

**The July 18, 2022 Executive Session** of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Council President Graetz at 6:30 p.m. in the Frank E. Adams Municipal Building with a moment of silence and a salute to the flag.

**ROLL CALL**

Present:

Councilman John Casagrande  
Councilman Peter Gallo  
Councilman William Graetz  
Councilwoman Sara King

Absent:

Councilman Leonard Capristo  
Councilman Christopher Willms  
Mayor Christopher Campion

Also attending:

Janine Gillis, Borough Clerk  
Dennis Collins Esq., Borough Attorney  
John Barrett, Borough Administrator

Council President Graetz 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.

Attorney Collins read the resolution into the record.

- **R2022-130** - Authorizing an Executive Session & Permitting the Governing Body to Exclude the Public from a Portion of a Public Meeting

**BE IT RESOLVED** that the following portion of this meeting dealing with the following generally described matters shall not be open to the public: Collective bargaining, contract negotiations, personnel, attorney client privilege

**BE IT FURTHER RESOLVED** that it is anticipated that the matters to be considered in private may be disclosed to the Public at a later date under the following circumstance.

**BE IT FURTHER RESOLVED** that private consideration is deemed required and is permitted because of the following noted exceptions set forth in the Act:

- \_\_\_\_\_ 1. Rendered confidential by Federal law or that if disclosed would impair receipt of Federal funds.
- \_\_\_\_\_ 2. Rendered confidential by State Statute or Court Rule.
- \_\_\_\_\_ 3. Would constitute an unwarranted invasion of individual privacy.
- \_\_\_\_\_ 4. Deals with collective bargaining, including negotiation positions.
- \_\_\_\_\_ 5. Deals with purchase, lease or acquisition of real property with public funds.
- \_\_\_\_\_ 6. Related to setting of bank rates or the investment of public funds and disclosure could adversely affect the public interest.
- \_\_\_\_\_ 7. Related to tactics and techniques utilized in protecting the safety and property of the public and disclosure may adversely affect the public.
- \_\_\_\_\_ 8. Related to investigation of violations or possible violations of the law.

- \_\_\_\_\_ 9. Related to pending/anticipated litigation or contract negotiations in which the public body is or may be a party.
- X   10. Falls within the attorney-client privilege and confidentiality is required.
- X   11. Deals with personnel matters of public employees and employees have not requested that the matter be made public.
- \_\_\_\_\_ 12. Quasi-judicial deliberations after public hearing that may result in imposition of a civil penalty or suspension or loss of a license or permit.

On a motion by Mr. Casagrande, seconded by Mrs. King, Resolution No. 2022-130 was approved by the following vote:

Ayes: Mr. Casagrande, Mr. Gallo, Mr. Graetz, Mrs. King  
 Nays: None            Abstain: None            Absent: Mr. Capristo, Mr. Willms

There being no further business, on a motion by Mrs. King, seconded by Mr. Casagrande, the executive session was adjourned without objection at 6:50 p.m. Councilman Peter Gallo left the meeting.

**The July 18, 2022** regular session of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Council President Graetz at 7:00 p.m. in the Frank E. Adams Municipal Building with a moment of silence and a salute to the flag.

**ROLL CALL**

Present:

Councilman Leonard Capristo  
 Councilman John Casagrande  
 Councilman William Graetz  
 Councilwoman Sara King

Absent:

Councilman Peter Gallo  
 Councilman Christopher Willms  
 Mayor Christopher Campion

Also attending:

Janine Gillis, Borough Clerk  
 Dennis Collins Esq., Borough Attorney  
 John Barrett, Borough Administrator

Council President Graetz 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. Casagrande, seconded by Mrs. King, the agenda was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King  
 Nays: None            Abstain: None            Absent: Mr. Gallo, Mr. Willms

**APPROVE MINUTES – June 20, 2022**

On a motion by Mrs. King, seconded by Mr. Casagrande, the June 20, 2022, minutes were approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mrs. King,  
 Nays: None            Abstain: Mr. Graetz            Absent: Mr. Gallo, Mr. Willms

**PRESENTATIONS** – The proclamation is being carried to the August 15, 2022 meeting.

**DISCUSSION ITEMS** – None

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

Mr. Capristo – No Report

Mr. Casagrande – No Report

Mrs. King – No Report

Mr. Graetz – No Report

### **PUBLIC COMMENT (Any Item)**

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

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

Patricia Wright, 602 Essex Avenue, expressed concerns regarding the Shore Club. She asked the Council to consider the status of violations on the property before moving forward on the resolution for outdoor music.

Marc Reed, 1205 Pond Road, requested clarification on code enforcement regarding recreational vehicles on residential properties and expressed concern regarding a neighbors' property. Administrator Barrett provided an update regarding the situation referenced by Mr. Reed and offered to follow up with him later.

Joan Brady, 600 Essex Avenue, voiced discontentment with the Shore Club and the current condition of property. She detailed concerns with cleanliness and upkeep of the property. She expressed displeasure that they cleared borough property which acted as a buffer. She inquired as to details. Borough Attorney Collins explained the easement lines, requirements of improvements with the planning board and differences with code violations, litigation, and existing conditions. Further discussion was held between Mr. Barrett, Mr. Collins, and Ms. Brady.

Elizabeth Lamb, 556 Essex Avenue, echoed concerns of the Shore Club property.

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

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

### **SCHEDULED PUBLIC HEARINGS – None**

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

- Spring Lake First Aid Squad Monthly Report – June 2022, 1<sup>st</sup> Qtr. 2022, Letter from Manasquan First Aid Squad
- NJ Transit Public Hearing August 15, 2022 Re: Request for Federal Financial Assistance
- Spring Lake Public Hearing Notice July 26, 2022 Re; Ord. 2022-007 Land Development
- Borough of Neptune City Resolution No. 22-80, Urging Passage of S-330 Restoring Full Payments of the Energy Receipt Tax to Municipalities
- Borough of Neptune City Resolution No. 22-84, Opposing A-1294/S-2013 & Urging That Such Legislation Not Advance Further
- Borough of Neptune City Resolution No. 22-85, Supporting Assembly Concurrent Resolution to Increase Property Tax Deduction for Veterans to \$1,000. & Base Future Deductions on Annual Consumer Price Index Increases
- Monmouth County Board of County Commissioners Resolution No. 2022-0440, Supporting Assembly Concurrent Resolution to Increase Property Tax Deduction for Veterans to \$1,000. & Base Future Deductions on Annual Consumer Price Index Increases
- Spring Lake Heights Planning Board Public Notice meeting July 20, 2022 Re: 713 Jersey Ave

Councilmen Casagrande requested to have on the next meeting agenda resolutions duplicating the Neptune City resolutions regarding the Veterans Tax Relief Increase and the Restoring Energy Receipts back to municipalities.

## **ORDINANCE INTRODUCTIONS – None**

### **CONSENT AGENDA Resolutions R2022-131, R2022-132, & R2022-134**

*Consent Agenda items are considered routine and will be enacted with a single motion; any items requiring expenditure are supported by a Certification of Availability of Funds; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in full in the minutes.*

- **R2022-131**, Approving Outdoor Music- The Mill Lakeside Manor – August & September 2022
- **R2022-132**, Approving Outdoor Music- Spring Lake Golf Club – August & September 2022
- **R2022-134**, Approving the Designated Memberships to the Fire Department

On a motion by Mrs. King, seconded by Mr. Casagrande, the consent agenda was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

## **RESOLUTIONS**

- **R2022-133**, Approving Outdoor Music- The Shore Club – August & September 2022

On a motion by Mr. Casagrande, seconded by Mr. Capristo, Resolution No 2022-133 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz

Nays: None Abstain: Mrs. King Absent: Mr. Gallo, Mr. Willms

Mr. Casagrande discussed, as Mr. Collins also previously stated, that the music request and the code violations for the Shore Club are separate matters.

- **R2022-135**, Authorizing the Release of the Designated Maintenance Guarantee

On a motion by Mr. Casagrande, seconded by Mrs. King, Resolution No 2022-135 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

- **R2022-136**, Authorizing a Tax Lien Redemption

On a motion by Mr. Casagrande, seconded by Mrs. King, Resolution No 2022-136 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

- **R2022-137**, Approving the Submission of a Grant Application & Execute a Grant Contract with NJ DOT – Prospect Ave

On a motion by Mr. Casagrande, seconded by Mr. Capristo, Resolution No 2022-137 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

- **R2022-138**, Approving the Submission of a Grant Application & Execute a Grant Contract with NJ DOT – Lake Ave Drainage

On a motion by Mr. Casagrande, seconded by Mr. Capristo, Resolution No 2022-138 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None Abstain: None Absent: Mr. Gallo, Mr. Willms

- **R2022-139**, Approving payment of the itemized claims as set forth on the July 14, 2022 Bill List  
On a motion by Mrs. King, seconded by Mr. Casagrande, Resolution No 2022-139 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None            Abstain: None            Absent: Mr. Gallo, Mr. Willms

Assistant Fire Chief Donald Zesstin explained that the Independent Fire Company #1 wanted to apply for a New Jersey State Grant that provides equipment covid relief and a resolution is required prior to the application.

- **R2022-140**, Approving Independent Fire Company #1 to Apply for a New Jersey State Grant Application  
On a motion by Mr. Casagrande, seconded by Mrs. King, Resolution No 2022-140 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None            Abstain: None            Absent: Mr. Gallo, Mr. Willms

Mr. Barrett explained the bids that came in for Joseph E. Robertson Park Improvements- Phase II all came in over budget for the project. He continued to explain that through a State Contract, the Borough would like to request a quote that would be in line with the budget for the project.

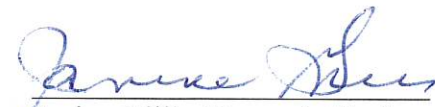
- **R2022-141**, Rejecting all Bids for the project – Joseph E. Robertson Park Improvements- Phase II  
On a motion by Mrs. King, seconded by Mr. Casagrande, Resolution No 2022-141 was approved by the following vote:

Ayes: Mr. Capristo, Mr. Casagrande, Mr. Graetz, Mrs. King

Nays: None            Abstain: None            Absent: Mr. Gallo, Mr. Willms

#### **ADJOURNMENT**

There being no further business, on a motion by Mrs. King, seconded by Mr. Casagrande, the meeting was adjourned without objection at 7:56 p.m.

  
Janine Gillis, Borough Clerk

Approved: August 15, 2022