

**The January 9, 2017** meeting of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Mayor Thomas O'Brien at 8:00 p.m. in the Frank E. Adams Municipal Building.

Mayor O'Brien administered the Oath of Office to Richard Diver as a member of the Borough Council  
Borough Council (3 Year Term expires 12/31/2019).....Richard Diver

**OPEN PUBLIC MEETINGS ACT STATEMENT OF COMPLIANCE**

Mayor O'Brien reported the meeting was being conducted pursuant to the requirements of the N.J. Open Public Meetings Act with notice included in the annual notice of meetings sent to the Coast Star and Asbury Park Press; posted on the bulletin board in the Municipal Building and on the Borough website.

**APPROVE AGENDA** – Mayor O'Brien requested that the agenda be amended to add the swearing of Richard Diver as a member of the Borough Council.

Present:

Councilman Richard Diver  
Councilman Christopher Campion  
Councilwoman Sara King  
Councilman Robert Merriken  
Councilman James Shuler  
Councilman Joseph Tompey  
Mayor Thomas O'Brien

Absent:

Also Attending:

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

**APPROVE AGENDA**

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

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey  
Nays: None      Abstain: None      Absent: None

**APPROVE MINUTES**

▪ **December 12, 2016**

On a motion by Mr. Merriken seconded by Mr. Shuler, the minutes of December 12, 2016 were approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Merriken, Mr. Shuler  
Nays: None      Abstain: Mr. Diver, Mr. Tompey      Absent: None

▪ **January 1, 2017**

On a motion by Mr. Campion, seconded by Mr. Shuler, the minutes of January 1, 2017 were approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey  
Nays: None      Abstain: Mr. Diver      Absent: None

**PRESENTATIONS** - None

**SCHEDULED PUBLIC HEARINGS** - None

**PUBLIC COMMENT (Agenda items only)** None Presented

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

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey  
Nays: None      Abstain: None      Absent: None

**DISCUSSION ITEMS**

## ▪ Cleanup Ordinance Items

Borough Administrator, Jay Delaney explained that at a previous council meeting there was discussion on proposed changes to the recycling calendar, in particular the Bulky Trash pickup. Tonight on the dais he left an e-mail from Mr. Campion that listed some suggestions regarding Bulky pickup and the current regulations regarding the same. He reminded all that the change this year was to limit bulk pickup to 5 items; the pick-up is once a month in each zone. He stated that our current ordinance allows for Mayor and Council to make changes via the adoption of a resolution.

Mr. Campion has gotten feedback from the residents about the 5 piece limit. He added that the 5 piece rule is subjective and that he and Mr. Shuler discussed some options. The first was that any resident having work done at their home by a commercial contractor such as a new appliance, cabinets, fence, etc. the contractor should remove. Another suggestion is that each resident could have 1 major clean out a year; this would be defined by a definitive size of the allowable pile; length, width and height measurement that a resident would use as a guide. Mr. Campion added that DPW could be mindful of a residence consistently having the same items to be picked up; this could be someone using our pickup to discard from their business; this would not be allowed.

Mr. Campion pointed out the cost to the borough to dispose of trash and recycling is very expensive; last year the cost for trash was approximately 94,000.00 and bulky trash was approximately \$35,000.00.

Mayor O'Brien stated that he liked the idea of a size description for bulky trash.

Council members offered various suggestions to improve the bulky trash pickup. Some of which included; limiting the number of pick up days, changing to quarterly pick up from the present monthly pickup, or allowing residents to call for a major pickup once a year.

Mr. May offered that the change was to deter the person that month after month you go and they have trash out from curb to curb.

Mrs. King offered many years ago pickup was spring and fall. Mr. May liked the idea of a spring and fall pickup, it could be done for a full week in each zone. She offered that having the ability to call and set up a special pickup is something to consider. She felt that the change from Monday to Thursday has been a big impact because weekend residents put it out on Sunday or Monday when they've left and therefore it sits out until the Thursday pickup. Mr. May explained that the change to Thursday is because of the many Monday holiday's and the heaviest day for garbage pickup is Monday.

Mr. Campion offered that the 5 piece rule should not be enforced; council members agreed. Mayor O'Brien offered another suggestion that if someone has a special pickup and exceeds the limit to pay a fee.

It was suggested that if any changes are made, a new calendar be mailed out or use the reverse 911 message out. It was also suggested that residents have a sticker or be required to present ID when they go to the borough yard. Mayor O'Brien thought we couldn't enforce this without having someone at the yard. Mr. May stated that the visits to the yard have improved a lot, the outside visitors has decreased.

Mr. Campion want to make sure a resolution was needed to eliminate the 5 piece rule; Attorney McLean replied no since the change wasn't done by resolution to the 5 item rule.

Mayor O'Brien asked Mr. Delaney to put some alternatives together to implement for the second half of the year.

**MAYOR & COUNCIL REPORTS/ANNOUNCEMENTS**

Mayor O'Brien announced that he was appointing Nancy Hayduk, Fred Manger, Roy Francolino & Stephen Clark to the Planning Board.

Councilman Diver – No Report

Councilman Campion – No Report

Councilman Shuler – announced that Public Works did a great job on the snow clean up this past weekend.

Councilwoman King – No Report

Councilman Merriken – No Report

Councilman Tompey – No Report

#### **REPORTS, NOTICES & CORRESPONDENCE**

- Monthly Police Department Report – November 2016
- Municipal Court Revenue – November 2016
- Spring Lake Heights Monthly Revenue Report-December 2016
- Public Hearing-South Monmouth Regional Sewerage Authority Connection Fee on January 12, 2017
- Howell Township Resolution 2016-418.Supporting the filing of complaint by NJ Association Counties Re: Criminal Justice Reform Act
- Freehold Borough Resolution 172-16 Supporting painting of a Thin Blue Line

Mrs. King announced that she had heard on the news this evening that the Federal Government issued an order to Clark Township directing them to remove the Thin Blue Line that had been painted in their town; it's apparently a violation. The Blue line represents handicap parking spaces.

- NJ Water Supply Authority Notice of Rate Proposal & 2017 Meeting Schedule
- Public Notice Spring Lake Heights Board of Education 2017 Meeting Schedule
- Middlesex County Municipal Joint Insurance Fund 2017 Meeting Schedule
- Letter form NJ DEP Application by Wall Township to divert water from wells in Wall Township

#### **ORDINANCE INTRODUCTIONS** None

#### **RESOLUTIONS**

- **R2017-28**, Confirming the appointment of Joseph May, P.E. as Borough Engineer for the year 2017  
On a motion by Mr. Campion, seconded by Mr. Diver, Resolution No. R2017-28 was approved by the following vote:

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

- **R2017-29**, Confirming the appointment of Ronald Sage as Borough Prosecutor for the year 2017  
On a motion by Mr. Tompey, seconded by Mrs. King, Resolution No. R2017-29 was approved by the following vote:

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

- **R2017-30**, Confirming the appointment of Brian Wilton-Alternate Borough Prosecutor for the year 2017  
On a motion by Mrs. King, seconded by Mr. Merriken, Resolution No. R2017-30 was approved by the following vote:

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

- **R2017-31**, Amending an appointment to the Zoning Board of Adjustment

On a motion by Mr. Campion, seconded by Mr. Diver, Resolution No. R2017-31 was approved by the following vote:

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

- **R2017-32**, Approving the designated memberships in the Fire Department

On a motion by Mrs. King, seconded by Mr. Merriken, Resolution No. R2017-32 was approved by the

following vote:

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

Nays: None Abstain: Mr. Tompey Absent: None

▪ **R2017-33**, Authorizing the adjustment of designated Water-Sewer account

On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. R2017-33 was approved by the following vote:

Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

▪ **R2017-34**, Authorizing the sale or disposal of surplus items

On a motion by Mr. Campion, seconded by Mr. Merriken, Resolution No. R2017-32 was approved by the following vote:

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

Nays: None Abstain: Mr. Tompey Absent: None

▪ **R2017-35**, Approving payment of the itemized claims on the January 6, 2017 Bill List.

On a motion by Mrs. King, seconded by Mr. Merriken, Resolution No. R2017-35 was approved by the following vote:

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

Nays: None Abstain: Mr. Tompey Absent: None

**PUBLIC COMMENT (Any item)**

- John Tangeman 564 Atlantic Avenue, stated residents were upset when the pickup day was moved from Monday to Thursday; how would they react if it was changed to a pick up only 2 times a year. Mr. Tangeman agreed that the best thing to do is to limit the dimensions of the pile; it would be helpful to the residents.
- Zachary Ramp, Spring Lake Heights Police Officer, announced that with the most recent snow event that the department wrote out 16 violations of vehicles on the road; there were none towed. He asked if it could be included as a message on the calendar; Borough Administrator Jay Delaney showed him that it was already on the calendar. Mr. Ramp was glad to see it.
- Schulyer Martin 33 Wyckham Road suggested using a contractor to collect the bulky trash. He offered that some of them have trucks with a machine to weigh the trash and could then charge the residents by weigh. He stated that he was at the Planning Board meeting last month; there is an applicant before the board for a café with an outdoor cooler box and outside dining. He stated that he was not happy that the tree area between Wyckham Manor and the parking lot had been cleared; he added that there isn't much of a buffer; he now can see straight through to Rt. 71.

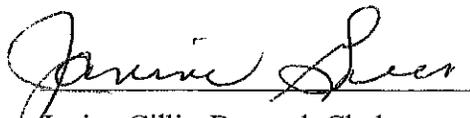
On a motion by Mr. Campion, seconded by Mr. Merriken, the public comment period was closed; roll call taken as follows:

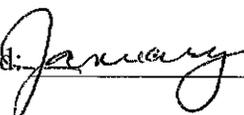
Ayes: Mr. Campion, Mr. Diver, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: None Abstain: None Absent: None

**ADJOURNMENT**

There being no further business, on a motion by Mrs. King, seconded by Mr. Merriken, the meeting was adjourned without objection at 9:05 p.m.

  
Janine Gillis, Borough Clerk

Approved: , 2017