver said it looked like they cleaned up really well after they left. Councilmember Wudzki said that one vendor left some corn husks on the ground and will bring a rake next time to make sure that everything gets cleaned up. Councilmember Snow said the corn husks could be placed in the compost pile at the community garden as long as it is clean and only corn husks. Councilmember Snow said that they needed to know the difference between the compost pile and the waste pit. The waste pit is the stockade fence outside the fenced area. The compost bins are the two black enclosed containers within the community garden. Councilmember Snow told Councilmember Wudzki that she would coordinate with the vendors after the farmers market and let them know where they can dispose of organic material.

Councilmember Thompson thanked Margaret Gorman, the Chief Financial Officer, for sitting with Councilmember Asay and her before the budget was introduced at the last special meeting. Councilmember Thompson asked if we could budget for a different zoning officer to be in town during the day before we have the public hearing on the budget. She said we need to focus on enforcement which we aren't seeing much of right now. Our current zoning officer has his hands full doing a lot of applications and permits. She has mentioned it to CFO Gorman and would like to discuss this. CFO Gorman said that we do have a position budgeted for a zoning officer, we just can't find one. If anyone has a recommendation, they should bring it to the Mayor.

Councilmember Thompson attended the Peto Museum fundraiser last week. It is a very unique organization and museum here in Island Heights. It was very well attended. She said what really

struck her were the number of auction items that were crafted by Island Heights artists such as photography, painters and textile knitting. It is extraordinary the amount of talent they had. The auctioneer, Steve Doyle, did a great job. She found out his family residence goes back 300 years, which predates the Borough's incorporation. It was a fabulous night for Island Heights.

Councilmember Thompson suggested to Councilmember Snow that there might be an element on the new Borough website for the local artists that produce and sell their art.

Councilmember Snow reported that she has the initial splash page for the new website. It is not firmed up or final, it is just what is being looked at. The biggest challenge in redesigning the website is the navigation and making it more user-friendly and more organized. Right now, they are fine tuning that and will probably go back and make a few tweaks to it. One of the tweaks will help code enforcement and Mr. Cocco. She would like applications for permits to be on the main page. If people can go to the website and download the applications for the permits and fill them out ahead of time, it will save a lot of time for Mr. Cocco. She will be updating the status of the website over the next few meetings.

Councilmember Snow said the recreation program began last night. Sports began at Memorial Field on Monday, Tuesday and Thursday, 6 to 8:30. There was a good turnout. 15 to 20 children showed up for the program. It was successful. The arts and crafts program begins tomorrow night from 6 to 7:30 in the Council room. The recreation program will finish up with a picnic the first week in August.

Councilmember Snow said she is very lucky to have very talented individuals. The sports part is done by Paige Van Duyn who is studying to be an elementary school teacher. She has also done the Toms River recreation program. Councilmember Snow said she is also very lucky to have Hannah Levin. Both women are local residents. Hannah is an English teacher at Jackson High School and she also works at Manchester Library in their children's department. She is very familiar with arts and crafts and working with children. Councilmember Snow said she is lucky to have them.

Councilmember Snow said maybe we will have a recreation program next year for the senior community now that we have a new pickleball court. She remarked to Mr. Hummel that maybe we can organize some get-togethers. Mr. Hummel said that he understands it is a very social game which is one of the advantages to having three courts. The games are short and people can sit around and talk.

Councilmember Asay referred to a letter that was received by the Council from Ms. Hammill of 138 Summit Avenue about trees leaning over on their property. He asked if these were the Borough's trees. Mayor Silver said that we have to find that out. Councilmember Asay said that it looks like they are on the other side of the fence and we will make a determination if they are the Borough's.

Councilmember Asay also referred to a notice Council received from the Board of Public Utilities which was discussed for a few minutes at the special meeting. The Borough's Ordinance and agreement with Comcast Cable was approved by the Board of Public Utilities on June 30th. It became effective on July 10th. Our agreement with them will continue for the term and we should be receiving our technology bonus for signing with them shortly. He believes the amount is \$5,000. Another part of the agreement was they would provide a government access channel for Island Heights, along with the equipment to make the channel operate. If we don't hear from them shortly, either Councilmember Asay or Bob Mac Neal will reach out to them. Councilmember Asay will send a "thank you" to Nancy Wolf at the Board of Public Utilities for making the approval move quickly. Mayor Silver noted that the agreement term for Comcast goes to December 11, 2025. Councilmember Asay said he would have to go back and make sure that was the final date that was negotiated. He recalled that it was a retroactive 5 year plus 5 year contract. He will check.

Councilmember Asay reported that Lt. Arnold supplied him with a report for the police department. Year to date the police department has received 9,691 calls for service which encompasses all the calls for service. This could be anything from a turtle in the road to something more serious. They have taken a total of 81 investigative reports. They have made a total of 361 motor vehicle stops, about a third of which resulted in summonses being issued.

Councilmember Asay said the police were out in force on July 4th and kept the traffic moving. There were good compliments received about that.

Councilmember Asay said that Camp Meeting looks terrific. It looks like the plantings are taking hold. They are religious about the watering over there. He has encountered them turning the sprinklers on and off several times. He took a generator and power washer to the Camp Meeting grounds one day and got about half of the roof done on the underside of the roof on the pavilion there. It turned out nice. He is going to work on it again.

Councilmember Asay said the electrician was there the same night he was there. The electrician has conduit underground coming over to the pavilion. He is donating his time and doing it in pieces. He is working towards getting electrical services up there so we can eventually put lighting underneath the roof. We might eventually, one day, be able to rent the pavilion out and make some revenue. Councilmember Snow said they have been using the watering bags to try to use the least amount of water and get the most amount of water to the trees instead of having the water spray everywhere.

Councilmember Bendel said about 20 years ago, the town would get dangerously grid-locked on the 4th of July. Lt. Kevin Arnold came up with the plans to move traffic a few years ago. He thanked Lt. Arnold very much for that plan. It used to be dangerous in those days.

Councilmember Bendel said he would like to “throw a rose” to Councilmember Wudzki for the job that she has done on the Farmers’ Market. He told Mayor Silver he thinks the Mayor should put her talents to work on some other projects. Mayor Silver also commended her on a job well done.

Council President Berglund had no further report.

Mayor Silver read a letter from the Ocean County Utilities Authority (OCUA) saying that on June 22, 2017 there was a public meeting of the commissioners of the OCUA. At that meeting they established a bulk rate to be charged for participants at \$3,960 per million gallons beginning January 1, 2018. The unit surcharge rates are for excess suspended solids and biochemical oxygen demand will be 38 cents per pound and 48 cents per pound respectively. The rates for the treatment and disposal of septage and grey water will be \$66.96 per thousand gallons. Mayor Silver explained that this means there will be an increase to our affluent that goes out of town and gets treated. The Borough’s usual annual cost to OCUA for sewage has been over \$200,000.

Mayor Silver reported that the Eagle Scout has come to him once again regarding the project for the bulletin board at the post office. He is looking for donations of materials. The footprint will be kept the same as it is now. He is going to enhance the bulletin board to make it more aesthetically pleasing. He is working on a material list now.

7. PRIVILEGE OF THE FLOOR

Brian Gabriel, 185 Summit Avenue, asked for a status on the paving on Jaynes Avenue. Mayor Silver told him it will be taking place this fall, after Labor Day.

Mr. Gabriel asked the Mayor to explain what the Mayor meant about the 2017 budget versus the 2016 budget. Was he suggesting that the fire department is not going to see an increase this year? Mayor Silver said he was trying to open discussions with the fire department. Mr. Gabriel said that the Mayor said the budget was going down this year which would result in no increase for the fire department. Does that mean that all the departments budgets across the board will have not have an increase? Mayor Silver said it is very possible.

Mr. Gabriel said that the fire department has submitted three to four months of the fire department’s operating expenses for this year so far and they haven’t been reimbursed yet. CFO Gorman said there was no money put into the temporary budget for those expenses. During the next round she will put the money in to take care of those expenses. Mayor Silver thanked him for bringing it to Council’s attention.

Jim Jablonski, 227 Ocean, asked Councilmember Wudzki if the town generates revenue from the Farmers’ Market. Councilmember Wudzki told him the town does generate revenue from the

Farmers' Market. Over the years a lot of people have had interest in having a Farmers' Market and it was great to bring it to the people. She told him that all the vendors and food trucks are charged a fee.

Mr. Jablonski asked why Jaynes Avenue can't be paved prior to Labor Day. Mayor Silver explained that the contractor the Borough contracted almost two years ago has moved on to other projects. The contractor will be abiding by the contractual dollar amount and will still abide by doing the job, but it will have to be towards early fall.

Maureen DeSanto, 13 Fletcher Place, said her son who is 12 was riding his bicycle by the bluff at Camp Meeting Grounds and one of the women working there told him he was not to be there. She asked her son who it was but he wasn't sure. She went back with him to speak to the woman, but by the time they got back there the woman was gone.

Councilmember Snow asked if he was on the road in between where they were watering. Mrs. DeSanto said he went up and around on the pavement. Councilmember Snow said that they have had some complaints about children going over the bluff. They are not allowed to do that because it creates erosion. Mrs. DeSanto said that there was a path there. Mrs. DeSanto said that her point was; why would someone tell him he is not to be riding his bike there. Mayor Silver said he would need to speak to the ladies who were working there. Councilmember Snow said she would reach out to the ladies.

Gloria Bonelli, 21 Central Avenue, said she pointed out a pipe that is sticking up on Jaynes Avenue to one of the workers there. Since the road isn't being paved until September or October, it is a tripping hazard crossing the street at that point. The man working there told her that the asphalt is sinking down and the pipe is sticking out about 4 to 5 feet. She asked the Mayor to have them put a patch over it until they can pave the road so no one trips over it. Mayor Silver said he would speak to the engineer about it and address the issue. He thanked her for bringing it to his attention.

Neil Barker, 277 Summit Avenue, attended the meeting in May and spoke about the Job John that is located on Summit Avenue Beach. The Job John is very close to their deck. They thought the discussion was that it would be moved up by the municipal building area. They are upset that it came back down to Summit Beach. It affects his neighbors and his family and they find it to be a nuisance. He asked that it be moved. Mayor Silver said that he knows this has been discussed before. It is a public area for the residents of Island Heights and it has been very congested down there when he goes on the weekends.

Karen Barker, 277 Summit Avenue, said that they understood, along with the Guntjeski's who couldn't be there, so she is speaking on their behalf, that the restroom would be moved up to the municipal area to accommodate the playground, the Farmers' Market, the recreation program as well as visitors. It is a nuisance. It is something that you would not want to look out your window and see. It makes more sense to put a sign at the beach that says "Public Bathroom One Block Away" like they do at other beaches. They appreciate the fact that a lock was put on and so far it has been fine. They don't hear the door slamming in the middle of the night like they used to. It does smell and that is a nuisance. This is a residential area. She knows everyone said it's been there for 21 years, but it is time to change things. They are going through protocol and she thought after a discussion with Mayor Silver 2 weeks ago that they would be placed on the agenda. Mayor Silver said that they are on the agenda through the Privilege of the Floor.

Mrs. Barker understands the reasons for having a Job John. There are lifeguards working there that will need to use it. So will people who are working at the gardens. She believed this was agreed on. Mayor Silver said that it wasn't agreed on. Mrs. Barker said it wasn't voted on. They understand that this is a discussion. It is a discussion that taxpayers, such as they, need addressed and need to be heard. Mayor Silver told her that they are here tonight and that is what they are doing. Mrs. Barker said that moving it over to the gazebo was very unacceptable and she asked that it be put back in the parking lot in front of their deck, which it was. She said she didn't know what else she could do to get this moved along. Council needs to hear them. Mayor Silver said that Council does hear them. Mrs. Barker said their concerns should not be ignored. It is common courtesy. Anybody would understand where they are coming from. They are sitting on their deck looking at a Job John, seeing people stopping there and using the Job John, including the UPS man and public workers that could be using it up at the Municipal Complex. It makes more sense to put it where people are going to use it and where it is not a residential area.

Mr. Barker said there wasn't anyone at the meeting who would want a Job John by their home. Anne Kempton, 76 River Avenue agreed. If people are at the beach, the lifeguard can't leave the lifeguard station without coverage, so she can't leave the lifeguard station for five more minutes to walk up to the Municipal Complex to go to the restroom. People that come are from out of town and they are paying for that. They can walk up to use the restroom. Seaside Park does not have port-o-potties on the beach or in front of houses. They have them at the Municipal Building. She said she doesn't like going down there and seeing that port-o-potty or riding her bike by it. If anyone in Island Heights needs to use the restroom, they can go home for a few minutes. We are providing a service for the people from out of town. She thinks it should be removed.

Mayor Silver asked for comments from the governing body. Councilmember Thompson said it was her recollection from the May meeting that she walked away with the expectation that it was going to move. She thought there was a consensus with the Council that if it was going to bother the residents, and it's not far for beachgoers to walk to the Municipal Complex, it could be brought there. This is what she thought the plan was. Mayor Silver said that there was no vote given on that, it was just a discussion. Councilmember Thompson asked if there could be a vote tonight.

Councilmember Asay said that he thinks that first it has to be determined why the facility is there. There are employees working there and we are obligated to provide some kind of facility. When he discussed it with the Mayor last month, the discussion focused on the employees. There are only two lifeguards working and the facility if being provided for the employees. There would be no reason to put a portable facility at the Municipal Complex since there are already flush bathrooms there. The focus of the facility at the beach was our employees. The public is allowed to use it because not that many people use it and it doesn't affect the contract and the amount of times it needs to be emptied. But it is there for our employees. If the employee leaves, the beach is unguarded. Mrs. Barker said that you can't leave the beach empty if you are the lifeguard. You can't leave the beach unattended. The argument doesn't work because she can't leave the beach anyway. Councilmember Asay said he doesn't supervise lifeguards so she is probably right. He is saying that they are providing a facility for Borough employees who work at that site. He said that they are suggesting they tell the employee to close the beach and walk up to the Municipal Complex. Mrs. Barker said they have to close the beach anyway because a lifeguard cannot leave the lifeguard stand and not watch. Councilmember Snow said that we are down one lifeguard and she does not know how the lifeguards operate. There are only two lifeguards.

Councilmember Asay asked if it was acceptable to tell an employee that they have to walk three or four blocks to go to the bathroom. Members of the audience said they should close the beach for 20 minutes and walk to the restroom. Councilmember Asay asked the Borough Attorney if that made sense to him. The Borough Attorney said that he thought you would have a bigger revolution if you were closing the beach for 20 minutes every couple of hours. Councilmember Snow asked how far the bathroom has to be away from private residences. Members of the Council also said there is no place to put a port-o-potty down there. Councilmember Snow said as far as community gardeners are concerned, they all live here and can walk home, that is not the problem. Someone in the audience asked what about the Farmers' Market people. Councilmember Wudzki told them that the bathroom is open in the Municipal Building.

Lt. Arnold stated that if you remove the bathroom the Barkers will be calling the police for public urination. The Barkers said it is already happening. On July 4th the lock went on, a truck pulled up and a little kid went behind the Job John and went to the bathroom. That attracts them. Lt. Arnold said it took him over 10 years to get a urinating in public ordinance established in the town and at that point there were 3 port-o-johns in town. There were still people going in public. Mrs. Barker said that a man went behind the port-o-john and urinated in front of her 16 year old granddaughter. It's unacceptable. Attorney O'Connell asked her if she called the police. Mrs. Barker said no. She said they would have been gone by the time the police arrived. Attorney O'Connell said that would have created an incident report which would support her case. She said the port-o-john is a nice hideout. When they go behind the port-o-johns to urinate, they are urinating on their grass. She wants the Council to bring it up for a vote.

Councilmember Asay said he is not ready to bring this up for a vote because to him, it is an employee relations issue. He is not comfortable voting to take away the only facility the employees have without someone telling him that is a legal employment practice. The facility is there for the employee. For example, if there is a construction site in town at a house, they put a

port-o-john there for the construction workers. They don't tell the workers to walk to the deli. They put a port-o-john there because they have to provide a facility for their employees. A member of the audience said that if they can't leave the lifeguard stand anyway, why would we need a port-o-potty for our employees. It doesn't make any sense to her. Councilmember Asay said because we are providing a facility that is in proximity to their work station which is the beach. He isn't sure that it is proper to say to somebody that this is your work station, but there is no facility here, go home. Many people in the audience began speaking at once. Councilmember Thompson said that she thinks we need to talk to the lifeguards and find out what they do.

Councilmember Snow said we need to understand the issues here. No one likes the smell of a port-o-potty. Brian Gabriel said that no one in the room would accept a port-o-potty by their home. Councilmember Snow said that we need to find some compromise where we are serving our employees and we are not annoying the neighbors. She commented that the Barkers are fronting a public property and if they live there, they are going to see bathers and people. We are not Seaside. We do not have a huge number of lifeguards. We don't have bathhouses and we have to make some accommodations that will make the Barker's happy and make some accommodations for the employees by way of a comfort station. If the bathroom is removed they will still encounter people publicly urinating near their property. It happens on River Avenue, also. A prior Councilmember, Kieran Pillion had the same problem so it isn't something we are unfamiliar with. Hopefully we can get this resolved. Mr. Barker said that they are willing to test whether they will see people urinating there if it is removed. Councilmember Snow said that they should reach out and call the police when they see someone urinating in public so they have a record of it.

Mr. Barker asked if there was a portable restroom on River Avenue. The answer was no. A member of the audience asked why there wasn't one there. Councilmember Asay responded that it was because we have no employees down on River Avenue and the restroom is for the employees. A member of the audience said that there is a badge checker down there. Councilmember Asay told her that she is mobile and doesn't stay in one spot.

Councilmember Thompson said they should give the key to the lifeguards and keep the port-o-john locked all the time and not allow the public to use it. Mr. Barker said that it wasn't acceptable. He said he knows its public property, but it is outside their house. No one would be happy with it outside their house. Mayor Silver said that Council will do some fact finding, check with the insurance company and check with the employees. He will have some answers by the next meeting.

Brian Gabriel asked if the proposed budget was available to the public. The Borough Clerk told him it was online, on the Borough's website, on the front page.

Mayor Silver announced that Council needed to go into executive session for personnel issues.

8. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS AT 9:12 P.M.

Resolution 2017-125

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Exit Executive Meeting at 9:42 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Re-enter Regular Meeting at 9:42 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. ADJOURNMENT AT 9:42 P.M.

First: Bendel Second: Wudzki All in Favor

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The **Island Heights Board of Education** regularly scheduled meeting is Wednesday, August 9, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The **Island Heights Planning Board** regularly scheduled meeting is Thursday, August 10, 2017 at 7:00 PM held at the borough hall.
- The **Central Regional Board of Education** regularly meeting is Thursday, August 17, 2017 at 7:00 PM held at the **Hugh J. Boyd Elementary School**, 1200 Bay Boulevard, Seaside Heights.
- All borough offices will be closed** on Monday, September 4, 2017 in observance of Labor Day.
- The **Island Heights Board of Health** regularly scheduled meeting is Tuesday, September 12, 2017 at 9:00 AM held at the borough hall.
- The **Island Heights Mayor and Council** regularly scheduled meeting is Tuesday, September 12, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Board of Education** regularly scheduled meeting is Wednesday, September 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The **Island Heights Planning Board** regularly scheduled meeting is Thursday, September 14, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Environmental Committee** regularly scheduled meeting is Wednesday, September 20, 2017 at 7:00 PM held at the borough hall.
- The **Central Regional School Board** regularly scheduled meeting is Thursday, September 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The **Island Heights Recreation Committee** regularly scheduled meeting is Monday, September 25, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Mayor and Council** regularly scheduled meeting is Tuesday, September 26, 2017 at 7:00 PM held at the borough hall.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com
Council Member John Bendel
April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting

August 8, 2017

Mayor Silver read the following notice: The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

Also Present: Margaret Gorman, Chief Financial Officer

2. PUBLIC COMMENT - None

3. APPROVAL OF MEETING MINUTES

A. Minutes of July 11, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. ORDINANCES

Ordinance 2017-2 to Exceed the Municipal Budget Appropriations Limits and to Establish a CAP Bank – Second Reading (Public Hearing)

Chief Financial Officer Gorman explained that passing this Ordinance would allow an additional 1% added to the Borough's CAP for 2017. If the Borough doesn't use all the money, the extra money will be banked for the next year. This is a cost of living adjustment that the State allows. This Ordinance must be introduced prior to adopting the budget.

Mayor Silver opened the Public Hearing for public comment.

Doug Platt – 118 Summit Avenue – Asked if this Ordinance was 1% on top of the 2% the State allows. CFO Gorman said it was.

There being no further comments from the public, Mayor Silver closed the Public Hearing.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. RESOLUTIONS

Resolution 2017-126 Budget to Be Read By Title Only

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-127 Authorizing the Sale of Surplus Property

Mayor Silver explained that one of the old police vehicles will be auctioned off on a government auction site.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-128 Approving Application for Use of Pavilion and the Contiguous Property by Patti Nelson for a Wedding Ceremony on September 30, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-129 Approving Application for Use of Pavilion and the Contiguous Property by Matthew Duane for a Wedding Ceremony on November 3, 2017

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-130 Approving Raffle License #2017-02 for Island Heights Volunteer Fire Company No. 1

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-133 Appointing Raymond A. Claudio as Seasonal Code Enforcement Officer at a Rate of \$12.50 Per Hour Not to Exceed 20 Hours Per Week

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | | X | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-134 Special Events Application by Katie Yates for a Wedding on September 2, 2017 at the Camp Meeting Grounds

Mayor Silver explained that this was a walk-on item to the meeting agenda. Ms. Yates would like to have her wedding at the Camp Meeting Grounds from 1:00 p.m. to 5:00 p.m. for set up, wedding and clean up. Ms. Yates provided an insurance binder as well as a special events application.

Council President Berglund asked what fee would be charged. Mayor Silver said there hasn't been a use fee established for the use of that area. Councilmember Snow said it was her understanding that the wedding would be in the field towards the bluff. The Borough Clerk explained the Ms. Yates told her she had invited 189 people to the wedding. She would have attendees bussed to the location to avoid traffic issues. Ms. Yates would be putting up chairs and decorating the area as well. Mayor Silver said that Ms. Yates said she would have 2 shuttle buses for the guests.

Councilmember Asay asked when the wedding would take place. Mayor Silver told him September 2nd. Councilmember Asay commented that that was Labor Day Weekend. Mayor Silver asked Lt. Arnold if the applicants were residents of Island Heights. He said he did not know. The application stated they were residents of Beachwood.

Councilmember Asay asked Lt. Arnold if he had spoken with the applicants and asked what those conversations entailed. Lt. Arnold said that they told him that there were 182 people invited but they didn't plan on everyone attending. They were going to shuttle people from the Elks' Lodge, which is where the reception is.

Councilmember Asay's concern was that they would bring in the buses and then they would sit there running for the entire ceremony. He said there seems like a lot of logistics. Lt. Arnold said that if it was a bigger bus, they wouldn't be able to get it up Camp Walk; they would have to park on Ocean Avenue. Lt. Arnold said that he could move the buses out of the area.

Councilmember Snow stated that if this was approved, Council would be setting a precedent. Councilmember Asay said that this is all for free because there is no ordinance in place to charge them for the use. Councilmember Bendel asked if Council denied the request, would they have enough time to get another venue. Councilmember Snow said they would be able to get another venue.

Councilmember Snow interjected that the Camp Meeting Restoration Association has not been made aware of the wedding. Councilmember Snow also added that in the past there have been requests to use Wanamaker Field and there was nothing in place to guide the usage of the area. Those requests were denied by Council for fear it would set a precedent.

Public Comment - None

Motion was made by Councilmember Asay to table this item indefinitely as opposed to denying the application.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment – None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

- A. Approving the Following Purchase Order:
 Vendor: Delage Landen Financial Services
 Item: Kyocera Copier Lease Agreement for Copy and Fax
 Amount: \$3,960.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Items B and C were voted upon together as a consent agenda.

- B. Approving the Following Purchase Order:
 Vendor: GP Jager, Inc.
 Item: Chlorine Briquettes
 Amount: \$2,829.44
- C. Approving the Following Purchase Order:
 Vendor: GP Jager, Inc.
 Item: Chlorine Briquettes
 Amount: \$2,829.44

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

- D. Approving the Following Purchase Order:
 Vendor: Essex Engineering Corporation
 Item: Purchase of Replacement Ethernet Module and Remote Installation
 Amount: \$2,265.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | X | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

- E. Approving the Following Purchase Order:
 Vendor: Bayside of Island Heights
 Item: 2003 GMC Sierra 4500 R&R Diesel Injection Pump; Clamps, 9 Hoses, Gaskets, Fittings, 2 Thermostats, Fuel Filter, Housing, Fuel Filter and Seals Shell and Sensor – n/c
 Amount: \$2,097.00

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. 2017 MUNICIPAL BUDGET PUBLIC HEARING

Mayor Silver opened the public hearing. He asked for comments.

Brian Gabriel of 185 Summit Avenue asked why engineering costs are tripling. Mayor Silver said he has a list of projects the engineer is working on such as the 2014 and 2016 Community Development Block Grant (CDBG), Jaynes Avenue water and sewer improvements, Maple Avenue water improvements, River Avenue improvements, Lake Avenue improvements, the striping plan, Safe Routes to School program, Island Heights boat ramp and bulkhead repair, the water treatment plant chlorine evaluation, and a pump station inventory which is a DEP requirement. Mayor Silver said they are not working on anything out of the ordinary. There are fees involved with many of the CDBG's and DOT issues. He has many projects going on at the same time.

Mr. Gabriel asked if there are funds in the budget for Boy Scout Island. Mayor Silver said that a decision has not been made on Boy Scout Island. He is forming a committee who will be working with the DEP.

Mayor Silver asked for any other comments on the budget. There were no further comments from the public or members of the Council.

Motion to Close Budget Hearing:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

9. RESOLUTION 2017-131: INTRODUCTION OF 2017 BUDGET AMENDMENT

It was announced that the public hearing for the amended budget would be held on Tuesday, August 22, 2017 at 7:00 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

10. ITEMS FOR DISCUSSION - NONE

11. COUNCIL REPORTS

Councilmember Asay reported that he spoke with a Comcast representative regarding the Borough’s government access channel. The gentleman he spoke to was under the impression that the Borough was going to pay significant money to put the channel on the air. Councilmember Asay read him the agreement with Comcast that stipulated Comcast would supply the equipment. The gentleman said he would have to go back to his superiors to figure out where that would come from. Councilmember Asay said it is in the works but there was a wrong impression on Comcast’s part.

Councilmember Bendel reported that China has announced as of January 1, they will be taking our newspaper and cardboard recycling but will no longer be taking our mixed recyclables. He was unsure as to what impact that will have on the Borough’s recycling center in the future.

Council President Berglund reported that we still need volunteers for the Boy Scout Island Committee. Mayor Silver said he already has three people interested.

Councilmember Wudzki reported that there was a change to the State Aid from the Governor for the schools. She reported that Island Heights only lost \$730.00.

Councilmember Wudzki also reported that the school construction was on schedule to be completed before school opens. There were no major problems found when they opened walls. There were a few small surprises but everything was manageable.

Councilmember Wudzki reported that the Farmers’ Market was going well. Originally the Farmers’ Market was scheduled to go to the last Monday in September, but the vendors would like to stay on through October. The hours would be shifted to be earlier because it gets dark earlier. There has been good feedback.

Councilmember Thompson reported the JCP&L would be providing LED lights to the Borough for free to try out. There was a concern that the lights would be harshly bright. At that meeting Brian Hall, owner of Dillon’s Creek Marina, told Council they should check out Dillon’s Creek Marina to see the lights. Councilmember Thompson said she went through Dillon’s Creek Marina to check out their LED lights and found that their lights were angled approximately 45 degrees so they weren’t straight down. She said she didn’t expect JCP&L’s LED lights to be a problem.

Councilmember Wudzki said that she spoke to Brian Hall, of Dillon’s Creek Marina, about his lights. The lumens in his parking lot are higher than what JCP&L would provide. Councilmember Wudzki said that Maria Sessa of JCP&L told her that there was no cost to the Borough to put the LED lights in. However, if the Borough decided that the lights were too bright and wanted to go back, there would be a charge. Councilmember Wudzki said they were looking at the municipal complex and maybe a major intersection to test the lights out and get a feel for how it will look before a commitment is made. Initially, there will be 12 lights installed. Councilmember Snow suggested Central and Ocean would be a good intersection.

Councilmember Snow reported that she is continuing to work with the vendor on the new website. Currently, photos are being taken and added to the site. She would like to schedule a date sometime after Labor Day to meet and go through the website and make changes or additions. Once that is done, it would take about four weeks to roll out the site. She was thinking about doing that on a Wednesday, since everyone is usually in Borough Hall on that day.

Councilmember Snow also reported that recreation has come and gone. This year they scaled it back a little. Paige Van Duyne, Recreation program volunteer, recommended having a form for next year outlining the

types of behavior that is acceptable and not acceptable and having the parents and children sign the form. If there are any issues parents will be called and asked to pick up their child. Occasionally a few children get "rambunctious" which is not fair to the other children participating in the program. Other than that, it was a good year.

On behalf of the Council, Councilmember Snow extended her condolences to Mayor Silver on the loss of his mother. She said that members of the Council have all lost family members and they all know how difficult it is to deal with a loss, then deal with an everyday job and deal with the responsibilities of being on Council. Mayor Silver thanked her.

Mayor Silver announced that the Ocean County Master Composter Training Program was being offered this fall, subject to demand, to train citizens who can provide Ocean County residents with information in managing the organic waste they generate from their home. Trained volunteers agree to provide a total of 24 hours of outreach education and service to promote and benefit composting. This training program is free of charge to Ocean County residents and taxpayers.

OCEAN COUNTY MASTER COMPOSTER TRAINING PROGRAM

The Ocean County Master Composter Training Program is being offered this Fall to train a knowledgeable core of citizens who can provide the residents of Ocean County with information on managing the organic waste they generate from their homes. Trained volunteers agree to provide a total of **24 hours** of outreach, education and service to promote the benefits of home composting.

This 12-hour training program is provided free of charge to Ocean County residents and taxpayers. **Non-residents must pay a fee of \$75.00 and must also complete their outreach commitment in Ocean County.** The course is limited to **twenty persons** on a first come, first served basis.

Volunteers should be familiar with gardening and composting, and have experience with speaking to small groups. Each applicant is *encouraged* to be sponsored by a group or organization as this ensures the opportunity to establish an outreach network for the program. Many types of groups can sponsor an applicant. Some examples are garden clubs, municipalities, and environmental commissions, recycling committees, retirement communities or service clubs.

The two-day Ocean County Master Composter Training Program will be held at the Ocean County Recycling Education Center at the County's Northern Recycling Center, Lakewood Township, on **Saturday October 14th (9:00 am to 3:00 pm) and Saturday October 21st (9:00 am to 3:00 pm)**. Light refreshments in the morning and lunch will be provided by the County for both days. Upon completion of the twelve-hour training program, volunteers will be given a Master Composter T-shirt, a compost bin, a composting reference book, a pitch fork, a thermometer, and name badge that identifies the volunteer as an Ocean County Master Composter.

As a Master Composter, volunteers are required to complete a total of 24 hours of service and community outreach. There is no time frame for completion of this outreach. They are encouraged to tailor their outreach activities to their individual strengths and preferences. Examples of activities are: conducting backyard composting educational programs at the County's Recycling Education Center and vermicomposting demonstrations for local schools, community groups and organizations, maintaining the County's backyard composting demonstration site as well as conducting tours, participating in a Speakers' Bureau for home composting, and staffing booths at a fair or garden show. In general, being an advocate for home composting.

Sandra Blain-Snow, an Ocean County Master Composter is the instructor for the Master Composter Volunteer Training Program.

Ocean County's Composting Program at its Northern Recycling Center produces thousands of tons of compost and wood chips annually. Through the Master Composter Training Program, the County's goal is to provide more education to the public about the benefits of using the County's compost and wood chip products. These products are available to County residents and municipalities free of charge.

For additional information, please contact Mary E. Jerkowicz, Senior Program Monitor, Ocean County Department of Solid Waste Management, at 732-506-5047.

APPLICATION

OCEAN COUNTY MASTER COMPOSTER PROGRAM – FALL 2017

Name _____

Address _____ Town _____ NJ (Zip) _____

Phone(day) _____ (evening) _____

E-mail _____

Occupation _____

Hobbies/Interests _____ T-shirt size _____

Training will take place at the Ocean County Recycling Education Center over two days: Saturday, October 14, 2017 (9:00 am to 3:00 pm) and Saturday, October 21, 2017 (9:00 am to 3:00 pm).

After you complete your Master Composter training, you are responsible for completing a total of 24 hours of outreach. There is no time frame for completion of this outreach.

Non-residents must pay a fee of \$75.00 and must complete their outreach commitment in Ocean County.

Why do you feel you should be considered for this program? (Continue on separate sheet if necessary.)

How did you learn of our program? _____

Please include:

1. Letter of support from sponsoring organization explaining why your participation would benefit this program and how the sponsor will assist you with Master Composter outreach efforts. *If you are a Master Gardener, a letter of support from a sponsoring organization other than the Ocean County Master Gardeners is encouraged, but not required.*

2. A list of experience you have had with any of the following:

Public Speaking Teaching (list grades or groups) Composting and/or Gardening

Please return completed application by *September 29, 2017* to:

Ocean County Department of Solid Waste Management
P.O. Box 2191
129 Hooper Avenue
Toms River, New Jersey 08754-2191
Attention: Mary E. Jerkowitz, Senior Program Monitor

Councilmember Snow stated that it was an excellent program and the County is very generous with food and supplies. The program trains people to go out and instruct homeowners in composting. They work many of the events around the Barnegate Bay Festival and the Ocean County Fair. It is a very rewarding program if you want to get involved with it.

Councilmember Bendel said he and his wife were in upstate New York and observed the Ontario County, New York Landfill. He said there were huge garbage trucks driving through beautiful Watkins Glenn, one after another. They kept going north along beautiful Lake Seneca until they got to the landfill that you could see from a mile away. He said the landfill is a blight on the land and it blew him away. Mayor Silver said he and Councilwoman Snow say; when you throw something away, there is no such thing as "away." It doesn't go away. It is going somewhere. Councilmember Bendel said unfortunately the Ontario County Landfill is one of the places it goes. Councilmember Snow said people don't realize that 40% of our waste stream could be recycled. She said we try to promote composting to keep more of the organic matter out of the landfill. When you put organic matter into a landfill it doesn't decompose, and it rots with everything else.

Mayor Silver reported that the information board being built by the post office is an Eagle Scout, Troup 30 project. It is coming together and should be finished in another week or two. Materials and time have been donated and work has been done by volunteer carpenters.

Mayor Silver said that the striping was completed on the pickleball court thanks to Bill Hummel. Mr. Hummel apologized for the quality of the striping. He said he was going to try and stripe a couple more courts. There is room for 3 courts. He is waiting to see if there is enough traffic to warrant another court.

Councilmember Snow said that pickleball is extremely popular in high school. She had looked into having pickleball in the recreation program, but the children are too young to participate. Councilmember Snow also said that anyone looking for pickleball supplies should shop now because they are on sale for half off this time of the year.

Mr. Hummel suggested that the Borough try sealing the court better, since the surface is rough and causes the ball to bounce in different directions. Mayor Silver said he looked into getting a slurry seal for the court to make a smoother surface.

Councilmember Snow offered the Recreation shed to store the pickleball court net and supplies. She offered to meet with Mr. Hummel to work out the details. Councilmember Wudzki said that she understood that Susie Davis made a flyer about the pickleball court. She asked Mr. Hummel to ask her to drop it off to Borough Hall and she would post it at the Farmers' Market.

12. PRIVILEGE OF THE FLOOR

Bill Hummel, 18 Ocean Bend, stated that he was involved in counting cars to obtain information for the parking pay stations. He said he stopped taking counts about a month ago. He said that he makes it a point to go by the river when he goes in and out of town. He said it hasn't been crowded at the river this summer. Mayor Silver said it doesn't look as dense as it has in past summers. Mr. Hummel said he was surprised. As far as he is concerned, Mr. Hummel thinks the pay station issue is dead.

Neal Barkhund, 277 Summit Avenue, asked about the Job John on Summit Beach. Mayor Silver said he spoke to the Borough's Joint Insurance Fund Coordinator to see if there were any requirements when there is a lifeguard and public at the beach. The answer was that it was up to the Borough's discretion. It is not an insurance requirement when the beach is open. The Borough is deliberating having lifeguards at the beach or making it a swim at your own risk beach. It is getting harder and harder to get lifeguards to come to Island Heights. Mayor Silver told Mr. Barkhund that there are only a few weeks left in the season and most likely the port-o-potty will not be coming back. He asked Mr. Barkhund to be patient for the rest of the season. This will be the last of the port-o-potty at Summit Beach.

Mrs. Barkhund said that the lock on the port-o-potty was broken by someone and there are a lot of beer cans behind it. It is a hiding place for people. She asked that the lock be replaced because the door is slamming shut at night again. Mayor Silver said he would get it fixed.

Brian Gabriel, 185 Summit Avenue, read a statement in rebuttal to the Mayor's proposal to the fire department. Robert Wilbur, President of the Fire Company, passed out copies of the statement to the members of the Council. Mr. Gabriel read the following:

STATEMENT
FROM
ISLAND HEIGHTS VOLUNTEER FIRE COMPANY

The Island Heights Fire Company has been providing firefighting services to the residents and taxpayers of Island Heights and surrounding communities for numerous years. In providing these services it is necessary for the Fire Company to have the required resources including a firetruck capable of enabling the volunteer members of the Fire Company to provide the mandated fire protection services. This also includes the necessary firehouse in compliance with all appropriate state and federal guidelines and regulations. Without these referenced resources the ability of the Fire Company to provide effective and efficient firefighting services is significantly compromised.

The Fire Company addresses its financial needs by receiving financial assistance from the municipality, engaging in fund raising activities, receiving minimal financial assistance from an adjoining municipality for the providing of mutual aid, and pursuing any grants or other forms of financial assistance in order to address its operational and capital needs. These monies are insufficient to support the Fire Company's documented need to purchase a new firetruck and to replace its existing firehouse. Additional capital projects which need be addressed are engine in 2019, air pack upgrades in 2019, radio upgrades, new motors for fire boat, chief's car replacement and a second engine in 2025. These needs have been identified by the Fire Company based upon its extensive experience and expertise. This need is recognized by the municipal governing body which has not engaged in any actions to address these crucial projects.

The Mayor at a recent public meeting provided a "proposal" to address these capital needs. The only problem with the proposal is that it does not address the capital needs as identified by the Fire Company and acknowledged by the municipal governing body.

The municipality has the ability to purchase a firetruck to be used by the Fire Company in providing firefighting services. The municipality can finance the purchase by the issuance of bonds, notes, or capital lease financing. Capital payments or debt service are not within the CAP which applies to all municipal entities. Many municipalities in the State of New Jersey undertake such projects whereby the municipality purchases and finances the firetruck which is then utilized by the Fire Company in providing

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firefighting services. Although the debt issued by the municipality can, of course, impact the tax rate, it again is a capital expenditure which is outside the CAP. The immediate tax impact can be lessened by allowing the maximum term for issuance of the debt. The Fire Company has utilized its fire experience and expertise in determining the firetruck it needs to purchase. The firetruck should and can be purchased by the municipality. Advising the Fire Company to purchase the firetruck through fundraising is impractical and unrealistic. Excessive time would pass before the necessary funds could be raised to purchase the firetruck.

In relation to the replacement of the firehouse the Fire Company has attempted on numerous occasions to engage in meaningful dialogue with the governing body of the municipality to discuss the needs of the Fire Company relative to the replacement and methods of accomplishing same. The Fire Company identified its needs relative to the replacement of the firehouse which would allow it to continue providing effective and efficient firefighting services. It retained an architect with experience in designing and constructing firehouses and had plans designed based on the architect's input as well as the experience and expertise of the Fire Company membership. Notwithstanding this fact the Mayor determined that the municipality knew better than the architect and Fire Company concerning these needs and construction of the firehouse. The Mayor has no expertise to question the assessment and needs as identified by the architect and the members of the Fire Company. The Mayor's "proposal" references the land of the Fire Company should be conveyed to the Borough at the same price that the Borough deeded the land to the Fire Company. The Borough did not deed the land to the Fire Company. Additionally, the "proposal" provides that the Fire Company rent a new building constructed by the Borough and pay rent for space used. This is not a solution. The Fire Company receives limited financial funding and certainly has no desire or ability to pay the referenced rent. Accordingly, the Fire Company views the "proposal" as a confirmation by the Borough of the unwillingness to engage in meaningful and constructive dialogue with the Fire Company concerning its capital needs and also its operational needs. In fact, the delay has jeopardized a significant financial contribution from a third party within Island Heights that was willing to finance the firehouse replacement project in part if the municipality would match its contribution. The Fire Company held numerous public meetings at the suggestion of the Mayor relative to the firehouse replacement and virtually every attendee at the meeting agreed the municipality should assist the Fire Company relative to the project.

The municipality has advised the Fire Company of the procedures necessary to receive its financial reimbursement from the municipality for monies expended by the Fire

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Company in providing firefighting services. Notwithstanding the Fire Company's compliance with these procedures the Fire Company has been and is still awaiting months to receive this reimbursement which is substantial. In addition, one of the monetary benefits the volunteer members of the Fire Company receives is a LOSAP benefit. A question arose relative to various members of the Fire Company receiving this annual benefit. Documentation was provided to the Borough addressing this issue and the Fire Company is still awaiting a response from the Borough and resolution of this issue.

It is abundantly clear that there is a level of frustration and unappreciation felt by members of the Fire Company. These members provide volunteer firefighting services and respond without hesitation in order to protect the public. This response will continue however the Fire Company needs the support of the Borough in order to provide these services. This includes the providing by the Borough of the necessary monies to secure the resources deemed necessary in providing these services. There are certainly members of the governing body who understand and support the Fire Company relative to the issues addressed in this statement. However, there are others who do not appreciate or support the Fire Company. The Fire Company members merely want to do their job and protect the public. The Borough governing body needs to engage in constructive dialogue with the Fire Company relative to its documented needs. This is not an unreasonable request.

Mr. Gabriel asked that the letter be read into the record.

Councilmember Thompson said that there was a draft letter that was provided to Council at the last Council meeting. At that time Councilmember Thompson stated that the draft letter did not represent her thoughts on the funding and she is happy to have this response from the fire company.

Jim Jablonski, 227 Ocean Avenue, offered the Mayor condolences on the loss of his mother. Mayor Silver thanked him. Mr. Jablonski asked if a new structure could be built on the same piece of property. Mr. Gabriel said that there has been a design for a new firehouse on the exact same footprint. It is a smaller design on the same footprint.

Mr. Jablonski asked if the existing structure could be improved without building a new structure. Mr. Gabriel said that the fire company had a study done by an architect who deemed that the cost to rehab would be more than the cost to replace.

Mr. Jablonski asked if they could pump cement underneath. Mr. Gabriel said they have done that twice. It didn't fix it.

Mr. Jablonski asked if the insurance company is mandating that the fire truck be replaced after 20 years. Mayor Silver said that is what he has been told. Mr. Gabriel said it was correct. Mr. Jablonski asked what is the yearly insurance premium to cover the truck? Mr. Gabriel said the town provides insurance coverage for the Fire Company's apparatus. Mr. Jablonski asked what the fee was, per year, to cover the truck. Mayor Silver said it was about \$4,500. Mr. Jablonski asked if there have been any claims made against the insurance policy. Mayor Silver said there haven't been any claims made in the 9 years he has been making observations. Mr. Jablonski suggested that the Borough have the insurance company supply the money to purchase a new truck. Chief Financial Officer told Mr. Jablonski that it wasn't an insurance company, it is a joint insurance fund. It is a self insured fund. Municipalities contribute to it. It is not a private insurance company.

Mayor Silver said that we always miss the criteria for programs and grants to offset the cost of structures, apparatus or the engine. He said he is always forwarding emails to Doug Platt about programs that are available, but it always seems we do not fit into the criteria to be eligible for the programs. Mr. Gabriel said that the Fire Company seeks out as many potential grants as there are available. The Fire Department actually has a grant committee that is very active.

Councilmember Wudzki said she attended the firefighters grant workshop and a building is not something that would be eligible. Also, trucks are extremely difficult to obtain. She said she knows that they are looking to get air packs. Mr. Gabriel said they had just won a small grant for three new sets of turnout gear. The Fire Company submits for everything they can.

Mr. Jablonski asked if they could submit for grants out of state. Mr. Gabriel said there are national grants they can apply for every year. They have been awarded some grants back in the early 2000's for Scott air packs and turnout gear which was about \$130,000 at the time. They have received grants on occasion but every fire department in the nation goes after that money and the pool of money keeps dwindling every year.

Ken Balfrey, 197 Maple Avenue, provided the Mayor with a copy of the draft letter sent to the fire company with the Mayor's signature on it.

Councilmember Bendel said that the post office has removed disposal cans at the post office. Councilmember Snow said that the post office decided to remove the bins after there was an ongoing problem with people disposing all types of garbage in the recycle bin. Mayor Silver said once the bulletin board gets finished, trash receptacles will be placed out front for recycling and trash outside by the bulletin board. Council President Berglund said there is still a large barrel in the post office by the counter.

Mr. Jablonski asked, on behalf of the Yacht Club, that mail boxes in town be turned around so they are facing the street so people can drive up and drop off their mail. Mayor Silver said that if they were turned around, people would have to drive up on the wrong side of the road to use it. Councilmember Asay said if they drive to Toms River they have about 10 mailboxes with chutes on them.

Mr. Jablonski asked about the photocopier lease agreement approved at a past meeting. He wanted to know if the company provides maintenance and repairs at no charge and if they provide the paper for us? Mayor Silver said the maintenance and repairs are provided at no charge but they do not provide paper. Mr. Jablonski asked if it would be cheaper to go and buy a couple copiers for \$200 apiece. Council, in unison, said that it would not work because of the high volume of copying. Councilmember Asay said the company also provides the toner, which could be quite costly if it wasn't included in the lease agreement.

Mr. Jablonski suggested a second town-wide yard sale in the fall be considered. Councilmember Bendel said that originally the Council had authorized two sales during the year. Mayor Silver said there would be further discussion regarding a second town-wide yard sale. Councilmember Snow said it was a hot button issue with issues on both sides.

13. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS

Resolution 2017-132 to Enter Into Executive Session at 8:31 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Reenter Regular Meeting at 8:59 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

14. ADJOURNMENT at 9:00 p.m.

FIRST: BENDEL SECOND: Berglund ALL IN FAVOR

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- ❑ The Island Heights Board of Education regularly scheduled meeting is Wednesday, September 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- ❑ The Island Heights Planning Board regularly scheduled meeting is Thursday, September 14, 2017 at 7:00 PM held at the borough hall.
- ❑ The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, September 20, 2017 at 7:00 PM held at the borough hall.
- ❑ The Central Regional School Board regularly scheduled meeting is Thursday, September 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- ❑ The Island Heights Recreation Committee regularly scheduled meeting is Monday, September 25, 2017 at 7:00 PM held at the borough hall.
- ❑ The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, September 26, 2017 at 7:00 PM held at the borough hall.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Special Council Meeting

August 22, 2017

Mayor Silver read the following notice: The Special Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on August 12, 2017 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

Also Present: Margaret Gorman, Chief Financial Officer

2. PUBLIC COMMENT

Ray McKelvey of the Top Hats String Band asked Council for permission to perform a free concert for the public on August 28th at 6:00 p.m. at the Central Avenue Pavilion. Mr. McKelvey also asked to borrow 10 chairs. Lt. Arnold asked Mr. McKelvey if he would like to have the police cone off the area as was done in the past. Mr. McKelvey said that would help.

Councilmember Thompson made the motion to approve Mr. McKelvey's request. Councilmember Asay seconded the motion.

Ayes: Asay, Bendel, Berglund, Snow, Thompson, Wudzki, Mayor Silver
 Nays: None

3. PUBLIC HEARING

A. Resolution 2017-131: 2017 Budget Amendment

Chief Financial Officer Gorman explained that when the budget was originally done, some money was taken out of the finance department and tax collection department and transferred over to the sewer department because those departments performed work for the sewer department. Afterward she was advised by the State that moving that money would cause a CAP adjustment to the current fund which would have an everlasting effect. Therefore, the money was moved back over to from the sewer account to the current account so the CAP money was not lost causing the need for the budget amendment.

Mayor Silver stated the only thing that would be discussed at the public hearing tonight would be the amendment.

No members of the public commented.

Motion to close public hearing:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to adopt budget:

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. RESOLUTIONS

Resolution 2017-135 Shared Service Agreement Between the Borough of Island Heights and the Island Heights Grade School for Grass Cutting

Public Comment: None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. BILL LIST

Public Comment: None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | | X | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. PURCHASE ORDERS

Public Comment: Jim Jablonski, 227 Ocean Avenue, asked how long Brick Utilities spend in town to perform the service. Mayor Silver said that there is a rate sheet with a dollar amount and it depends on what they come out for. If they come out during the day its "x" amount of dollars and if they come out at night, the price will be higher. There is an agreement in place with them and they are on call on an as needed basis. He invited Mr. Jablonski to go to the clerk's office and look at the rate sheet for the breakdown.

Items A and B were voted on together as a consent agenda:

- A. Approving the Following Purchase Order:
Vendor: Brick Utilities
Item: Jet Vac and Televiser - April
Amount: \$2,906.47

- B. Approving the Following Purchase Order:
Vendor: Brick Utilities
Item: Jet Vac and Televiser - June/July
Amount: \$3,104.67

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PRIVILEGE OF THE FLOOR

Bob MacNeal, 237 Ocean Avenue, said he was at the Post Office on Monday and there were people from the Boy Scouts taking pictures of the bulletin board. They had uniforms on and that made him believe they were finished with the bulletin board. Mayor Silver said that the Eagle Scout project has been completed. Mr. MacNeal asked if the glass covered bulletin boards that were attached previously would be coming back? Mayor Silver replied that both the bulletin boards that were in use before are being refinished by public works. Once they are restored they will be placed on the new structure outside the Post Office.

Mayor Silver said that he was unable to attend the day the Eagle Scouts were at the bulletin board taking pictures. He is contemplating having them come back and having an official ribbon cutting for them, the contractors and the supply houses that volunteered materials and time.

Jim Jablonski, 227 Ocean Avenue, asked on behalf of the Yacht Club, about a letter that was sent to the Mayor and Council from the club secretary requesting a handicap parking spot next to the yellow zone. Mayor Silver told him that was a County road, not the Borough's road. The County would have to be involved. Mr. Jablonski said they were asking for a temporary spot so the person could be moved. Lt. Arnold of the Police Department said that the problem the Yacht Club would have with a handicap spot is it will not be designated to that person. Any person with a handicap placard would be allowed to park there. It can't be for Yacht Club members only. Lt. Arnold suggested that the Yacht Club use their yellow zone as a drop off ramp where the member could be dropped off and picked up. Mr. Jablonski said he would relay the information to the Yacht Club.

Mr. Jablonski also said that he understands the town is required to pay certain taxes to the County. Are there services that perhaps the Borough could do themselves at a reduced rate and save money? Mayor Silver explained there are County roads within the Borough. The Borough has a Schedule C Agreement with the County that is put in place every year. The County provides the Borough with a discount service through that agreement. For example, they provide the Borough with road salt for the winter. They are also working on the bulkhead by the boat ramp. The County will perform the work and it will come out of the Schedule C Agreement with money that has been put aside. Every year the Borough puts aside \$40,000. Additionally, every year the County comes in and does road service such as repairing potholes. They did the line striping over and above what the Mayor requested for them to do on the Borough's roads. Mayor Silver said the County does their share of taking care of the town and it is at a much lesser rate going with the County. It also takes away the headache of getting things done. Because the Borough has the agreement with the County, the Borough doesn't have to go out and look for contractors.

Mr. Jablonski remarked that the striping by the fire house over by Maple coming down from the highway at the stop sign needs lettering in the road. There is a stop line there, but he asked if they could paint the word "STOP" onto the street. Mayor Silver agreed that it needs to be done and will put it on the "to do" list.

8. ADJOURNMENT at 7:20 P.M.

FIRST: BENDEL SECOND: BERGLUND ALL IN FAVOR

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- ❑ The Island Heights Board of Education regularly scheduled meeting is Wednesday, September 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- ❑ The Island Heights Planning Board regularly scheduled meeting is Thursday, September 14, 2017 at 7:00 PM held at the borough hall.
- ❑ The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, September 20, 2017 at 7:00 PM held at the borough hall.
- ❑ The Central Regional School Board regularly scheduled meeting is Thursday, September 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- ❑ The Island Heights Recreation Committee regularly scheduled meeting is Monday, September 25, 2017 at 7:00 PM held at the borough hall.
- ❑ The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, September 26, 2017 at 7:00 PM held at the borough hall.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting

December 12, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | | X | X | X | | | X | X |
| Absent | X | | | | X | X | | |

2. APPROVAL OF MEETING MINUTES

Councilmember Berglund stated that this Resolution number was a duplicate to another one on the agenda. Ms. Prior stated that we will change this to Resolution 2017-204.

Resolution 2017-204

Approving Council Minutes of November 8, 2017 and November 28, 2017

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

4. RESOLUTIONS

Resolution 2017-187 Authorizing the Hiring of Alec Mazzaccaro as T-180 Seasonal Employee and Resolution 2017-188 Authorizing the hiring of Daniel Conti as Full-Time Department of Public Works Laborer, effective December 1, 2017 were both tabled.

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Councilmember Wudzki was present at the meeting at 7:03PM.

Resolution 2017-194 Authorizing Maser Consulting P.A. to provide Professional Services for Preparation and Administration Services for the Sassafras Lane Water Main Replacement in the amount not to exceed \$2,500.00. Councilmember Berglund stated that the amount on the agenda was incorrect and the total should be \$20,500.00. Discussion was held by the Mayor and Council regarding the amounts in the paperwork and agreed the total should be \$20,500.00.

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | | Bendel | | | X | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-195 Authorizing Maser Consulting P.A. to provide Professional Services for Preparation and Administration Services Municipal Complex Gravity Sewer Design in the amount not to exceed \$7,500.00

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-196 Authorizing an Award of Purchase of Sewage Pumps, Controls & Appurtenances to Reiner Pump Systems, Inc. in the amount of \$135,853.00.

This resolution was tabled.

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-197 Authorizing the Borough to Submit a 2018 Ocean County CDBG Grant Application

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-198 Authorizing a Shared Services Agreement with the Borough of South Toms River for Municipal Clerk Services

Public Comment – Maureen DeSanto asked why South Toms River and Mayor Silver explained that we have had this agreement in the past which worked well and the fee schedule is reasonable. Mayor Silver said this is an interim agreement as we will be placing an ad for the Clerk position sometime in January.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-200 Authorize an Award of Purchase of Motorola Portable Radio from Motorola/Allcomm in the amount \$4,232.35 to be reimbursed by the State of New Jersey 966 Program

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-201 Authorize an Award of Purchase of Motorola Batteries from AGT Battery Supply in the amount of \$1,905.54 to be reimbursed by the State of New Jersey 966 Program

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-202 Authorizing the Execution of a Schedule “C” Agreement with the County of Ocean for 2018

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-203 Approving Family Leave time for Officer Dominique Damico-Violante for 12 weeks starting Dec. 18, 2017

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | | | X |
| X | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

5. BILL LIST

Resolution 2017-199 Approving the December Bill List

Public Comment - none

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | | X |
| | X | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | | | | X |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. ITEMS FOR DISCUSSION

Mayor Silver and Mr. Hummel discussed the Pickle Ball Court. Councilmember Wudzki said that she spoke to a vendor who does these types of repairs at the League of Municipalities Convention in November and she will be contacting them after the holidays to have them come look at the tennis courts. Councilmember Wudzki said that they were the ones who did the Manchester Basketball courts and that there are several options available to help save on costs.

7. COUNCIL REPORTS

Councilmember Bendel had no report.

Councilmember Berglund had no report.

Councilmember Wudzki reported that the Farmer's Market brought in \$4,030 and all the vendors are excited to come back in early June next year and that she is hoping to make some more connections with farmers from the Hightstown area. Councilmember Wudzki reported that the Island Heights Grade School is still working on the punch list for the renovations. They do have leftover funds from the renovation but the exact amount is not yet known. After the audit at the school there was \$85,000 surplus that the school was able to put into a Building Maintenance Fund and this was with even adding more programs and contract negotiations. Councilmember Wudzki also brought up a concern on the placement of the 25mph sign at the intersection of West End and Lake Avenue's as you are exiting town. Mayor Silver said that he will have Councilmember Berglund speak to Public Works about the placement.

Councilmember Bendel asked if the engineer is still compiling the study of the roads in the Borough which Mayor Silver said yes and we should have a report shortly.

Councilmember Snow reported that the Green Team Sustainable New Jersey, although no official word yet, has qualified for the Bronze level and the goal for 2018 is Silver. Councilmember Snow thanked the Island Heights Fire Dept. for hosting the Tree Lighting and also thanked Chris Gabriel, Melissa Wudzki, Sarah Snow, Gail Caudia, Pam Marx and Alan Fumo for all their help with this event.

Mayor Silver asked Brian Gabriel who the winners were for the Island Heights Fire Dept. 50/50 and Mr. Gabriel stated that it was a resident on Van Sant Ave. and one of our Police Officers won second place.

Mayor Silver said that Corey Booker is going after the polluters of the Super Fund Sites for clean-up costs instead of the Federal Government. Discussion was held on the history of the Super Fund Sites, court and costs.

8. PRIVILEGE OF THE FLOOR

Brian Gabriel asked if Resolution 2017-197 is being done by the engineer and if a fee is associated with this. Mayor Silver said yes it is being done by the engineer but not sure of the total cost.

William Hummel said that the Federal Government took the companies of the Super Fund Sites to court which went on for years which the Federal Government said they need to do the clean up which is how they got involved.

Mayor Silver introduced Mary Tarditi the CWA Representative along with Jason Murt, Foreman of Public Works and stated that the Department of Public Works received rice notices and opted to have this discussion in public. After further discussion the CWA representative requested that new rice notices for a future meeting be issued which will clearly state that the matter to be discussed is contract negotiations/collective bargaining unit.

9. EXECUTIVE SESSION FOR CONTRACT AND/OR PERSONNEL MATTERS

Motion to enter into executive session was made by Councilmember Berglund second by Councilmember Snow. Unanimous Voice Vote.

Mr. O'Connell stated that there was no need for the executive session therefore it should be closed.

Motion to close the executive session was made by Councilmember Wudzki second by Councilmember Snow. Unanimous Voice Vote.

10. ADJOURNMENT

Motion to adjourn the meeting at 8pm was made by Councilmember Bendel second by Councilmember Berglund. Unanimous Voice Vote.

Respectfully Submitted,

Municipal Clerk

Mayor Silver

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, December 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, December 14, 2017 at 7:00 PM held at the borough hall.
- The Central Regional School Board regularly scheduled meeting is Thursday, December 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- All municipal offices will be closed on Monday, December 25, 2017 in observance of Christmas.
- All municipal offices will be closed on Monday, January 1, 2018 in observance of New Year's.
- The Island Heights Board of Education re-organization meeting is Tuesday, January 2, 2018 at 5:30 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Mayor and Council re-organization and regularly scheduled meeting is Tuesday, January 2, 2018 at 7:00 PM held at the borough hall.
- The Central Regional Board of Education re-organization meeting is Thursday, January 4, 2018 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, January 23, 2018 at 7:00 PM held at the borough hall.

FREE RABIES CLINIC

Saturday, January 20, 2018 From 10:00 AM to 11:00 AM at Island Heights Public Works Building, Corner of Lake and Laurel Avenues

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting September 12, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

Note: Councilmember Wudzki arrived at 8:18 p.m. for this meeting.

2. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS AT 7:02 P.M.

Resolution 2017-136

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Reenter Regular Meeting At 7:41 p.m.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

3. APPROVAL OF MEETING MINUTES

The following meeting minutes were voted on and approved as a consent agenda:

- A. Minutes of August 8, 2017 Regular Meeting
- B. Minutes of August 22, 2017 Special Meeting

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

4. RESOLUTIONS

Resolution 2017-137 Award Of Solid Waste Disposal Contract To Waste Management of New Jersey, Inc.

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE AWARD OF A CONTRACT FOR SOLID WASTE AND
RECYCLABLE MATERIALS COLLECTION SERVICE TO
WASTE MANAGEMENT OF NEW JERSEY, INC.**

WHEREAS, pursuant to N.J.S.A. 40A:11-1 et. seq. the Borough of Island Heights advertised and solicited bids for solid waste and recyclable materials collection services; and

WHEREAS, the Borough of Island Heights received bids on August 22, 2017 at 10:00 a.m. from Waste Management of New Jersey, Inc. and Suburban Disposal, Inc.; and

WHEREAS, the lowest responsible bid received was from Waste Management of New Jersey, Inc., 107 Silvia Street, Ewing, NJ 08628 for solid waste and recyclable materials collection services; and

WHEREAS, Waste Management of New Jersey, Inc. bid on 3 year options for Solid Waste Twice Weekly, Recycling Once a Week and Recycling (Every Other Week) as well as the 5 year options for Solid Waste Twice Weekly, Recycling Once a Week and Recycling (Every Other Week) of the bid specifications and agreed to provide those services to the Borough; and

WHEREAS, Waste Management of New Jersey, Inc. will provide solid waste and recyclable materials collections services as described in its bid on Solid Waste Twice Weekly of the Bid Specifications for the sum of \$93,000 yearly and Recycling Collection Once Weekly for the sum of \$42,000 for a period of five (5) years as per Waste Management of New Jersey, Inc.'s Bid Proposal; and

WHEREAS, Waste Management of New Jersey, Inc. will direct solid waste and bulk waste to the Ocean County Landfill and recycling materials will be directed to the Ocean County North Recycling Center with charges and fees being reimbursed to Waste Management of New Jersey, Inc. by the Borough of Island Heights; and

WHEREAS, Waste Management of New Jersey, Inc. will provide solid waste and recyclable materials collection services awarded in accordance with this resolution commencing on or about October 1, 2017, or as soon as feasible; and

WHEREAS, the Governing Body finds that Waste Management of New Jersey, Inc. is the lowest responsible and responsive bidder.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Island Heights, County of Ocean, New Jersey that the Borough awards the contract for solid waste and recyclable materials collection service to Waste Management of New Jersey, Inc.

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized and directed to sign such contracts and take any such ministerial actions as are necessary to effectuate the provisions of this resolution.

BE IT FURTHER RESOLVED that the Borough Attorney is hereby directed to prepare a contract between the Borough and Waste Management of New Jersey, Inc. in accordance with the Bid Specifications, Waste Management of New Jersey, Inc.'s Bid proposal and this resolution.

Certification of Funds: 2017 Current Budget: Sanitation Other Expenses-Contractual Services
Period: October 1, 2017 through September 30, 2022 \$135,000.00

I hereby certify funds contingent upon the Governing Body appropriating the necessary funding the 2017 budget. Certification of Funds for future years will be provided for in 2018, 2019, 2020, 2021 and 2022 budget contingent upon the Governing Body appropriating the necessary funding.

Margaret Gorman
Chief Financial Officer

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular Meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Public Comment: Jim Jablonski, 227 Ocean Avenue, asked if it would be less costly for the Public Works Department to pick up the trash. Mayor Silver said that it would be more costly because we only have one truck and we would need a backup truck. The Borough does not have what it needs for that.

Mayor Silver explained that the Borough received two bid proposals. Council wishes to keep garbage pickup at two days per week. Additionally, the same contractor will pick up recycling every week all year long.

Mayor Silver also announced that the commercial entities, effective October 1st, will need to obtain their own contractor to pick up their trash or contract separately with the vendor the Borough has chosen. Recycling will be picked up for everyone in Island Heights, including commercial properties.

Mayor Silver announced that the low bidder for solid waste and recycling collection was Waste Management and the contract will commence on October 1 of this year. It is a five year contract. A borough resident asked if it was a fixed rate for 5 years. Mayor Silver said it was.

John H. Lightbody, 185 Garfield Avenue, asked if Waste Management would be picking up garbage and recycling. Mayor Silver said the Borough would be picking up garbage and recycling for residential homes and recycling only for businesses. Mr. Lightbody asked the Mayor if that meant Public Works would no longer be picking up recycling. The Mayor confirmed that Public Works would no longer be picking up recycling; it would help Public Works focus on other issues in the Borough.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-138 Authorizing Employment Agreement Between The Borough Of Island Heights And Lt. Kevin Arnold

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
AUTHORIZING THE EXECUTION OF A CONTRACT
BETWEEN THE BOROUGH OF ISLAND HEIGHTS AND LIEUTENANT KEVIN C. ARNOLD**

WHEREAS, the Borough of Island Heights and Lieutenant Kevin C. Arnold have agreed to a contract of employment for a period from January 1, 2017 to December 31, 2018; and

WHEREAS, the Mayor and Council of the Borough of Island Heights wish to ratify the aforementioned contract;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights, County of Ocean, State of New Jersey, are authorized to execute the contract with Lieutenant Kevin C. Arnold, subject to approval as to form by the Borough Attorney.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Public Comment:

Jim Jablonksi, 227 Ocean Avenue, asked how long the agreement lasts. Mayor Silver told him the contract expires December 31, 2018.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-139 Authorizing Maser Consulting P.A., Borough Engineer, To Conduct A Speed Limit Inventory Of All Borough Streets For A Fee Not To Exceed \$3,550.00

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO CONDUCT A SPEED LIMIT INVENTORY OF ALL BOROUGH STREETS
FOR A FEE NOT TO EXCEED \$3,550.00**

WHEREAS, the governing body of the Borough of Island Heights desires to reduce speed limits throughout the Borough; and

WHEREAS, Maser Consulting P.A., the Borough's Engineer, has been requested by the Mayor to perform a statutory assessment and individual road analysis in order to provide certification on behalf of the Borough to reduce the speed limit to 25 miles per hour Borough-wide; and

WHEREAS, Maser Consulting P.A. estimates the budget to perform the analysis will be \$3,550.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to conduct the statutory assessment and individual road analysis for an amount not to exceed \$3,550.00.

BE IT FURTHER RESOLVED, that the governing body also authorizes the Mayor to sign the Client Authorization Form submitted by Maser Consulting, P.A. for their services.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Brian Gabriel, 185 Summit Avenue, asked what the speed limit inventory consists of. Mayor Silver introduced Bob Mullin of Maser Engineering, Borough Engineers, and asked him to respond. Mr. Mullin explained that there are roads within the Borough that are under the Borough's jurisdiction as well as some that are under the County's jurisdiction. There are statutory aspects to setting speed limits. In order to implement and/or change traffic devices, including speed limit signs, an engineering certification is required pursuant to NJ State statutes. That would entail gathering traffic counts, accident data, police department information and compiling it all on a road by road basis.

In order to do it more cost effectively for the Borough, Maser would do this inventory which would allow them to gather information on residential densities. This would include; the number of houses per block, the existing speed limits, and the existing speed data that people are driving now. Maser would provide a certification stating that the roads fit the operational characteristics of a 25 mile per hour speed limit. The certification is required per State statute. The certification will serve as the basis for changing the Borough's Ordinance to all Borough roads being 25 miles per hour. This would not pertain to any County roads.

Mr. Mullin said that Maser may be able to work with the County so they might accept the certification, but there is no guarantee that they will. Mr. Mullin said they have already spoken to the County regarding this and at least the conversation has begun.

Mr. Mullin reiterated that speed limit signs are considered traffic control devices and in order to change them it requires an engineering certificate. Mr. Lightbody asked Mr. Maser if he knew the State Statute pertaining to that. Mr. Mullin told him that it was N.J.S.A. 39:40-8. Michael O'Connell, Borough Attorney, added that the certification is also needed in order to write speeding tickets. The certified roads inventory is needed so tickets don't fail.

Councilmember Asay said he respectfully takes issue with the Borough's engineer and attorney. He said the Council has already addressed the issue several times. He said the Council agreed to lower the town's speed limit to 25. Since the town's speed limit ordinance was never completed and adopted, the speed limit on the town's roads is already 25. He said you don't need a study to say why that is, because the State already did it. When the State adopted Title 39 they put in a statute that said all residential streets and roads are 25 miles per hour unless otherwise designated by a local government entity.

The County has designated some of their roads in the Borough to be higher than 25 but the Borough has never done that. The Ordinance is silent as to specific roads and streets so therefore all of the town roads and streets are already 25 miles per hour. Councilmember Asay said all the Borough needs to do is take the signs down that are wrong and put new ones up. The matter of law today is the streets are already 25 miles per hour and the Borough does not need to spend money to find that out. He said that Council had asked the Borough Attorney to clarify the existing ordinance by adding a sentence to the existing ordinance that says all the Borough roads will be 25 miles per hour. When the ordinance is silent it reverts to the State Statute, as is the case in most areas. It is already done and he doesn't see the sense in spending any more money on this project.

Attorney O'Connell said that would be true but for the fact that the Borough has signs posted in the town, in error or not. Councilmember Asay said that those signs do not have the force of law. Attorney O'Connell warned him to be careful with that argument because the Municipal Court has been enforcing it for years. Attorney O'Connell said he did look at the Statute and it is his opinion that the Borough does need to get the survey to certify the roads because right now the Borough has speed limits that they want to reduce.

A discussion ensued about what the Statute considered to be a residential area. Attorney O'Connell said that he believed all the local roads the Borough owns and controls in Island Heights would fall under a "residential" designation. Mr. Mullin said the State Statute does define what is a local residential street and cited N.J.S.A. 39:1-1. He agreed that the Borough was entirely residential.

Councilmember Thompson asked if the certification was needed to increase as well as reduce the speed limit. Mr. Mullin said that it does apply if the Borough wishes to reduce the speed limit because it is looking to implement a change in the existing traffic control device, which in this case would be speed limit signs. This would require a certification. Attorney O'Connell added that the Statute uses the word "change" not the words "reduction" or "increase."

Ron Totams, 248 Summit Avenue, said as far as he sees, there are only two speed limits in town, 25 and 35. He asked how much smarter the town will be after they get the cancelled check back from the engineer. He said he lives on Summit Avenue and it can be a drag strip. It is a County road. What will all this certification do for the town? Mayor Silver said it has to do with following the law. Council President Berglund said that the certification is needed so the Borough could go the next step and put wording in the Ordinance that specifies residential streets are 25 miles per hour.

Brian Gabriel asked if the Borough has an ordinance that already does that. The answer was no. Mr. Gabriel stated that the State law does. Councilmember Thompson said that this doesn't count the County jurisdictional roads. Mr. Gabriel said the County already said they weren't going to change the speed limits. Councilmember Thompson said at that time they did not have the materials in order for them to take appropriate action. They need the certification in order to get to the next step. Councilmember Snow stated that on West End Avenue they could not change the speed limit from 35 miles per hour to 25 miles per hour without the certification.

Jim Jablonski, 227 Ocean Avenue, said when he took drivers education, State law said that the speed limit is 25 miles per hour unless posted otherwise in a residential area. It seems to him that the State law supersedes whatever statute that is already in place. He doesn't see that there is an issue of changing the signs from 30 or 35 miles per hour to 25 miles per hour. He thinks the only issue is the County roads. He thinks if the Borough is only dealing with the County roads he doesn't think the fee should be \$3,500.

Councilmember Thompson said what she is hearing was, whether we like it or not, some of the Borough's roads are marked above 25 miles per hour. If the Borough wants to lower the speed limit, because that traffic mechanism is in place, we have to go through all of this to change the sign. That's what the law says. We don't like it. Maybe the sign shouldn't have been put there, but it is there. In order to change that sign the Borough has to go through all these hoops.

Eric Pearman, 206 Maple Avenue, said if Public Works accidentally puts up a wrong speed limit sign, would we have to get a certification to take it down? He said that if the State legislation says the speed limit is 25 miles per hour if there is no ordinance he thinks that the attorney's argument that tickets would be unenforceable would be invalid. He said he doesn't see the issue. If the sign was put up by mistake contradicting the legislation, why don't we just say we put it up by mistake and take it down? Councilmember Snow and Mayor Silver told Mr. Pearlman that it needed to be done because it was the law. Mr. Pearlman said according to Councilmember Asay it is not the law.

Mayor Silver said that it falls back to the governing body. If the governing body does not do this in accordance with the law of the State of New Jersey there would be problems with people who come to court. Mr. Mullin said that the bottom line is that you have to comply with the law. The statute says you have to do it.

Brian Gabriel asked why don't we strengthen the ordinance and define the roads. Mayor Silver said this is what we are doing. This is why he asked Mr. Mullin from Maser Engineering to explain why this has to be done. He will also be interacting with the County to possibly reduce the County roads also. Mr. Mullin reiterated the County may or may not agree to the reduction based upon a simple inventory but Maser will work with the County to the extent that they can.

Mayor Silver said that the fee is for working on this is not to exceed \$3,550. Councilmember Thompson asked Mr. Mullin if that is the maximum fee Maser would charge. Mr. Mullin said that the fee is an hourly rate not to exceed \$3,550. If the hours come up to \$4,000 their bill will not be above \$3,550.

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | X | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-140 Authorizing Maser Consulting P.A., Borough Engineer, To Provide Services For Jaynes Avenue Improvements Utilizing NJDOT Municipal Aid Grant (Fiscal Year 2014) For A Fee Not To Exceed \$15,950.00

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO PROVIDE SERVICES FOR JAYNES AVENUE IMPROVEMENTS
UTILIZING NJDOT MUNICIPAL AID GRANT (FISCAL YEAR 2014)
FOR A FEE NOT TO EXCEED \$15,950.00**

WHEREAS, the Borough of Island Heights was awarded an NJDOT Municipal Aid grant in the amount of \$125,000 for improvements to Jaynes Avenue also known as MC Project No.: IHB-005; and

WHEREAS, Maser Consulting P.A., the Borough's Engineer, will performing the services outlined in the attached Client Work Authorization Form for MC Project No.: IHB-005; and

WHEREAS, Maser Consulting P.A. estimates the budget to perform these services will be \$15,950.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to perform the services as outlined in the attached Client Work Authorization Form for MC Project No.: IHB-005 for an amount not to exceed \$15,950.00.

BE IT FURTHER RESOLVED, that the governing body also authorizes the Mayor to sign the Client Authorization Form submitted by Maser Consulting, P.A. for their services.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mr. Mullin explained that the Borough applied for, and was successful in receiving, a grant from NJDOT Municipal Aid Program for Fiscal Year 2014 in the amount of \$125,000. The plans for the Jaynes Avenue road improvements were designed by the prior Borough engineer. However, because of the water and sewer project, it made sense to defer the construction of the roadway improvements until after the water and sewer work was completed.

Maser's fee proposal is for doing the construction management, construction administration, inspection and observation tied to the contractor's work. The plans and specifications are complete. The bids were submitted. The contract was awarded to Earle Asphalt in late 2015. Earle has agreed, with the exception of some small labor increases, to hold their prices from 2014. The tentative start date is the week of September 24th for milling, paving as well as ancillary sidewalk and curbing improvements as needed. Mr. Mullin said that the grant was for \$125,000. Earle's bid was in the mid 90's. The grant agreement allows the Borough to recoup a certain portion of the construction administration costs that would be part of Maser's fee. Mayor Silver asked if Maser's fee could be built into the grant amount. Mr. Mullin said part of it could be covered by the grant but some of it wouldn't be covered. DOT doesn't allow some items to be covered, such as project management, preparation of pay certifications and some of the administrative aspects. They do cover the work that is associated with being in the field and working directly with the contractor.

Councilmember Thompson asked how much the Borough will need to put into the project because usually there is a match. Mayor Silver said that it is usually a percentage. In the instance of a \$125,000 grant, the Borough would put out somewhere between \$18,000 and \$25,000. Councilmember Thompson noted that Maser's fee is approximately 13% of the grant which she believes is quite high. Mr. Mullin reminded Councilmember Thompson that it is a fee not to exceed which is based upon a 30 day construction window. If Earle does the work in less time, Maser's fee would be less. Mr. Mullin said that there is a lot of effort doing the contract close out at the end of the contract. Maser must provide the DOT documentation, which includes core samples and pavement tests to the State. Anything within the grant amount that the DOT deems reimbursable would be paid back to the Borough.

Mr. Mullin said that Maser has already had to work with the DOT to receive extensions on the construction time because the grant is from 2014. Once they explained to the DOT the basis for the extension request, it made perfect sense and was approved.

Public Comment - None

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | | X | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

**Resolution 2017-141 Authorizing Maser Consulting P.A., Borough Engineer, To
Advertise And Solicit Bids For River Avenue Improvements**

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO ADVERTISE AND SOLICIT BIDS FOR RIVER AVENUE IMPROVEMENTS**

WHEREAS, the Borough of Island Heights was awarded an NJDOT Municipal Aid Grant for Fiscal Year 2015 in the amount of \$172,000.00 for improvements to River Avenue also known as MC Project No.: IHB-006; and

WHEREAS, the scope of work includes roadway milling/resurfacing, drainage improvements,

replacement of approximately 115 feet of bulkhead, boardwalk reconstruction, and curb/sidewalk replacement on River Avenue extending from Lake Avenue to Simpson Avenue; and

WHEREAS, Maser Consulting P.A. recommends the boardwalk reconstruction extend to the Pavilion, along with grading modifications along that portion of River Avenue at an associated cost estimate of \$115,000.00 which they suggest be included with the project bid as an "add-alternate" and be included with the Discretionary Funding Application request; and

WHEREAS, the original grant, approved by the NJDOT, will not cover the new estimated cost of \$287,003.00 for performing this project, which resulted in the governing body authorizing Maser Consulting to apply for Discretionary Aid through the Local Aid Infrastructure Fund (LAIF) on behalf of the Borough; and

WHEREAS, the governing body wishes to proceed with advertising and soliciting bids for this project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to:

1. Advertise and solicit bids on behalf of the Borough of Island Heights for the above mentioned project; and
2. Include reconstruction of the boardwalk to the Pavilion, along with grading modifications along that portion of River Avenue as an "add-alternate" to the bid specifications and also be included with the Discretionary Funding Application request.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver explained that this is a NJDOT municipal aid grant in the amount of \$172,000 that goes back to 2015. It is for roadway milling, drainage improvements, raising the boardwalk, the sluice box, replacing 115 feet of bulkhead, and replacing curb and sidewalk from Lake Avenue to Simpson. Additionally, there was a request for discretionary funding in the amount of \$115,000. Mayor Silver said that he has also sent letters to the government representatives in the State and County to get their backing in order to get the State to give the Borough additional funds for this project.

Mr. Mullin said that this particular authorization is to specifically authorize Maser to go out to bid on the project itself. There is no fee associated with this aspect of the project. In 2015 the Borough applied for and received a grant in the amount of \$172,000 for improvements to River Avenue. The costs included in the original application were low compared to today's costs. Specifically, it is the cost to replace 115 feet of bulkhead and some of the boardwalk reconstruction associated with raising the eastern portion of River Avenue down towards Simpson. They revised the estimate based on today's costs for bulkhead and boardwalk replacement. Based on that, Mr. Mullin had a conversation with the DOT, they suggested that the Borough apply for discretionary aid from them. There is a rolling cycle in which there is an opportunity where you may solicit support from local public officials, which has been done, and the application has been submitted. If successful the discretionary funding, on top of the \$172,000 grant, would cover the entire project, including the increased cost of the bulkhead and the boardwalk as well as the road itself. It would also include changing the sluice to a 15" cast iron pipe that would mitigate the flooding at that end of Simpson Avenue which occurs during high tide. The road would be raised about a foot in that corner.

Brian Gabriel asked how raising the road by one foot would impact the residential properties. Mr. Mullin said there are no residential properties there. Mr. Gabriel said there is a residential lot on Simpson and River which is right on the corner. Councilmember Thompson said that it is a vacant lot. Mr. Mullin said they would also raise the curb and sidewalk on that part of the road so it isn't indifferent from the rest of the roadway improvements.

Councilmember Asay asked why the State would authorize the Borough to go to bid on the project before they know whether the funding is going to exist. Mr. Mullin told him this wasn't an authorization to bid from the State. The State has already reviewed the design plans and approved

them. The plans comply with the grant requirements. What Maser is asking for is authorization from the Council to solicit for bids.

Councilmember Asay said the project was originally priced at \$172,000 in 2015. A review by Maser found that it was \$115,000 short. It makes the total cost for the project estimated at \$287,000. The Borough has requested supplemental money in the amount of \$115,000 from the State, but they have not done so as of yet. He asked why the Borough would go to bid on a project before we know if the funding exists to complete the project. Mr. Mullin said they might not be going to bid on this project because, as recently as last Wednesday, there was some discussion regarding water main replacement on that section of River Avenue. Based on the water main replacement, bidding on the roadway improvement project would be deferred until after the water main replacement work is done.

Councilmember Asay reminded Mayor Silver that he had previously questioned the project when it first came to the table at \$172,000. Now it is \$287,000. He said this is a lightly traveled road that floods intermittently at high tide and the Borough has much greater concerns, especially when you think about Central, West End and Maple Avenues flooding in heavy rain. These are arteries that no one can get in and out of the Borough in an emergency. Nothing close to this amount has been invested in improving those situations and he doesn't see how this is justified.

Councilmember Asay asked what would happen if the road was milled and made gravel in that area without changing the elevation so that water could soak into the ground and not accumulate. Mayor Silver said the water would not soak into the ground because you are into the water table there. There would be a constant flow of water going up and down instead of keeping the river out. It would never perk down.

Councilmember Asay said he thinks it is a project that has gotten out of control. The other end of River Avenue floods in rain and high tide and the scientific community says that there is a certainty that sea levels are rising. He doesn't think every time the sea rises the Borough's answer would be to raise its roads. The Borough will spend itself into oblivion and it doesn't make any sense to him that this is the approach.

Mayor Silver said that this is a one way road and there are two buildable lots that are for sale there. Eventually there will be residential homes there and eventually the people who live there would have to go down to the bottom of the hill to go out. Councilmember Asay recommended that the Borough purchase some of that land and cut the road off further up which would probably cost as much as this project. Mayor Silver said that the fair market value for that property would be upwards of \$400,000. Councilmember Asay said he understood but he just couldn't vote for this. He thinks it has run out of control at this point. Mayor Silver told him that it was alright.

Mayor Silver said that all the residents and everyone who exits out of Camp Meeting have to go down Simpson. They can't go up the hill; they must go down the hill. If it is flooded it is a problem. Councilmember Asay said if it is flooded, they back up the road and go against the one way. He has seen them do it. He said the one way is widely ignored and is loosely enforced. He thinks that alternatives must be considered when you look at the costs. Mayor Silver said there was a huge erosion problem that was happening with the bulkhead on the other side because of the high tides. It will just deteriorate. Councilmember Snow asked if there was any way to make Simpson Avenue a two way street. Council President Berglund said it is not wide enough to make it a two way street.

Councilmember Asay said he can't support this. He said there have been discussions on alternate ways to address this since 2015. It is too much money to spend on this situation. It is a lightly traveled road that doesn't come up to the magnitude of the problems in other places in the Borough, which are heavily traveled, and some of them are emergency routes. He said we don't have a solution to those problems.

Councilmember Snow asked if we were obligated to this project. Mayor Silver said it isn't an obligation. It is money that has already been approved, and all the engineering has been done prior to 2015. Councilmember Bendel asked what the Borough's cost would be for this project. Mr. Mullin said it depends on what the State grants as discretionary funding. Councilmember Bendel asked if the Council commits to this, does that commit money to the project or does this administratively move it a step forward. Mr. Mullin said this just moves it a step forward. Councilmember Bendel said he doesn't see why Council shouldn't do that and get more information in terms of exactly what it would cost the Borough. He said he agrees with Councilmember Asay that this is a very limited situation that has been there forever.

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | X | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-142 Authorizing Maser Consulting P.A., Borough Engineer, To Advertise And Solicit Bids For 6 Pump Stations And Ancillary Equipment

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO ADVERTISE AND SOLICIT BIDS FOR 6 PUMP STATIONS AND ANCILLARY
EQUIPMENT**

WHEREAS, the Borough of Island Heights has been issued a deficiency violation from the NJ Department of Environmental Protection (DEP) regarding its pump stations; and

WHEREAS, Maser Consulting P.A., the Borough Engineer, has submitted a Municipal Complex Conceptual Pump Station Evaluation to the governing body wherein the evaluation addresses the DEP violations and suggests a consolidation of pump stations; and

WHEREAS, the governing body wishes to proceed with advertising and soliciting bids for this project; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to advertise and solicit bids for 6 pump stations and ancillary equipment on behalf of the Borough of Island Heights.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver explained that the Borough has sewage lift stations that need remediation in a number of locations in the Borough. Maser will put out the bid specifications for the equipment. There are in ground grinder pumps, two per station. There is a control panel with a strobe light on it and there will be radio notification equipment. It is like an alarm station with a central notification system that will report power outages, high level conditions in the pit, etc. This is all a Department of Environmental Protection (DEP) requirement. There is a deficiency list that has been going on for some time and the Borough needs to keep moving on this. Councilwoman Thompson said that the Borough doesn't really have a choice because the Borough is under DEP order to get this done. Mayor Silver said that is true. It is sewage and sanitary issues and there are a number of lids that need to be replaced to make the pits tighter. He doesn't want to have a situation like when Sandy came and the river went into the pump stations and we were actually pumping sea water into the Ocean County Treatment Plant. The Borough wound up paying for sea water. We did get a credit back after a number of years, after they did their calculation from Sandy, but this is to button up the sanitary system.

Also needed is a transfer switch and generator for when power goes out. The generator can be put on a trailer and Public Works can plug into the station, pump out the sewage, and move on to the next station in the event of another catastrophic situation.

Betsy Hyle, 266 Summit Avenue, asked if this is a continuing project and how many have been done already. Mayor Silver said this is a continuing project. Two pump stations have been completed so far.

Mayor Silver said this proposal was for the Post Office, Municipal Building and Police Department. Maser would go out to bid for prices to do this project. Bob Mullin said that it also makes the pumps and all the pump stations the same. It streamlines the operation of pumps and the replacement of parts. Mayor Silver said that there would also be a spare pump and pump parts so they could swap it out for a bad pump in order to alleviate down time.

Jim Jablonski, 227 Ocean Avenue, asked in regard to Resolutions 2017-141 and 142, if there was a fee involved for advertising and soliciting. Mr. Mullin said the fee is for advertising in the newspaper. There are also reproduction fees to create the plans and specifications. Neither one of the two resolutions are obligating any specific funds, it is only an authorization to go to bid. Mr. Jablonski said he understood that, but Maser would have a fee involved with the services. Mr. Mullin said that was correct, but those fees have already been covered by a prior authorization.

Pat McWilliams, 209 Maple Avenue, asked if there was a retention fee for Maser and if the other work they do costs extra. Mayor Silver told her there is no retainer fee, it is charged as needed. Mrs. McWilliams asked if the Borough already paid them for this project. Mayor Silver said the project was authorized before Superstorm Sandy came in which was five years ago. The DEP keeps on checking and asking how we have progressed. It is going to cost \$150,000 to \$200,000 before everything is done. Mrs. McWilliams asked if there will be more fees from the engineer before all of this is done. Mayor Silver said there would be more fees. It is the cost of doing business. Councilmember Snow said that if the Borough does not comply with the DEP, there will be huge fines to pay. Mayor Silver said this is waterfront community and there is sewage by an open body of water.

Councilmember Asay asked if the generator part of these specifications. Mr. Mullin said that Maser has prepared specifications for a trailer mounted generator but that is not included in this bid. Mayor Silver said that we might be able to get the generator under State contract.

Councilmember Asay asked if the pump station study and recommendations they received in their meeting packet are part of the six pump stations, and is the Council adopting the engineer's recommendations in section 6.0 that said that the Borough should convert PS1 to gravity and leave PS2 and 3 as independent pump stations. Mr. Mullin replied yes. Councilmember Asay asked if those pump stations that have already been completed have emergency communications on them. Mayor Silver told him no, but they will. They will be included as part of this bid. There are six communication devices in this bid and then the Mayor will know the dollar amount of the other two devices, Those will be added.

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-143 Authorizing Maser Consulting P.A., Borough Engineer, to Provide Services for Lake Avenue Improvements Utilizing NJDOT Municipal Aid Grant (Fiscal Year 2017) For A Fee Not To Exceed \$23,500.00

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO PROVIDE SERVICES FOR LAKE AVENUE IMPROVEMENTS
UTILIZING NJDOT MUNICIPAL AID GRANT (FISCAL YEAR 2017)
FOR A FEE NOT TO EXCEED \$23,500.00**

WHEREAS, the Borough of Island Heights was awarded an NJDOT Municipal Aid Grant for Fiscal Year 2017 in the amount of \$129,854.00 for improvements to Jaynes Avenue also known as MC Project No.: IHB-028; and

WHEREAS, Maser Consulting P.A., the Borough's Engineer, will performing the services outlined in the attached Proposal for Professional Services for MC Project No.: IHB-028; and

WHEREAS, Maser Consulting P.A. estimates the budget to perform these services will be

\$23,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to perform the services as outlined in the attached Proposal for Professional Services for MC Project No.: IHB-028 for an amount not to exceed \$23,500.00.

BE IT FURTHER RESOLVED, that the governing body also authorizes the Mayor to sign the Client Authorization Form submitted by Maser Consulting, P.A. for their services.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver explained that every year the Borough has the opportunity to get this grant money. The Borough looks at which roads could use the improvement. This year it is Lake Avenue from Central Avenue to Maple Avenue. The Mayor asked Mr. Mullin to explain what the \$23,500 fee would include.

Mr. Mullin said the Borough received a grant for fiscal year 2017 of just under \$130,000 to reconstruct Lake Avenue between Central Avenue and Maple Avenue. The fee is for the design, solicitation of bids, and construction administration and management and contract close out. It is for the entire project from design to closeout which includes submittal to the State for reimbursement of all associated inspection costs.

Mayor Silver asked if the \$23,500 would be covered by the grant. Not all of the money would be covered by the grant because the State will only reimburse for construction inspection, observation, which is essentially field time, and core samples.

Brian Gabriel asked if there was an estimated cost of the project from Central to Maple. Councilmember Asay said the project's total estimate is \$139,000 which means the municipality is on the hook for \$10,000 plus whatever the engineer fees we have to pay. Mr. Mullin said the construction cost estimate on which the grant application was based was \$120,630. The state allows an additional 15% for construction materials and material testing on top of that for a total of \$139,874. The grant award was \$129,700 and change. The State will reimburse for construction inspection and material testing but they will not reimburse for such things as engineering design and traffic control.

Councilmember Thompson asked Council President Berglund if this will cure the pot holing conditions that occur. Council President Berglund said there are a number of areas that will be worked on. The possibility of extending the loop of the water service is also being spoken about. The structures of which Councilmember Thompson was speaking are storm drainage. Those are picked up as part of the roadway and there may be other work that will be done in that area also. Councilmember Thompson said that this was only resurfacing and asked if there was more to come on this. Mayor Silver said yes. Mr. Mullin said that the estimate does include replacing and resetting some inlets and also includes some small amount of sidewalk. Potholes would be addressed through base repair. There is some float in the specifications that allow base repair.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-144 Authorizing Maser Consulting P.A., Borough Engineer, to File 2018 NJDOT Municipal Aid Grant Application On Behalf Of The Borough Of Island Heights For A Fee Not To Exceed \$2,500.

BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,

**AUTHORIZING MASER CONSULTING P.A., BOROUGH ENGINEER,
TO FILE 2018 NJDOT MUNICIPAL AID GRANT APPLICATION
ON BEHALF OF THE BOROUGH OF ISLAND HEIGHTS
FOR A FEE NOT TO EXCEED \$2,500.00**

WHEREAS, the Borough of Island Heights desires to apply for a 2018 NJDOT Municipal Aid Grant which will also be known as MC Project No.: IHB-031; and

WHEREAS, Maser Consulting P.A., the Borough's Engineer, will performing the services outlined in the attached Client Authorization Form for MC Project No.: IHB-031; and

WHEREAS, Maser Consulting P.A. estimates the budget to perform these services will be \$2,500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize Maser Consulting, P.A. to perform the services as outlined in the attached Client Authorization Form for MC Project No.: IHB-031 for an amount not to exceed \$2,500.00.

BE IT FURTHER RESOLVED, that the governing body also authorizes the Mayor to sign the Client Authorization Form submitted by Maser Consulting, P.A. for their services.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mr. Mullin explained this is the annual NJDOT Municipal Aid Program. 2018 grant opportunities were announced in mid August with an October 6th deadline for submittal. This authorizes Maser to prepare a grant application on behalf of the Borough.

Mr. Mullin explained that the original 2017 Municipal Aid Grant was for Phase 1 and Phase 2 Lake Avenue Projects. Phase 2 was the piece from Central to Van Sant. Phase 1 was from Maple to Central. The DOT awarded Phase 1. Phase 2 will be asked for in 2018 because, according to Maser's sources, there will be additional funding in 2018 in this grant program. They are also going to discuss including the Borough's portion of West End Avenue in the grant application.

Councilmember Asay said that it says on the client authorization it is for Lake Avenue from Laurel to East End but that leaves out one block from Central to Laurel. Does he mean from Central to East End? Mr. Mullin said that he did mean from Central to East End. Councilmember Asay asked what caused West End Avenue to be added to the list. Mr. Mullin said it was just an item for discussion and the Borough is not locked into that at this point. Based on the understanding that there is a fairly good amount of money available this year, they felt it was a good idea to aim high. Mayor Silver said part of this is for Triangle Park. He is hoping to come up with a means of egress during a high water condition by raising the roadway. This grant would try to fund that. He also wants to address the runoff that comes down from Route 37 through all the properties. The water doesn't move any more to go out to the river. It is a flood prone area.

Don Roberts, 5 Park Avenue, asked the Mayor if that was a County road at that end. Mayor Silver told him that it was the Borough's road. Councilmember Asay said the County ends just beyond Triangle Park, but not the section that crosses Dillon's Creek. That section is not the County's.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-145 Adjusting The Dates And Hours Of The Island Heights Farmers' Market

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ADJUSTING THE DATES AND HOURS OF
THE ISLAND HEIGHTS FARMERS' MARKET**

WHEREAS, on June 13, 2017 the governing body of the Borough of Island Heights passed a resolution creating a Farmers' Market at the Wanamaker Municipal Complex; and

WHEREAS, the Island Heights Farmers' Market has taken place every Monday, beginning July 10, 2017 through September 25, 2017 between the hours of 2:00 p.m. and 7:00 p.m.; and

WHEREAS, the Island Heights Farmers' Market has proven to be successful, creating the desire to extend the dates and hours of operation.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Island Heights hereby authorize the following:

1. The Farmers' Market dates of operation shall be extended to Monday's through October 23, 2017.
2. The hours of operation shall be subject to change during those operating days depending on the hours that the sun sets.
3. The hours of operation may begin as early as 12:00 noon to as late as 7:00 p.m. but not more or less than five (5) hours each day.
4. Councilmember Melissa Wudzki, the Council Liaison to the Farmers' Market, shall be responsible for setting the hours of operation each week and advising the participants and public of said changes.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Wudzki explained that when the Farmers' Market was originally set up it was going to go through September 25th. The vendors expressed interest in staying through October. This resolution would allow the Farmers' Market to stay open through October 23rd. It also gives us the wiggle room to change the hours because it starts getting darker earlier. Councilwoman Wudzki says she anticipates shifting the hours to an hour earlier within the next couple of weeks. She is hoping to only go from 1:00 to 6:00, but if need be she will go from 12:00 to 5:00 for the last week.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-146 Authorizing The Execution Of A Shared Services Agreement
With The County Of Ocean Pursuant To N.J.S.A. 40:8A-1 et. seq.,
For The Prosecutor's Drug Recognition Expert Callout Program**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT
WITH THE
COUNTY OF OCEAN PURSUANT TO N.J.S.A. 40:8A-1 et. seq., FOR THE PROSECUTOR'S
DRUG RECOGNITION EXPERT CALLOUT PROGRAM**

WHEREAS, pursuant to N.J.S.A. 40:8A-1 et. seq., authorizes local units, as defined in the Act, to enter into joint agreements for the provision of governmental services; and

WHEREAS, the Drug Recognition Expert Callout Program (hereinafter referred to as D.R.E.C.P.) is a traffic safety program run by the Ocean County Prosecutor's Office for the purpose of utilizing a DRE callout Program to assist with identifying and removing intoxicated drivers from the roadways; and

WHEREAS, the D.R.E.C.P. receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Borough of Island Heights wishes to enter into an Agreement with the County for the purpose of setting forth the term and conditions regarding the assignment of police officers employed by the Municipality to the D.R.E.C.P.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Island Heights in the County of Ocean, State of New Jersey as follows:

1. The Mayor and Acting Borough Clerk are hereby authorized and directed to enter into and execute a Shared Services Agreement with the County of Ocean for the Prosecutor's program.
2. A copy of this agreement is on file and available for public inspection at the Borough Clerk's office.
3. This Resolution shall take effect immediately upon passage.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Asay explained that both the programs on the agenda are programs that receive State and County funding through which our officers are trained with this expertise. They are called out by the Prosecutor's Office to perform these services as necessary. We pay them and then the Borough is reimbursed by the Prosecutor's Office for their time. This way the County has enough staff without having to hire additional officers to perform roadside checks and other sorts of things.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-147 Authorizing The Execution Of A Shared Services Agreement
With The County Of Ocean Pursuant To N.J.S.A. 40:8A-1 et. seq.,
For The Prosecutor's Driving While Intoxicated Program**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS COUNTY OF OCEAN, STATE OF
NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT
WITH THE
COUNTY OF OCEAN PURSUANT TO N.J.S.A. 40:8A-1 et. seq., FOR THE PROSECUTOR'S
DRIVING WHILE INTOXICATED PROGRAM**

WHEREAS, pursuant to N.J.S.A. 40:8A-1 et. seq., authorizes local units, as defined in the Act, to enter into joint agreements for the provision of governmental services; and

WHEREAS, the Driving While Intoxicated Enforcement Program (hereinafter referred to as D.W.I.E.P.) is a traffic safety program run by the Ocean County Prosecutor's Office for the purpose of identifying and removing intoxicated drivers from the roadways; and

WHEREAS, the D.W.I.E.P. receives funding from the State of New Jersey and County of Ocean; and

WHEREAS, the Prosecutor's Office and the municipality have determined it to be in their mutual interest for the municipality to designate certain police officers to be assigned to the Prosecutor's program;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Island Heights in the County of Ocean, State of New Jersey as follows:

4. The Mayor and Acting Borough Clerk are hereby authorized and directed to enter into and execute a Shared Services Agreement with the County of Ocean for the Prosecutor's program.
5. A copy of this agreement is on file and available for public inspection at the Borough Clerk's office.
6. This Resolution shall take effect immediately upon passage.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-148 Approving Application For Use Of Pavilion And The Contiguous
Property By Tracey Pregon For A Wedding Ceremony On
October 14, 2017**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPROVING APPLICATION FOR USE OF PAVILION AND THE CONTIGUOUS PROPERTY
BY TRACEY PREGON FOR A WEDDING CEREMONY**

ON OCTOBER 14, 2017

WHEREAS, Tracey Pragon, located at 567 Coolidge Avenue, Toms River, NJ, 08753, has submitted an Application for Use of Pavilion and the Contiguous Property for a wedding ceremony on October 14, 2017; and

WHEREAS, the proper insurance binder has been submitted and the application fee of \$75.00 has been paid; and

WHEREAS, the Borough Clerk has confirmed that there are no conflicting events being held at the Pavilion on the requested date.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby approve the Application for Use of the Pavilion and Contiguous Property by Tracey Pragon for a wedding ceremony on October 14, 2017.

CERTIFICATION

I, Katherine Fenton-Newman, Borough Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at their Regular Meeting held on the 12th day of September 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-149 Establishing A Committee For The Restoration Of Boy Scout Island

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
ESTABLISHING A COMMITTEE FOR THE
RESTORATION OF BOY SCOUT ISLAND**

WHEREAS, Boy Scout Island has suffered erosion due to storm damage and other acts of nature;
and

WHEREAS, the governing body of the Borough of Island Heights desires to form a committee to explore avenues in which to stabilize and potentially restore Boy Scout Island to the shoreline which was in place before Superstorm Sandy; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Island Heights in the County of Ocean, and State of New Jersey, as follows:

1. The committee will be known as the Boy Scout Island Restoration Committee
2. The committee shall meet as needed.
3. Councilmember appointed by the Mayor shall be the liaison to the committee and report back to the members of the Council at regular meetings of the committee's progress.
4. Committee members shall serve at the pleasure and appointment of the Mayor.

CERTIFICATION

I, Katherine Fenton-Newman, Borough Clerk of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing is a true copy of a resolution duly adopted by the governing body of the Borough of Island Heights on the 12th day of September, 2017.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver said that Boy Scout Island has suffered major damage and erosion. He is putting together a committee that will explore placing a living shoreline on the island and do some stabilization with vegetation and other matter to stop the erosion process.

Mayor Silver appointed Council President Steve Berglund as the liaison to the committee.

Councilmember Asay remarked that he went to Dillon's Creek to observe their living shoreline. He had walked by it dozens of times and never knew it was there. He hopes that is a course the committee would consider. He was surprised at how effective it is and you would never know it was there.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| X | | Snow | X | | | |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-150 Authorizing Application To Capes: Caucus Archival Projects
Evaluation Service**

**BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING APPLICATION TO CAPE: CAUCUS ARCHIVAL
PROJECTS EVALUATION SERVICE**

WHEREAS, the Borough of Island Heights is in possession of historic documents in need of archival conservation; and

WHEREAS, Caucus Archival Projects Evaluation Service (CAPES) offers free professional assessments by consultants of the New Jersey Caucus of the Mid-Atlantic Regional Archives Conference of Historical Collections (paper items) for various New Jersey agencies; and

WHEREAS, the CAPES service is supported by a grant from the New Jersey Historical Commission.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby authorize the application to CAPES to perform an initial survey and evaluation of the Borough's historic documents.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver said someone who gives his all to the Borough of Island Heights and is a resident, is Don Roberts. The Borough has about a hundred years worth of history of archival and paper documents that was stored at the String Band building. Before the String Band building came down, the documents were

transferred to be stored in the Borough offices. Mayor Silver asked Mr. Roberts to explain what this process would do with the Borough's paper history stored here.

Mr. Roberts said the town's historical documents have never been scanned or microfilmed. CAPES is a County program. The town must apply and then the professionals come out and review all the papers and say how many hours it will take and they then give a monetary amount to do the work. Once that is done, for the Borough to get the grant, it needs to go in for the next grant cycle from the County. The County has told Mr. Roberts that Island Heights should get the grant and it all will be paid for. Doing this now allows the process to begin. He said the next grant cycle is in February or March of next year. It is a step by step program.

Mayor Silver said that this would take care and organize our history in Island Heights. Mr. Roberts said that we have some extraordinary things here such as leather note books which precede the establishment of the town. We also have maps and many other things that are all hanging around. The net result is the Borough would have documentation that would be protected. The County would also make recommendations on what to do with the originals. Mayor Silver said the Borough is not authorizing spending any money this evening. He thanked Mr. Roberts.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-151 Accepting Retirement Of Rea Rispoli, School Crossing Guard

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ACCEPTING THE RETIREMENT OF SCHOOL CROSSING GUARD,
REA RISPOLI**

WHEREAS, Rea Rispoli has submitted the attached letter announcing her retirement from the Borough of Island Heights as a School Crossing Guard effective September 1, 2017.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Island Heights hereby accept Rea Rispoli's retirement as School Crossing Guards.

BE IT FURTHER RESOLVED, that the governing body of the Borough of Island Heights extend their thanks and best wishes to Mrs. Rispoli upon her retirement.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 12th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Bendel motioned to accept the resignation with the Council's regrets. Councilmember Asay seconded the motion with the Council's thanks.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-152 Authorizing the Payment of \$46,796.27 to Vollers Excavating & Construction, Inc. Regarding "Jaynes, River and Lake Avenue Water and Sewer Improvements

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
AUTHORIZING THE PAYMENT OF \$46,796.27 TO VOLLERS EXCAVATING &
CONSTRUCTION, INC. REGARDING "JAYNES, RIVER AND LAKE AVENUE
WATER AND SEWER IMPROVEMENTS**

WHEREAS, Vollers Excavating and Construction, Inc. was the successful bidder winning the contract for the Jaynes, River and Lake Avenue Water and Sanitary Sewer Improvements project; and

WHEREAS, the attached signed purchase order was not received in time to be place on the September 12, 2017 Bill List; and

WHEREAS, the Borough Engineer has affirmed the work as outlined with the attached voucher has been performed.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights hereby approve the payment of \$46,796.27 to Vollers Excavating and Construction, Inc. for work performed on the Jaynes, River and Lake Avenue Water and Sanitary Sewer Improvements project; and

BE IT FURTHER RESOLVED, that the Borough's Purchasing Agent shall accept Resolution 2017-152 as authorization by the governing body for payment and will not need to add this item to any Bill List.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Special Meeting held on the 12th day of September 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mr. Mullin explained that this substantially completes the Jaynes Avenue water and sewer project. However, there is a problem with the water main between Simpson and Central along River. Maser has met with the contractor to talk about them, under this current contract, installing a new water main on River between Central and Simpson. That would save time, effort and money as opposed to going out to bid the project separately. They already have the contractor on board. The contract terms and conditions are already in place. There would be no additional plans and specifications that would have to be issued for public bids. Maser would work with Vollers to get this done under their current costs.

Mayor Silver said this has been ongoing and it is not closing out the job because we are still waiting for the paving to take place. Mr. Mullin said the Borough would hold on to retainage, which is a percent of the total contract value, until the entire project is complete. Mayor Silver said that the Borough is still obligated under the original agreement and this is payment owed to the contractor. Mr. Mullin said that this is work that they have done and it has been accepted.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

6. BILL LIST

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. PURCHASE ORDERS

The purchase orders below were voted on together as a consent agenda.

- A. Approving the Following Purchase Order:
Vendor: AGT Battery Supply, LLC
Item: MAH Ni CD Battery and NNTN 4435 IMPRES Battery
Amount: \$1,370.18
- B. Approving the Following Purchase Order:
Vendor: Traffic Safety Store.com
Item: 60 Orange 18" Cones with Reflective Collars with Stencil and
20 Orange 28" Cones with Reflective Collars
Amount: \$1,318.03

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. MAYORAL APPOINTMENTS

- A. Boy Scout Island Beachfront Protection Committee
 - 1. Maureen DeSantos
 - 2. Betsy Hyle
 - 3. Mary Judge
 - 4. Don Roberts

Betsy Hyle said that the committee has already had meetings with the Barnegat Bay Partnership. There are people on the committee who care about this. They have had a lot of backup from their environmental experts and the DEP has already been out and looked at the Island. They told the committee to decide what they want to do with the Island and then send them an email and they will get started. Mrs. Hyle said there is a lot of money out there for wetlands and living shorelines right now.

- B. Recreation Committee
 - 1. Gail Cudia

Councilmember Snow said Ms. Cudia could not be at the meeting because she was in class. Her family has been residents of Island Heights for the past 50 years and she is very interested in volunteering.

Councilmember Snow said she might have another candidate coming in to be a recreation volunteer.

9. ITEMS FOR DISCUSSION

A. 21st Annual Barnegat Bay Festival: Save the Date Request for June 3, 2018

Betsy Hyle said they had an amazingly successful festival this year and they would like to do it again next year. She thanked the fire department for all their help this year. Everything is the same for next year. Nothing will change.

B. 2018 Beach Badges

Mayor Silver asked if we were doing holiday badges. The Borough Clerk told the Mayor that the charge for the badges would reflect what the Council wanted to do about the lifeguards next year. Councilmember Asay said in the discussion with Council Members about moving away from the guarded beach, they were under the assumption it would eliminate the beach badges. However, he was in Pine Beach and saw a sign that said "Must have a badge. Unguarded beach." He asked the Borough Attorney if selling a beach badge obligates the Borough to provide a lifeguard. Attorney O'Connell said it does not obligate the Borough to have a lifeguard because the cost of the badge could be for cleaning garbage, grooming the beach. Councilmember Asay said that we could order and sell beach badges without knowing if we will have a guarded beach. Mayor Silver said the Borough will do the holiday badges, which were a sell out, and probably increase the amount of badges available to sell.

C. Plaque for Wanamaker Complex

Don Roberts explained there is a lien on the property by the NJ Historical Trust because when Wanamaker Hall was demolished the State had to agree with it, but there were stipulations. However, the town never did what they had to do and the State isn't happy about that. Thus, there is a lien on the six and a half acres.

To dissolve the problem, Mr. Roberts has been working with the State. There is a sign needed, which is about two foot by three foot, addressing the entire historical significance of the Wanamaker complex. It will be a timeline of the grounds. The State wants specific things on the sign. Once it is done, installed and documented, the lien will be dissolved. Mayor Silver said it will be pictorial as well as have language on the sign.

10. COUNCIL REPORTS

Councilmember Asay said he knew there would be some discussion of water quality at this meeting. He raised the topic of the condition of the water tower, which is an eyesore. Mayor Silver said he already addressed the problem with the engineer. There is still a performance bond in place with the contractor, so the contractor will have to repaint it. The paint was too porous. The process with the contractor repainting started only five days ago, but it has been started.

Councilmember Asay said he has spoken to four contractors for proposals for the second floor of the pavilion. He has one proposal in hand and he should have another one next week. Council President Berglund showed Councilmember Asay a piece of wood that he had received from one of the bidders as an example of one of the materials that would be used. It is #1 White Pine which is specifically used for this purpose. It has grooves on the bottom to keep warping away. Councilmember Asay thanked him.

Councilmember Asay then brought up the subject of the 2016 Length of Service Award Program (LOSAP) for the Fire Company. The Fire Company submitted a letter on June 21st asking that the Borough agree to pay out LOSAP based on the number of Island Heights alarms. They ask that the Borough further amend the Ordinance to provide clarity as to the alarms to be counted for LOSAP being Island Heights alarms. It is the Fire Department's opinion that is the way to better operate. They are a fire company of the Borough and that is what this program is intended to do; make sure we have protection of the Borough.

Mayor Silver wanted to know what the current language in the ordinance said. Attorney O'Connell said currently the ordinance language provides for all calls. It doesn't limit it to the Borough. He said the Fire Department is active beyond Borough limits and right now it says "all." He said the ordinance would need to be fixed to define the ordinance to only cover calls within the Borough limits.

Mayor Silver asked the Borough Clerk to have the language change for the ordinance by the next meeting. Councilmember Asay said based on the fact that the Council will amend the ordinance by the next meeting, he motioned that LOSAP for 2016 be paid out based on the standards of the ordinance being changed to the payout being only for those calls within the Borough. Councilmember Thompson seconded. All members of the Council voted in favor and the motion passed.

Councilmember Bendel waived his report due to the late hour and members of the public had something they needed to discuss.

Council President Berglund reported on the sewer lift stations. The material was discussed at this meeting. The next part will be the cost of doing the actual installation. It has been proposed that the Department of Public Works staff will be used. It will take longer if they are used, but it will be substantially cheaper.

What is being proposed at the Municipal Complex is consolidating pump stations following the recommendation of the Borough's engineer, and using Borough staff to do that. If it can be done in such a way that the business of the borough is not jeopardized by taking staff away to do the work, we may continue to utilize the public works employees for the remaining six lift stations, depending on its success. A plan is being worked out to see how many days it will take to complete each section of work.

There was a pre-mobilization meeting with Earle Asphalt regarding when Jaynes Avenue will be paved. It's a two day process. One day for prep and milling and one day for paving. The approximate start date will be September 26th. The milling and the equipment materials could be stationed in the Borough overnight, but it should all be out by the end of the last week in the month.

Council President Berglund said that it has come to his attention that there will be one neighborhood in town doing a yard sale on October 14th. It is only the neighborhood. They are getting individual yard sale permits. Council President Berglund suggested reporting back on the success of that yard sale and possibly go back to an end of September town wide yard sale.

Councilmember Wudzki thanked Central Printing for making up and donating the Farmers' Market signs for the Borough.

Councilmember Wudzki reported that the School Superintendent would like to attend the next Council meeting and present information on how the work went on the school over the summer. He also let her know that they will be opening the school to the public so they can go in and see the work that was done on the school. He also wanted to present something to the Council as an addition to the newsletter.

Councilmember Thompson had nothing to report.

Councilmember Snow reported that there are two sessions scheduled with the website designer to meet with the Mayor and Council to review the new website on the 20th and 27th.

Mayor Silver reported that he received a letter from the County about the Open Space Recreation Plan to satisfy the NJDEP Green Acres requirement for receipt of planning incentive grant funds. He asked Don Roberts to make time to meet with him next Monday night to go over the letter. Mr. Roberts said he would.

11. PRIVILEGE OF THE FLOOR

Charles McWilliams, 209 Maple Avenue, said that every day the water company comes and flushes out the hydrants. Every single day the water is brown and rusty. You can't drink it and you can't wash with it. Mr. McWilliams presented three bottles of rusty water from different hours of different days to the Mayor. Mr. McWilliams asked the Council if they would drink the water. They responded no. Mr. McWilliams said that he has to deal with this rusty water every day. When they wash their clothes they come out brown.

Mr. McWilliams presented the Council with a bag of rust that came out of the pipes. He said they shouldn't have to put up with this and it has been going on for over a month. It is intolerable. Mr. McWilliams said that if they can't get water, they shouldn't have to live here.

Mrs. McWilliams said she understands that the infrastructure of the town is so bad that it could happen at any time anywhere else in the town. She asked if the water problem was more important than the paving of the streets. Mayor Silver told her that everything they spoke about tonight was in the works for years. Mrs. McWilliams replied that there was nothing on the agenda for the replacement of water mains. Mayor Silver said that it costs hundreds of thousands of dollars to replace the mains.

Mayor Silver asked Council President Berglund if he has been in contact with Public Works over this matter. The Council President said he absolutely had. Mr. McWilliams said that Public Works is there every day. Eric Pearlman, 206 Maple Avenue, said that Jason from Public Works has been there every day since last Thursday. Mr. Pearlman said that Jason told him since he spoke with the Mayor on August 28th, he thought the problem had been resolved because there was no feedback from the Council.

Mr. Pearlman said he is trying to get this resolved. He said you literally see rust coming out of the faucet. Mayor Silver said that this problem started when they did the main replacement on Jaynes Avenue. Mr. McWilliams said that this should be a priority over other things. He told the Mayor that he wouldn't want it in his house.

Mayor Silver said Public Works has been going out to flush the hydrants. Mr. McWilliams said that is a temporary fix that only lasts a couple of hours. The next day it's right back to being rusty. Mrs. McWilliams had Jason taste it after he flushed the hydrant, when the water was clear, and it still tasted like rust.

Mrs. McWilliams said she doesn't feel she should be paying for water that is like that. They pay a lot for water. Mayor Silver said that there isn't movement when flushing their line because they are at a dead end. The flow of the water has been reversed since the main replacement on Jaynes Avenue. It disturbed 100 years of sediment in the mains. For some reason it is all going in their direction. Mrs. McWilliams said it is also flowing in the direction of the Marina. They have the same problem.

Councilwoman Thompson said she has a neighbor at the end of Lake Drive by the boat ramp who has the same problem. Everything is getting stained in the laundry. Nothing is clean, you can't drink it and you can't cook.

Councilmember Snow said she thinks we have multiple issues but Mr. McWilliams' is the worse. Water pressure is incredibly high in some sections of town. Pressure is incredibly low in other sections of town. Some sections have high chlorine levels in the water. There are multiple issues around the town and she sympathizes with them.

Mr. McWilliams told Council they can't keep putting a Band-Aid on a 24 inch cut. Something has to be done. Mayor Silver said that Jason is the licensed water plant operator who oversees the process that comes out of the ground, goes into the water treatment plant, goes up to the water tower and the distribution system that goes out to the residents. He has usually cleared these types of things up. Mrs. McWilliams said Jason doesn't necessarily foresee this is going to clear up. He is doing what the Mayor tells him to do but he doesn't see where this is clearing up.

Mayor Silver said that Jason has been working with the engineer about this. This process, in the past when main replacements were done, has cleared up the problems. Rust blisters within the miles of pipe continue to deteriorate and flush in their direction. Flushing is usually the relief, but it isn't curing it. The Mayor said that when he met with the McWilliams and spoke with them, he said let's see after a few weeks after they flushed their water tanks. Mr. McWilliams interrupted the Mayor and said he has done that. He has put a couple of thousand dollars through his water tanks. Mrs. McWilliams said that they are putting all this water out and being charged for it. It is increasing the water bill and she doesn't think they should have to pay for that. Mayor Silver reminded her that he told her to keep track of how much water it was. Mrs. McWilliams said she doesn't think they should have to pay for any of the water.

Councilmember Snow asked if the water has been tested for any other issues beside rust. Council President Berglund said they have tested the water for iron bacteria, which they thought would be a potential, but it wasn't that. Jason's house is down the street from the McWilliams and he doesn't have this issue. There are different areas of the same street that get the condition and others don't.

Mr. Pearlman said that it's past a certain part of the street that gets the issue. He asked about the town's exposure regarding the infant down the street who is drinking that water. Attorney O'Connell said he isn't sure there is an exposure. Mayor Silver said there are no bacteria in the water. Mr. McWilliams asked if anyone on the Council would want to drink the water. Members of the Council replied "no."

A member of the audience asked if Mr. McWilliams had taken the water to the Health Department. Mr. McWilliams said he had not, because this is a private water company. Mayor Silver said that the water has been tested. Council President Berglund said the water is good when it comes out of the plant and goes into the distribution. The test for iron bacteria was taken at Mr. Pearlman's location and it was negative. Mr. Pearlman asked if it was before or after the flushing. He said the water is good for two or three hours after flushing.

Councilmember Snow said a concern is if it is going through things like hot water heaters through the house. Mrs. McWilliams said it is also destroying any filters. Mr. McWilliams said other neighbors were having the problem, too. Mrs. McWilliams said that the Mayor has spoken with them but wanted to know what he was going to do. Mayor Silver said the water operator and the public works department are trying to resolve this. Mrs. McWilliams said that they are without water every day when Jason is flushing the hydrants.

Mayor Silver said he has to regroup with Public Works and the engineer. This is not clearing up. It will be resolved, but he can't resolve it tonight. He told the residents when they buy bottled water to keep the receipts and he will reimburse them. Mrs. McWilliams wanted something done about the water bill, too. Mayor Silver told her to keep track of every time they flush their tank. Mr. Pearlman asked if they should keep track of all the clothes that had to be thrown out because it smells like iron. Mayor Silver told them to bring him everything that has been ruined by the water system. He said he is very disappointed that this has been going on for so long.

Councilmember Snow thanked them for coming to the meeting. Councilmember Thompson said that she was really happy they came. Mayor Silver told them again to bring him the receipts for any bottled water or anything that was ruined and to keep track of the gallons of water when they flush their tanks. Everything would be reimbursed to them. He thanked them for coming and said he was sorry.

John H. Lightbody, 185 Garfield Avenue, wanted to introduce himself to the Mayor and Council. He told them he was a candidate for the Council. He moved to Island Heights in 2000. He and his wife built the house on Garfield Avenue. His wife is Linda Palladino, a lifelong resident. He is a retired sergeant of the

Ocean County Prosecutor's Office. Before that, he was a firefighter in Lakehurst and has 39 years of volunteer service in Toms River Township. He is a past district chief and a past chief. He has been past president of some officers' associations so he is familiar with due process, Roberts Rules and meetings. He said he was looking forward to working with the town. Today he continues to work as an expert in fire origin and cause and fire suppression strategies and tactics. He flies all over the country. He does fire investigations. He looks forward to hearing ideas. He is going on the premise of new faces, new ideas. If he wins great, if he doesn't, he will do whatever he can to continue to assist in some way.

Jim Jablonski, 227 Ocean Avenue, asked the Mayor when he contacts the contractor for the water tower, will they present him with a choice of materials that will be mildew free. Mayor Silver said what is occurring is very unusual but something will be done.

Mr. Jablonski said it would be nice to have the town emblem or a sailboat painted on the water tower. Mayor Silver said that the design was decided upon way back when. If they have to repaint maybe we can change it.

Mr. Jablonski said that since one neighborhood is having a garage sale, why not make it a town wide garage sale and generate some revenue for the Borough. Mayor Silver said it might be too short of notice. The Borough Clerk said anyone can apply for a yard sale permit all year long. If they wanted to jump on to that sale they could just come down and get the permit. There just wouldn't be a map with the participating houses. Mayor Silver asked if the governing body would like to give a blessing for a town wide yard sale on October 14th. Betsy Hyle said that there were only five people in the neighborhood doing the yard sale. It wasn't intended to make it a town wide yard sale. It's too short notice. She believes that it will anger more people because they weren't given any notice. It would be better to do it next year.

Councilmember Snow said she thought the Council should plan for doing the yard sale next September. Mayor Silver said that the consensus of the governing body was for next year. All Council members agreed.

Jim Jablonski said there are a number of signs on the boardwalk every 100 or so feet. There are 2 other signs with regulations. He thought the locations are hard for people in their cars to see. He thinks they should be relocated to the entrance points and the officers should enforce them. Mayor Silver said he doesn't want sign pollution. Every year he makes strategic changes to the signs and replenishes the faded ones.

12. RE-ENTER EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS

Due to the length of the regular meeting, Council did not reenter into Executive Session.

13. ADJOURNMENT at 9:56 p.m.

FIRST: BENDEL SECOND: SNOW ALL IN FAVOR

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, October 11, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, October 12, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, October 18, 2017 at 7:00 PM held at the borough hall.
- The Central Regional School Board regularly scheduled meeting is Thursday, October 19, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, October 24, 2017 at 7:00 PM held at the borough hall.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

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Council Meeting

September 26, 2017

Mayor Silver read the following: The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | X | X | X |
| Absent | | | | | | | | |

2. PUBLIC COMMENT

Timothy Rhem, Superintendent of Island Heights Grade School, said he was happy to be invited to the meeting. He thanked the Mayor, Council and the community for allowing them to accomplish all the work that has been done in the school.

Mr. Rhem said there was amazing progress made from August 28th to Labor Day on the school. There were two trailers loaded with everything in the school. All of the floors were replaced in the school with vinyl tile. All windows were replaced with the exception of the windows in the new wing. The doors were replaced with electronic secure doors. Mr. Rhem said he can lock down the whole school with one motion of a card. The bathrooms were totally renovated. New ceiling tiles were placed. There is a new fire alarm system. Mr. Rhem thanked Bill Richert, Fire Sub-Code Official, for his help with the general contractor.

Mr. Rhem said he had Doug Platt of the Office of Emergency Management and Ken Balfrey in and showed them the new system. They are at ease knowing they can go into the building, look at the panel and know where the alarm has gone off from.

Mr. Rhem said that the front doors are on back order and should be installed sometime in October. He said they will be having a time for the public to come in and see all the work that was done. He said on back to school night he opened the school a half an hour early so the parents could come in and see the work that was done to the school. They were excited to see what was done.

Mr. Rhem said the best part is that they are under budget and on time with this job. Right now punch list items are being worked on after school and after hours. He expects the project to be closed out sometime in November.

Mr. Rhem said one of the goals of the district is to have better information and a better relationship with the town. The school's objective is to get the information out to the people, who don't have children in school, who would like to find out more about the school. They came up with a monthly newsletter that will go out simultaneously with the Borough's newsletter. He asked Council to send it out with their newsletter. He explained parts of the Board of Education's newsletter to the Council and public present at the meeting.

Mr. Rhem thanked the Council, the Police Department, the Fire Department and Jon Brodbeck of Public Works for their help with the construction this past summer.

Council President Berglund asked Mr. Rhem if he will have metrics on the cost efficiency of fuel and energy, etc. Mr. Rhem said he absolutely would be doing that. He said one of the major improvements they made were new HVAC systems. He said they will also be looking at the maintenance they will be saving over the course of time.

Councilmember Thompson congratulated Mr. Rhem on getting the project in under budget and on time. She asked him what happens to the balance of the bonds since the project came in under budget. Mr. Rhem said he thinks when the project is under budget, you will not start paying the principal on the bond, since that money has been applied to it. So it might be a year or two before you need to start paying on the principal.

Councilmember Thompson asked if any additional work could be done with the unexpended balance. Mr. Rhem said it could not. Councilmember Thompson commented that as a result of the work being under budget, the impact to tax payers would be less. Mr. Rhem said it would be less. He said he will be able to provide the details after the closing of the job.

Councilmember Asay thanked Superintendent Rhem for his leadership. He complimented Mr. Rhem for bringing in County inmate labor and doing anything possible to make the project stay on schedule and be at the lowest possible cost for the taxpayers.

Mr. Rhem complimented the general contractors on the job. He said he has never seen a job that went as smoothly and was so well organized.

3. ORDINANCE

2017-03 Amending Ordinance 2001-04 and Amending Ordinance 2008-05 Establishing a Length of Service Awards Program for the Members of the Island Heights Volunteer Fire Company No. 1 and Island Heights volunteer First Aid Squad, Inc.

**AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING
ORDINANCE 2001-04 AND AMENDING ORDINANCE 2008-05
ESTABLISHING A LENGTH OF SERVICE AWARDS PROGRAM
FOR THE MEMBERS OF THE ISLAND HEIGHTS
VOLUNTEER FIRE COMPANY NO. 1 AND
ISLAND HEIGHTS VOLUNTEER FIRST AID SQUAD, INC.**

WHEREAS, the Borough of Island Heights has deemed it appropriate and necessary to provide incentives for recruiting new volunteer fire fighters and first aid squad members in the form of a Length of Service Awards Program (LOSAP) for members of the Island Heights volunteer Fire Company No. 1 and Island Heights Volunteer First Aid Squad, Inc; and

WHEREAS, the Borough of Island Heights adopted Ordinance 2001-04 on August 12, 2001 establishing a Length of Service Award Program (LOSAP); and

WHEREAS, the Island Heights Volunteer Fire Company has asked the Mayor and Council to revise the ordinance to amend Exhibit A, Note 4 to read: "In order to be eligible, a member must attend a minimum of 30% of all alarms within the Borough of Island Heights."

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Island Heights that Exhibit A, Note 4 of Ordinance 2001-04 and Amending Ordinance 2008-05 read: "In order to be eligible, a member must attend a minimum of 30% of all alarms within the Borough of Island Heights."

NOTICE OF PENDING ORDINANCE

THE ORDINANCE PUBLISHED herewith was introduced and passed upon first reading at a meeting of the Mayor and Council of the Borough of Island Heights, County of Ocean, State of New Jersey, held on September 26, 2017. It will be further considered for second reading and final passage at a public hearing of said governing body to be held at the Municipal Building, One Municipal Complex, Island Heights, New Jersey on October 10, 2017 at 7:00 p.m. During the week prior to, up to including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office to the members of the general public who shall request the same.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Asay said that this resolution was a clarification to the Ordinance regarding calls in the LOSAP program. It is simply clarifying that LOSAP award points will be applied only to those calls within the Borough of Island Heights.

Introduction and First Reading

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. PROCLAMATION

A. National Friends of Libraries Week

**National Friends of Libraries Week
Proclamation**

Whereas, Friends of the Island Heights Library raise money that enables our library to move from good to great -- providing the resources for additional programming, much needed equipment, support for children's summer reading, and special events throughout the year;

Whereas, the work of the Friends highlights on an on-going basis the fact that our library is the cornerstone of the community providing opportunities for all to engage in the joy of life-long learning and connect with the thoughts and ideas of others from ages past to the present;

Whereas, the Friends understand the critical importance of well-funded libraries and advocate to ensure that our library gets the resources it needs to provide a wide variety of services to all ages including access to print and electronic materials, along with expert assistance in research, readers' advisory, and children's services;

Whereas, the Friends' gift of their time and commitment to the library sets an example for all in how volunteerism leads to positive civic engagement and the betterment of our community;

Now, therefore, be it resolved that I Jeffery B. Silver, Mayor of the Borough of Island Heights proclaims October 15-21, 2017, as Friends of Libraries week in Borough of Island Heights, of Ocean County, New Jersey and urges everyone to join the Friends of the Library and thank them for all they do to make our library and community so much better.

Christine Maloney of the Island Heights Library thanked the Mayor for the Proclamation for National Friends of the Library Week. The Friends of the Library do an incredible amount for the Library. They help fund their programs. They helped pay for the carpets to be cleaned this past year. They help purchase supplies for programs.

The library runs all types of programs and not just for children. On Sunday, October 16th at 7:00 p.m. the library will present Stranger Stop and Cast an Eye: An Introduction to New Jersey's Historic Burial Grounds.

Ms. Maloney said the library has something for all ages, even if you don't have children, come and check it out. You are never too old. Also, Volunteer teens will be holding a book and bake sale this Saturday. The teens get volunteer hours. Part of the money raised goes to the Teen Program and the other part of the money goes to The Friends to help the library. They paid for the blinds a few years ago. If you want to join the Friends of the Library, they meet once a month. Stop in the library for more information.

Ms. Maloney said that the Island Heights library is one of the few libraries in the system that is consistently up in circulation. Most libraries are holding steady, but Island Heights is slightly up, which means it is getting a lot of use. She said the children in the school use the library often. During the Summer Reading Program one child read 200 books.

Mayor Silver asked Ms. Maloney if the library still offered music on CDs. Ms. Maloney said they have books, CDs, DVDs and Video Games. The Toms River library has sheet music that they can borrow if someone needs it. Newark also has a warehouse full of sheet music. If Island Heights Library doesn't have something you want, they can always borrow it from somewhere. Ms. Maloney said they get new music and new DVD releases pretty quickly. You can borrow a new DVD for 3 days; if it is an older DVD you can renew it twice. You can borrow for longer, but they like to keep the new DVDs at 3 days because many people want to see it.

Councilmember Bendel said that back in the day, the library director would come in and demand to see the library card of each member of the Council. Ms. Maloney said if you don't have library card come in and get one. They are free and you get a lot of things with it. They have a new system called Hoopla. It is a program with many audio books. You don't have to be connected to Wi-Fi to listen to the books. You originally connect to the Wi-Fi to download the book, it is stored on your device, and you can listen to it from the device without being connected to Wi-Fi.

Mayor Silver said magazines are another unique thing he can get. Ms. Maloney said the program to get those magazines is Zinio. Mayor Silver said it is a subscription free service. Ms. Maloney said it interfaces very well with tablets.

Councilmember Wudzki said that Ms. Maloney is also the school librarian, since the school itself doesn't have a library. The children's involvement with the library has increased since Ms. Maloney has been there. She works very hard to do programs that are interesting to the children. As an example, she said fifth and sixth graders are allowed to be dropped off and stay alone at the library for the first time. Councilmember Wudzki told Ms. Maloney that circulation being up is a testament to the passion she has for her job and thanked her for it. Ms. Maloney said she had 17 fifth and sixth graders there just today.

5. APPROVAL OF MEETING MINUTES

The following Executive Session Meeting Minutes were read as a consent agenda, except items I, K,L, and M, which were pulled from the agenda before a motion was made.

- A. Minutes of August 9, 2016 Executive Session Meeting
- B. Minutes of September 27, 2016 Executive Session Meeting
- C. Minutes of November 29, 2016 Executive Session Meeting
- D. Minutes of January 5, 2017 Executive Session Meeting
- E. Minutes of January 24, 2017 Executive Session Meeting
- F. Minutes of February 14, 2017 Executive Session Meeting
- G. Minutes of March 20, 2017 Executive Session Meeting
- H. Minutes of April 25, 2017 Executive Session Meeting
- I. Minutes of May 9, 2017 Executive Session Meeting – PULLED FROM AGENDA
- J. Minutes of May 23, 2017 Executive Session Meeting
- K. Minutes of June 13, 2017 Executive Session Meeting – PULLED FROM AGENDA
- L. Minutes of July 11, 2017 Executive Session Meeting – PULLED FROM AGENDA
- M. Minutes of August 8, 2017 Executive Session Meeting – PULLED FROM AGENDA

Michael O'Connell the Borough Attorney asked that minutes I, K, L, and M, be pulled from the agenda in order to speak about them in the Executive Session meeting. Mayor Silver pulled the items from the agenda.

After reentering the regular meeting, these items remained pulled from the meeting agenda.

Motion was made by Councilmember Thompson and seconded by Councilmember Asay. Councilmember Asay stipulated that council members are only voting for minutes for which they were present.

Ayes: Asay, Bendel, Berglund, Snow, Thompson, Wudzki, Mayor Silver

Nays: None

Abstained: Councilmember Snow for minutes of 11/29/2016, 1/5/2017 and 3/20/17
Councilmember Wudzki for minutes of 8/9/2016, 9/27/2016 and 11/29/2016

6. RESOLUTIONS

**Resolution 2017-154 Authorizing the 4th Annual Island Heights Grade School PTO
Trunk or Treat, Sunday, October 29, 2017**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
AUTHORIZING THE 4th ANNUAL ISLAND HEIGHTS GRADE SCHOOL PTO
TRUNK OR TREAT, SUNDAY, OCTOBER 29, 2017**

WHEREAS, the Island Heights Grade School PTO has held its Annual Trunk or Treat in the Borough Hall Parking Lot for four (4) years; and

WHEREAS, the PTO would like the event to take place in the Borough Hall Parking Lot from 1:00 p.m. to 4:00 p.m. on Sunday, October 29, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights authorize the Island Heights Grade School PTO to hold its 4th Annual Trunk or Treat in the Borough Hall Parking Lot on Sunday, October 29, 2017.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Wudzki said this year Halloween falls very close to a weekend so the PTO decided to do Trunk or Treat on a weekend day and expand it a little. She met with the Recreation Committee and they are going to coordinate the Trunk or Treat with the town parade.

They are looking to do Trunk or Treat from 2 to 5 p.m. on Sunday, October 29, 2017. The parade will be in the same place, but at 1:00 p.m. They are having a bounce house. They are inviting local business owners to decorate a trunk in order for them to promote their business and for residents to be aware of the businesses within the town. They will decorate their trunks and parents are also invited to decorate trunks, too. They will continue to ask the "treaters" to bring a can or non-perishable item for the school step program.

Councilmember Wudzki spoke with the Fire Chief and they will be involved. She hasn't spoken to the First Aid yet, but said they have always attended in the past. The Police Department will "haunt" one of their rooms so the children can go through it.

Councilmember Wudzki said she has asked Simply Sofrito, the food truck, to be there. Hopefully it will be a gorgeous day and everyone can have lunch outside and have a big community Halloween celebration. As far as the bounce house, the PTO will pay to have an attendant on hand at the bounce house. They will also add the Borough of Island Heights as an additional insured on their insurance for that day.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | X | |
| | | Mayor Silver | X | | | |

Resolution 2017-155 Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the 2018 Various Street Project

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT
WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE
2018 VARIOUS STREETS PROJECT**

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2018-Island Heights Borough-00264 to the New Jersey Department of Transportation on behalf of Island Heights Borough.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Island Heights Borough and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Mayor and Council on this 26th day of September, 2017.

Katherine Fenton-Newman, Municipal Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

Katherine Fenton-Newman
Municipal Clerk

Jeffrey B. Silver
Mayor

Mayor Silver said that this is for the application for the 2018 NJDOT Grant season. Mayor Silver said this would be an application for the raising and culvert improvement of West End Avenue by Triangle Park. There would also be some paving down Lake to meet with the 2017 paving on Lake.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

**Resolution 2017-156 Special Item of Revenue and Appropriation – Chapter 159, 966
Equipment Grant FY17 - \$6,137.72**

**SPECIAL ITEM OF REVENUE AND APPROPRIATION - CHAPTER 159
966 EQUIPMENT GRANT FY17 - \$6,137.72**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item appropriation for an equal amount, and

WHEREAS, the Borough of Island Heights has received \$6,137.72 from 966 Equipment Grant FY 17 and wishes to amend its 2017 Budget to include this amount as a revenue;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Island Heights hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2017 in the sum of \$6,137.72.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver explained that the 966 Grant comes from the Oyster Creek Nuclear Power Plant. Doug Platt, the Emergency Management Coordinator, puts in a request for communication equipment, the Borough pays the money and Oyster Creek reimburses the Borough.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-157 Authorizing the Reimbursement of Expenses to the Island Heights Volunteer Fire Company for the Months of January Through July, 2017

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
AUTHORIZING THE REIMBURSEMENT OF EXPENSES TO
THE ISLAND HEIGHTS VOLUNTEER FIRE COMPANY FOR
THE MONTHS OF JANUARY THROUGH JULY, 2017**

WHEREAS, the Mayor and Council of the Borough of Island Heights has previously authorized the reimbursement of expenses to the Island Heights Volunteer Fire Company; and

WHEREAS, the Island Heights Volunteer Fire Company has submitted to the Borough's Chief Financial Officer expense bills for reimbursement for the months of January through July, 2017 in the amount of \$29,668.82; and

WHEREAS, the Chief Financial Officer has reviewed these expenses and determined them to be in accordance with the Borough's prior.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of Island Heights, County of Ocean, State of New Jersey hereby authorize the reimbursement of \$29,668.82 to the Island Heights Volunteer Fire Company.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Asay said the total for reimbursement is \$29,668.82.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-158 Appointing Stephen J. Caruso as Patrol Officer in the Island Heights Police Department

**BOROUGH OF ISLAND HEIGHTS, STATE OF NEW JERSEY, COUNTY OF OCEAN
APPOINTING STEPHEN J. CARUSO AS PATROL OFFICER
IN THE ISLAND HEIGHTS POLICE DEPARTMENT**

WHEREAS, the Borough of Island Heights Police Department has an opening for a full time patrol officer; and

WHEREAS, Stephen J. Caruso, who is currently appointed as a part time, Class II, Special Officer has applied for and meets all the requirements for the position.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Borough of Island Heights hereby appoint Stephen J. Caruso as full time patrol officer in the Police Department at the annual rate of \$43,809 per annum, per the collective bargaining agreement with the Policeman's Benevolent Association.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Asay asked this item be held until after it was discussed in Executive Session. He also asked that Lt. Arnold join Council in Executive Session to discuss the appointment. His request was granted and after Executive Sessions was voted upon as follows:

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-159 Appointing Police Specials, Class II, Tyler Gebler and Tyler Anderson

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY
APPOINTING POLICE SPECIALS, CLASS II,
TYLER GEBLER AND TYLER ANDERSON**

BE IT RESOLVED, by the Mayor and Council of the Borough of Island Heights, County of Ocean, State of New Jersey that the following are hereby appointed as Class II Police Specials for the Borough of Island Heights Police Department:

Tyler Gebler
Tyler Anderson

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Councilmember Asay asked this item be held until after it was discussed in Executive Session. He also asked that Lt. Arnold join Council in Executive Session to discuss the appointments. His request was granted and after Executive Sessions was voted upon as follows:

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | X | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-160 Accepting Resignation of Katherine Fenton-Newman as Borough Clerk, Registrar, Safety Coordinator, JIF Fund Commissioner, Affirmative Action Officer (P.A.C.O.) and Assessment Search Officer

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,
COUNTY OF OCEAN, STATE OF NEW JERSEY,
ACCEPTING THE RESIGNATION OF KATHERINE FENTON-NEWMAN
AS BOROUGH CLERK, REGISTRAR, SAFETY COORDINATOR,
JIF FUND COMMISSIONER, AFFIRMATIVE ACTION OFFICER (P.A.C.O.)
AND ASSESSMENT SEARCH OFFICER**

WHEREAS, Katherine Fenton-Newman has tendered her resignation as Borough Clerk, Registrar, Safety Coordinator, JIF Fund Commissioner, Affirmative Action Officer (P.A.C.O.) and Assessment Search Officer effective October 12, 2017.

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council of the Borough of Island Heights hereby accepts Katherine Fenton-Newman’s resignation.

CERTIFICATION

I, Katherine Fenton-Newman, Municipal Clerk, of the Borough of Island Heights, County of Ocean, State of New Jersey, do hereby certify that the foregoing resolution was duly adopted by the Borough Council at the Regular meeting held on the 26th day of September, 2017, in the Borough Hall, Island Heights, New Jersey.

Katherine Fenton-Newman, RMC, CMR
Municipal Clerk

Mayor Silver wished the Borough Clerk best of luck in her future endeavors.

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

7. BILL LIST

Public Comment - None
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

8. PURCHASE ORDERS - None

9. ITEMS FOR DISCUSSION - None

10. COUNCIL REPORTS

Councilmember Asay had no report.

Councilmember Bendel read the following statement:

“On August 9, 2016, Brooke Smith of 136 West End Avenue spoke during Privilege of the Floor and asked for a lower speed limit on that street. It is now 35 miles per hour. According to the minutes, Mrs. Smith provided a traffic study request, speed limit comparison of the main roads in Island Heights and a sample letter to the Ocean County Engineer.

The Mayor and the Council said they would “assist.” We assisted with the best of intentions by blowing a simple request into a major project to establish a single speed limit on all roads in the Borough, County included. That hasn’t happened and isn’t likely to.

So what about West End Avenue? A year and two months later, nothing happened there either. To be clear, we are only talking about that piece of West End from Triangle Park to the River, which is a Borough, not a County, road. The most critical section is the one block hill from Triangle Park to Summit Avenue. When we moved here (Councilmember Bendel and his wife) 22 years ago, there were six homes on that block and no children. Now there are eleven homes, with land being cleared for a twelfth, and there are children. There are no sidewalks, but there are more pedestrians and more traffic. The current 35 mile per hour speed limit there makes no sense.

Councilman Asay, in an early meeting, suggested that since we have no specific speed ordinances on the books, default limits set by the State should apply. That would mean a 25 mile per hour limit on our piece of West End. I agree and believe we should immediately post signs to that effect. The Borough already has 25 mile an hour speed signs posted on our streets and here are just a few. (Councilmember Bendel passed out pictures of 25 mile per hour speed limit signs in Island Heights.) Our attorney and our engineer say it is not that simple. We must meet requisites of the State before the limits can be changed. As I understand it, we are in the process of jumping through those hoops now. How long will that take? Will we get the ‘go ahead’ in 2018? 2019? I certainly respect our Borough Attorney and our engineer and their opinions. In their roles, I would probably offer the same conservative advice. But this Council has a different role. Those professionals are advisors. They are not responsible for the well being of Island Heights, its streets and its people. We are.

Last week a Toms River man, walking his dog, was hit just blocks from West End Avenue, on Whittier, another busy street with no sidewalks. He has since died. West End is busier than Whittier, with more traffic and more pedestrians. We can’t do anything about Whittier, maybe we can’t do anything about the north end of West End, but we can do something about that piece of West End in our jurisdiction, and we should do it now. We should establish a 25 mile per hour speed limit on West End from Triangle Park to the River and 25 mile an hour signs should go up immediately, including a new one at Triangle Park on the south bound side of West End.

Questions arise about enforcement, of course. Tickets may be thrown out by the court, we are told. In that case, perhaps, the police can refrain from writing tickets. Maybe they can write warnings or do nothing at all. In fact, we have a precedent here. (Councilmember Bendel passed a photo of a 10 mile per hour speed limit sign.) The sign that you are looking at is on the west side of Lake Drive. It is not an official speed limit. The police do not enforce it. I don’t believe the Borough put it there. Obviously, the Borough did not

remove it, either. It is there because a concerned resident took unilateral action, even physically warning cars to slow down. Is that what we are asking the folks on West End Avenue to do?

Yes, some people will ignore the 25 mile an hour signs on West End, just as some people ignore the current signs. But with or without enforcement, some people will slow down and so will the cars behind them. The overall impact will be an aggregate reduction in speed. By how much? I don't know. We are talking about changing the odds and lowering the risk so that any reduction is good.

Will the State come after Island Heights for breaking the rules? Will they throw us all in jail for trying to make a dangerous street safer? If we are making a good faith effort, and I certainly hope we are, to meet State requirements: Why on Earth would they bother? And I think I should also point out that it is not at all unusual to have disputes between governments within this State and any other.

This Council has a responsibility here. It has been much too long already. We can do better than this. Let's not wait for a fatality. Let's act tonight."

Councilmember Bendel moved to adopt an ordinance to reduce the speed limit in that area to 25 miles an hour. Mayor Silver said we are doing something that has a requirement for a study. Borough Attorney O'Connell said that at the last meeting Council approved the study that is required under the Statute and legally it still remains his position that the study is still needed to change the speed limit and ultimately enforce that speed limit.

Councilmember Asay said he completely agrees with what Councilmember Bendel said. Councilmember Asay recommended that since the Borough is absent a speed limit ordinance, which he believes leaves the speed limit at 25, the 35 mile per hour speed limit signs should be removed and replaced with 25 mile hour speed limit signs. He suggested a resolution by the Council directing Public Works to take down the 35 mph speed limit signs and put up the 25 mph speed limit signs. He said it is clear the Council has the authority to direct. As a result of Councilmember Asay's recommendation and motion, Councilmember Bendel withdrew his motion and seconded Councilmember Asay's motion.

Mayor Silver asked the Borough Attorney if there were ramifications for the Borough if they approved this. Attorney O'Connell said that this was awkward to discuss publicly because he doesn't think this is enforceable and he is not sure that the Municipal Court will enforce it. But, as Councilmember Bendel put it, he just gives his legal advice and Council does what they have to do.

Mayor Silver said that Council has already authorized a certain procedure to take place. Councilmember Asay said none of the authorization would be derailed by this directive. Councilmember Thompson said she sees a parallel course where Council could address the signs and then provide substance that law enforcement and judiciary would meet. Mayor Silver commented; as long as there is no push back to say that Council was going out of their lanes of the path that they chose to do previously. Councilmember Thompson said she is in favor of having a 25 mile per hour speed limit throughout the town. She believes that this is somewhat jumping ahead but she is looking at the lengthy procedure involved. If Council has the authority to change signs, then perhaps there is a necessity to complete all the procedures in order for law enforcement to begin administering the signs.

Brian Gabriel, 185 Summit Avenue, asked if Council was saying that the police department could not enforce the State Law. Does the police department have the authority to act upon State Law? Councilmember Thompson said they have the authority to act on State law when it is properly administered. The problem is that there are signs which must undergo a legal process in order to take them down and change them with this traffic study. Attorney O'Connell said that the Statute states "any change" in the signage. There is signage up there currently that would have to be changed. It makes it difficult to enforce it. Councilmember Snow said a precedent was set when signs were put up for 35 miles per hour. Councilmember Thompson said that if Council can effectuate slower traffic by changing the signs, she would not be against it. Councilmember Asay said it is sometimes called "traffic calming." Councilmember Snow said she thought that information was needed to be put out to let people know that this process is started. One day the speed limit is 35 miles per hour and the next day it is 25 miles per hour, there may be some push back. She said the more that word gets out, the better.

Councilmember Bendel said that we are already trying to do this and hopefully we will catch up to this. Mayor Silver said we are striving for "traffic calming."

A roll call was taken and the motion passed unanimously.

Council President Berglund reported that the Department of Public Works has volunteered to go up to the homes having rusty water problems to help them flush their water tanks to get the tainted water out. They will show the people affected how to properly flush their water tanks. They have been doing this since the last Council meeting.

Council President Berglund reported that previously it had been suggested that Public Works use their own resources to do the pump station work around the municipal complex. He discussed it with the Department of Environmental Protection, who had an estimate of the time it should take to do the projects. They discussed the issues arising from the same people doing the installation being the same people who have to respond to any emergency that happens in town. It was concluded that it would be better to go to bid for an outside contractor to do the work. Although having Public Works do the work is cost effective, it does not make a lot of sense not to contract out the work. The Council President said, while we could have made it a trial, he agrees with the Mayor that public works should not be used to do the installation around the municipal building.

Mayor Silver said this has to do with our sanitary system and the Department of Environmental Protection issues. He has been working very hard to get to this point in a timely manner. He was trying to use the services of our public works people, but the project has to get done sooner than later. It has been going on way too long. Council President Berglund said it is the way we have to go. Mayor Silver said that we will be going out to bid to obtain a contractor to get the work done.

Councilmember Wudzki had nothing to report.

Councilmember Thompson said that part of the solid waste contract that was approved at the last meeting was getting the recycling pick up schedule to once a week. She thanked the Mayor and Councilmember Asay for working so hard to get that done. She appreciates it and she knows a lot of residents appreciate it.

Councilmember Thompson commented on the flooding on Simpson Avenue and the work which the engineer was authorized to perform. The Borough is currently in the process of reviewing the Borough's Master Plan. Flooding is an important part of a waterfront community and she suggested that the Master Planner should take a look, assess the town, and be aware of the rising waters. There might be an alternative that they have come across in another community that may be applicable in Island Heights.

Councilmember Thompson said she will be attending a conference called the Future of the Jersey Shores which is conducted by a non-profit foundation called New Jersey Future. It looks at municipalities, systems of infrastructure, and how it will be impacted by the changes of climate. Councilmember Thompson invited the other members of Council to join her.

Councilmember Snow thanked the new website designer. She said it is not often that you have a website designer agree to three meetings like this. The meetings must conform to the guidelines that constitute a quorum so three meetings had to be held in order for all Council members to have their input and not become a quorum. The employees are also being pulled in to the meetings for their insight. The navigation, the splash page, and a lot of the organization were worked out at the initial meeting. Once all the comments are in, the website can be finalized and put up.

Councilmember Snow reported that the Recreation Committee had a meeting last night and thanked Councilmember Wudzki for attending. The parade and the bon fire were addressed. She and Councilmember Wudzki were of like minds in consolidating the Trunk or Treat and the Parade. There are a lot of events in October and they are constantly relying on the police, first aid and the fire company to come and help. They appreciate that, and they thought if they could get it to one day, it would be better.

Councilmember Snow said it was probably the best Recreation Committee meeting she has had. She said she has new members on the committee and will be appointing more. The committee has discussed all the upcoming events. They have set a schedule of events. They will be adding new events to the calendar. They are also discussing broadening the Recreation Committee and reaching out to some of the other committees who have gone defunct or maybe are having trouble with membership. They are thinking of having the Recreation Committee not be just child oriented and gearing it to all ages in the community. Mr. McNeal and Mr. Hummel have both been into Pickle Ball and various other items. Senior Advisory has disappeared and the Environmental Committee is bare bones. There are not enough people around for a lot of the other groups in town so maybe by consolidating they can do more.

Councilmember Snow reported that the Camp Meeting Methodist Restoration Association continues to make progress with their work. There is a new roof on the pavilion. They are planning on putting in info boxes which will have narratives and pictures. There will be a place inside the boxes that will identify the sail boats on the river, the history of Island Heights, the river and bay. They are also planning a plant swap and a maintenance schedule for October. They are also looking at researching grants for the restoration of the coast line for Camp Meeting. Councilmember Snow suggested that since Boy Scout Island is being looked at, maybe Camp Meeting could also be tied in.

Mayor Silver said he is working on running bus trips to Broadway and sporting events in 2018. He said it is something that has worked in other municipalities. There is a big discount on tickets and bus fare. The bus would come to Island Heights' municipal parking lot. He would like to get some feed back to see if people would be interested in going to Broadway or going to sporting events. Councilmember Snow said that many

of the groups that used to exist used to sponsor trips. She would like to have the new website promote the town and its many wonderful aspects. The Mayor said he wants to get more community involvement.

11. PRIVILEGE OF THE FLOOR – No Comments

12. EXECUTIVE SESSION FOR CONTRACT AND/OR PERSONNEL MATTERS

Resolution 2017-161

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Motion to Renter into regular meeting by Council President Berglund, Seconded by Councilmember Snow. All were in favor.

Once the regular meeting resumed Council voted upon Resolutions 2017-158 and 2017-159 as recorded above. Councilmember Asay asked that the record reflect congratulations to all the candidates.

13. ADJOURNMENT AT 8:21 P.M.

MOTION: BENDEL SECOND: BERGLUND ALL IN FAVOR

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR
Borough Clerk

Items of Interest:

- The **Island Heights Board of Education** regularly scheduled meeting is Wednesday, October 11, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The **Island Heights Planning Board** regularly scheduled meeting is Thursday, October 12, 2017 at 7:00 PM held at the borough hall.
- The **Island Heights Environmental Committee** regularly scheduled meeting is Wednesday, October 18, 2017 at 7:00 PM held at the borough hall.
- The **Central Regional School Board** regularly scheduled meeting is Thursday, October 19, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The **Island Heights Mayor and Council** regularly scheduled meeting is Tuesday, October 24, 2017 at 7:00 PM held at the borough hall.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com
Council Member John Bendel
April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

Borough of Island Heights
 One Wanamaker Municipal Complex
 Post Office Box 797
 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting October 24, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights was called to order at 7:00pm.

Mayor Silver read the Statement of meeting notice as follows: Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | CP Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|-------------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | | X | X |
| Absent | | | | | | X | | |

PRESENTATIONS

Len presented two checks on behalf of the Rotary Club of Toms River to the Island Heights First Aid Squad and Island Heights Fire Company; representing funds from the 50/50 and tip-jar. He further stated that next year, they anticipate closing off the pavilion to limit littering. The Rotary requested that Sailfest be held on Sept 8, 2018, and the following Resolution was entertained:

Resolution 2017-177 Authorizing a Save-the-Date for Sailfest on September 8, 2018.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

Island Heights Green Team - Tanara Hall spoke on behalf of the Island Heights Green Team. Ms. Hall provided a brief review of the Diversity Profile of all Boards and Committees of Island Heights.

Bob Horn, 9 Park Avenue, spoke on behalf of the Island Heights Methodist Church. Mr. Horn announced that on November 14, from noon-3pm, the Church will be providing lunch in a way to express their gratitude and appreciation for the dedication and hard work of the Island Heights' municipal employees and volunteers. They will serve lunch in their Fellowship Hall, and invite workers in Town Hall, the Police Department, Public Works, and volunteers in the Fire Department and First Aid Squad.

APPROVAL OF MEETING MINUTES FOR OCTOBER 10, 2017
Resolution 2017-174 Approving the Council Minutes of October 10, 2017
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | X |

RESOLUTIONS

Resolution 2017- 169 - Authorizing a Shared Service Agreement with County of Ocean to repair Lake Drive Bulkhead near the Boat Ramp.

Mayor Silver stated this is a Shared Service through Schedule C, with the cost comprising of time and material, and the repair due to erosion.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

Resolution 2017- 170 to approve the use of the Pavilion on October 27, 2017 for Eileen McCauley Wedding Ceremony

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

Resolution 2017 – 171 setting the 2018 Fees for Badges, tennis keys and boat ramp keys
 Public Comment

Mr. Asay stated that while he does not object to fees, he expressed concern with the cost and the deteriorating condition.

Mayor Silver stated that he is in the process of addressing maintenance.

William Hummel of 18 Ocean Avenue spoke of fees and possible changes to the court as a way to increase the number of Pickleball Courts.

Maureen Desanto asked if the fees affect the school for tennis?

Mayor Silver stated that the schedule and fees stay the same for the school.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

Resolution 2017 – 172 setting the 2018 Council Meeting Dates

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | |
| | | Mayor Silver | | | | |

Resolution 2017 – 173 Authorizing the Municipal Clerk to advertise for proposals for requests for Professional Services

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

BILL LIST

Resolution 2017-174 Approving the October Bill List

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | | | | |

Mayor Silver made the following appointments

A. Environmental Committee

- Beth Francis

B. Recreation Committee

- Sarah Snow
- Pamela Marx

ITEMS FOR DISCUSSION

Mayor and Council reviewed the 2018 Best Practices Checklist.

COUNCIL REPORTS

ASAY: Stated he attended a meeting with Doug Platt with County OEM and Michael Baker to discuss multijurisdictional Hazardous Material training. Mr. Asay further mentioned that sea levels are expected to rise one to 1.8 feet by 2050 contingent on no change to emissions. The Island Heights Police Department has three events coming up: 19th Food Drive, Toys for Tots, and Canned food drive. The month of November is No Shave November.

BENDEL: Asked Mayor Silver about the status of changing the West End sign? Meter reading for water use is not working properly, and all bills for the forthcoming quarter will be estimated.

BERGLUND: Jaynes Avenue is paved, and thanked the Police Department for their work shutting down the street. He also discussed finishing the contract to continue a water loop from Simpson to Jaynes.

SNOW: Thanks Council President Berglund, Alan Fumo and Gail Claudia for their work at the bon fire. October 29th will be the Trunk or Treat and parade.

THOMPSON: attended the NJ Future Conference, entitled "Future of the Jersey Shore", which provided the statistics on the rising sea levels, and gave further continuing education for coastal towns.

MAYOR SILVER: further stated the importance of rising water in NJ and the Borough. The State Aid application provided 1.4 miles of road improvements to West End and will raise the road to improve drainage. The Master Plan is in process, and John Bendel and the Planning Board will have it finalized, with November 9th expected to be the Public Hearing.

PRIVILEGE OF THE FLOOR

Bill Hummel, 18 Ocean Ave further stated interest in repainting lines on the tennis court and add additional pickleball courts without altering the tennis court games.

A gentleman from 289 Old Tote Rd, Mountainside, NJ spoke on the medical condition FOP, and asked the Council to consider passing a support resolution

Mayor Silver stated that the latest Eagle Scout project replaced the bulletin board at the post office, and pavers are planned next.

ADJOURNMENT at 8:20pm

MOTION: Bendel SECOND: Thompson ALL IN FAVOR

Respectfully submitted,

Municipal Clerk

Items of Interest:

- The Island Heights Planning Board regularly scheduled meeting is Thursday, November 9, 2017 at 7:00 PM held at the borough hall.
- All borough offices will be closed on Friday, November 10, 2017 in observance of Veteran's Day
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, November 14, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Environmental Committee regularly scheduled meeting is Wednesday, November 15, 2017 at 7:00 PM held at the borough hall.
- The Central Regional School Board regularly scheduled meeting is Thursday, November 16, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- All municipal offices will be closed on Thursday, November 23, 2017 and Friday, November 24, 2017 in observance of Thanksgiving.
- The Island Heights Recreation Committee regularly scheduled meeting is Monday, November 27, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, November 28, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Health regularly scheduled meeting is Tuesday, December 12, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, December 12, 2017 at 7:00 PM held at the borough hall.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, December 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, December 14, 2017 at 7:00 PM held at the borough hall.
- The Central Regional School Board regularly scheduled meeting is Thursday, December 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- All municipal offices will be closed on Monday, December 25, 2017 in observance of Christmas.
- All municipal offices will be closed on Monday, January 1, 2018 in observance of New Year's.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

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 Island Heights, New Jersey 08732-0797
 (732) 270-6415
www.islandheightsboro.com



Council Meeting November 28, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights was called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

ROLL CALL

| | Council President Berglund | Bendel | Asay | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|----------------------------|--------|------|------|----------|--------|--------------|----------------|
| Present | X | X | X | X | X | | X | X |
| Absent | | | | | | X | | |

PRESENTATIONS

Tanara Hall of the IH Environmental Committee and Green Team presented a brief overview of a Sustainable Jersey initiative entitled, *Island Heights Goes Wild*. This initiative requests homeowners to enhance their natural environment, encouraging participation with the National Wildlife Federation. Each homeowner would receive a certificate as a National Wildlife Federation Habitat home, and if a certain amount of homes in Island Heights achieve this, then the Borough would be listed as a National Wildlife Federation Habitat Community.

APPROVAL OF MEETING MINUTES

Resolution 2017-194 Approving Council Minutes of November 8, 2017
 ASK FOR MOTION TO TABLE

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | CP Berglund | X | | | |
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Snow | X | | | |
| X | | Thompson | X | | | |
| | | Wudzki | | | | S |
| | | Mayor Silver | X | | | |

APPOINTMENTS

Mayor Silver appointed Kara Lovell and Maureen DeSanto to the Recreation Committee

ORDINANCES

ORDINANCE 2017- 5 AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING ORDINANCE 2005-08, 2006 – 11A, 2007 – 03, 2013-05 AND 2015-05, FIXING AND DETERMINING ANNUAL SALARY AND HOURLY WAGE OF CERTAIN OFFICERS OF THE BOROUGH OF ISLAND HEIGHTS. (Second Reading)

MOTION TO OPEN PUBLIC HEARING: 1ST: Berglund 2ND: Snow

No comments

MOTION TO CLOSE PUBLIC HEARING :1ST: Bendel 2ND: Berglund

Motion to approve ordinance 2017-5

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | CP Berglund | X | | | |
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

ORDINANCE 2017-6 ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, REGULATING THE GROWTH OF VEGETATION, PLANTS, AND NON-INDIGENOUS GRASSES BEYOND THE PROPERTY LINE AND AMENDING CHAPTER XII, PROPERTY MAINTENANCE, REVISED GENERAL ORDINANCES (Second Reading)

MOTION TO OPEN PUBLIC HEARING: 1ST: Bendel 2ND: Snow

Mary Judge, 225 Van Sant Ave: requested an explanation of the ordinance.

Councilwoman Snow stated that this was created for a more generalized and simplified ordinance, to cover most of the property maintenance so that what may be considered invasive may not be considered presently, but may be in the future. This ordinance addresses this issue in more general terms for any future potential changes in plant species.

Mayor Silver: any vegetation not kept in-check will be monitored by zoning and code enforcement.

Councilwoman Thompson: We encourage residents to speak with their neighbors if there is a problem, before contacting the Borough to handle these issues.

Brian Gabriel, 185 Summit: Expressed hesitation on the ordinance, questioning the code enforcement history on property maintenance matters.

Councilman Asay: Neighbors can come and issue their own complaint.

Bob McNeil, 237 Ocean Ave: confirmed if this was in-place of the old property maintenance code.

Mayor Silver stated that the original maintenance code is still in place.

MOTION TO CLOSE PUBLIC HEARING :1ST: Bendel 2ND: Thompson

TO APPROVE ORDINANCE 2017-6 :

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | CP Berglund | X | | | |
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | X | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

RESOLUTIONS

Resolution 2017-186

A RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE TRANSFER BETWEEN APPROPRIATION ACCOUNTS IN THE 2017 BUDGET

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | X | CP Berglund | X | | | |
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Motion to table both ordinances as Consent:

Resolution 2017-187 Authorizing the Hiring of Alec Mazzaccaro as a T-180 Seasonal Employee

Resolution 2017-188 Authorizing the Hiring of Daniel Conti as Full-time Department of Public Works Laborer, Effective December 1, 2017

MOTION TO TABLE

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | CP Berglund | X | | | |
| | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Snow | X | | | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-189 Authorizing Maser Consulting P.A to provide Professional Services for Preparation and Administration Services for the Application of Root Control Chemical Foam Into Sanitary Sewer and Laterals in the amount of \$4,750.00

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | CP Berglund | X | | | |
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| | | Snow | X | | | |
| | | Thompson | | X | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-190 Authorizing Maser Consulting P.A to Provide Professional Services for Cured-In-Place Pipe Lining for Simpson and Sassafras in the Amount of \$17,750.00

Public Comment

Councilwoman Thompson: Is using an engineer a requirement for this project?

Councilman Berglund: These bid specs are drafted so that the engineer and borough can use these specs for these projects going forward in the future.

Brian Gabriel confirmed with Councilman Berglund that the pipes are structurally sound for re-lining.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | CP Berglund | X | | | |
| | X | Asay | X | | | |
| | | Bendel | | | X | |
| | | Snow | X | | | |
| | | Thompson | | X | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

BILL LIST

Resolution 2017-191 Approving the November Bill List
 Public Comment
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | CP Berglund | X | | | |
| | X | Asay | X | | | |
| | | Bendel | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-192 Approving the Purchase of Brick from Kline Brothers
 Landscaping for Pavers at Island Heights Post Office in the
 amount of \$4,800.00

Public Comment

Councilwoman Snow inquired if this includes installation

Mayor Silver provided an overview of the project, elaborating that this is a more expansive improvement, including outside bike rack area. He further added his yearly request to council, asking they donate a portion of their salaries for this project.

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | CP Berglund | X | | | |
| | | Asay | | | X | |
| X | | Bendel | X | | | |
| | | Snow | | | X | |
| | X | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

Resolution 2017-193 Authorizing the Purchase of Handheld Meter Reading
 Device from SENSUS in the amount of \$6,295.00

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | CP Berglund | X | | | |
| | X | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Snow | X | | | |
| | | Thompson | X | | | |
| | | Wudzki | | | | X |
| | | Mayor Silver | X | | | |

ITEMS FOR DISCUSSION

COUNCIL REPORTS

BERGLUND: Leaves are still being brought to the DPW facility. Flower garden has 100 Asiatics added with perennial blooms.

ASAY : Police Department Tow Drive continues. The Fire Company painted the front doors of the bays and look great. First Aid Squad has a new, above ground oil line and abandoned the old line.

BENDEL: the Master Plan is complete, with an added element for historic preservation; other than that, there are no substantial changes.

SNOW: The Recreation Committee has increased from one to nine people. There are plans for more decorations for the Tree Lighting, and encouraged residents to take part on December 3rd at 6pm. The Environment Committee membership is increasing.

THOMPSON: During the Master Plan Hearing, there was a recommendation that the Council address the Historic Preservation elements; Camp meeting ground has beautiful new additions; stated her vote "no" on Maser was due to a lot of new work and is expensive. She further asked if there was an engineering pool to have more competition with professional services.

PRIVILEGE OF THE FLOOR

No comments

Motion to Adjourn: 1st: Bendel 2nd: Asay, and full Council consent.

ADJOURNMENT

Respectfully Submitted,

Municipal Clerk

Mayor Silver

Items of Interest:

- The Island Heights Board of Education regularly scheduled meeting is Wednesday, December 13, 2017 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Planning Board regularly scheduled meeting is Thursday, December 14, 2017 at 7:00 PM held at the borough hall.
- The Central Regional School Board regularly scheduled meeting is Thursday, December 21, 2017 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- All municipal offices will be closed on Monday, December 25, 2017 in observance of Christmas.
- All municipal offices will be closed on Monday, January 1, 2018 in observance of New Year's.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

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Council Member John Bendel
April D. Elley, Newsletter Editor (732) 270-6415

Mayor and Council Newsletter

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Council Meeting December 28, 2017

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2017 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

1. ROLL CALL

| | |
|----------------------------|------------------------|
| Councilmember Asay | Councilmember Snow |
| Councilmember Bendel | Councilmember Thompson |
| Council President Berglund | Councilmember Wudzki |
| Mayor Silver | Attorney O'Connell |

| | Asay | Bendel | Berglund | Snow | Thompson | Wudzki | Mayor Silver | Atty O'Connell |
|---------|------|--------|----------|------|----------|--------|--------------|----------------|
| Present | X | X | X | | X | X | X | X |
| Absent | | | | X | | | | |

2. APPROVAL OF MEETING MINUTES

Resolution 2017-205 Approving Council Minutes of December 12, 2017.

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | | | X | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | | | X | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

3. RESOLUTIONS

Resolution 2017-206 Authorizing Maser Consulting P.A. to provide Professional Services for Preparation and Administration Services Municipal Complex Gravity Sewer Design with correct amount not to exceed \$15,500.00

Public Comment
 Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| X | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-207

Authorize the cancelation of Old Outstanding Checks

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-208

Authorize the Cancellation of Water/Sewer Utility Fund Balances so that unexpended balances may be credited to Surplus.

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-212

Motion to Table Authorizing the Re-Solicitation for the Purchase of Sewage Pumps, Controls and Appurtenances due to inconsistencies within the bid specifications.

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| X | | Asay | X | | | |
| | | Bendel | X | | | |
| | X | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-213

Authorize the Transfer Between Appropriation Accounts in the 2017 Budget

Public Comment

Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Resolution 2017-214

Authorize Change Order #1 from Prestige Construction of New Jersey in the amount of \$9,982.00 for work on the second floor decking for River Ave. Pavilion

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | X | Thompson | X | | | |
| | | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

4. BILL LIST

Resolution 2017-211

Approving the December Bill List

Public Comment
Roll Call

| MOTION | SECOND | NAME | YEAS | NAYS | ABSTAIN | ABSENT |
|--------|--------|--------------|------|------|---------|--------|
| | | Asay | X | | | |
| | | Bendel | X | | | |
| X | | Berglund | X | | | |
| | | Snow | | | | X |
| | | Thompson | X | | | |
| | X | Wudzki | X | | | |
| | | Mayor Silver | X | | | |

Mayor Silver thanked John Bendel for his time, dedication and service to the Borough of Island Heights. All of the Council Members present also thanked John for his voice and dedication.

6. PRIVILEGE OF THE FLOOR

Bill Richert – Fire Code Official asked that the Engineer check into the maximum capacity for the second floor of the pavilion.

Motion to adjourn by Mr. Bendel second by Mr. Berglund. Unanimous Voice Vote.

Respectfully Submitted,

Municipal Clerk

Mayor Silver

Items of Interest:

- The Central Regional Board of Education re-organization meeting is Thursday, January 4, 2018 at 7:00 PM at the Board of Education building, Forest Hills Parkway, Bayville.
- The Island Heights Board of Education regularly scheduled meeting is Wednesday, January 10, 2018 at 6:15 PM held at the Island Heights Grade School, 115 Summit Avenue, Island Heights.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, January 23, 2018 at 7:00 PM held at the borough hall.
- All borough offices will be closed on Monday, February 12, 2018 in observance of Lincoln’s Birthday.
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, February 13, 2018 at 7:00 PM held at the borough hall.
- All borough offices will be closed on Monday, February 19, 2018 in observance of Presidents’ Day .
- The Island Heights Mayor and Council regularly scheduled meeting is Tuesday, February 27, 2018 at 7:00 PM held at the borough hall.

FREE RABIES CLINIC

Saturday, January 20, 2018 From 10:00 AM to 11:00 AM at Island Heights Public Works Building, Corner of Lake and Laurel Avenues

DOG & CAT LICENSES ARE TO BE RENEWED JANUARY 1 OF EACH YEAR

* Proof of Current Rabies Required, Spaying/Neutering Certificate to obtain \$3.00 discount

Cat & Dog Fee: \$10.00 Proof Spayed/Neutered: \$7.00

In addition, a Late Fee of \$5.00 will be imposed February 1 and an additional \$1.00 each month late thereafter.

The Municipal Clerk's Office, Tax Collector & Water/Sewer Office, are open Monday – Thursday 8:00 AM until 3:00 PM (closed Friday) and Monday evening 6:00 PM until 8:00 PM. Finance & Purchasing are open Wednesday 9:00 AM to 3:00 PM, Building Department & Fire Official, Tax Assessor and Municipal Court are open Monday evening 6:00 PM until 8:00 PM. Please call the borough hall at (732) 270-6415 for days and times of offices not listed above.

mayorcouncil@islandheightsboro.com

Council Member John Bendel

April D. Elley, Newsletter Editor (732) 270-6415