

The **May 7, 2018** 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 8:00 p.m. in the Frank E. Adams Municipal Building with a moment of silence and a salute to the flag.

ROLL CALL

Present:

Councilman Richard Diver
Councilwoman Sara King
Councilman James Shuler
Councilman Joseph Tompey
Mayor Thomas O'Brien

Absent:

Councilman Christopher Campion
Councilman Robert Merriken

Also attending:

Dennis Collins, Borough Attorney

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.

APPROVE AGENDA

On a motion by Mr. Diver, seconded by Mr. Shuler the agenda was amended to carry Ordinance No. 2018-04 & 2018-05 and Resolution No. 2018-85 to the next meeting by the following vote:

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

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

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

APPROVE MINUTES - April 16, 2018 Mayor O'Brien explained that one of the resolutions listed in the minutes had Mr. Merriken as making a motion; Borough Clerk, Janine Gillis confirmed. The minutes will be corrected and placed on the next meeting agenda.

PRESENTATIONS

SCHEDULED PUBLIC HEARINGS

- **Ordinance No. 2018-04** Bond ordinance of the Borough of Spring Lake Heights, in the County of Monmouth, New Jersey, providing for various capital improvements and other related expenses for the borough and appropriating \$1,700,000 therefor, and providing for the issuance of \$1,615,000 in bonds or notes of the Borough of Spring Lake Heights to finance the same
- **Ordinance No. 2018-05** Bond ordinance of the Borough of Spring Lake Heights, in the County of Monmouth, New Jersey, providing for various water & sanitary sewer utility improvements and other related expenses for the borough and appropriating \$3,000,000 therefor, and providing for the issuance of \$3,000,000 in bonds or notes of the Borough of Spring Lake Heights to finance the same

Mayor O'Brien reminded everyone that these will be carried to the next meeting; Borough Clerk Janine Gillis stated that it will be on May 21st.

On a motion by Mr. Diver, seconded by Mr. Tompey, the public hearing for Ordinance No. 2018-04 & 2018-05 will be carried to the next meeting, approved by the following vote:

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

PUBLIC COMMENT (Agenda items only)

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

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

Nays: None Abstain: None Absent: Mr. Campion, Mr. Merriken

George Dougherty 47 Willow Lane asked why the bonds are carried. Mayor O'Brien explained that council members are absent and may have comments on the bonds. Mr. Dougherty asked if all members need to be present; Mayor O'Brien stated no but spending money, everyone should be here.

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

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

Nays: None Abstain: None Absent: Mr. Campion, Mr. Merriken

DISCUSSION ITEMS – None

MAYOR & COUNCIL REPORTS/ANNOUNCEMENTS

Mayor O'Brien – stated that residents reached out to him about a lock down at school.

Comments were that our police department may have over reacted. The first several minutes in this type of situation are critical; he feels our police acted appropriately, better to err on the side of caution. It turned out to be nothing but it showed all parties Acted in the manner that they should.

Councilman Tompey – offered that summer recreation is set for June 25th to August 3rd with a 1 week extension. Registration dates are May 9th, 22nd & June 13th from 4-6 pm at the municipal building, the cost is \$125.00 and \$50.00 for the extended camp.

Councilwoman King – no report

Councilman Shuler – commended the Public Works for their record setting brush pickup. Mayor O'Brien added the recent storms have

Councilman Diver – commended the police dept. in particular Sgt. Matunas who assisted in catching a bank robber. Ocean First Bank in town along with a couple of area banks were recently robbed by this individual. He also encouraged residents to come to the next council meeting where discussions will include the bond ordinances and the budget.

REPORTS, NOTICES & CORRESPONDENCE

- Monmouth County Bd. of Chosen Freeholders adopted Resolution #2018-312; Requesting support from the NJ Bd. of Public Utilities regarding Judge Cookson's decision on JCP&L Reliability Project
- Monmouth County Bd. of Chosen Freeholders adopted Resolution #2018-313; Requesting support from the NJ Transit regarding Judge Cookson's decision on JCP&L Reliability Project
- NJ DEP Public Hearing Notice May 14, 2018 Re: Brick Township application to divert water from existing and proposed wells
- Letter dated April 11, 2018 from Fairway Mews Community Association Re; Public Works
- Letter from NJ DOT dated April 17, 2018 Re: 2018 Municipal Aid for resurfacing of Windsor Terrace
- Letter from NJ DOT dated April 17, 2018 Re: 2018 Municipal Aid for resurfacing of Lake Drive

ORDINANCE INTRODUCTIONS - None

RESOLUTIONS

- **R2018-86**, Authorizing the sale or disposal of surplus items through USGovBid.com

On a motion by Mr. Shuler, seconded by Mr. Tompey, Resolution No. 2018-86 was approved by the following vote:

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

- **R2018-87**, Authorizing an increase in salary for a designated employee – Scott Dreher

On a motion by Mr. Tompey, seconded by Mr. Shuler, Resolution No. 2018-87 was approved by the following vote:

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

- **R2018-88**, Authorizing 2018 salaries for designated employees – Timothy Munn/Christopher Froelich

On a motion by Mr. Tompey, seconded by Mrs. King, Resolution No. 2018-88 was approved by the following vote:

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

- **R2018-89**, Appointing a temporary public works employee – Jonathan Ellicott

On a motion by Mr. Shuler, seconded by Mr. Tompey, Resolution No. 2018-89 was approved by the following vote:

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

- **R2018-90**, Appointing of a probationary public works laborer – Daniel Abrantas

On a motion by Mr. Shuler, seconded by Mr. Tompey, Resolution No. 2018-90 was approved by the following vote:

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

- **R2018-91**, Approving fireworks display at the Spring Lake Golf Club

On a motion by Mrs. King, seconded by Mr. Tompey, Resolution No. 2018-91 was approved by the following vote:

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

- **R2018-92**, Approving use of the Ocean Road Bi-Centennial Park Tennis Courts

On a motion by Mr. Shuler, seconded by Mr. Tompey, Resolution No. 2018-92 was approved by the following vote:

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

- **R2018-93**, Approving the designated membership in the Fire Department – Stephen Hirsch

On a motion by Mr. Tompey, seconded by Mr. Shuler, Resolution No. 2018-93 was approved by the following vote:

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

- **R2018-94**, Approving payment of the itemized claims as set forth on the April 30, 2018 Bill List

On a motion by Mr. Diver, seconded by Mrs. King, Resolution No. 2018-94 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Campion, Mr. Merriken

PUBLIC COMMENT (Any item)

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

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

Nays: None Abstain: None Absent: Mr. Campion, Mr. Merriken

Robert Blasi 28 Apple Drive stated that he realizes that the board of education is separate from this board but he would like a commitment from council to not allow the school to have another election in January. He added that the timing of the school referendum election in January is voter suppression. He feels Fairway Mews suffered the most with this election. The election board was late in sending out ballots, he had to FEDEX is ballot back. Mr. Blasi felt that there wasn't enough information about this; Mayor O'Brien stated that they had put a lot of effort in putting out information about the referendum.

Eileen Eilenberger 1213 Pond Road reminded everyone of the town wide yard sale on Saturday, May 19th; she requested that it be placed on the sign in front of the school. She agreed with Mr. Blasi about the mailing of ballots, the county was late in doing that. Mr. Diver added that we don't have control over the mailing. Mr. Blasi added, that he feels that council should express to the school board that they shouldn't hold an election of that magnitude in January. Mr. Diver stated that council does not have control as to when they would have an election.

Frank Cavalieri 16 Rosewood Court asked Mr. Merriken' status, why isn't he here, this is second meeting that he isn't present. Mayor O'Brien explained that he hasn't resigned we don't really know his status. Mr. Cavalieri stated you want his input with regard to the bonds, he asked how long can he not show up. Attorney Collins reviewed the law; an elected official having unexcused absences for 8 consecutive weeks, a vacancy can be created. Mr. Cavalieri stated in the meantime he collects a pay.

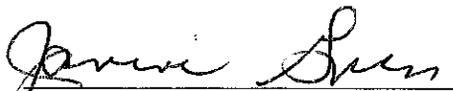
On a motion by Mr. Diver, seconded by Mrs. King, the public comment period was closed; roll call taken as follows:

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

Nays: None Abstain: None Absent: Mr. Merriken

ADJOURNMENT

There being no further business, on a motion by Mr. Diver, seconded by Mr. Tompey, the meeting was adjourned without objection at 8:30 p.m.


Janine Gillis, Borough Clerk

Approved: May 21, 2018