

**BOROUGH OF ISLAND HEIGHTS  
REGULAR MEETING AGENDA  
May 23, 2017  
7:00 P.M.**

The Regular Meeting of the Mayor and Council of the Borough of Island Heights is hereby called to order. Notice of this meeting is in accordance with the OPEN PUBLIC MEETINGS ACT P.L. 1975, Chapter 231 (Section 10:4-10). Notice of the meeting was advertised in the Asbury Park Press on December 21, 2016 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

**1. ROLL CALL**

Councilmember Asay	Councilmember Snow
Councilmember Bendel	Councilmember Thompson
Council President Berglund	Councilmember Wudzki
Mayor Silver	Attorney O’Connell

	Asay	Bendel	Berglund	Snow	Thompson	Wudzki	Mayor Silver	Atty O’Connell
Present	X	X	X	X	X	X	X	X
Absent								

**2. PUBLIC COMMENT**

**3. PROCLAMATION**

A. Maureen McGarry for Being Selected as a Year 2017 Mayors’ Scholar

Mayor Silver presented the following Proclamation to Maureen McGarry:

***Borough of Island Heights  
Office of the Mayor  
County of Ocean, State of New Jersey  
Proclamation***

**WHEREAS**, in each high school academic year, and in every high school within Ocean County, as well as each of the Ocean County Vocational Technical Schools, the Ocean County Mayors’ Association upon the recommendation of the Ocean County Superintendents’ Roundtable selection committee chooses a member of the Senior class of the High School or Vocational Technical School who have distinguished themselves by academic achievement and interest in history, government and community involvement as a *Mayors’ Scholar*; and

**WHEREAS**, since its inception in 1994, the Ocean County Mayors’ Association Scholarship Award Program has provided over \$634,000 in individual scholarship awards to students worthy of distinction and recognition of their efforts; and

**WHEREAS**, *Maureen McGarry*, a senior class member of Donovan Catholic High School was selected as worthy of the recognition as a “*Mayors’ Scholar*” for the year 2017, and will be awarded a scholarship on May 25, 2017; and

**WHEREAS**, such distinction as “*Mayors’ Scholar*” recognizes the personal dedication and effort toward individual educational advancement of Maureen McGarry.

**NOW, THEREFORE**, I, Jeffrey B. Silver, Mayor of the Island Heights, County of Ocean, State of New Jersey by virtue of the authority vested in me as Mayor of the Borough of Island Heights hereby proclaim in celebration, the recognition of Maureen McGarry as a “*Mayors’ Scholar*”. This significant award is hereby recognized in the Borough of Island Heights and thus, do urge the citizens of the Borough of Island Heights to congratulate Maureen McGarry as well.

Signed this 25th Day of May, 2017

Jeffrey B. Silver  
Mayor, Borough of Island Heights

#### **4. PRESENTATION**

A. James Priolo, Borough Engineer, to discuss permitting for work on Boy Scout Island.

Mr. Priolo explained the permitting work involved with the erosion problems on Boy Scout Island. He recommended a conceptual plan for shoreline stabilization, such as rip rap-type stabilization and a potential concept of a breakwater to prevent some of the wave action causing a problem on Boy Scout Island. The process he is recommending is to do a pre-application meeting with the Army Corp of Engineers and the Department of Environmental Protection (DEP). This is called a joint permit processing meeting. Mr. Priolo explained that the concept for what you want to do is taken to a meeting with the Army Corp and the DEP where they will tell you what you can and can’t do, whether it is permissible, and the process of what is required.

Mayor Silver said that it is a lengthy process which takes many months to get the okay. He is looking to get the permitting process under way. He said he is looking to do rip rap or beach prisms to prevent the eroding, not a bulkhead.

Mr. Priolo said that this was just a pre-application meeting. It is not a permit application. The pre-application meeting will give the engineer the opportunity to talk to the Army Corp and DEP about the different types of options you could do and to find out what is permissible and what is not.

Council President Berglund asked what the extent of Mr. Priolo’s involvement would be as the engineer. Mr. Priolo said his firm would do a concept, which would basically be rip rap type stabilization and show a cross section on an aerial map. They will bring their environmental experts to the meeting with them as well as their environmental permitting staff and talk through the process. It is not a full design, it is just a concept.

Council President Berglund asked how much of the Engineer’s time would be needed for getting ready for the meeting. Mr. Priolo said it would probably be eight to ten hours of work. The meeting would be held in Trenton at the DEP.

Councilmember Asay asked Mr. Priolo what he thought was the cause of the erosion. Mr. Priolo said if what is there now was not properly engineered on the upland side, storms could wash through. Sandy probably had a big impact as well as a lot of wave action from boats out there. Over time, if it wasn’t done right from the start, it would have that type of an effect. Councilmember Asay asked what type of design

would make it right. Mr. Priolo said different types of designs could help. A rip rap slope wave stabilization can be engineered to slow the impact of the wave action. Additionally, you have to make sure that the soil from upland doesn't wash back through it. There are measures underneath that can prevent that as well.

Councilmember Asay asked what a breakwater would be. Mr. Priolo said that a breakwater would be further out into the water. When the boats are going by and creating a ripple wave action, it would break that up. It could be a floating breakwater or a permanent breakwater, but it can't be in the channel.

Brian Hall, 136 Bay Avenue, said it sounds very expensive and the rip rap would have to be at the mean high water mark. He asked if there has been any consideration that the DEP has found that the Route 37 debris must be removed prior to any construction. He asked Mr. Priolo if he looked into bio log technology to create a living shoreline, which is more cost efficient. Mr. Priolo said all those things would be considered as part of the pre-application meeting. Bio logs and living shorelines are all options the Borough can discuss at the meeting with the Army Corp and DEP.

Mr. Hall said the breakwater, without ice protection, is a one season thing with a cold winter. Mr. Priolo agreed. Mr. Hall wants a cost analysis before the project moves forward so the tax payers understand what the cost is versus the gain. Mr. Priolo agreed that it could be very expensive and that is why an analysis needs to be done before going for a full permit application. Mr. Hall asked what the investment would be to go to the meeting. Mr. Priolo said it would cost a couple thousand dollars. Mayor Silver said that permitting is still needed to do the living shoreline.

Mary Judge, Vasant Avenue, said she went around town years ago looking for living shoreline sites. Boy Scout Island was considered to have the most potential because the existing rip rap would make the permitting easier because there was already something in the water. She was wondering if any grant opportunities had been explored to look into a living shoreline.

Councilmember Snow said about a year ago, when she attended a recycling coordinators' meeting, there was a person who would come out and put compressed leaves in place and do a study as an experiment. She offered to reach out to that person and see if they would like to do the study. Mayor Silver said that you still need to do paperwork to put anything into the water.

Bob MacNeal, 237 Ocean Avenue, said that it seems to him that much of the erosion is caused by powerboats and jet skis. He suggested putting a "no wake" zone in that area so the boats won't create massive waves. Lt. Arnold said the police department doesn't have a water vessel so policing would be up to the State Police. Mayor Silver said maybe we could get the State Police involved more in getting a "no wake" zone. But even if the Borough goes ahead and does that, there is still paperwork that needs to be done to stabilize the area. Brian Hall said you can't run at a wake speed within 250 feet of the shoreline. He said jet skis do a tremendous amount of environmental damage to the bottom. They do not do damage wake-wise. They are more noise pollution and sight pollution. Mr. Hall said that it would be a monumental task to classify the Toms River into a 50% range in the no wake zone. He didn't know what would be involved with that and didn't think it was possible.

Mr. Hall told Councilmember Snow that bio logs are spun coconut in a rope design. If she would like to see it, she can walk between his travel lift and his west end bathhouse. He said it is a fine example of bio log technology at work. That is how he stabilizes his shoreline. It works well and is cost effective. He said he

had to pay for that, and there are certain things the Borough simply can't afford to do. He warned Mayor Silver to be careful about the "can of worms" he opens, because the concrete from Route 37 can really create "a bad scene."

Gloria Bonelli, 21 Central Avenue, asked Brian Hall; if he didn't go through the DEP to put in his bio logs, could they do something like that at Boy Scout Island. Mr. Hall said he wasn't a professional and couldn't answer that question. He referred to Mary Judge for an answer. Mrs. Bonelli asked Mary Judge if this could be done without going through a long and expensive process. Mary Judge said you can't do anything to Boy Scout Island without a DEP permit. Council President Berglund said that where Mr. Hall put the bio logs was at an existing high water mark and wasn't infringing on areas that would require permitting. Mr. Hall said you wouldn't be able to get it at Boy Scout Island. Council President Berglund told the audience he wasn't speaking about Boy Scout Island. He was referring to Mr. Hall's specific instance on his property which is not the same, in any way, as what Boy Scout Island is. Mr. Hall said that when you go to the DEP they will ask you the same thing, "where is the mean high water mark?" It is all the same.

Brian Gabriel, 185 Summit Avenue, asked if we still have an active Environmental Committee and if they could be enlisted to take a look at it and find out if it is a simple permitting process for the bio log and the living shoreline idea. He doesn't think Boy Scout Island was ever designed to be a park. He thinks it would be a great idea to enlist the committee who has a relationship with the Barnegat Bay Partnerships to get some ideas. Mayor Silver asked Mary Judge if she was still involved with the committee. She replied she was still involved with the Environmental Committee and the Barnegat Bay Partnership. She said she had tried before and got nowhere with different administrations. She said there is no such thing as simple permitting. What she heard before was that the permitting would be simpler at Boy Scout Island as opposed to somewhere like Long Point because there was already material in the water. She said that living shorelines are a new technology and there are people in her office who could take it on. Mayor Silver said that paper work would still need to be done. He didn't know if Ms. Judge would want to take on the task of doing that.

Mr. Priolo once again explained that they would only be going for a pre-application meeting which is not a permit application. It is just to lay out different options and talk through it at the same time with the Army Corp and DOT. You could lay out ten ideas with them and the benefit of that is it is inexpensive and you get a full understanding of each of the ideas in terms of the difficulty of the permitting, etc. It is not filing for one particular thing. It is simply sitting around a table with them and talking about what we want to do and what the level of difficulty would be and if it is allowed or not allowed, easier permit or difficult permit.

Mr. Hall said that the idea here should be how do we save money and accomplish the goal. He believes that rather than apply for different things, the Borough should give the engineer a directive of "this is what we want to do and this is the budget." He doesn't think the Borough should be spending money they don't have. He thinks the Environmental Committee should do the research. Mr. Priolo said that they would get authorization from the Borough before they did anything like that.

Councilmember Thompson said that she thought the Borough was asking the Engineer to engage with the Army Corp and DEP at one table and look at all the options. The Engineer wasn't going to engineer anything just to get to that table, he was just going to understand what they would be willing to consider. She asked Mr. Priolo if he would make sure to talk about the bio log and the living shoreline. Mr. Priolo said she is correct. For an example, he already knows Council is not interested in bulkheads.

Councilmember Thompson confirmed that Mr. Priolo isn't doing any engineering, he is only going to have a conversation and put together some maps so he can have that conversation. Then, because the Environmental Committee is willing to be involved, perhaps an appropriate next step would be to come back and sit down with the committee and the Mayor and talk about what the Army Corp and DEP are willing to do. Mr. Priolo agreed. Councilmember Thompson said it sounded like he needs to do some legwork first with the permitting agencies to know what is on the table and what is doable. Then, with the expertise of Mary Judge and the rest of the committee, sort through that and come back to Council for a discussion. Mr. Hall said that with the topography of Boy Scout Island there is a lot of engineering work that needs to be done before Mr. Priolo sits down with the DEP and Army Corp. Mr. Hall said they want to see facts on a paper. Councilmember Thompson said that is not what she heard Mr. Priolo say. Mr. Priolo said he doesn't agree with Mr. Hall. He can get enough information for the pre-application meeting without a full survey where they would approximate and put some plans together.

Linda Lane, 42 River Avenue, asked what the cap and the budget would be. Councilmember Thompson said that everyone would like to see the least expensive option, but you can't figure out how much you have to spend until Mr. Priolo gets to the table with the DEP and Army Corp.

Mayor Silver pointed out that this property is on the Borough's Green Acres inventory and it is up to the Borough to maintain the property. It is on the Recreational Open Space Inventory and the State comes around once a year to make sure the Borough is maintaining the inventory list. He asked Mr. Priolo if there would be penalties if the Borough doesn't maintain the properties on the list. Mr. Priolo said there could be. Councilmember Snow asked if we know what the requirements are for this property. Mr. Priolo said he would have to follow up on that with her.

Mary Judge said that she thought both projects had been done in Ocean Gate and was wondering if anyone had spoken with anyone there about their success or failure. They were experiencing erosion and put in a living shoreline. She thought they might have used the beach prisms. The Mayor said he knows they accomplished putting the prisms in but does not know what the outcome was.

Council President Berglund offered to go with Mr. Priolo to the pre-application meeting. Mr. Priolo said that anyone is invited to go with him.

Patty Hall, 136 Bay Avenue, asked if there were any photos of Boy Scout Island showing the erosion. Council President Berglund told her there were. She asked if the public would be able to see them after Mr. Priolo's meeting. Mr. Priolo said yes.

Brian Hall asked to change the subject while the engineer was there. He said Lake Avenue has turned into a duck pond. Every time it rains, the road fills up to at least the center line of the road creating a dangerous situation as well as a health situation. Standing water on the south side of Lake Avenue is creating a mosquito haven. Something happened to the drainage. Mayor Silver said the problem is under the properties' driveways on the south side. The Mayor said he has a package to give the engineer about it in his hands. Mr. Hall said it is an urgent situation because it is an urgent problem.

Dan Janquitto from 214 Lake Avenue said his property is at the "s" turn. The Borough had created a ditch that went down that side of the street to an underground pipe that ran off to the creek. That ditch is in disrepair and the people who own property there have pipes that have collapsed. His property is taking the brunt of the water and even the other properties are going under. He said it is bad. He has a disabled son

with an elevator shaft. The elevator shaft is filling with water and destroying the equipment in the elevator shaft. He is 263 feet from the road. He would like to find an amiable solution with the neighbors to get the ditch working again so the drainage could run through it. He has no problem replacing pipe underneath his own property if he can get the other owners to do the same thing. Right now Lake Avenue is flooded and his property is filled up to his house.

Council President Berglund said he spoke to Jon Brodbeck about the problem that morning. There are several homeowners involved and the culverts that go underneath their driveways are on private property. To maintain them, the town would jet vac the culverts. According to Jon, the culverts have deteriorated and he is afraid if he puts his machinery in there he might create a condition where the asphalt wouldn't be supported anymore. He could do more damage. He believes it would cost in the neighborhood of \$3,000 if the Borough were to fix it. But the Borough can't do that on private property unless the property owner would reimburse the Borough. The water on the south side would drain to the west until it got to the culvert that the Borough maintains that is underneath Lake Avenue. Then there is a ditch that goes into Dillon's Creek.

Mr. Janquitto said that he would talk to the neighbors and he didn't believe there would be a problem coming together with trying to repair the pipes under their driveways. He said the culvert existed prior to the houses being built. He thinks it is the town's responsibility to keep it clear going underneath Lake Avenue. Council President Berglund said that would be correct. Mr. Janquitto said that maybe the Borough could get permission from the owners to have Jon clear the pipes and if it collapses then it's replaced, if it doesn't it is clear. Council President Berglund said that if it does collapse, the Borough could replace it with a piece of plastic pipe and put stone on it and the owner would be liable for the time and material for the Borough to do the work.

Mayor Silver asked the Borough Attorney if he saw any problem with the Borough fixing the pipes if the homeowners give some sort of release. Attorney O'Connell did not see any problem as long as there is a release given. Mr. Janquitto said he will get together with the other homeowners involved. Mayor asked how many homes would be involved. Mr. Janquitto believed there were four homes.

Mayor Silver dismissed Mr. Priolo and thanked him.

**5. EXECUTIVE SESSION FOR CONTRACT DISCUSSION 7:45 p.m.**

**Resolution 2017-94**

**Motion to go into Executive Session Meeting at 7:28 p.m.:**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
		Berglund	X			
	X	Snow	X			
X		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Motion to Enter Back into Regular Meeting 8:31 p.m.**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**6. ORDINANCE**

**Ordinance 2017-01 Amending and Supplementing Chapter 17 of the Borough Code Entitled “Solid Waste Management” Introduction (First Reading)**

Michael O’Connell, Borough Attorney, explained that this ordinance had previously passed but is now being reintroduced to fix a procedural glitch. The ordinance is being introduced by title only, per State Statute. This makes everyone aware that the governing body is considering making changes to an existing ordinance law. It will be published in a newspaper to let people know when it will be discussed, which will be at the next meeting on June 13<sup>th</sup>. It will then be discussed further and voted on and either succeed or fail. The ordinance is not completely in writing yet, but the ordinance will indicate that the Borough will require commercial properties to pay for and arrange for their own garbage “solid waste” collection. The existing ordinance does not specifically say if the Borough would collect for commercial solid waste collection. It was blank on the issue. It was very clear about saying that residents will have recycling pickup but commercial property owners must provide their own recycling collection. That wasn’t always what was done, but it was the law.

Attorney O’Connell went on to say that the new ordinance will be written to say that commercial properties will have to pay for their own pick up. It will then be published and then there will be a full discussion and vote at the next meeting. He told the audience that comments would normally be taken during the public hearing which will be held at the next meeting. The governing body had decided that since so many people were there now, they would take public comments at this meeting as well.

Gloria Bonelli, 21 Central Avenue, wanted to know why the ordinance was being changed. Mayor Silver said that over the decades Island Heights tax payers have been paying for the tonnage from the commercial properties in town. Some commercial properties pay for their own solid waste collection, such as Dillon’s Creek Marina. It was an entitlement that the commercial properties could leave out their tonnage, which would be in excess of the tonnage from a residential home, for the tax payers to pay the difference. Mrs. Bonelli asked why a commercial property would be punished if their tonnage wasn’t in excess of a residential property. She said she has a three family house and the way it was written, it is up to a two family structure. She asked if that meant after forty years of paying taxes, her garbage or recycling isn’t going to be picked up. Mayor Silver asked her if she was the landlord. Mrs. Bonelli said she was the landlord and she had two tenants. Mayor Silver said she would have to pay for a contractor to collect her garbage and recycling. Mrs. Bonelli objected vehemently. Mayor Silver thanked her for her comments.

Linda Lane, 42 River Avenue, asked were the exact figures the Borough would be saving. Mayor Silver replied that it has to do with excessive tonnage which is generated by commercial properties. It costs the town approximately \$80 per ton. Ms. Lane said she wanted to know the difference between commercial properties, cottage industries and residences. Mayor Silver said other municipalities do not provide commercial collection. It has always been an entitlement here. Ms. Lane said she doesn't live in another town, she lives in Island Heights. She wants to know how much the town is saving. She figured it was \$1,200 a business and there are 30 businesses in town. Mayor Silver said he didn't have the math yet. Ms. Lane said he should. Mayor Silver said there are approximately 37 commercial properties in Island Heights and it varies for the amount of tonnage that they put out. There is an in-season for marinas and it varies with the time of year as to how much tonnage they put out. Mrs. Lane strongly opposes the ordinance and said she felt like the ordinance was punishing her.

Brian Hall said he chose to have dumpsters because he didn't want to deal with pails. That was a voluntary thing as to the way he chose to do business. He said the recycling is insane. The town gets credits for all the tonnage for the recyclable material. The recycling benefits the town. Mayor Silver said it averages around \$6,000 a year from recycling. Mr. Hall said this will reduce the amount of credits the town will get back. Mayor Silver said the credits will still come back to the Borough. A member of the audience remarked that people can throw their recycling in the dumpster. Mayor Silver acknowledged that happens. Mayor Silver said that we are not looking to take recycling away. It will be done by the contractor instead of the town. We would still get the credits back. It would still have to be reported. Mr. Hall said that would not happen.

Mr. Hall had a concern about not being able to take recycling to the dumpsters at public works. Mayor Silver told him that people will still be able to bring recycling to Public Works. Mr. Hall said that every morning there will be garbage trucks running around town. Mr. Hall said all the commercial property would have to have dumpsters. Mayor Silver said dumpsters wouldn't always be necessary. Garbage trucks use robo cans as well.

Councilmember Snow said that she thought the meeting was getting very personal and what the Council was here for was to hear what the public had to say. She said Council is going to take what they say into consideration as we go through the process.

Gill Ronquits, 131 Laurel Avenue, asked if he could still bring his recyclables to the town. Mayor Silver told him of course he could. He said he recycles 99% of the material. He puts out 2 garbage cans at a time for his business. He contacted five garbage companies that would come in and pick up garbage. He said he agrees with Mr. Hall. Laurel Avenue has six different businesses and you could have six different garbage trucks coming on six different days to pick up garbage.

Mayor Silver asked what the Auto Body Shop does with their garbage. The owner said he has two dumpsters. He said trash pickup is the only benefit he gets from the town. He has no children in school, he pays for his water and sewer and all he gets is a little bit of garbage pickup. Mayor Silver told him he gets more benefits than that like snow removal and police protection.

Linda Lane, 42 River Avenue, asked if paper work would have to be filled out for recycling according to the ordinance. Attorney O'Connell told Ms. Lane the language was in the existing ordinance since 2009. Nothing is being changed. Councilmember Wudzki said that the paperwork was a County regulation, not



the Borough's regulation. Ms. Lane said she was in Toms River for 28 years and never had to fill out a form for Toms River.

Brian Gabriel asked if this was just for properties in the commercial zone of the Borough tax map or properties that are in the residential zone such as bed and breakfasts and real estate offices included. Mayor Silver said they don't fall into mixed use. Commercial areas would be portions of Central, Route 37, and areas like that. Mr. Gabriel said there seems to be a ton of questions by the public. He felt it would be smarter, rather than to introduce an ordinance by title only and just come back at the next meeting and vote for it and be barraged by questions, maybe the ordinance should be laid out so that all the residents in town can see the inner workings of the ordinance. Mayor Silver said we have to do the process. There is a certain amount of days for things to get published. Mr. Gabriel wanted the ability for everyone to see the entire ordinance and then vote on it. Mayor Silver said the process is starting tonight.

The Borough Attorney said there is no publication for the ordinance tonight because this is the announcement. The Council is saying that the Council is going to address this. It gets published in the newspaper and that is why there is a discussion and vote. Many people started speaking at the same time at the Borough Attorney. The Borough Clerk told the audience that the ordinance will be posted on the website, it will be posted at the post office and it will be posted on the bulletin board at Borough Hall. This is the standard for every single ordinance the Borough does. It also gets published in the newspapers.

A member of the public said the Borough should send every commercial property a letter making them aware of what the Borough proposes to do. Mayor Silver said we go through everything in accordance with the State guidelines. We do the postings. We do the print work. Our website will have the ordinance on there. We hold open meetings.

Linda Tavares of Cozy Cove Marina said no one knew about the ordinance. She said that the Borough should have let everyone know about it.

Members of the audience, who have already spoken, continued to express their opposition to the ordinance.

Anna Vivola of 17 Central Avenue said she lives above her hair salon and she is considered commercial residential. Would she be included? Mayor Silver said that these are things that need to be discussed and clarified before the meeting of the 13<sup>th</sup>.

Mayor Silver closed discussion on the Ordinance and told the audience they would have another opportunity to speak on June 13<sup>th</sup>.

**AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 17 OF THE BOROUGH CODE ENTITLED "SOLID WASTE MANAGEMENT"**

**WHEREAS;** the Mayor and Council of the Borough of Island Heights desire to amend Chapter 17 of the Borough Code entitled "Solid Waste Management,"

**NOW, THEREFORE, BE IT ORDAINED** that Chapter 17 is amended as follows:

**Section 17-1, Collection of Garbage and Refuse**, is amended to add a new sub-section:

**17-1.7 Eligibility for Collection.**

Residences and Institutional establishments, as defined in Borough Code 17-2.3, Definitions, shall be eligible for the collection of Garbage and Refuse.

**Section 17-2, Recycling**, is amended to read as follows:

**17-2.3 Definitions.**

*Commercial establishments* shall mean those properties used primarily for commercial purposes, including but not limited to boat clubs, houses of worship, marinas, professional offices, repair shops, restaurants, and retail stores; and those multiple dwelling residential buildings containing more than four (4) dwelling units.

**17-2.5 Separation of Recyclables and Placement for Disposal.**

- c. Every commercial establishment and multifamily dwelling consisting of five (5) or more dwelling units shall submit annually to the Municipal Recycling Coordinator, proof of removal of designated recyclable materials from their premises including the total weight and type of recycling material collected and recycled, and the vendor(s) providing said service.

**17-2.12 Nonresidential Establishment Compliance Requirement.**

- a. All commercial establishment generators of solid waste shall be required to comply with the provisions of this section.
- b. The arrangement for collection of designated recyclables hereunder shall be the responsibility of the commercial establishment property owner or their designee unless the municipality provides for the collection of designated recyclable materials. All commercial establishments which provide outdoor litter receptacles and disposal service for their contents shall also provide receptacles for designated recyclable materials, for those materials commonly deposited, in the location of the litter receptacle, and shall provide for separate recycling service for their contents.
- c. Every commercial establishment shall report on an annual basis to the Recycling Coordinator, on such forms as may be prescribed, on recycling activities at their premises, including the amount of recycled material, by material type, collected and recycled and the vendor or vendors providing recycling service.

**Section 17-3, Yard Waste Collection Program**, is amended to add a new sub-section:

**17-3.6 Eligibility for Collection.**

Residences and Institutional establishments, as defined in Borough Code 17-2.3, Definitions, shall be eligible for the collection of a Yard Waste Collection Program.

This ordinance shall become effective upon publication as required by law.

**Motion to Introduce Ordinance 17-01**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
	X	Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**7. RESOLUTIONS**

**Resolution 2017-80 Accepting the Resignation of Vicky Mickiewicz, Tax Assessor effective June 30, 2017**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
ACCEPTING THE RESIGNATION OF  
VICKY MICKIEWICZ, TAX ASSESSOR**

**WHEREAS**, Vicky Mickiewicz has tendered her resignation as the Borough of Island Heights’ Tax Assessor effective June 30, 2017; and

**WHEREAS**, Vicky Mickiewicz has faithfully served as the Borough’s Tax Assessor since her appointment on January 1, 1986; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Island Heights hereby accepts Vicky Mickiewicz’s resignation as Tax Assessor.

**BE IT FURTHER RESOLVED**, that the Mayor and Council extend their most sincere appreciation to Vicky Mickiewicz for her more than 31 years of dedicated service to the Borough of Island Heights and its citizens and wish her much happiness and success for her future.

Councilmember Asay offered his thanks and appreciation to Mrs. Mickiewicz. Mayor Silver announced that Mrs. Mickiewicz has done 31 years of service in the Borough of Island Heights.

Public Comment - None  
Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
		Berglund	X			
	X	Snow	X			
X		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-81 Appointing Katherine Fenton-Newman as Borough Clerk  
Effective May 23, 2017 through May 22, 2020**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY  
APPOINTING KATHERINE FENTON-NEWMAN  
AS BOROUGH CLERK EFFECTIVE  
MAY 23, 2017 THROUGH MAY 22, 2020**

**WHEREAS**, pursuant to N.J.S.A. 40A:9-133, the Borough of Island Heights (the “Borough”) is required to employ a Registered Municipal Clerk; and

**WHEREAS**, N.J.S.A. 40A:9-133 states that the term of office of the Municipal Clerk shall be three years and that the term shall be deemed to have begun as of the actual date upon which a person serving as municipal clerk is appointed; and

**WHEREAS**, Katherine Fenton-Newman has successfully completed the required five courses offered through Rutgers, The State University, and passed the required State examination administered by the Division of Local Government Services, Department of Community Affairs and has been certified as a Registered Municipal Clerk in accordance with the requirements of Chapter 174, Law of 1985.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Island Heights, County of Ocean, State of New Jersey as follows:

1. That Katherine Fenton-Newman be and hereby is appointed as Borough Clerk of the Borough of Island Heights for a term commencing on May 23, 2017 and ending on May 22, 2020; and
2. That Katherine Fenton-Newman shall be compensated at a rate of \$23.46 an hour (includes the position of Registrar of Vital Statistics)
3. Working hours will not exceed 28 hours per week
4. Hours are Monday through Thursday, 8:00 a.m. through 3:00 p.m.
5. The hours worked in conjunction with Council Meetings shall reduce the day office hours to ensure overall hours are kept at 28 hours, unless authorized by the Mayor
6. No health benefits, sick, vacation or personal time will be provided.

Public Comment - None  
Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
	X	Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-82 Approving Application for Use of Pavilion and the Contiguous Property By Christine Maloney of the Island Heights Public Library for Watching the Solar Eclipse on August 21, 2017, 1:00 P.M. to 4:00 P.M.**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPROVING APPLICATION FOR USE OF PAVILION AND THE CONTIGUOUS PROPERTY  
BY CHRISTINE MALONEY OF THE ISLAND HEIGHTS PUBLIC LIBRARY FOR WATCHING  
THE SOLAR ECLIPSE ON AUGUST 21, 2017,  
1:00 P.M. TO 4:00 P.M.**

**WHEREAS**, Christine Maloney of the Island Heights Public Library, located at 121 Central Avenue, Island Heights, NJ, 08732, has submitted an Application for Use of Pavilion and the Contiguous Property for watching the solar eclipse with an educational lecture and themed stories and activities on August 21, 2017 between the hours of 1:00 p.m. and 4:00 p.m.; and

**WHEREAS**, the proper insurance binder has been submitted and the application fee has been waived; and

**WHEREAS**, the Acting Borough Clerk has confirmed that there are no conflicting events being held at the Pavilion on the requested date.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Island Heights hereby approve the Application for Use of the Pavilion and Contiguous Property by Christine Maloney for watching the solar eclipse with an educational lecture and themed stories and activities on August 21, 2017 between the hours of 1:00 p.m. and 4:00 p.m.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			

	X	Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-83 Approving a Social Affairs Permit for the Barnegat Bay Foundation on June 2, 2017.**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPROVING A SOCIAL AFFAIRS PERMIT FOR THE  
BARNEGAT BAY FOUNDATION  
ON JUNE 2, 2017**

**WHEREAS**, the Barnegat Bay Foundation located at P.O. Box 364, Island Heights, NJ 08732 has applied for a Social Affairs Permit to use on June 2, 2017; and

**WHEREAS**, the Barnegat Bay Foundation will be holding their annual fundraiser/gala event on the same day.

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council of the Borough of Island Heights hereby approve a Social Affairs permit for the Barnegat Bay Foundation on June 2, 2017; and

**BE IT FURTHER RESOLVED**, that the Barnegat Bay Foundation must coordinate with the Island Heights Police Department to ensure proper police protection for the event.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
	X	Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-84 Authorizing the Settlement of a Tax Appeal Before the New Jersey Tax Court**

**RESOLUTION NO. 2017 - 34**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SETTLEMENT OF A TAX APPEAL BEFORE THE NEW JERSEY TAX COURT**

**WHEREAS**, Eva J. Herzog filed an appeal to the New Jersey Tax Court of the 2016 property tax assessment for property known and designated as Block 56, Lot 13 as shown on the tax map of the Borough of Island Heights entitled "Eva J. Herzog v. Island Heights Borough, Docket No. 011255-2016; and

**WHEREAS**, the parties have reached a settlement which is set forth in the Stipulation of Settlement attached hereto and made a part hereof as Schedule A.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Borough of Island Heights, County of Ocean, State of New Jersey, as follows:

1. That the governing body does hereby authorize Christopher J. Connors, Esquire of the firm of Dasti, Murphy, McGuckin, Ulaky, Koutsouris and Connors to execute the Stipulation of Settlement, a copy of which is attached hereto and made a part hereof as Schedule A.

2. That a certified copy of this resolution shall be forwarded by the municipal clerk to Christopher J. Connors, Esquire and the Tax Assessor of the Borough of Island Heights.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
KOUTSOURIS & CONNORS**  
COUNSELLORS AT LAW  
620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

Councilmember Asay asked that this be tabled until it could be discussed in executive session later in the meeting because there were questions that needed to be answered regarding the settlement.

Public Comment - None

Roll Call on Motion to Table

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-85 Approving the Award Winning Marine Science Camp K-8<sup>th</sup>  
Grades, July 31 Through August 4, 2017, 9:00 a.m. to 2:00 p.m.,  
Monday through Friday**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPROVING THE AWARD WINNING MARINE SCIENCE CAMP  
K-8<sup>TH</sup> GRADES, JULY 31 THROUGH AUGUST 4, 2017  
9:00 A.M. TO 2:00 P.M. MONDAY THROUGH FRIDAY**

**WHEREAS**, the Award Winning Marine Science Camp will be held July 31 through August 4, 2017 from 9:00 a.m. to 2:00 p.m. Monday through Friday for grades K-8; and

**WHEREAS**, the camp focuses on the preservation of the marine eco system through active hands-on learning with new curriculum to include: sharks, whales, oceans of the world, plate tectonics, continental drift, pelagic fish, seining, sampling, water quality testing, marine mammal rescue drills, kayaking and more; and

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council of the Borough of Island Heights hereby approve the Marine Science Camp to be held July 31 through August 4, 2017 from 9:00 a.m. to 2:00 p.m. Monday through Friday for grades K-8.

**BE IT FURTHER RESOLVED**, that the Mayor and Council urge anyone interested to go to [www.marinesciencescamp.com](http://www.marinesciencescamp.com) or call 732-250-8124 for information regarding the camp.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
X		Bendel	X			
		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-86 Supporting Legislative Action Requesting the State of New Jersey and Federal Government to Perform a Comprehensive Study of Potential Mitigation to Reduce Future Impacts of Major Storms that Cause Major Damage to Lives and Properties Surrounding Barnegat Bay.**

**RESOLUTION OF WATERFRONT COMMUNITIES, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY,  
SUPPORTING LEGISLATIVE ACTION REQUESTING THE STATE OF NEW JERSEY AND FEDERAL  
GOVERNMENT TO PERFORM A COMPREHENSIVE STUDY OF POTENTIAL MITIGATION TO REDUCE  
FUTURE IMPACTS OF MAJOR STORMS THAT CAUSE MAJOR DAMAGE TO LIVES AND PROPERTIES  
SURROUNDING BARNEGAT BAY**



**WHEREAS**, on October 29, 2012, Superstorm Sandy made landfall near Atlantic City, New Jersey causing tens of billions of dollars of damage to communities surrounding Barnegat Bay. Superstorm Sandy affected, in some way, virtually every household, business and community in New Jersey. The emotional, financial and physical impacts are still being felt by our coastal communities; and

**WHEREAS**, a comprehensive strategy that expeditiously, efficiently and effectively addresses mitigation strategies, to reduce the impacts from future major storms needs to be addressed; and

**WHEREAS**, historical data and projections indicate that coastal storms of similar magnitude or greater will continue to be a serious threat to our communities; and

**WHEREAS**, all scientific and empirical data collected during the post Superstorm Sandy indicate the majority of the destruction was caused by excessive wave “run up” resulting from wave action as well as dune failure on Long Beach Island. All waves are the function or interaction of wind energy over water, the speed of the wind over water and time and the unencumbered distance the wind travels over the water known as “Fetch”. Although it would be impossible to address all factors that contribute to coastal flooding, we can address one of the most severe threats, wave heights, and wave run up, by controlling the fetch or distance waves travel unencumbered over the water in Barnegat Bay; and

**WHEREAS**, numerous issues including dredging of the portion of our coastal inland waterway that transverse Barnegat Bay have become necessary due to the hazards that currently exist. The restoration and creation of elevated nesting areas and habitat (berms) for our shore birds and other species that have been lost due to coastal development, and rises in sea levels should also be addressed; and

**WHEREAS**, FEMA identifies “V-zones” or coastal high hazard areas as those areas “where wave action and/or high velocity water can cause structural damage in the 100-year flood”, the reduction of “fetch” or distance a wave can travel unobstructed over water can have a significant impact on reducing future damage in major coastal storms. Therefore, reducing fetch will reduce wave height and run up; and

**WHEREAS**, currently the Federal government is constructing mitigation project on Cedar Bonnet Island in Barnegat Bay utilizing dredge materials to establish a 20 foot high berm on the Island to restore habitat as part of the mitigation project. Therefore, the creation of additional berms needs to be considered; and

**WHEREAS**, Barnegat Bay contains dozens of small marsh islands between Long Beach Island and the Mainland that can also support berms made up of dredge materials directly from Barnegat Bay. The utilization of these dredge materials directly from Barnegat Bay would result in significant cost savings as the major cost driver of dredging is the dewatering and disposal of these dredge materials which typically accounts for up to 80% of the total cost of dredging. The monetary cost of construction of these berms is minor relative to the cost that would occur from any future major storms. The creation of berms on these marsh islands within the bay will serve to block or dampen the waves in the Bay associated with these storms, from all wind and wave directions, protecting both Long Beach Island as well as mainland and serve as an economic disposal site for dredged materials.

**NOW, THEREFORE BE IT RESOLVED**, a comprehensive study of the utilization of dredging portions of Barnegat Bay, and using those dredge materials to establish berms on various small marsh islands throughout the Bay, as a cost effective proven methodology to reduce future damage from major coastal storms needs to be undertaken.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution shall be forwarded to neighboring communities adjacent to Island Heights, to support the intent of this resolution and adopt the same, forwarding their concerns to appropriate decision makers.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			

		Thompson	X			
	X	Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-87 Approving the Closure of Lake Avenue from the Island Heights Grade School to the First Entrance of Dillon’s Creek Marina for the Island Heights Grade School Fun Run Friday, June 2, 2017 from 2:00 to 2:30 p.m.**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPROVING THE CLOSURE OF LAKE AVENUE FROM THE ISLAND HEIGHTS  
GRADE SCHOOL TO THE FIRST ENTRANCE OF DILLON’S CREEK MARINA  
FOR THE ISLAND HEIGHTS GRADE SCHOOL FUN RUN  
FRIDAY, JUNE 2, 2017 FROM 2:00 TO 2:30 P.M.**

**WHEREAS**, the Island Heights Grade School PTO is planning their annual Fun Run on Friday, June 2, 2017 from 2:00 to 2:30 p.m.; and

**WHEREAS**, the Fun Run is a student run fundraiser to raise money for the annual end of the year Carnival for which the students collect pledges based on their commitment to participating in a one-mile running and walking event; and

**WHEREAS**, the Island Heights Grade School PTO requests that Lake Avenue be closed from the Island Heights Grade School to the first entrance of Dillon’s Creek Marina for the students to utilize the street for the Fun Run.

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council of the Borough of Island Heights hereby approve the request of the Island Heights Grade School PTO to close Lake Avenue from the Island Heights Grade School to the first entrance of the Dillon’s Creek Marina on Friday, June 2, 2017 from 2:00 to 2:30 p.m. in order for students to hold their Fun Run event.

Public Comment - Renee Pasalano from the PTO explained that every year the school does a Fun Run and all the money they raise goes to an end of the year carnival. They usually run around the playground, but this year, with the help of the gym teacher, they decided to do something different. The children will come outside about 1:45 and do their stretches and run or walk from the entrance of Island Heights Grade School to Dillon’s Creek. Going will be .5 miles and coming back will be another .5 miles. They are asking for that section of Lake Avenue be closed from 2 to 2:30 for the Fun Run. Mrs. Pasalano said that she has coordinated everything with the police and fire department.

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			

X		Bendel	X			
		Berglund	X			
		Snow	X			
	X	Thompson	X			
		Wudzki				
		Mayor Silver	X			

Councilmember Wudzki recused herself from the vote.

**Resolution 2017-88 Appointing Alec Mazzaccaro as Summer Seasonal Laborer at a Rate of \$12.50 Per Hour Not to Exceed 35 Hours Per Week**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, APPOINTING ALEC MAZZACCARO AS SUMMER SEASONAL LABORER AT A RATE OF \$12.50 PER HOUR NOT TO EXCEED 35 HOURS PER WEEK**

**WHEREAS**, the Borough of Island Heights, Department of Public Works is in need of Summer Seasonal labor; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Island Heights, that the Governing Body hereby appoints Alec Mazzaccaro as Summer Seasonal Laborer for the Borough of Island Heights, at an hourly of \$12.50 per hour, not to exceed 35 hours per week, with seasonal employment ending on September 4, 2017.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
	X	Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-89 Approving Application for Use of Pavilion and the Contiguous Property by Matthew Sura and Melissa Massar for their Wedding Ceremony on June 9, 2017**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPROVING APPLICATION FOR USE OF PAVILION AND THE CONTIGUOUS PROPERTY  
BY MATTHEW SURA AND MELISSA MASSAR FOR THEIR WEDDING CEREMONY  
ON JUNE 9, 2017**

**WHEREAS**, Matthew Sura and Melissa Massar, located at 1021 Twin Oaks Drive, Toms River, NJ, 08735, has submitted an Application for Use of Pavilion and the Contiguous Property for their wedding ceremony on June 9, 2017.

**WHEREAS**, the proper insurance binder has been submitted and the application fee of \$75.00 has been paid; and

**WHEREAS**, the Borough Clerk has confirmed that there are no conflicting events being held at the Pavilion on the requested date.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of Island Heights hereby approve the Application for Use of the Pavilion and Contiguous Property by Matthew Sura and Melissa Massar for their wedding ceremony on June 9, 2017.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
		Bendel	X			
		Berglund	X			
		Snow	X			
		Thompson	X			
X		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-90 Appointing the Following Lifeguards for the 2017 Season: Jamie Prior and Patience Harrington**

**RESOLUTION OF THE BOROUGH OF ISLAND HEIGHTS,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPOINTING THE FOLLOWING LIFEGUARDS FOR THE 2017 SEASON**

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Island Heights, that the Governing Body hereby appoints the following lifeguards for the 2017 Season at the following rate of pay:

Jamie Prior as Head Lifeguard     \$11.21/Hour  
 Patience Harrington                     \$10.46/Hour

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			

		Berglund	X			
X		Snow	X			
		Thompson	X			
	X	Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-91 Appointing Colleen Silver as Badge Checker at the Rate of \$10 Per Hour for the 2017 Summer Season**

This item was removed from the agenda during the meeting per Mayor Silver.

**Resolution 2017-92 Providing for Amendments to Temporary Appropriations Approved Prior to the Final Adoption of the 2017 Municipal Budget**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF ISLAND HEIGHTS, COUNTY OF OCEAN PROVIDING FOR AMENDMENTS TO TEMPORARY APPROPRIATIONS APPROVED PRIOR TO THE FINAL ADOPTION OF THE 2017 MUNICIPAL BUDGET.**

**WHEREAS**, an emergent condition has arisen with respect to increase in temporary appropriations and no adequate provision has been made in the 2017 temporary appropriations for the aforesaid purpose, and

**WHEREAS**, N.J.S.40A: 4-20 provides for the creation of a temporary emergency appropriation for the purpose above mentioned, and

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2017 pursuant to the provisions of Chapter 96, P.L. 1051 (N.J.S. 40A: 4-20) including this resolution total \$1,433,939.78 Current Fund and \$628,525.00 Water & Sewer Utility Operating Fund.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Island Heights (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J. S 40A: 4-20:

1. Emergency temporary appropriations be and the same are hereby made in accordance with the attached list
2. That said emergency temporary appropriation will be provided for in the 2017 Municipal Budget.

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
	X	Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-93 Award of Bid for Solid Waste and Recycling Collection Service**

Public Comment

Roll Call

This item was tabled pending further discussion. Motion to table:

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
		Berglund	X			
	X	Snow	X			
X		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**9. OATH OF OFFICE**

A. Katherine Fenton-Newman as Borough Clerk

The Borough Clerk asked that this item be pulled from the agenda and that she be sworn into office in the Municipal Building the next day due to the length of the meeting. Her request was granted.

**10. BILL LIST**

Public Comment

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**11. PURCHASE ORDERS**

A. Approving the Following Purchase Order:

Vendor: AC Schultes

Item: New Motor with Install for Well #9 (Emergency)

Amount: \$8,425.00

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			

		Bendel	X			
X		Berglund	X			
		Snow	X			
	X	Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

B. Approving the Following Purchase Order:

Vendor: HD Supply

Item: 2” Service Materials for Richard Yetman Builder Ocean Avenue

Amount: \$2,441.00

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
		Snow	X			
		Thompson				
	X	Wudzki	X			
		Mayor Silver	X			

Councilmember Thompson recused herself from the vote.

C. Approving the Following Purchase Order:

Vendor: Sign-Ups Signs & Promotions

Item: Vehicle Letter for 2 Ford Interceptors

Amount: \$1,220.00

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
	X	Asay	X			
X		Bendel	X			
		Berglund	X			
		Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

## 12. COUNCIL REPORTS

Councilmember Asay had no report.

Councilmember Bendel reported that the Planning Board is working on the Master Plan.

Council President Berglund reported that we need to readdress the fees for a 2” and a 1 ½” service. The costs are substantially increased and our fees have not kept up with the increase.

Council President Berglund said that a water leak developed this afternoon where Bay and Summit come together. The leak is where we tried to save money by tying into the old service instead of running all the way from the main. They will be digging in the morning.

Mayor Silver asked how the water and sewer project was going. Council President Berglund said it was getting closed out. They are working on a punch list.

Councilmember Snow had no report.

Councilmember Thompson requested a meeting to be scheduled with the budget committee.

Councilmember Wudzki reported that she had an updated Farmers Market Registration Form. She believes we are all set to go and hopefully get a resolution on the June 13<sup>th</sup> meeting. She had one more thing she had to look into for the registration form. She is hopeful to get it started for the first week when school ends on June 26<sup>th</sup>.

Mayor Silver reported he was working on beach cleanup. We contracted with Toms River to bring their beach screening machine to Summit Avenue beach.

The County has scheduled the striping to be done on West End Avenue from Triangle Park and continue up West End over the hill. They will also enhance the stop lines. Councilmember Asay asked the Mayor for a stop line at the end of Ocean going into River Avenue. Mayor Silver asked him to remind him, and he will ask them to put it on his list.

**13. PRIVILEGE OF THE FLOOR**

A resident asked if there was something that could be done about the jellyfish at the Summit Avenue beach. She suggested putting a net up around the bathing area. She said Ocean Gate put up a net around their bathing area to help. Mayor Silver said he would communicate with Ocean Gate and see what they did to help with the jellyfish.

**14. EXECUTIVE SESSION FOR CONTRACT AND PERSONNEL MATTERS**

**Motion to move back into Executive Session made at 9:37 p.m.**

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
X		Berglund	X			
	X	Snow	X			
		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Motion to reenter Regular Meeting at 10:23 p.m.**



MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		Asay	X			
		Bendel	X			
	X	Berglund	X			
		Snow	X			
X		Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**Resolution 2017-84 Authorizing the Settlement of a Tax Appeal Before the New Jersey Tax Court**

Public Comment - None

Roll Call

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
X		Asay	X			
		Bendel	X			
		Berglund	X			
		Snow	X			
	X	Thompson	X			
		Wudzki	X			
		Mayor Silver	X			

**15. ADJOURNMENT AT 10:24 P.M.**

**First: Bendel    Second: Snow    All In Favor**

Respectfully Submitted By:

Katherine Fenton-Newman, RMC, CMR  
Borough Clerk