

**Minutes**

**December 13, 2011**

In Attendance:

President of Council	Al Gabriel	Council Member	Jeff Silver
Council Member	John Bender	Council Member	Brian Taboada*
Council Member	Greg Heizler	Mayor	James Biggs
Council Member	Joe Rogalski	Borough Attorney	Wm. Hierung, Jr., Esq.

\*Absent

The Regular Meeting of the Mayor and Council of the Borough of Island Heights was called to order the meeting was held at the Island Heights Municipal Building, Wanamaker Complex, Island Heights, New Jersey.

Mayor Biggs read the notice of the meeting in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975 Chapter 231 (Section 10:4-10). Notice of the Meeting dates appeared in the Asbury Park Press on December 10, 2010, notice is also posted on the bulletin board and in the municipal building.

Pledge to the flag and a moment of silence.

Roll Call:

President of Council	Al Gabriel	Council Member	Jeff Silver
Council Member	John Bendel	Council Member	Brian Taboada*
Council Member	Greg Heizler	Mayor	James Biggs
Council Member	Joe Rogalski	Borough Attorney	T. Gannon, Esq.

\*Absent

Motion by Mr. Bendel second Mr. Silver to adopt **Resolution 2011 – 74** entitled, **RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, DESIGNATING THE MEETING DATES FOR THE YEAR 2012.**

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Bendel second Mr. Rogalski to adopt **Resolution 2011- 75** entitled, **RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY REQUESTING THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO WAIVE PERMIT FEES FOR MUNICIPALITIES.**

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Rogalski second Mr. Bendel to adopt Resolution **2011 – 77** entitled, **RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AMENDED INTERLOCAL SERVICES AGREEMENT WITH THE COUNTY OF OCEAN FOR THE 966 REIMBURSEMENT PROGRAM.** (added 12/12)

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Bendel second Mr. Heizler to approve obligations chargeable to the 2011 operating budget as presented.

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

The following will be acted on as a consent agenda.

Motion by Mr. Silver second Mr. Bendel to approve the following Purchase Order Requests.

Requesting Depart: Public Works

Vendor: ABS Electric

Item/Service: Re-wire of controller that is no longer available Well#9

**TOTAL: \$1,018.98**

Requesting Depart: Public Works

Vendor: AC Schultes, Inc

Item/Service: Furnished Material Labor & Equip. for rebuilding Multi part value for WTP Filter as per quote #23009  
Emergency Repair

**TOTAL: \$3,680.00**

Requesting Depart: Pubic Works/W&S

Vendor: Coyne Chemical

Item/Service: 2 Chlorine Cylinder 100lbs.

**TOTAL: \$555.70**

Requesting Dept.: Public Works/W&S

Vendor: Point Bay Fuel

Item/Service: ULSD CLR NTX 163 Gal @ 3.5390  
1 Lust Tax

**TOTAL: \$577.02**

Requesting Dept.: Public Works/ W&S

Vendor: Yardville Supply

Item/Service: 150 – 80lb. bags Solar Salt @\$9.99

**TOTAL: 1,558.50**

Requesting Dept: OEM  
 Vendor: Global Connect  
 Item/Service: 1 year service fee – Emergency Notification System 2012  
**TOTAL: \$523.50**

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Rogalski second Mr. Silver to approve request from Elizabeth Leahey for use of the Courtroom for Mock Trial Competition on Friday, January 20<sup>th</sup> 2012 between 2:30 p.m. – 5:30 p.m.

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Rogalski second Mr. Silver to approve Membership Application Island Heights Vol. Fire Co. #1 for the following: Robert A. Hillery.

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

Motion by Mr. Heizler second Mr. Silver to approve minutes from the following meetings: October 25<sup>th</sup>, and November 10<sup>th</sup>, 2011. (added 12/12)

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes /Abstain*
Mr. Bendel	Yes	Mr. Silver	Yes
Mr. Heizler	Yes	Mr. Taboada	Absent
		Mayor Biggs	Yes

\*Abstains on Nov. 11<sup>th</sup>, 2011

NEW BUSINESS: Mr. Rogalski brought up the proposal from Mr. Martin to build a Gazebo at the end of the Central Avenue Dock in front of the existing Pavilion. He has been working with Mr. Taboada with regards to using the public access funds in the amount of \$30,000. Total estimated cost of the project is \$75,000. The balance of the funding would come from an unidentified benefactor working through Ms. Leahey. Mr. Bendel has been in contact with Mr. Gabriel and there is a concern about the recreational fisherman who utilize that pier.

Motion made by Mr. Silver second Mr. Rogalski to continue reviewing this proposed project.

Roll Call Vote:

Mr. Gabriel	Absent	Mr. Rogalski	Yes
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Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

Upon the suggestion of the Borough Attorney this proposal will be sent to the Planning Board for a courtesy review.

Motion by Mr. Bendel second Mr. Rogalski to appoint Erik Bornebusch to the Recreation Committee.

Roll Call Vote:

Mr. Gabriel Absent  
Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Rogalski Yes  
Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

Motion by Mr. Heizler second Mr. Bendel to approve the Mayor's appointment of an Alternate Member to the Planning Board George Kotzas.

Roll Call Vote:

Mr. Gabriel Absent  
Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Rogalski Yes  
Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

Motion by Mr. Heizler second Mr. Rogalski to appoint the following as members of the Green Team and Environmental Committee; Tara Church and Elizabeth Wood.

Roll Call Vote:

Mr. Gabriel Absent  
Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Rogalski Yes  
Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

OLD BUSINESS: Attorney Letter re: Garbage Specs

Mayor Biggs expressed a concern with regards to the specs and would like to see the alternative options removed specifically robo cans.

Attorney Letter re: Island Heights vs. Tavares (added 12/12) pending litigation and this will be discussed in executive session.

COMMITTEE REPORTS:

Mr. Rogalski on behalf of the Police Department wished everyone a Merry Christmas, and they will be posting the snow emergency parking regulations. He also thanked Mary Judge and Peggy Bendel for their part in the borough receiving the grant to upgrade the HVAC in the Municipal Buildings.

Mr. Heizler – no report

Mr. Silver had no report but offered the following formal action item.

Motion made by Mr. Silver second by Mayor Biggs to congratulate the on 30 years of service to the Borough.

Roll Call Vote:

Mr. Gabriel Absent  
Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Rogalski Yes  
Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

**PRIVILEGE OF THE FLOOR:**

Extended to the following:

Dr. Harris who mentioned the water ponding on the upper level of the pavilion floor, he would also like to see yellow reflector tape on the steps. He also spoke on an article he had written in 2001 where he mentioned the need for the replenishment of the borough's beaches.

Motion by Mr. Silver second Mr. Rogalski to adopt **Resolution 2011 – 76** entitled, **RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY TO ENTER INTO EXECUTIVE SESSION.**

Roll Call Vote:

Mr. Gabriel Absent  
Mr. Bendel Yes  
Mr. Heizler Yes

Mr. Rogalski Yes  
Mr. Silver Yes  
Mr. Taboada Absent  
Mayor Biggs Yes

The following action is a result of the executive session.

Motion by Mr. Silver second Mr. Heizler to pay Jay Price for use of his T-2 Water Operator License from July 19, 2011 – 12/31/2011, in the amount of \$1,000.00

Motion to adjourn made by Mr. Silver second Mr. Rogalski, unanimous voice vote.

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Respectfully Submitted, Ellie Rogalski, RMC/CMC