

The **July 27, 2016** meeting of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Mayor O'Brien at 7:00 p.m. in the Frank E. Adams Municipal Building.

## **ROLL CALL**

### Present:

Councilman Christopher Campion  
Councilman Arthur Herner  
Councilman Robert Merriken  
Councilwoman Sara King  
Councilman James Shuler  
Mayor Thomas O'Brien

### Absent:

Councilman Thomas Vorbach

### Also Attending:

Janine Gillis, Borough Clerk  
Joseph J. Delaney, Jr., Administrator  
Gary McLean, Esq., Borough Attorney

## **EXECUTIVE SESSION: Resolution No. R2016-124**

\* **Personnel:** Public Works Employees / Ordinance 2016-06 Salary & Wages for 2016

Borough Clerk, Janine Gillis read the resolution into the record.

On a motion by Mr. Campion, seconded by Mr. Shuler, Resolution R2016-124 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler

Nays: None Abstain: None Absent: Mr. Vorbach

## **8:00 p.m. - PUBLIC SESSION: CALL TO ORDER •SILENT REFLECTION •PLEDGE OF ALLEGIANCE**

## **ROLL CALL**

### Present:

Councilman Christopher Campion  
Councilman Arthur Herner  
Councilman Robert Merriken  
Councilwoman Sara King  
Councilman James Shuler  
Councilman Thomas Vorbach  
Mayor Thomas O'Brien

### Absent:

None

### Also Attending:

Janine Gillis, Borough Clerk  
Joseph J. Delaney, Jr., Administrator  
Gary McLean, Esq., Borough Attorney

## **OPEN PUBLIC MEETINGS ACT STATEMENT OF COMPLIANCE**

Mayor O'Brien announced: Pursuant to the requirements of New Jersey's Open Public Meetings Act, notice of this meeting was included in the Annual Meeting Notice filed in the Office of the Borough Clerk; posted on the Borough website and in the Municipal Building; published as a legal notice in the Coast Star newspaper; and mailed to those requesting notice and providing payment in accordance with Borough policy.

## **APPROVE AGENDA**

Mayor O'Brien requested to add Resolution 2016-131, Appointing a Public Works Employee to the agenda; he asked for a motion to approve the agenda with the amendment.

On a motion by Mr. Shuler seconded by Mrs. King, the agenda was approved as amended by the following vote:

Ayes: Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach

Nays: None Abstain: None Absent: Mr. Campion

**APPROVE MINUTES**

- July 11, 2016 – Regular Session

On a motion by Mr. Shuler, seconded by Mr. Merriken the minutes of July 11, 2016 Regular Session were approved, by the following vote:

Ayes: Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None      Abstain: Mr. Champion      Absent: None

**PRESENTATIONS** - None

**SCHEDULED PUBLIC HEARINGS** - None

**PUBLIC COMMENT (Agenda items only)**

Mayor O'Brien opened the meeting to the public; none presented

On a motion by Mr. Merriken, seconded by Mrs. King the public comment period was closed; roll call taken as follows:

Ayes: Mr. Champion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None      Abstain: None      Absent: None

**DISCUSSION ITEMS**

- Capital Program Status report

Mr. Delaney updated Mayor and Council as to outstanding capital projects, the following were his comments.

- The Energy Audit Grant has been submitted, we've received comments and working on them now. The Monmouth County Open Space Grant application received, the submission deadline is September 14, 2016. We're looking to submit for improvements to the playground equipment and there will be a public hearing at the next meeting on August 15, 2016. Mr. Herner added that the equipment there is outdated, there are some drainage issues and we're also looking to supply some shade to the play area. The Mayor asked about the finances, Mr. Delaney added that it's a 50% match.
- The Borough is not eligible for the Community Development Block Grant this year.
- The Safe Streets to School grant has been submitted.
- Unfortunately, the funding for the NJDOT grant funding is on hold by the State, so the project is on hold. He added that Joe May has suggested doing the most crucial part of the work on Jeannette using the funds that the Borough has already allocated for the project.
- Mercer Ave is also a NJDOT grant which is now on hold as well.
- The bids have been received for the Roll-Off Truck, he expects to award at the next meeting.
- DPW Site Remediation samples were taken, all were below standards.
- Community Center Improvements; we're awaiting revised plans
- NJ Natural Gas will be replacing gas lines: letters were sent to residents that will be affected. We will possibly replace fire hydrants prior to the repaving.
- Drainage issue at Park Ave & Rt 71 are slated for the future; Brighton Lane has become a priority. Mr. Herner asked if there will be additional camera work, Mr. May replied yes, although there is enough information to start the project. Mr. Herner requested that the camera look at Prospect & Lake as it seems that the same situation exists at this location and will need work.
- Drainage on Ludlow and the Railroad: we've asked NJ Transit to make some improvements before we start.
- Mr. Champion requested that crosswalks be done on Ocean Road at the Community Center and one other location at the engineer's discretion and on Wall Road. It should be detailed like the crosswalk on Allaire Road by the park. Mr. Champion stated that it should be done immediately before there is a

pedestrian accident. Mayor O'Brien asked if any council members opposed this, all were in agreement that it was necessary.

- Well Inspections are scheduled for September
- Fire Hydrant Replacement is ongoing.
- Closure of Well #4, 3 bids were received, all were over the estimate; at the next meeting there will be a resolution rejecting all the bids.
- Metering has started on the list of unmetered services, 2 of the locations have been metered
- Pump Station Improvements at Shore Road, proposals have been received and recommendations will be addressed at next meeting
- Fairway Mews Pump Station has become a low priority, revisions to the project may be necessary.
- The Jet/Vac vehicle has been received and is in service.
- Utility Vehicle is scheduled for purchase at the end of the year.

## **MAYOR & COUNCIL REPORTS/ANNOUNCEMENTS**

Councilman Merriken – No report

Councilman Shuler – reported that Public Works picked up another 20 tons of bulky trash last week at the North end of town and Fairway Mews. He also announced that on August 6<sup>th</sup> in the school parking lot Monmouth County will have a shredding day. He wanted to comment on the professionalism of Sgt. Gunnell and Officer Ramp, there was an incident that they responded to, they are a credit to the department. He also announced about a Spring Lake Heights resident that graduated from our school and was an honors graduate from Manasquan High School, Leslie Hayes. She is addressing the United Nations in her role as an Environmentalist Engineer; the council offered their congratulations.

Councilwoman King –She passed on a request from Chief Petriken to keep Michael Johnson a former police department employee for many years to keep him in your prayers as he is very ill. Mrs. King requested residents to encourage the children to wear their helmets when riding bikes and to be cautious when driving. In many areas of town there aren't sidewalks so the children are riding in the street, please use caution.

Councilman Campion – no report

Councilman Vorbach – no report, he offered thanks to Jay, Joe and Janine for the grant work they do.

Councilman Herner – reported that registration for soccer has started.

## **REPORTS, NOTICES & CORRESPONDENCE**

- Municipal Court Report – June 2016
- Spring Lake Heights Monthly Police Report – June 2016
- Water-Sewer Utility Revenue – 2016
- JCP&L Public Hearing Notice- proposed changes on residential charges
- Letter & Resolution from Monmouth County Board of Chosen Freeholders, Opposing JCP&L Reliability Project

Mayor O'Brien announced that Monmouth County Mosquito Control will be spraying tomorrow.

## **ORDINANCE INTRODUCTIONS**    None

## **RESOLUTIONS**

▪ **R2016-125** Certifying that Members of Borough Council have reviewed the Annual Audit for the year 2015  
On a motion by Mr. Campion, seconded by Mr. Vorbach, Resolution No. R2016-125 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None    Abstain: None    Absent: None

▪ **R2016-126**, Approving fireworks display July 30, 2016 – Spring Lake Golf Club

On a motion by Mr. Vorbach, seconded by Mr. Merriken, Resolution No. R2016-126 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

- **R2016-127**, Authorizing an agreement with Monmouth County for the installation of a traffic light at Old Mill Rd & Warren Ave

On a motion by Mrs. King, seconded by Mr. Merriken, Resolution No. R2016-127 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

- **R2016-128**, Authorizing a tax lien redemption Block 60 Lot 6

On a motion by Mr. Merriken, seconded by Mrs. King, Resolution No. R2016-128 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

- **R2016-129**, Authorizing a tax lien redemption Block 60 Lot 4

On a motion by Mr. Campion, seconded by Mrs. King, Resolution No. R2016-129 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

- **R2016-130**, Approving payment of claims on the July 22, 2016 Bill List.

On a motion by Mr. Merriken, seconded by Mr. Shuler, Resolution No. R2016-130 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

- **R2016-131**, Appointing a Full Time Public Works Employee

On a motion by Mr. Campion, seconded by Mr. Vorbach, Resolution No. R2016-131 was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach  
Nays: None Abstain: None Absent: None

### **PUBLIC COMMENT (Any item)**

Zachary Ramp – Spring Lake Heights Police Officer announced that the department will be having a speed enforcement detail in the effort to stop the speeding through our town. The department did a survey for 2 hours on Wall Road that indicated in that time period there were 39 vehicles that traveled above the 25 mile per hour speed limit. He asked Mayor and Council to consider purchasing a hand held monitor to read a motor vehicle's speed which is more accurate and the officers would be able to use an unmarked vehicle. Councilwoman King asked Zach to show the new body cameras that the officers are now required to wear. Officer Ramp showed the camera and explained that there is a set criteria for the camera being turned on.

John Tangeman 564 Atlantic Ave stated that he was a member of the Spring Lake Heights Board of Adjustment and he recalls that the Borough Engineer had put together a map of town that highlighted primary streets in town that would benefit most from sidewalk installation. Mr. May was in attendance at the meeting and stated that the map had been presented to Mayor and Council; recommendations were made but that no further steps were taken. Mr. May stated that he would present it again to Mayor and Council.

Nancy Hayduk 809 Central Avenue reminded council that at their last meeting she asked about an additional salary and wage ordinance that indicated the exact salaries for 2016 for each employee. At that meeting

she felt that the Mayor understood her request and she felt that it was going to happen, it was not on the agenda tonight. She offered that a resident can only petition salaries when they are listed as an ordinance, it cannot be petitioned as a resolution. She offered that the ordinance was published on July 21<sup>st</sup> and based on voters in Spring Lake Heights she would need about 200 signatures. Mr. Campion asked if she was looking for a second ordinance; she replied yes. Mr. Campion replied that he didn't have a problem with that, Attorney McLean added that it isn't necessary. He explained the options in which it could get done. The manner in which it has been done is correct; an ordinance setting the salary ranges and then a resolution setting a salary for each employee. Ms. Hayduk asked who wrote the ordinance; Mr. Campion replied that salaries were included in the budget process anticipating what the raises would be.

Kat Crippen 564 Atlantic Ave echoed the sidewalk installation, vehicles are larger and it's become dangerous to walk through town. She asked Borough Clerk if Public workers' salaries are immediately available, Janine replied yes. Ms. Crippen stated she would send an OPRA.

Mr. Herner added that he thought curbing through town was even more necessary.

Owen Quinn 917 Park Avenue thanked Mayor and Council for their service to the town. He wanted to inquire on behalf of Matt McKean from Spring Lake Golf Club. They are having an event and were looking to set up a viewing area and asked about borrowing the bleachers from Allaire Rd Park. Mayor and Council agreed to allow provided if damaged they replace.

Kara Matunas 812 Central Avenue thanked Mr. Campion about the crosswalks on Ocean Road by the Community Center, she also suggested that the same should be done up by Ocean Road Park and by Dunkin Donuts. Mayor O'Brien pointed out that this is a state highway.

Eric Bennett 903 Ocean Road thanked Mayor and Council for the crosswalks as well and for the installation of some shade for the park area. He pointed out that some No Parking signs were missing from areas on Ocean Road and requested that they be replaced.

Kathy Hahn 810 Central Avenue also thought the crosswalks were great and felt that sidewalks were necessary in areas of town such as Shore Road. She announced that National Night Out is August 2<sup>nd</sup>, there's a block party on her street and that everyone should come out for the event, she would like to see more community events.

Mr. Herner added that he agreed, it seems that there's a lot of involvement with the school but has died down with town events.

Mrs. Hahn pointed out that next year is the borough's anniversary; we need to organize and put some events together. Mr. Herner added that previously there were events at Allaire Road Park and the Community Center was set up as a museum.

Officer Ramp announced that National Night Out is held at the Sea Girt Army Camp; that the surrounding municipalities do a joint event which has grown. He offered that the department would love to get involved with community sponsored events.

Eileen Eilenberger 1215 Pond Road inquired about speed limit signs on Allaire Road and Ocean Road. The new configuration has helped but she thought the signs indicating your speed would be helpful. Councilwoman King stated that she had just asked Mr. Delaney to get quotes for new signs. She asked if trees were going to be placed at the community center park for shade; there's no way to water them; Mr. May replied that the shade would be coming from umbrellas or some other type of protection not necessarily trees. She announced that next year is the borough's 90<sup>th</sup> anniversary; Mayor O'Brien added that the process should start for a celebration

Keenan Reynolds asked about Ordinance No. 2016-07 the Little League; Mr. Delaney replied that late Friday, Green Acres gave their comments, there's some minor revisions and that the ordinance would be

Borough Council Meeting

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slated for a public hearing at the next meeting, August 15, 2016

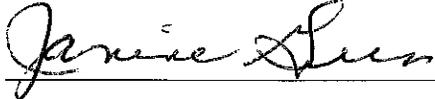
On a motion by Mr. Campion, seconded by Mr. Merriken the public comment period was closed; roll call taken as follows:

Ayes: Mr. Campion, Mrs. King, Mr. Herner, Mr. Merriken, Mr. Shuler, Mr. Vorbach

Nays: None Abstain: None Absent: None

### ADJOURNMENT

There being no further business, on a motion by Mr. Campion, seconded by Mr. Merriken, the meeting was adjourned without objection at 9:33 p.m.



Janine Gillis, Borough Clerk

Approved: August 15, 2016