

The **December 10, 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 Christopher Campion  
Councilman Richard Diver  
Councilman William Graetz  
Councilwoman Sara King  
Councilman Robert Merriken  
Councilman James Shuler  
Mayor Thomas O'Brien

Absent:

None

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**

Mayor O'Brien announced that the agenda will be amended to include discussion item of council meeting time and Resolution No. 2018-195, approving the appointment of new Fire Company members.

On a motion by Mr. Diver, seconded by Mr. Merriken, the agenda will be amended to add discussion of Resolution 2018-195:

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

Nays: None                      Abstain: None                      Absent: None

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

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

Nays: None                      Abstain: None                      Absent: None

**APPROVE MINUTES - November 19, 2018**

On a motion by Mr. Diver, seconded by Mr. Merriken, the Regular Session minutes of November 19, 2018 were approved by the following vote:

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

Nays: None                      Abstain: Mr. Campion                      Absent: None

**PRESENTATIONS - None**

**SCHEDULED PUBLIC HEARINGS**

- **Ordinance No. 2018-13**, an Ordinance Amending and Supplementing Chapter XXI I entitled "Municipal Land Use Regulations" of the Revised General Ordinances of the Borough of Spring Lake Heights

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

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

Nays: None                      Abstain: None                      Absent: None

None presented

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

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

Nays: None Abstain: None Absent: None

### **PUBLIC COMMENT (Agenda items only)**

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

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

Nays: None Abstain: None Absent: None

None presented

On a motion by Mr. Diver, seconded by Mr. Campion, the public comment section was closed by the following vote:

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

Nays: None Abstain: None Absent: None

### **DISCUSSION ITEMS – 2019 Council Meeting; Meeting Time**

Mayor asked about preferences for date of first council meeting of year; no objections to January 1; no objections to 7:00pm start time.

On a motion by Mr. Campion, seconded by Mr. Diver, the council meeting time was changed to 7:00PM by the following vote:

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

Nays: None Abstain: None Absent: None

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

Mr. Graetz – no report

Mr. Merriken – no report

Mrs. King – no report

Mr. Shuler – reported that we had a gas leak on Shore Rd. last Saturday; both the Fire & Police Dept. did a great job keeping town safe.

Mr. Campion – reported that new fire truck is in town, the equipment is being mounted now, should be in service early part of January. With respect to Police Dept., Mr. Campion expressed confidence in Chief Gunnell for his strong leadership, improved morale and the positive public interaction. He also commended Bob Shafer for his work in respect to budgetary matters – savings in overtime, phenomenal management of resources, Zach Ramp for communicating with the public and the activity posted on social media, Casey Willms for his commitment to town and wished the new patrolman luck and success. Mr. Campion thanked Zac Ramp & everyone in association for their compromises in respect to new contract negotiations; very proud of our Police Dept.

Mr. Diver – Wished all a Merry Christmas and thanked Eileen Eilenberger & Mrs. Hahn for their holiday cheer; also in respect to Police Dept., we've worked hard to move in the right direction, wish you all best of luck.

Mayor O'Brien – feels we have made good decisions with hiring and promotions; tree lighting went very well. He thanked the Police, Fire & DPW Departments for all their work.

### **RESOLUTIONS**

- **R2018-178**, Granting David Petriken-Police Chief to receive his service firearm

On a motion by Mr. Campion, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

Nays: None Abstain: None Absent: None

- **R2018-179**, Appointing a Probationary Patrolman (O'Neill) in the Police Department

On a motion by Mr. Campion, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

▪ **R2018-180**, Appointing a Sergeant (Ramp) in the Police Department

On a motion by Mr. Diver, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

▪ **R2018-181**, Appointing a Detective Sergeant (Willms) in the Police Department

On a motion by Mr. Graetz, seconded by Mr. Campion, the resolution was passed by the following vote:

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

▪ **R2018-182**, Appointing a Captain (Shafer) to the Police Department

On a motion by Mr. Diver, seconded by Mrs. King, the resolution was passed by the following vote:

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

▪ **R2018-183**, Appoint a Police Chief (Gunnell) to the Police Department

On a motion by Mr. Campion, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

▪ **R2018-184**, Authorizing a contract with Police Captain Robert Shafer

On a motion by Mr. Diver, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

▪ **R2018-185**, Authorizing a contract with Police Chief Edward Gunnell

On a motion by Mrs. King, seconded by Mr. Graetz, the resolution was passed by the following vote:

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

▪ **R2018-186**, Authorizing a Contract to Purchase Body Worn Cameras for the Police Department

On a motion by Mrs. King, seconded by Mr. Graetz, the resolution was passed by the following vote:

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

▪ **R2018-187**, Accepting the established Police rules and regulations for the Spring Lake Heights Police Department

On a motion by Mr. Merriken, seconded by Mrs. King, the resolution was passed by the following vote:

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

▪ **R2018-188**, Requesting the Director of NJ Division of Local Government Services to approve an Amendment to the 2018 Municipal Budget

On a motion by Mr. Diver, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

- **R2018-189**, Approving Change Order #1(\$4,675.00) for the FEMA Pump Station Rehabilitation Project with Shorelands Construction Inc.

On a motion by Mr. Merriken, seconded by Mr. Graetz, the resolution was passed by the following vote:

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

- **R2018-190**, Authorizing the release Performance Guarantee Block 25 Lot 11, 13 & 27

On a motion by Mrs. King, seconded by Mr. Campion, the resolution was passed by the following vote:

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

- **R2018-191**, Authorizing the acceptance of the Maintenance Guarantee Block 25 Lot 1, 13 & 27

On a motion by Mr. Merriken, seconded by Mr. Campion, the resolution was passed by the following vote:

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

- **R2018-192**, Establishing the 2019 Reorganization Meeting Date: 1/1/2019 at 12:00PM

On a motion by Mr. Diver, seconded by Mrs. King, the resolution was passed by the following vote:

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

- **R2018-193**, Authorizing the transfer of 2018 Municipal Budget Appropriations

On a motion by Mr. Diver, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

- **R2018-194**, Approving payment of the itemized claims as set forth on the December 6, 2018 Bill List

On a motion by Mr. Graetz, seconded by Mr. Diver, the resolution was passed by the following vote:

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

- **R2018-195**, Approving Fire Company memberships (McKelvey, Haberstick, Johnson)

On a motion by Mrs. King, seconded by Mr. Merriken, the resolution was passed by the following vote:

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

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

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

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

Chief Gunnell thanked council for their confidence in him, congratulated new hires & promoted officers, proud to be leading the force, commended Janine for excellent job at tree-lighting, thanked Councilmen Campion and Diver.

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

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

**ADJOURNMENT**

There being no further business, on a motion by Mr. Graetz, seconded by Mrs. King, the meeting was adjourned without objection at 8:21 P.M.

Ayes: Mr. Champion, Mr. Diver Mr. Graetz, Mrs. King, Mr. Merriken, Mr. Shuler  
Nays: None Abstain: None Absent: None

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Janine Gillis, Borough Clerk

Approved: \_\_\_\_\_, 2019