

Mayor and Council Newsletter

Borough of Island Heights
One Wanamaker Municipal Complex
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Official Council Meeting Minutes

May 24, 2022

MAYOR DOYLE READ THE FOLLOWING:

This Regular Meeting of the Mayor and Council of the Borough of Island Heights is Hereby Called to Order. Notice of this Meeting was Provided in Accordance with the Open Public Meetings Act by Publication in the Asbury Park Press and the Star Ledger on December 15, 2021 and Notice was Also Posted on the Bulletin Board at the Municipal Building, on the Borough Television Channel and the Borough Website.

MAYOR DOYLE LEAD ALL IN THE:

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

MAYOR DOYLE REQUESTED THE:

ROLL CALL OF THE MAYOR AND COUNCIL AND BOROUGH PROFESSIONALS:

Council Member Baxter	Present X	Absent_____
Council Member Fumo	Present X	Absent_____
Council Member Gabriel	Present_____	Absent X (excused)
Council Member Pendleton	Present X	Absent_____
Council President Thompson	Present X	Absent_____
Council Member Weber	Present X	Absent_____
Mayor Doyle	Present X	Absent_____
Borough Attorney Mr. Zabarsky	Present X	Absent_____

MAYOR DOYLE INTRODUCED:

ORDINANCE 2022-05 – FINAL READING – PUBLIC HEARING – PROPOSED ADOPTION

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, A CAPITAL ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS TO THE MUNICIPAL OFFICES COMPLEX OF THE BOROUGH OF ISLAND HEIGHTS, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY AND APPROPRIATING TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) THEREFORE

MAYOR DOYLE READ THE FOLLOWING:

The Public Hearing on Proposed Ordinance 2022-05 is now open. Persons who wish to be heard, please ask to be recognized and State your Name for the Record:

Public Comments:

None

Motion to Close Public Hearing:

Motion: Ms. Thompson
Second: Mr. Baxter

Voice Vote: Yes: Unanimous No: _____

Mayor Doyle Entertained a:

Motion to Adopt Proposed Ordinance 2022-05 as Proposed:

Motion: Ms. Thompson
Second: Mr. Weber

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes</u> /No	<u>Yes</u> /No	Yes/No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No
Abs.	Abs.	<u>Abs.</u>	Abs.	Abs.	Abs.	Abs.

ORDINANCE 2022-05

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, A CAPITAL ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS TO THE MUNICIPAL OFFICES COMPLEX OF THE BOROUGH OF ISLAND HEIGHTS, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY AND APPROPRIATING TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) THEREFORE

THE MAYOR AND COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1.

The improvements described in Section 2 of this ordinance are hereby authorized to be undertaken by the Borough of Island Heights, County of Ocean, State of New Jersey (the "Borough"), as general capital improvements. For the improvements or purposes described in Section 2, there is hereby appropriated the sum of \$200,000.00 as required by the Local Bond Law. The total sum is now available by virtue of surplus funds available within the Capital Improvement Fund.

SECTION 2.

The Borough hereby authorizes the appropriation of \$200,000.00 from the Capital Improvement Fund for various improvements to the Municipal Offices Complex, including but not limited to exterior siding repairs, painting, flooring, replacement of windows and paving and repair of the adjoining parking lot, and including all other necessary or desirable structures, appurtenances and work or materials, costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.

SECTION 3.

The improvements described in Section 2 of this ordinance are not current expenses. They are all improvements or purposes that the Borough may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

SECTION 4.

Any grant moneys received for the purposes described in Section 2 hereof shall be applied to the direct payment of the cost of the improvements.

SECTION 5.

The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget will be filed with the Division of Local Government Services.

SECTION 6.

This ordinance shall take effect immediately upon final adoption and publication as required by law.

MAYOR DOYLE INTRODUCED:

ORDINANCE 2022-06 – FINAL READING – PUBLIC HEARING – PROPOSED ADOPTION

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, A BOND ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER UTILITY CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROPRIATING ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) THEREFORE AND AUTHORIZING THE ISSUANCE OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF

Mayor Doyle read the Following:

The Public Hearing on Proposed Ordinance 2022-06 is now Open, Persons wishing to Comment, please ask to be recognized and State Your Name for the Record:

Public Comments:

None

Motion to Close Public Hearing:

Motion: Ms. Thompson
Second: Mr. Weber

Voice Vote: Yes: Unanimous No:_____

Mayor Doyle Entertained a:

Motion to Adopt Proposed Ordinance 2022-06 as Proposed:

Motion: Ms. Thompson

Second: Ms. Pendleton

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	Yes/No	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	<u>Abs.</u>	Abs.	Abs.	Abs.	Abs.

ORDINANCE 2022-06

AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, A BOND ORDINANCE PROVIDING FOR VARIOUS WATER AND SEWER UTILITY CAPITAL IMPROVEMENTS IN AND BY THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPROPRIATING ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) THEREFORE AND AUTHORIZING THE ISSUANCE OF ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) OF BONDS OR NOTES OF THE BOROUGH FOR FINANCING THE COST THEREOF

THE MAYOR AND COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY (not less than two-thirds of the full membership thereof affirmatively concurring), DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Appropriation for Project-Down Payment

The improvements described in Section 3 of this Bond Ordinance are hereby respectfully authorized as general capital improvements to be made to the water and sewer utility systems of the Borough of Island Heights, County of Ocean, State of New Jersey (the “Borough”). For said improvements or purposes stated in Section 3, there are hereby appropriated the sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00). No down payment is required as the purposes authorized herein are deemed self-liquidating and the obligations authorized herein are deductible from the gross debt of the Borough, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. Authorization of Bonds

For the financing of said improvements or purposes and to meet the ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) appropriation, negotiable bonds of the Borough are hereby authorized to be issued in the maximum principal amount of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) pursuant to the Local Bond Law of New Jersey (the "Local Bond Law") and any other law applicable thereto. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes stated in Section 3, negotiable note(s) of the Borough in the maximum principal amount of ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. Description of Project

The improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the appropriations made for and the estimated costs of such purposes (including all work or materials necessary therefore or incidental thereto), and the estimated maximum amount of bonds or notes to be issued for such purposes are as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>AMOUNT OF BONDS OR NOTES</u>
(a) Painting Inside of the Water Treatment Plant, including all other necessary or desirable structures, appurtenances and work or materials, all as shown on and in accordance with the plans and specifications therefore on file in the office of the Borough Clerk and hereby approved, including the costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	\$100,000.00	\$100,000.00
(b) Purchase of Camera for Viewing Sewer Lines	\$20,000.00	\$20,000.00
(c) Various Utility Infrastructure Improvements, including all other necessary or desirable structures, appurtenances and work or materials, costs of surveying, construction planning, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	\$30,000.00	\$30,000.00
TOTAL	<u>\$150,000.00</u>	<u>\$150,000.00</u>

Section 4. Authorization of Notes

In anticipation of the issuance of said bonds and to temporarily finance said improvements, negotiable notes of the Borough in a principal amount equal to the said principal of bonds not exceeding ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00) are hereby authorized to be issued pursuant to the limitations prescribed by the Local Bond Law. All such note(s) shall mature at such time as may be determined by the Chief Financial Officer or such other Financial Officer designated by Resolution for these purposes (both being hereinafter referred to in this Section as Chief Financial Officer); provided that no note shall mature later than one (1) year from its issue date. Such note(s) shall bear interest at a rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with any note(s) issued pursuant to this Ordinance, and the signature of the Chief Financial Officer upon such note(s) shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell the note(s) from time to time at public or private sale in such amounts as the Chief Financial Officer may determine and not less than par, and to deliver the same from time to time to the purchasers thereof upon receipt of the purchase price plus accrued interest from their dates to the date of delivery thereof as payment thereof. Such Chief Financial Officer is authorized and directed to report in writing to the Mayor and the Commission of the City at the meeting next succeeding the date when any sale or delivery of the note(s) pursuant to this Ordinance is made. Such report shall include the amount, the description, the interest rate, the maturity schedule of the note(s) sold, price obtained and the name of the purchaser. All note(s) issued hereunder may be renewed from time to time for periods not exceeding one (1) year for the time period specified in and in accordance with the provisions and limitations of N.J.S.A. 40A:2-8(a) of the Local Bond Law. The Chief Financial Officer is further directed to determine all matters in connection with said note or notes and not determined by this Ordinance. The Chief Financial Officer's signature upon said note(s) shall be conclusive evidence of such determination.

Section 5. Capital Budget

The capital budget of the Borough of Island Heights is hereby amended to conform with the provisions of this bond ordinance. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program is on the file with the Clerk and is available there for public inspection.

Section 6. Additional Matters

The following additional matters are hereby determined, declared and recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the Borough may lawfully require or make as a general improvement, and no part of the cost thereof has been or shall be specifically assessed on property specifically benefited thereby.

(b) The period of usefulness of said purposes authorized herein as determined in accordance with the Local Bond Law is **35.99 years**.

(c) The supplemental debt statement required by the Local Bond Law has

been duly prepared and filed in the office of the Borough Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by ONE HUNDRED FIFTY THOUSAND DOLLARS (\$150,000.00), and that the net debt of the Borough determined as provided in the Local Bond Law is not increased by this bond ordinance. The said obligations authorized by this bond ordinance will be within the debt limitations prescribed by the Local Bond Law.

(d) Amounts not exceeding **TEN THOUSAND DOLLARS (\$10,000.00)** in the aggregate for interest on said obligations, costs of issuing said obligations, architectural, engineering and inspection costs, legal expenses, a reasonable proportion of the compensation and expenses of employees of the Borough in connection with the acquisition of such improvement and property as authorized herein, and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law have been included as part of the costs of said improvement and are included in the foregoing estimate thereof.

(e) This bond ordinance authorizes obligations of the Borough solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for a purpose that is deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(c).

Section 7. Ratification of Prior Actions

Any action taken by any officials of the Borough in connection with the improvements described in Section 3 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this bond ordinance and shall be deemed to have been taken pursuant to this bond ordinance.

Section 8. Application of Grants

Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. Full Faith and Credit

The full faith and credit of the Borough are hereby pledged to punctual payment of the principal and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all of the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 10. Official Intent to Reimburse Expenditures

The Borough reasonably expects to reimburse any expenditures towards the cost of the improvement or purpose described in Section 3 of this bond ordinance and paid prior to the

issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same “control group” as the Borough, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the Borough’s official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section yield restrictions or arbitrage rebate requirements.

Section 11. Effective Date

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

MAYOR DOYLE INTRODUCED THE:

APPROVAL OF PRIOR MEETING MINUTES

Resolution 2022-96 Approving the Proposed Minutes for the Regular Meeting of the Mayor and Council Conducted on May 10, 2022 (By Title)

Motion: Ms. Pendleton
Second: Mr. Fumo

Comments/Discussion: None

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes</u> /No	<u>Yes</u> /No	Yes/No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No
Abs.	Abs.	<u>Abs.</u>	Abs.	Abs.	Abs.	Abs.

MAYOR DOYLE INTRODUCED THE:

RESOLUTIONS ON THE CONSENT AGENDA

Resolution 2022-97 Approving the Hiring of Cindy Hummel as a Part Time Administrative Assistant at an Hourly Rate of \$15.00 with an Effective Date of May 14, 2022

Motion: Mr. Weber
Second: Mr. Fumo

Resolution 2022-98

Approving the Use of the Wanamaker Field for Soccer Instruction by Soccer Shots on Thursdays from July 7, 2022 to September 1, 2022, Between the Hours of 5:00 P.M. and 7:30 P.M. (By Title)

Motion: Mr. Baxter
Second: Ms. Thompson

Resolution 2022-99

Authorizing the Mayor and the Borough Clerk to Enter Into an Agreement for the Purchase of a Gem Electric Vehicle via a Sourcewell Contract in an Amount Not to Exceed \$11,865.53 (By Title)

Motion: Mr. Weber
Second: Mr. Fumo

Comments/Discussion by Council Members of Items on the Consent Agenda:

Mayor Doyle – The Gem electric vehicle will be used by the Offices of Code Enforcement, Construction and Zoning during the warm weather months.

Mr. Fumo – I support the electric vehicle and I think it will give more visibility to our enforcement efforts.

Ms. Thompson – I think that purchasing an electric vehicle for these uses is a great idea.

Comments/Discussion from the Floor on Items on the Consent Agenda:

No comments

Mayor Doyle entertained a:

Motion for Adoption of all of the Resolutions on the Consent Agenda:

Motion: Ms. Pendleton
Second: Ms. Thompson

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes/No</u>	<u>Yes/No</u>	Yes/No	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>	<u>Yes/No</u>
Abs.	Abs.	<u>Abs.</u>	Abs.	Abs.	Abs.	Abs.

MAYOR DOYLE INTRODUCED THE:

BILL LIST AND PROCUREMENTS

Resolution 2022-100

Approving Payment of all of the Items on the Bill List Submitted by the Purchasing Agent (By Title)

Motion: Ms. Pendleton

Second: Mr. Fumo

Discussion/Comments: None

Voting Record:

Mr. Baxter	Mr. Fumo	Mr. Gabriel	Ms. Pendleton	Ms. Thompson	Mr. Weber	Mayor Doyle
<u>Yes</u> /No	<u>Yes</u> /No	Yes/No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No	<u>Yes</u> /No
Abs.	Abs.	<u>Abs.</u>	Abs.	Abs.	Abs.	Abs.

MAYOR DOYLE INTRODUCED THE:

DISCUSSION & PRIVILEGE OF THE FLOOR (Public Comment):

Luis Taveras – I think that the Borough should consider selling a family recreation badge.

MAYOR DOYLE INTRODUCED THE:

COUNCIL MEMBER REPORTS

Mayor Doyle – Please consider supporting the upcoming Casino Night at the Island Heights Yacht Club on the evening of June 4th. The event is to benefit the Island Heights Education Foundation for the benefit of our Elementary School.

The demolition of our Fire Station will begin soon to allow the construction of a new building by our Fire Company.

Our spring/summer DOT funded road improvement projects are now underway and will impact the east end of town in the area of East End and Bay Avenues as well as the Camp Meeting and Highland Avenue areas in the center of town. At the Camp Meeting Grounds, we will be removing the asphalt to restore the path as it was, to help the trees and discourage driving in that area.

At Long Point, we are well into Phase III of the project working to save and restore the beach area as well as the trees along the shore line.

We have been planting new trees on Borough property all over town to add to the health of our tree canopy.

We are obtaining bids now to repair and repave the Wanamaker complex to improve drainage and restore some of the grass where parking is no longer needed.

Mr. Fumo – Our Elementary School is preparing for their spring concert and their Flag Day Celebration on June 14th; all are welcome to attend.

Graduations are upcoming for our students at Central Regional Middle and High Schools (June 16th and 17th)

The work of the Friends of the Library continues with the beautification of the gardens in front of the building.

Mr. Weber – Please send news and announcements about community events to our Borough Clerk to have them promoted on the Borough Television Channel and Website.

Our Tax Collector will be issuing estimated property tax bills the last week of June.

Ms. Thompson – Our thanks to John Pendleton for his work repairing the water piping and hoses at our Community Garden.

Our First Aid Squad had a crew out for the River to Bay 5K in very poor weather conditions and we appreciate their dedication.

Our Quality of Life Task Force has been discussing ways to get our young people involved in organized activities and volunteering in our community, a vetted and nationally supported volunteering network can be found at; <https://americorps.gov/>

Mr. Baxter – Our Code Enforcement and Administrative Staff have sold 640 Annual Recreation badges to date.

Our Construction Office has performed 248 inspections for the protection of our residents and generated over \$30,000.00 in revenue.

Ms. Pendleton – Our DPW has been busy with general waste water line maintenance and lots of landscaping work including mowing all of our Borough Parks and property. They continue with planting, weeding and mulching.

The garden surrounding the new Wanamaker Gazebo has been planted with lilies and hydrangeas and mulched. The columns have been painted and we now have hoses to reach the plantings and the trees and they are being watered regularly until established. The paver walkway to the Gazebo and the interpretive sign will be installed beginning on June 6th with grey pavers to match the Post Office area.

The Salem Oak will be planted tomorrow morning at the Wanamaker Complex.

Unfortunately, our DPW yard area is very backed up with piles of yard waste. Our roll-off truck that is used to haul the dumpsters to the County is in for hydraulic repairs but it should be finished tomorrow.

Another load of mulch for our residents from the County is scheduled to arrive next week.

The sink hole on Chestnut Ave. that was “swallowing up cars” has been repaired. It was a softball size hole with a fourteen inch opening beneath. It was filled with stone and will be patched with asphalt this week.

Our Cultural and Heritage Association reminds every one of their Garden Tour on Saturday, June 25th from 10 AM to 4 PM, tickets are \$25.00 and can be purchased every Saturday till the tour and the day of at the cottage. Their June 20th program will feature a Joshua Huddy impersonator to tell the story of Joshua Huddy and Toms River’s roll in the American Revolution.

The meeting was Adjourned by Unanimous Consent at 7:25 PM.

Respectfully Submitted,

**Sean Asay
Borough Clerk**