

**BOROUGH OF ISLAND HEIGHTS
COUNCIL MEETING
SEPTEMBER 8, 2015, 7:00 PM**

**MOMENT OF SILENCE & FLAG SALUTE
STATE OF PUBLIC NOTICE**

This meeting of the Mayor and Borough Council was called pursuant to the provisions of the Open Public Meeting Law. Notice of this meeting was sent to the Asbury Park Press on December 20, 2014; in addition a copy of said notice is posted on the bulletin board in the Municipal Building, and filed in the office of the Borough Clerk.

Roll Call:

	Asay	Bendel	Berglund	Pillion	Snow	Thompson	Mayor Silver
Present	X	X	X	X	X	X	X
Absent							

Resolution 2015-84 Approving the minutes of August 18, 2015 Council Meeting and Executive Session

Public Comment: No comments.

Councilman Asay: Mayor before we vote, this is new language that says that we're approving minutes from our executive session. I don't believe that's part of the minutes that we were sent via email.

Mayor Silver: This is likely new language that the new clerk added. The council didn't receive minutes of that executive session.

It was discussed by Mayor and Council to remove approving the Executive Session Minutes.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel			x	
		Berglund	x			
		Pillion	x			
	x	Snow	x			
		Thompson	x			
		Mayor Silver	x			

Ordinance 2015-07 Amending Ordinance 2009-04(2nd reading)

Public hearing was opened on a motion by Mr. Asay and seconded by Mr. Bendel.

Public Comment: No comments

Councilman Thompson: Wants to make sure there are no new costs to the Borough in this Ordinance. Ms. Gorman, the CFO, confirmed that there were no new costs to the Borough.

Public hearing was closed on a motion by Mr. Bendel and seconded by Mr. Asay. Unanimous voice vote.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
	x	Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Ordinance 2015-08 Amending Ordinance 2009-08(2nd reading)

Public Hearing was opened on a motion by Mr. Berglund and seconded by Mr. Bendel.

Public Comments: No comments.

Public hearing was closed on a motion by Mr. Berglund and seconded by Mr. Asay. Unanimous Voice Vote.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
		Berglund	x			
	x	Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Ordinance 2015-09 Amending Ordinance 2010-06(2nd reading)

Public Hearing was opened on a motion by Mr. Bendel and seconded by Mr. Berglund

Public Comments: No Comments

Public hearing was closed on a motion by Mr. Bendel and seconded by Mr. Asay. Unanimous Voice Vote.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
	x	Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Resolution 2015-85 Adoption of 2015 Municipal Budget

Public Hearing was opened by Mr. Asay and seconded by Mr. Pillion

Ms. Gorman CFO: Town received two state grants that increased the budget, but they are offset by revenues for the grants. The first was Clean Communities Grant in the amount of \$4,932.58 and the second is Alcohol Rehabilitation Education Grant in the amount of \$176.80. There was also some money moved inside the Cap and outside the Cap. Inside the Cap the Borough reduced the General Administration O/E by \$2,000.00. The budget was also reduced in the Municipal Clerk's office salary by \$20,000.00 and increased the Clerk's O/E by \$2,000.00. Outside the Cap, they reduced the Shared Services Agreement by Toms River by \$20,000.00 and increased the Shared Services Agreement with South Toms River by \$40,000.00.

Mr. Asay: Last fall we received a memo by the former CFO Lou Palazzo and he talked about a one-time revenue allowance of FEMA funds in the neighborhood of \$300,000.00 where it was discussed that it may not be the whole \$300,000.00 because it was being reduced by work that the Borough had already contracted etc. Is this money that was discussed in that memo?

Ms. Gorman: I don't know anything about that memo but will look into it.

Mr. Asay: It is a concern because what Mr. Palazzo told them in that memo was that the state had agreed to allow us to take those funds as one-time revenue. If that is part of the revenue for this year it portends a potential shortfall for next year.

Mayor Silver: That occurred three CFOs ago so that was the crafting he was doing. The next CFO wrote the budget and Ms. Gorman is finalizing that budget.

Mr. Asay: So you don't think those funds are in there?

Mayor Silver: No.

Mr. Asay: The money that we had appropriated or added as an emergency when we had that flash flood, that was later removed in an amendment? That was like \$10,000.00 that we amended the budget with thinking that we were doing to have to repair when the street washed out.

Mayor Silver: Is this for Garden?

Mr. Asay: Yes

Mayor Silver: Originally that was \$60,000.00 but that was taken out of the budget.

Ms. Gorman: It was taken out of operating entirely.

Mr. Pillion: I have one more question related to FEMA money. My understanding is that there was an amendment to the application.

Mayor Silver: The extension goes through to December 31, 2015.

Mr. Pillion: Is any of this anticipated revenue reflected in this budget?

Mayor Silver: No.

Mr. Pillion: Are there any changes to the capital budget that went out?

Ms. Gorman: No there were not.

Public Comments: No comments.

Public hearing was closed on a motion by Mr. Berglund and seconded by Mr. Bendel. Unanimous Voice Vote.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Asay	x			
x		Bendel	x			
		Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson		x		
		Mayor Silver	x			

Resolution 2015-86 Authorizing Borough Engineer to apply for the 2016 NJDOT Municipal Aid Program

Public Comments: No comment

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	x	Asay	x			
x		Bendel	x			
		Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Resolution 2015-87 Authorizing the hiring of Emily Falk as Administrative Assistant

Public Comments: No Comment

Mrs. Thompson: Is she a salary employee or an hourly employee?

Mayor Silver: Hourly.

Mrs. Thompson: In this resolution it refers to her salary?

Mayor Silver: It says level of hours and salary.

Mr. McGill: Just amend that to wage.

Mayor Silver: Her salary is \$12.50 per hour

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
	x	Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Resolution 2015-89 Authorizing the Borough Clerk to solicit quotes for an appraisal of Park Ave,
Block 61 Lot 3.01

Public Comment: No Comment

Mr. Pillion: Mr. Graziano is an appraiser?

Mayor Silver: Yes he is.

Mr. Pillion: It says Anthony Graziano, Inc. I am assuming he's an appraiser and that is why we are hiring him. How did we pick him?

Mayor Silver: Mr. KostECKi picked him because he has worked with him.

Mrs. Thompson: We're only obtaining one quote from Mr. Graziano?

Mayor Silver: I do not know if Mr. Graziano is the one to solicit and if he is going to reach out to other appraisers. We need three different appraisals.

Mr. McGill: This matter should be tabled until Mr. KostECKi has a chance to look at it.

Mayor Silver tabled Resolution 2015-89 until the next meeting.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay				
	x	Bendel				
x		Berglund				
		Pillion				
		Snow				
		Thompson				
		Mayor Silver				

Resolution 2015-90 Approval of September Bill List in the amount of \$360,377.82

Public Comment: No comment

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
	x	Berglund	x			
		Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Resolution 2015-91 Requesting permission for the Dedication By Rider for Donations-Wanamaker
Playground (Construction & Maintenance) required by N.J.S.A. 40A:5-29

Ms. Thompson: Do we know how much money has been raised

Mayor Silver: No, he did not give a dollar amount. However the last time they collected approximately \$18,000.00.

Ms. Thompson: Any changes will be approved by the Mayor and Council?

Mayor Silver: Yes, this is just a door for them to proceed with the design process.

Ms. Snow: Is there a timetable for when the presentation will be?

Mayor Silver: No.

Mr. Asay: Mayor, if I could just question our attorney on this because I know we have done this before. This creates

a pass through basically where the money comes through the borough and we buy whatever the materials turn out to be requested and work with them to erect it. Do we have to proceed this way?

Mr. McGill: This is essentially a donation to the borough. It has to go through this way for accounting purposes.

Roll Call:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
x		Asay	x			
		Bendel	x			
		Berglund	x			
	x	Pillion	x			
		Snow	x			
		Thompson	x			
		Mayor Silver	x			

Resolution 2015- 88	Approving the following Purchase Order Request
Vendor:	R&R Radar, Inc
Item:	Radar Unit: Python II dual antenna
Amount:	\$3,150.00

Resolution 2015-88 tabled till Mr. Asay and Mr. Pillion meet with Lt. Arnold to discuss this.

COMMITTEE AND COUNCIL LIAISON REPORTS

Councilman Bendel: No report

Councilman Berglund: No report.

Mayor Silver asked Mr. Berglund to give a status of the Simpson Ave project.

Mr. Berglund: Work on the water main is to be done prior to paving of Simpson Ave. (Van Sant Ave. to River Ave.) and once the new main and services are installed, paving will proceed. There are additional costs besides what the Department of Public Works can do such as tie-ins of services to the new main. Cost of terminating that old main has not been considered in the estimation. The water main has been installed alongside the school which was a request made by the consult of the contractor who had petitioned to the Planning Board and in the subdivision to south side of Morgan Engineering. Part of the Resolution was that they would put in the service main as a goodwill to the town. This is part of the loops that we are continuing to build. There were also two fire hydrants that have been added.

Mr. Pillion: Is the loop completed?

Mr. Berglund: There is a dead end at the hydrant, which is the one on the corner of River Ave. and Simpson Ave. The pipe will go along Lake Ave. from Simpson Ave. to Central Ave. and up to Maple Ave. to create loops on all streets. The south end of Simpson Ave. will be funded with a NJDOT grant.

Mr. Asay: Are they doing sewers?

Mr. Berglund: It wasn't needed and logistically didn't make sense as it is very expensive.

Mr. Asay: I thought there was a small sewer line going down Simpson Ave. from Summit Ave. down to Lake Ave.

Mr. Berglund: The problem that they have with the sewer line that runs next to the school, the main comes down the hill and halfway down the hill it turns into the lots at an angle, the lots are ones that were recently created.

Mr. Asay: Asked on the status of the letter from TKT Construction regarding the punch list and trying to close out Water Treatment Plant project. Is the punch list being completed by them?

Mayor Silver: We need to get an update from Mr. Berens who is overseeing the project. We are close to making final payment on the project.

Mr. Asay: Thanked the Mayor and on getting the word out to the residents on the Island Heights School bond referendum. The Island Heights Board of Education is meeting at 6:30pm, tomorrow September 9th, 2015.

Mr. Pillion: The Island Heights Volunteer Fire Company held another successful Labor Day games. The Fire Co. has 50/50 raffle tickets still available and they can be purchased at the Fire House at 7pm on Friday nights. Membership at the fire company is at its highest level of members at 43. Additionally, the fire company is continuing with their plans to build a small firehouse. They will be presenting a site plan application to the Island Heights Planning Board at the October Meeting. The Island Heights Fire Co. is still in the fundraising mode and any donations would be appreciated for the building fund.

Mr. Pillion: The police department has been giving detailed reports to the media, such as the Riverside Signal, about the serious incidents happening in town.

Mr. Pillion: Sailfest will be on 9/12/2015 from 10am to 10pm. There is an amendment to the proclamation by the Mayor. There will be a curfew for those under the age of 18 from 8pm on 9/12/2015 until 5am the next day, unless under supervision of a parent or legal guardian. There will be signs posted at Letter Park. It will be a sandwich type of sign. There will be another coming down Central Avenue and using electric sign at Triangle Park.

Ben DeFonzo, 180 Ocean Ave. stated that the Island Heights Yacht Club donated \$15,350.00 to the building fund of the Island Heights Fire Department. The IHYC presented that check at the Labor Day games.

Ms. Snow: Requested a tour of the Island Heights Grade School in order to give residents more information about what needed to be done at the school and why they were going for a referendum. The Superintendent extended an invitation to the Mayor and Council to tour the school at 5:30 pm on 9/9/2015 prior to the school board meeting at gym door.

Ms. Thompson: Is it possible for our Construction Code Official to join them on the tour of the school.

Mr. McGill: Does not think this is necessary and that the Mayor and Council cannot all attend the tour as it is a violation of the Sunshine Law.

Ms. Thompson: The Borough had \$1.357 million in collections, which was slightly less than 2014 where it was \$1.62 million. Bulkhead stenciling seems to be complete, which indicates no fishing/crabbing areas.

Ms. Thompson: A point of interest that in the NJ monthly magazine, they rated all towns in NJ and Island Heights came out #62 of top 100.

Privilege of the Floor:

Mary Judge: Would like on the agenda for the next meeting the approval of the first Five-Year Community Forestry Plan and she will email it to Mr. Kostecki. Ms. Judge also mentioned that Betsy Hyle cleaned up the library flower beds with the help of Jen from Department of Public Works and it looks great.

Motion was made by Mr. Bendel second by Mr. Berglund to adjourn the meeting at 8pm. Unanimous Voice Vote.

Respectfully Submitted by Wendy J. Prior, Deputy Clerk