

The September 6, 2022 Executive Session of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Mayor Campion at 6:45 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 Peter Gallo
Councilman William Graetz
Councilwoman Sara King
Councilman Christopher Willms
Mayor Christopher Campion

Absent:

Also attending:

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

Mayor Campion 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.

- **R2022-152** - 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.

- _____ 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. 2022-152 was approved by the following vote:

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

There being no further business, on a motion by Mrs. King, seconded by Mr. Casagrande, the executive session was adjourned without objection at 7:00 p.m.

The September 6, 2022 regular session of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey was called to order by Mayor Campion at 7:10 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 Peter Gallo
Councilman William Graetz
Councilwoman Sara King
Councilman Christopher Willms
Mayor Christopher Campion

Absent:

Also attending:

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

Mayor Campion 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.

AMEND AGENDA

On a motion by Mrs. King, seconded by Mr. Gallo, the agenda was amended to add **Ordinance 2022-16** by the following vote:

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

APPROVE AMENDED AGENDA

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

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

APPROVE MINUTES – August 15, 2022

On a motion by Mrs. King, seconded by Mr. Casagrande, the August 15, 2022 minutes were approved by the following vote:

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

PRESENTATIONS - None

DISCUSSION ITEMS – None

MAYOR & COUNCIL REPORTS/ANNOUNCEMENTS

- Mr. Capristo – Councilman Capristo reported on the success of the Recreation Summer Camp, there was an increase in attendance, probably because it was back at the school. He also reported on the cornhole league and the details on how to sign up.
- Mr. Casagrande – Councilman Casagrande noted the completion of the Borough's 2021 audit and with no recommendations, the Borough is in good financial standing. He also mentioned the resolution 22-153 on the agenda regarding health insurance.
- Mrs. King – Councilwoman King provided a reminder that the public hearing on the Land Use Ordinances will be the next council meeting. She also inquired on an update regarding Allaire Road Park paving. Administrator Barrett responded that there would be interference with the October Fall event, so it's on hold.
- Mr. Graetz – Councilman Graetz reminded that school is in session and to please be vigilant on the roads.
- Mr. Willms – Councilman Willms stated the feedback regarding the improvements to Bicentennial Park has been very positive and thanked everyone involved.
- Mr. Gallo – No report
- Mr. Champion – Mayor Champion spoke about the idea of more events in the parks. He detailed the Fall Festival weekend that would take place October 28-30, 2022, which includes camping, bon fires, outdoor movies, food trucks, craft vendors, and various kids activities. Mayor Champion called to anyone who would like to participate or has ideas to reach out to him or call Borough Hall.

PUBLIC COMMENT (Any Item)

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

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

Nays: None Abstain: None Absent: None

- Larry Devine, 1225 Wall Road, mentioned attending a previous council meeting there was discussions on the concerns of traffic on Old Mill Road and Wall Road. Mr. Barrett provided an update regarding the traffic study done on those roads. Currently, the Borough engineer is working with the administrator of Wall Township regarding efforts with the State of New Jersey.
- Karen Burke, 606 Shore Road, shared photographs of house under construction next to her home, that she feels is too big. Ms. Burke expressed concern that larger homes being built in the Borough will impair the smaller homes around them. Borough Clerk, Janine Gillis verified with Ms. Burke that she had spoken with Zoning/Code Official Ms. Van Wagner that the home is conforming, Ms. Burke replied yes. Mayor Champion thanked Ms. Burke for bringing the concern to the council's attention. Ms. Burke also shared concern about blue flags around Wreck Pond. Mr. Barrett explained the flags are possibly land survey but cannot confirm precisely and will follow up with Ms. Burke. Mr. Casagrande explained the grant project would likely be discussed at a future meeting.
- Katherine Kelsey, 624 Jersey Avenue, expressed concerns of a gazebo on Wreck Pond if that will be part of the improvements. Ms. Kelsey also questioned the Borough's policy regarding solicitation and scenarios she has experienced recently. Mr. Collins explained there is no law that prevents an individual from walking up to a door or a front yard unless there is signage or notification of "no trespassing" or "no solicitation". He also stated signage helps the Police with enforcing or ticketing for trespassing and homeowners have the right to assert their private property rights with respect to this.
- Karen Burke, 606 Shore Road, recapped the follow up she is expecting regarding the flags on Wreck Pond and the house next door having no variances.

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

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

Nays: None Abstain: None Absent: None

SCHEDULED PUBLIC HEARINGS – None

REPORTS, NOTICES & CORRESPONDENCE

- Monmouth County Board of County Commissioners Public Hearing, September 30, 2022 Re: Input of Grant Application for the FY 2023 for SCAT Transportation

ORDINANCE INTRODUCTIONS –

- **Ordinance 2022-016** Amending Section 22-600 Creating 22-606.5 Mixed Use AH-1 Zoning District

The ordinance will be in front of the Planning Board on September 14, 2022. The council meeting public hearing for Ordinance 2022-16 will be September 19, 2022.

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

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

Nays: None Abstain: None Absent: None

CONSENT AGENDA Resolutions R2022-153 to R2022-159

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.

- **R2022-153**, Borough Council Opposing the Proposed Increases to the State Health Benefits Program
- **R2022-154**, Approving Outdoor Music Permit at Spring Lake Golf Club on Designated Dates
- **R2022-155**, Approving Outdoor Music Permit at The Mill Lakeside Manor on Designated Dates
- **R2022-156**, Approving Outdoor Music & Outdoor Dining Permit at St. Stephen’s Green Publick House on September 17, 2022
- **R2022-157**, Approving Use of the Bicentennial Park Tennis Courts
- **R2022-158**, Authorizing the Waiving of Food Handling Permit – Independent Fire Company No. 1
- **R2022-159**, Authorizing the Refund of a Duplicate Payment of Property Taxes

On a motion by Mr. Willms, seconded by Mr. Gallo, the consent agenda was approved by the following vote:

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

Nays: None Abstain: None Absent: None

RESOLUTIONS

- **R2022-160**, Approving the Extension of the Project for Real Data Collection and Verification Services to Realty Data Systems, LLC

On a motion by Mr. Casagrande, seconded by Mr. Graetz, Resolution No 2022-160 was approved by the following vote:

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

Nays: None Abstain: None Absent: None

- **R2022-161**, Approving the Payment of the Itemized Claims as set forth on the September 1, 2022 Bills List

On a motion by Mr. Casagrande, seconded by Mr. Gallo, Resolution No 2022-161 was approved by the following vote:

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

Nays: None Abstain: None Absent: None

ADJOURNMENT

There being no further business, on a motion by Mrs. King, seconded by Mr. Willms, the meeting was adjourned without objection at 7:50 p.m.



Janine Gillis, Borough Clerk

Approved: September 19, 2022