

**BOROUGH OF ISLAND HEIGHTS  
REGULAR MEETING AGENDA  
May 22, 2018**

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 November 16, 2017 and was also posted on the bulletin board in the Municipal Building.

Pledge to the flag and moment of silence.

**ROLL CALL**

Councilmember Asay	Councilmember Snow
Councilmember Berglund	Councilmember Thompson
Councilmember Gabriel	Councilmember Wudzki
Mayor Silver	Attorney O’Connell

	Council President Berglund	Asay	Gabriel	Snow	Thompson	Wudzki	Mayor Silver	Atty O’Connell
Present	x	x	x	x		x	x	x
Absent					x			

**APPROVAL OF MINUTES:**

Resolution 2018-97      Approving the Minutes of May 8, 2018

Due to pending amendments, the Borough Clerk requested this be tabled until the next meeting.

MOTION	SECOND	NAME	YEAS	NAYS	ABSTAIN	ABSENT
		CP Berglund	x			
		Asay	x			
x		Gabriel	x			
		Snow	x			
		Thompson				x
	x	Wudzki	x			
		Mayor Silver	x			

**PROCLAMATION:**

Office of the Mayor  
Proclamation  
May 22, 2018

**WHEREAS**, members of the law enforcement agency of the Borough of Island Heights play an essential role in safeguarding the rights and freedoms of our community; and

**WHEREAS**, recognition of our community officers provides a greater sense of community and awareness;

**WHEREAS**, Patti Burns was hired as a Police Officer by the Borough of Island Heights in March of 1993; and

**WHEREAS**, Officer Burns served as a Patrol Officer with many other responsibilities including Special Victims Response Team, TAC Officer for CJIS, Domestic Violence Liaison Officer, Megan's Law Contact Officer, and many other roles and responsibilities throughout her twenty-five years of service; and

**WHEREAS**, Officer Burns' is known by the children of Island Heights as Officer Patti (or O.P) due to her role in establishing the Island Heights DARE program, which continues to be in existence today, and is a program close to her heart.

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

**NOW, THEREFORE, BE IT PROCLAIMED THAT**, I Jeffrey B. Silver, Mayor of the Borough of Island Heights, in concert with the Council of the Island Heights, call upon all citizens of our community and upon all patriotic, civic, and educational organizations to observe the tireless efforts of our law enforcement community, and to join in recognition of Officer Patti Burns' twenty-five years of dedicated service, who, by her faithful and loyal devotion to her responsibilities, has rendered a dedicated service to the community and, in so doing, have established for herself an enviable and enduring reputation for preserving the rights and security of all citizens of the Borough of Island Heights.

**BE IT FURTHER PROCLAIMED**, Officer Burns' positive impact on so many kids and families growing up in the Borough cannot be overstated, and she will be greatly missed by the children of the Borough and by the Island Heights Police Department and Administration.

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**Mayor, Borough of Island Heights**

## **ORDINANCES**

### **ORDINANCE 8-18**

**AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING AND SUPPLEMENTING CHAPTER 19 OF  
THE BOROUGH CODE ENTITLED, PARKS, RECREATION  
AREAS AND OTHER PUBLIC PLACES(Second Reading)**

**WHEREAS**; Chapter 19 of the Borough Coded is entitled, PARKS, RECREATION AREAS AND OTHER PUBLIC PLACES; and

**WHEREAS**; there is a need to update fees relating to public spaces.

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

1. Borough Code Chapter 19, Section 19-2.3, entitled, "Fees," be and hereby is

amended and supplemented as follows:

b. The use of public spaces and property subject to fees are reflected in 19-2.1 Naming of Public Docks, Beaches, Fishing Areas and Playing Fields.

c. Fees for marriage ceremonies and/or use by the public for a private event are at a fee of \$200.

2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason declared invalid or unconstitutional by any court or federal or State agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

3. All ordinances or resolutions or parts of ordinances or resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency.

4. This ordinance shall become effective upon publication as required by law, and will reflect the following structure:

**19-2.3 Fees.**

- a. Calendar year badges or tags to permit bathing, swimming, fishing or crabbing shall be provided and fees for the same shall be established by the following ranges:
  1. Seasonal badge or tag from \$15.00 to \$20.00. After June 1st, \$25.00 to \$35.00.
  2. Weekly badges \$5.00 to \$10.00.
  3. Monthly badges after June 1st, \$15.00 to \$20.00.
  4. Daily badges \$5.00 to \$8.00 per day.
- b. The use of public spaces and property subject to fees are reflected in 19-2.1 Naming of Public Docks, Beaches, Fishing Areas and Playing Fields.
- c. Fees for marriage ceremonies and/or use by the public for a private event are at a fee of \$200.

The Mayor and Council shall establish fees within the above ranges by resolution adopted yearly.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced by the Borough Council of the Borough of Island Heights at a meeting held on **April 24, 2018**. Notice is hereby given that the Ordinance will be considered for final adoption and passage at a meeting to be held by the mayor and Council on **May 22, 2018** at 7:00 p.m., at the Borough Courtroom, located at One Wanamaker Complex, Island Heights, NJ. At that time any interested person may come forward and be heard regarding the proposed adoption of this Ordinance.

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**JOSEPH KOSTECKI, Municipal Clerk**

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**JEFFREY SILVER, MAYOR**

PH: Seeing no public comments or questions.

Close PH: 1st: Berglund 2nd: Asay, and full Council consent:

Passage Roll Call:

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

**ORDINANCE 9-18  
AN ORDINANCE OF THE BOROUGH OF ISLAND HEIGHTS  
COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING  
AND SUPPLEMENTING CHAPTER 19 OF THE BOROUGH CODE  
ENTITLED, PARKS, RECREATION AREAS AND OTHER PUBLIC  
PLACES(First Reading)**

**WHEREAS;** Chapter 19 of the Borough Coded is entitled, PARKS, RECREATION AREAS AND OTHER PUBLIC PLACES; and

**WHEREAS;** there is a need to update fees relating to public spaces.

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

1. Borough Code Chapter 19, Section 19-2.4 and 19-2.5, Entitled “Bathing Season” and “Lifeguards at Bathing Beach; Hours,” Respectively

**19-2.4 Bathing Season**

The bathing season time frame shall be struck entirely.

Amendments to establish a duration for the bathing season may be amended by Ordinance or Resolution.

**19-2.5 Lifeguards at Bathing Beaches; Hours**

- A. The Borough establishes all beaches in the Borough as “Swim-At-Your-Own-Risk.”
- B. Unless otherwise posted or informed by Borough Officials, the Borough may not employ lifeguards at Borough beaches, as “Swim-At-Your-Own-Risk” constitutes the removal of lifeguardS and the un-dedication of bathing beaches.

2. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any

reason declared invalid or unconstitutional by any court or federal or State agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

3. All ordinances or resolutions or parts of ordinances or resolutions inconsistent herewith are hereby repealed to the extent of such inconsistency.

4. This ordinance shall become effective upon publication as required by law, and will reflect the following structure:

NOTICE

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced by the Borough Council of the Borough of Island Heights at a meeting held on **May 22, 2018**. Notice is hereby given that the Ordinance will be considered for final adoption and passage at a meeting to be held by the mayor and Council on \_\_\_\_\_, **2018** at 7:00 p.m., at the Borough Courtroom, located at One Wanamaker Complex, Island Heights, NJ. At that time any interested person may come forward and be heard regarding the proposed adoption of this Ordinance.

**JOSEPH KOSTECKI, Municipal Clerk**

Roll call

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

**RESOLUTIONS**

Councilman Asay requested resolutions 95,99,101 and 102 be considered later in the meeting, and after Executive Session.

The following Resolutions 2018-95, 2018-99, 2018-101, and 2018-102 were considered by one Roll Call vote.

- Resolution 2018-95 Authorizing the hiring of Venla Glass as a Summer Intern at the Rate of \$11 per hour
- Resolution 2018-99 Authorizing the Hiring of Paige VanDuyne as Summer Recreation Program Director for the 2018 season in the amount of \$500
- Resolution 2018-101 Authorizing Sarah Snow and Tanara Hall as volunteers for the Summer Recreation Program
- Resolution 2018-102 Appointing Timothy Pizarro As Summer Seasonal Laborer at a Rate of \$10/hr Not To Exceed 35 Hours Per Week

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

		Gabriel	X			
		Snow	X			
		Thompson				X
		Wudzki	X			
		Mayor Silver	X			

Resolution 2018-96 Authorizing cancellation of the 2012 CDBG Grant

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

Resolution 2018-98 Authorizing the Issuance of Estimated Property Tax Bills Pursuant to N.J.S.A 54:4-66.2 et Seq.

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

Resolution 2018-100 Authorizing Road Closures from Sunday July 22, 2018 through July 24, 2018

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

**BILL LIST**

**Resolution 2018-103 Approving the May Bill List**

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

### PRIVILEGE OF THE FLOOR

Judy Lessman, 21 Ensign Place. The President of the Island Heights Cultural and Heritage will be hosting a Garden Tour from June 6th through 9th, from 10am to 4pm.

Mary Judge, 255 VanSant Ave: Applied on behalf of the Borough for a Dept of Environmental Protection grant in the amount of \$1,500 for improvements to the Wanamaker Complex, including the field sign, native shrubs and a clam shell path.

Judy Lessman, 21 Ensign Place: informed the Governing Body that she has sewage backup problems, now twice in last 6 months. The Mayor stated that the Borough is inquiring about her concern.

Mayor Silver stated that residents are using baby wipes and are clogging up the sewer.

Drew Sebert (Sassafras Lane) received an email about rusty water, and asked if the Borough is considering making any water improvements.

Mayor Silver stated that improvements are being done. Currently, the Borough exhausted it's budgeted engineering costs.

Seeing no other comments, Council President Berglund motioned to close Public Comment; Seconded by Councilman Asay, and full Council consent.

### COUNCIL REPORTS

ASAY: All boardwalk lights are now on. There have been five water service breaks resulting in digging up the street with Public Works. All of the vehicles were sold at auction, and Ray will be providing a breakdown of revenue from that sale. The sand has been removed at Summit Beach, and the permit to reinstall sand will take two-to-four months.

GABRIEL: Stated that he would like to see the 2018 Engineering costs.

BERGLUND: Infrastructure repairs are averaging two per week, just on water service. Areas in the Borough where geese are a problem, he encouraged the use of drones, which act as a good deterrent.

WUDZKI: There have been two Farmers Markets, and the next is June 4th; which will include the Environmental Committee, with activities for kids. Founders Day information is now available on Facebook and website. She further mentioned that Sue Caldric (Chair of Parade is asking who participating and walking), requesting if the Governing Body would like to walk behind any of the elders walking in the parade.

Jim Jablonski stated that the Yacht Club would also like to participate, and it was noted by Council Member Wudzki.

MAYOR SILVER read a letter from the County Engineer regarding speed limits and the Council's request to lower the speed, stating current enforcement does not warrant a lower speed. However, if the Island Heights Police Department conducts selective enforcement and find it warranted, they will reconsider. Additionally, the

Borough was awarded \$440,000 as part of the 2018 NJDOT Municipal Aid for improvements on West End and Lake Avenue. There also was a survey and evaluation at the bottom of Central Avenue for the gravity sewer to determine whether the sewer main can be installed in Central Ave rather than behind the homes. However after the evaluation, the Borough Engineer recommended other options.

**EXECUTIVE SESSION**

**Resolution 2018-104 Authorizing Executive Session for Purposes of Attorney-Client Privilege and Contract Negotiations**

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

**Back into Public Session:**

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

**ADJOURNMENT: 1st: Gabriel 2nd: Asay, and full Council consent. Adjournment @8:50pm**

**Respectfully Submitted,**

\_\_\_\_\_  
**Borough Clerk**

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**Jeffrey Silver, Mayor**