

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 appeared in the Asbury Park Press on December 19th, 2013, notice is also posted on the bulletin board and in the municipal building.

Pledge to the flag and a moment of silence. Roll

Call:

Council President	Jeff Silver	Council Member	Kieran Pillion, Jr.
Council Member	Sean Asay	Council Member	Sandra Snow
Council Member	John Bendel	Mayor	James Biggs
Council Member	Steve Berglund	Borough Attorney	Wm. Hering, Jr. Esq.

Adopt Resolution 2014 – 52 entitled, RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE GRACE PERIOD FOR INTEREST TO BE CALCULATED TO BE EXTENDED.

Motion by Mr. Silver second Mr. Asay.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Adopt Resolution 2014 – 53 entitled, RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY FINALIZING THE EXPENDITURES PAID FOR THE 2012 MUNICIPAL ROAD AID PROJECT FOR CEDAR AVENUE AND OCEAN BEND AND CANCELLING ANY UNSPENT APPROPRIATIONS AND BORROWING AUTHORITY.

Motion by Mr. Silver second Mr. Berglund.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Adopt Resolution 2014 – 54 entitled, RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN AUTHORIZING A NOT TO EXCEED AMOUNT OF \$4,500.00 TO SET-UP A RESERVE FOR PRELIMINARY EXPENSES OUT OF THE CAPITAL IMPROVEMENT FUND IN THE UTILITY CAPITAL FUND FOR PROFESSIONAL SERVICES AND RELATED EXPENSES TO COVER THE COSTS OF A STUDY TO EVALUATE THE MAGNITUDE OF INFLOW / INFILTRATION INTO THE BOROUGH'S SANITARY SEWER COLLECTION SYSTEM.

Motion by Mr. Pillion second Mr. Silver.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

At this time, Mr. Behrens of O'Donnell, Stanton & Associates gave a presentation regarding what the professional services for the above resolution would be. He stated that the flows would be checked, something that hasn't been looked at since 2005. He presented the governing body with a handout outlining the flow patterns of the Borough for a few years. He explained the handout in detail.

Mr. Silver invited Jason Murt from the Public Works Department to speak about the new water treatment facility which has been online since sometime around July 22-24, 2014. Mr. Murt stated that the water quality is improved, but the system needs to be refined. The values of iron and other things in the water change daily. Currently both the old and the new towers are in use for a longer run time. A lengthy discussion occurred regarding a detailed explanation of the workings of the new water treatment plant.

Mr. Behrens of O'Donnell, Stanton & Associates stated that the Sprint Cellular antenna is installed on the new tower, AT & T is in the process of installing their antenna on the new tower and Metro needs to install their antenna on the tower.

A discussion of the timeline for the demolition of the old water treatment plant was discussed. Timeline of possibly two months was given for demolition and beautification of the site.

Ms. Judge brought up the fact that some of the plantings suggested for the site of the old water treatment plant were invasive species and should be replaced with plantings that are not considered invasive.

Adopt Resolution 2014 – 55 entitled, RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2014 BUDGET OF THE BOROUGH OF ISLAND HEIGHTS PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948)

Motion by Mr. Silver second Mr. Berglund.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Adopt Resolution 2014 – 57 entitled, RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE BOROUGH'S CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION

Motion by Mr. Asay second Mr. Silver.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Authorize execution of SS Sandy Release Agreement between the Borough of Island Heights and Zurich American Insurance Co.

Motion by Mr. Silver second Mr. Asay.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Approve obligations chargeable to the 2013 operating budget and 2014 operating budget.

Motion by Mr. Bendel second Mr. Silver.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

The following will be acted on as a consent agenda.

Approve the following purchase order request(s):

Requesting Dept.: Public Works

Vendor: ABS Electric, Inc.

Item/Service: Well #9, Disconnection and removal of existing 50 HP VFD
Controller, Supply and install new Yaskawa 50 HP VFD Controller,
as per quote

Total: \$6,950.00

Requesting Dept.: Public Works

Vendor: John Camburn & Son

Item/Service: Repairs to Lake Drive Pump Station

Total: \$3,187.04

Requesting Dept.: Public Works

Vendor: Xylem

Item/Service: Temporary Pump & Pipe for Lake Drive

Total: \$5,925.00

Motion by Mr. Silver second Mr. Asay.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

NEW BUSINESS:

Approve membership in the IH Fire Company #1 for Matthew W. Doyle and Wilmer R. Johnson, Jr.

Motion by Mr. Asay second Mr. Bendel.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Approve the following Raffle License: R2014 - 06

Applicant: Ocean County Artists' Guild
DOE: December 6, 2014 at 3:00 pm

Motion by Mr. Silver second Mr. Berglund.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Abstain	Mayor Biggs	Yes
Mr. Berglund	Yes		

Approve Pavilion Rental Application for Nicole O'Neill for a wedding ceremony on September 20, 2014 from 1:00 pm-3:00 pm (Certificate of Insurance submitted)

Motion by Mr. Silver second Mr. Bendel.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Ratify the appointment the following Seasonal T-120 Public Works Employees at a salary of \$12.00 p/h:

Anthony Scelzo, start date July 22, 2014

Sean Dempsey, start date July 22, 2014

Motion by Mr. Silver second Mr. Berglund.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Adjust the salary of Lifeguard Jamie Prior from \$10.50 p/h to the 2013 rate of \$11.00 p/h.

Motion by Mr. Silver second Ms. Snow.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Mayor Biggs appointed Louis Palazzo as Chief Financial Officer, effective October 1, 2014.

Motion by Mr. Pillion second by Mr. Silver to approve the appointment of Louis Palazzo as Chief Financial Officer, effective October 1, 2014. Unanimous voice vote.

OLD BUSINESS:

Mr. Berglund updated the governing body regarding the stabilization of the bluff at Camp Meeting Grounds. He stated that the work has been broken down into three (3) parts...the gabions, the backfill (which actually performs the stabilization) and the plantings. The gabions are 70% complete and nothing has been done on the other two (2) items. He estimates that the project is about 60% complete as of today.

COMMITTEE REPORTS:

Mr. Asay – No report

Mr. Bendel – No report

Ms. Snow – No report

Mr. Pillion – Talked to Brandon at the Recreation Fields regarding this summer's Recreation program. He stated that there was better turnout this year than in years past, which he attributed to the weather.

Mr. Berglund – No report

Mr. Silver – Brought in Jon to go over the fleet status for Public Works Department and I also want to talk about the Police fleet, too. How both fleets are aging and deteriorating. The Ford Ranger has about 200,000 miles on it. Need to get the Police Department a new vehicle if they are not putting the Crown Victoria back on the road. Jon will look into specs for the Mason Dump.

Jon Brodbeck, Public Works Department – The Ranger has 195,000 miles on it and the 2002 Ford Utility Truck has 65,000 miles of hard use. Do not recommend putting more money into the Utility Truck as it is in bad condition. We're also down a Mason Dump Truck because it has body damage from a motor

vehicle accident and was flooded out during the storm. It was totaled the rest of the way after that. Would like to try to replace it with a 450 or 550 Diesel Mason Dump. Goal is to replace the Mason Dump this year and the Utility Truck next year.
 Mr. Asay – Will go through State contracts and talk to the Lieutenant to see what the needs are of the Police Department.

PRIVILEGE OF THE FLOOR:

Sue McDaniel – Has had an issue since last October regarding a neighbor cutting down fifteen (15) trees and violating the Tree Ordinance. Mr. Anderson is aware of this issue, has inspected the property, and issued summonses. Numerous Court dates have been set for this issue and it was settled out of court for far less than the Tree Ordinance stipulates. The documents that I have handed out to the governing body we also given to the Conflict Prosecutor, as the Island Heights Prosecutor had to recuse herself due to a conflict. Is asking the governing body to review and re-appeal this issue.

Lynn Pendleton – Have documents to give the governing body regarding 250 Ocean Ave. Property was just clear-cut without a permit issued and seven (7) holly trees (many with multiple trunks) and five (5) cedar trees were cut down. Would like the Tree Ordinance enforced to the fullest extent of the law. Also would like copies of the Tree Ordinance sent to every resident, inform local tree removal companies that a permit is required to remove trees, and the police to enforce the Tree Ordinance.

Mary Judge – Would like to lend my support as a former member of the Island Heights Environmental Committee to both of those presentations. They need to be addressed, as people are not taking Borough Ordinances seriously.

Don Roberts – The Tree Ordinance was established to slow the reckless cutting down of trees. The Borough has a mixture of old trees and new trees, but is lacking middle-growth trees.

Mr. Asay – Council received a letter from Attorney Pascarella as to how the matter on Lake Dr. was resolved and expressed the opinion that the activity did not violate any ordinances.

Bob MacNeal – Have a parking issue. On July 20th there was a large wedding at a house that is empty and up for sale. Cars were parked everywhere and emergency vehicles would not have been able to get through the streets. Have photos. What about having parking on one side of the street only?

Mr. Pillion – Someone came up to me and asked if the intersection of Central Ave. and Ocean Ave. could be made into a four-way stop to maybe solve the problem of people speeding on the hill.

Ms. Snow – There is also another problem along Ocean Ave. that was a major issue when the pump station was down. There are three (3) houses on Ocean Ave. that do not have driveways and the cars are parked over the white line.

Motion to obtain a written transcript from Island Heights Municipal Court and from Lavallette Municipal Court relating to the clear cutting of trees on Lake Drive.

Motion by Mr. Pillion second Mr. Bendel.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Mayor Biggs appointed Mr. Pillion, Ms. Snow and Mr. Asay as the Parking Committee in order to review the parking ordinances and the commercial district.

Motion by Mr. Silver second Ms. Snow.

Mr. Silver	Yes	Mr. Pillion	Yes
Mr. Asay	Yes	Ms. Snow	Yes
Mr. Bendel	Yes	Mayor Biggs	Yes
Mr. Berglund	Yes		

Mary Judge – I wanted to thank Jon and Jason, since they are here tonight, for their work on the Bio-

Swale project.

Mr. Robinson – There were a number of statements made regarding the conduct of Municipal employees that seem to be irregularities in relation to the tree situation, the Code Enforcer and the Prosecutor. It seems like they were not conducting business in an open and straight-forward manner.

Adopt Resolution 2014 – 56, entitled, RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY TO ENTER INTO EXECUTIVE SESSION. There being no items for executive session therefore this resolution was not acted on.

Motion by Mr. Silver second Mr. Bendel to adjourn this meeting. Unanimous voice vote.

Respectfully submitted,
Ellie Rogalski, RMC/MMC