

The **August 6, 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 Diver
Councilwoman Sara King
Councilman Robert Merriken
Councilman Joseph Tompey
Mayor Thomas O'Brien

Absent:

Councilman Christopher Campion
Councilman James Shuler

Also attending:

Dennis Collins, Borough Attorney
John Barrett, Borough Administrator

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

Mayor O'Brien asked that the agenda be revised to move Resolution No. R2018-130; appointing a police officer to the presentation section.

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

APPROVE MINUTES - July 16, 2018

On a motion by Mr. Diver, seconded by Mr. Tompey, the agenda will be amended by the following vote:

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

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

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

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

On a motion by Mr. Tompey, seconded by Mrs. King, the Regular Session minutes of July 16, 2018 were approved by the following vote:

Ayes: Mrs. King, Mr. Merriken, Mr. Tompey

Nays: None Abstain: Mr. Diver Absent: Mr. Campion, Mr. Shuler

PRESENTATIONS

- **Resolution 2018-130** Appointing a probationary patrolman in Police Department: Tyler Vadas

On a motion by Mr. Diver, seconded by Mr. Tompey, Resolution No. 2018-130, was approved by the following vote:

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

Nays: None Abstain: Mr. Diver Absent: Mr. Campion, Mr. Shuler

Chief Gunnell stated that he is happy and proud to have Tyler on our force.

Mayor O'Brien swore Tyler into duty.

SCHEDULED PUBLIC HEARINGS Ordinance No 2018-06 – Establishing salaries & wages for the year 2018

On a motion by Mr. Diver, seconded by Mr. Tompey, the Public Hearing was opened by the following vote:

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

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

None Presented

On a motion by Mr. Diver, seconded by Mr. Tompey, the Public Hearing was closed by the following vote:

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

On a motion by Mr. Diver, seconded by Mr. Tompey, the ordinance was adopted by the following vote:

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

PUBLIC COMMENT (Agenda items only)

On a motion by Mr. Merriken, seconded by Mrs. King, the public comment section was opened by the following vote:

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

Resident Andrea Paterson (of 110 Ninth Ave.) questioned fireworks displays at Spring Lake Golf Club. Mayor O'Brien said full discussion would be postponed to when Mr. Campion & Mr. Shuler were present. He acknowledged the need for a discussion/policy before any more fireworks displays were approved. Chief Tompey also explained that a fire permit is required and that there are extra police needed at the July 4th event. Attorney Collins explained fees are collected on all permits; the amounts are established by state guidelines; these fees offset the cost of providing service to the community.

On a motion by Mr. Diver, seconded by Mr. Tompey, the public hearing was closed by the following vote:

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

DISCUSSION ITEMS – Fireworks Displays – postponed as explained above

MAYOR & COUNCIL REPORTS/ANNOUNCEMENTS Mr. Tompey – no report

Mr. Tompey – no report

Mr. Merriken – no report

Mrs. King – reported that we are introducing ordinance changes tonight. Mayor O'Brien thanked all for the work involved.

Mr. Diver – no report

Mayor O'Brien – reminded everyone that Tuesday night is National Night Out at Allaire Park.

REPORTS, NOTICES & CORRESPONDENCE

- Circle of Friends Quilters donated \$100 in appreciation of using Community Center; thank-you note
- NJNG – Public Hearings on 8/22 & 8/23/18 RE: base rate adjustments
- NJNG – Public Hearings on 8/22 & 8/23/18 RE: basic gas supply service & conservation incentive program.
- NJNG – Public Hearings on 8/22 & 8/23/18 RE: establishment of universal service fund and annual compliance filing.
- Township of Wall – Public Hearing on Ordinance No 10-2018 RE: creating Mt. Laurel zone.
- Township of Wall – Public Hearing on Ordinance No 11-2018 RE: amending zoning map.

ORDINANCE INTRODUCTIONS

- **Ordinance No 2018-07** Amending Chapter II to include a new subsection "Tax Collector Fees"
Mr. Collins explained it will update fees to the level; it is an opportunity to modify fees based on resolutions rather than ordinances. Mr. Collins added that we will continue to work on the following: police regulations & land use which will take an enormous effort.

On a motion by Mr. Diver, seconded by Mr. Tompey, the ordinance was introduced by the following vote:

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

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

- **Ordinance No 2018-08** Amending Chapter IX "Recreational Facilities"
On a motion by Mr. Diver, seconded by Mr. Merriken, the ordinance was introduced by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler

- **Ordinance No 2018-09** Amending Chapter X "Building and Housing"
On a motion by Mr. Diver, seconded by Mr. Merriken, the ordinance was introduced by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler

- **Ordinance No 2018-10** Amending Chapter XI "Fire Prevention"
On a motion by Mrs. King, seconded by Mr. Merriken, the ordinance was introduced by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler

Borough Clerk, Janine Gillis stated that all four ordinances will have a public hearing at the next meeting on, August 20, 2018.

RESOLUTIONS

- **R2018-127**, Approving designated membership in Fire Department: Meerdink, Madonna, Abderhalden
On a motion by Mr. Tompey, seconded by Mr. Merriken, Resolution No. 2018-127 was approved by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler
- **R2018-128**, Authorizing adjustment of designated Water-Sewer Utility accounts
On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. 2018-128 was approved by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler
- **R2018-129**, Authorizing the return of a tax lien premium
On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. 2018-129 was approved by the following vote:
Ayes: Mr. Diver, Mrs. King, Mr. Merriken, Mr. Tompey
Nays: None Abstain: None Absent: Mr. Campion, Mr. Shuler

- **R2018-131, Appointing Public Works Laborers as full-time: Froehlich, Gioglio, Munn**
On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. 2018-131 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Champion, Mr. Shuler

- **R2018-132, Authorizing 2018 salaries for designated borough employees**
On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. 2018-132 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Champion, Mr. Shuler

- **R2018-133, Approving issuance of ABC Social Affair Special Permit for FoodBank of Monmouth/Ocean**

On a motion by Mr. Merriken, seconded by Mrs. King, Resolution No. 2018-133 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Champion, Mr. Shuler

- **R2018-134, Approving request for outdoor music**

On a motion by Mr. Tompey, seconded by Mr. Merriken, Resolution No. 2018-134 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Champion, Mr. Shuler

- **R2018-135, Approving payment of itemized claims as set forth in August 3 Bills List**

On a motion by Mr. Diver, seconded by Mr. Merriken, Resolution No. 2018-135 was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Champion, Mr. Shuler

PUBLIC COMMENT (Any item)

On a motion by Mr. Merriken, seconded by Mr. Tompey, the Public Comment Section was opened by the following vote:

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

Nays: none Abstain: None Absent: Mr. Champion, Mr. Shuler

None Presented

On a motion by Mr. Merriken, seconded by Mr. Tompey, the Public Comment Section was closed by the following vote:

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

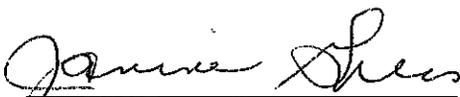
Nays: none Abstain: None Absent: Mr. Champion, Mr. Shuler

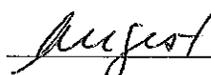
ADJOURNMENT

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

Ayes: Mr. Champion, Mrs. King, Mr. Merriken, Mr. Shuler, Mr. Tompey

Nays: none Abstain: None Absent: Mr. Diver


Janine Gillis, Borough Clerk

Approved:  August 20, 2018