BOROUGH OF HIGHLANDS, N. J.

INCORPORATED 1900

171 BAY AVENUE 07732 COUNTY OF MONMOUTH

PHONE: 732-872-1224 FAX: 732-872-0670

WWW.HIGHLANDSNJ.US

HISTORIC "TWIN LIGHTS"

FRANK L. NOLAN MAYOR TIM HILL ADMINISTRATOR

CAROLYN M. CUMMINS BOROUGH CLERK

MAYOR AND COUNCIL REGULAR/WORK SHOP MEETING WEDNESDAY, MAY 4, 2016 7:00 P.M.

Meeting Location: Robert D. Wilson Memorial Community Center, 22 Snug Harbor Ave, Highlands

Call to Order Meeting Statement Roll Call Executive Session Resolution

EXECUTIVE SESSION: 7:00 p.m.

Litigation:

Contract Negotiation: Professional Architectural Services – Review RFP's Grant Writer – Review RFP's & Schedule Interviews for May 18th, Sewer Easement Tax Agreement Real Estate:

Personnel: Borough Administrator Position

Investigation:

Attorney-Client Communications: Property Assessment Demo Program, Tilt Up Update, Municipal Service Agreement, Relocation of Bldg Dept, W/S Lines for Trailers, Dogs in Park Ord, Summer Kick Off Event, Holly Street Vacation Request

Call to Order Pledge of Allegiance Roll Call

Proclamation – Lenore Kingsmore for Outstanding Achievement

REGULAR MEETING: 8:00 p.m.

Public Portion – Resolutions & POB

Consent

- 1. R-16-111 Resolution Approving Change Order DeFino
- 2. R-16-112 Resolution Approving Change Order Lucas Construction
- 3. R-16-113 Resolution Authorizing Disposal of Equipment
- 4. R-16-114 Resolution Authorizing 2016 Summer Food Program Application
- 5. R-16-115 Resolution Approving Handicap Parking Space
- R-16-116 Resolution Approving Raffle Licenses for HBP & HES Payment of Bills – Complete Copy Available for Public to View at Borough Clerks Office and or on the website www.highlandsnj.us
- 7. Regular & Executive Minutes April 6, 2016

Other Resolutions:

1. R-16-110 Resolution Amending Temporary Budget

&

- 2. R-16-117 Resolution Approving Removal of Tilt Up Monument
- 3. R-16-118 Resolution Approving Extended License Premises for Inlet Cafe

2016 Municipal Budget - Public Hearing

Ordinances: Introduction & Schedule P.H.

1. O-16-12 Snow Removal Ordinance

Ordinances: Public

1. O-16-10 CAP Bank Ordinance

Committee

- 1. Finance
- 2. Public Safety Fire Department First Aide
- 3. Administration
- 4. Board of Education
- 5. Highlands Business Partnership
- 6. Grant Writing
- 7. Communications Committee Recommendations

Other Business:

- 1. Summer Kick Off Event
- 2. HES School Zone Designation Request

PUBLIC PORTION: Adjourn:

5/4/201612:33 PM

NOTE: Formal Action May Be Taken on Any and All Agenda Items

Outstanding Achievement

It is a great pleasure to recognize Principal Lenore Kingsmore and honor her outstanding achievement for being chosen as the NJ Visionary & NASSP/MetLife Principal of the year.

Her commitment to attain excellence and success demonstrates her standing as an administrator, educator and role-model for the students of Henry Hudson Regional School as well as the residents of the entire Tri-District.

Principal Kingsmore is representing not just HHRS but the entire state of New Jersey as she will now be included as a finalist in the National Principal of the Year Award along with the principals of the other 49 states.

On behalf of the Highlands Governing Body; I, Mayor Frank L. Nolan do hereby congratulate Principal Kingsmore, our own NJ Principal of the Year and declare May 4th 2016 as Principal Lenore Kingsmore Day.

Frank L Nolan, Mayor

R-16-110 AUTHORIZING AMENDMENT TO THE 2016 TEMPORARY BUDGET

WHEREAS, The Revised Statutes of New Jersey 40A:4-20 provides for the adoption of emergency temporary appropriations in addition to temporary appropriations necessary for the period between the beginning of the current fiscal year and the date of the adoption of the Local Budget for the Year 2016;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Mayor and Council of the Borough of Highlands, that the following amendments to the temporary appropriations be made in the amounts and for the purposes herein set forth for the period between January 1st, 2016 and the adoption of the Local Budget for the Borough of Highlands, County of Monmouth and State of New Jersey for the fiscal Year 2016:

			Other
A/C #	CURRENT FUND	Salaries	Expenses
	Administration	\$ 27,000.00	\$ 1,000.00
	Mayor and Council	0.00	16,500.00
	Municipal Clerk	17,000.00	9,000.00
	Finance	31,000.00	5,000.00
	Annual Audit		0.00
	Tax Collection	15,500.00	2,500.00
	Assessment of Taxes	6,000.00	10,000.00
	Central Services	8,000.00	8,000.00
	Legal Services and Costs		70,000.00
	Engineering Services & Costs		60,000.00
21-180		0.00	5,000.00
21-185		0.00	5,000.00
	Affordable Housing	0.00	0.00
	Construction Official	33,000.00	0.00
	Code Enforcement	20,000.00	1,000.00
	Code Substandard Housing		8,000.00
	Insurance-Other		5,000.00
	Workers Compensation Insurand	ce	0.00
	Medical-Surgical Insurance		0.00
25-230	Unemployment Compensation		0.00
	Police Police Dispetab	500,000.00	35,000.00
25-250	Police Dispatch 911 Telecommunications	42,000.00	500.00
		1 000 00	3,500.00
	Emergency Management	1,000.00	5,000.00
	First Aid Contribution PEOSHA		7,500.00
			1,000.00
	Fire Department	7 000 00	15,000.00
	Uniform Fire Safety	7,000.00	1,000.00
26-290	Municipal Prosecutor Streets & Roads	5,000.00	12 500 00
	Snow Removal	57,000.00 0.00	12,500.00 0.00
20-272	SHOW KEIIOVAL	0.00	0.00

26-300 26-305 26-306	Stormwater Management Mechanical Garage Sanitation Sanitation-Contractual Recycling Tax	1,000.00	17,500.00 2,000.00 10,000.00 55,000.00 0.00
26-309 26-310 26-312	Monmouth County Reclamation Public Building & Grounds Shade Tree Commission Condo Services Act	10,000.00	50,000.00
27-335 27-337 27-340	Environmental Health Monmouth County Regional He Dog Control	alth	300.00 20,750.00 4,000.00
28-360	Substance Abuse Community Center Parks & Playgrounds	26,000.00	2,000.00 6,000.00 3,000.00
28-376	Beachfront Maintenance Public Events	20,000.00	
	Accumulated Time	59,000.00	
	Utilities-Electric		12,000.00
	Street Lighting		13,000.00
	Telephone		7,000.00
	Utilities-Water		5,000.00
	Utilities-Natural Gas		5,000.00
	Telecommunications		10,000.00
	Utilities-Fuel		20,000.00
	Utilities-Fire Hydrants		15,000.00
	Public Employees Retirement	System	0.00
	Social Security System	-	40,000.00
	Police & Fire Retirement		0.00
36-477	DCRP		2,000.00
41-708	Grants Budgeted		295,918.21
42-490	Shared Agreement-Court		39,500.00
	Interlocal-A.HGarage		36,500.00
	Municipal Court	3,000.00	1,000.00
	Public Defender	500.00	
	Capital Improvement		400,000.00
45-910	Debt Service		0.00
			0.00
	TOTALS	\$889,000.00	\$1,414,168.21

SEWER UTILITY

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		Other
A/C # CURRENT FUND	Salaries	Expenses
55-501 Operating	\$ 22,000.00	\$ 500,000.00
55-502 Shared Service-Operator		100,000.00
55-502 Insurances		25,000.00
55-502 Social Security		2,000.00
55-502 PERS		0.00
TOTALS	\$ 22,000.00	\$ 627,000.00

R-16-111 RESOLUTION APPROVING CHANGE ORDER #4 DEFINO CONTRACTING COMPANY DECREASE BAY AVENUE AND SHORE DRIVE STREETSCAPE IMPROVEMENTS PROJECT

WHEREAS, Resolution R-15-159 was adopted on July 23, 2015 awarding a contract to DeFino Contracting Company for the Bay Ave and Shore Drive Streetscape Project as follows:

R-15-159	July 23, 2015	\$1,2 ⁻	73,000.00
R-15-229	December 2, 2015	\$	23.00 – Increase
R-16-60	February 3, 2016	\$	\$19.00
R-16-83	March 2, 2016	\$	-\$114.00 – Decrease
R-16-81	March 2, 2016	\$	\$ 0.00

WHEREAS, change order # 4 dated April 18, 2016 prepared by T & M Associates, professional engineers, sets forth reasons for said change order (Reductions Items 17, 22 and have been reduced to reflect the current as-built quantities and Extra which results in a reduction amount of \$127.00.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Highlands that change order #4 changing the original contract amount by a decrease \$127.000 is hereby authorized for the Bay Avenue and Shore Drive Streetscape Project. The total contract amount is hereby amended to \$1,272,782.00.

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON						
CARD						
D'ARRIGO			[]			
WELLS	-					-
NOLAN		_	_			
ON CONSENT				ES	NO	



CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of Resolution R-16-111 adopted by the Governing Body of the Borough of Highlands on May 4, 2016.

R-16-112 RESOLUTION APPROVING CHANGE ORDER #3 LUCAS CONSTRUCTION GROUP -\$4.90 DECREASE SHREWSBURY AVE & NORTH STREET ROADWAY IMPROVEMENTS PROJECT

WHEREAS, Resolution R-15-231 was adopted on December 2, 2015 awarding a contract to Lucas Construction Group for the Shrewsbury Ave & North Street Roadway Improvements Project for the amount of \$859,232.50; and

R-16-231	December 2, 2015	\$859,232.50 Original Contract
R-16-95	April 6, 2016	-\$2.50 Change Orders 1 & 2

WHEREAS, change order #3 dated April 27, 2016 prepared by T & M Associates sets forth reasons for said change order (reduced to reflect current as-built quantity).

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Highlands that change order #3 is hereby approved changing the original contract amount by - \$4.90 is hereby authorized for the Shrewsbury Ave &North Street Roadway Improvements Project. The contract amount is hereby amended to \$859,225.10.

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON						
CARD						
D'ARRIGO	1					
WELLS						
NOLAN						
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ON CONSENT	AGEN	DA	X	YES	N)

Date: May 4, 2016

CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of Resolution R-16-112 adopted by the Governing Body of the Borough of Highlands on May 4, 2016.

Borough Clerk/Deputy Clerk

R-16-113 RESOLUTION AUTHORIZING DISPOSAL OF BOROUGH EQUIPMENT

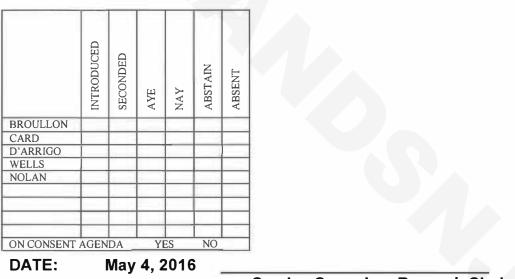
WHEREAS, the DPW and the Borough Administrator have determined that the Borough of Highlands have vehicles in our inventory which are in disrepair or do not operate and are of no use; and

WHEREAS, the following vehicles may be disposed of, salvaged, or auctioned off as allowable under the law:

- 1. 2000 Ford F-350 Pick Up (17-43)
- 2. 2004 Ford Truck (17-42 modified flatbed)

VIN#FTWF33P04ED36209 VIN#1FDXF47PX4ED34550

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Highlands that the above listed equipment will be disposed of, salvaged or auctioned off as stated.



Carolyn Cummins, Borough Clerk

I hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on May 4, 2016.

R-16-114 RESOLUTION AUTHORIZING THE APPLICATION FOR THE 2016 SUMMER FOOD PROGRAM

WHEREAS, the Mayor and Council of the Borough of Highlands have reviewed the material received from the State of New Jersey regarding the <u>2016</u> Summer Food Service Program; and

WHEREAS, the Mayor and Council of the Borough of Highlands agree that the Borough's participation in the Summer Food Program will be of benefit to the Borough and its residents;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands that the Mayor, Borough Administrator, and Recreation Assistant are hereby authorized to make application to the State of New Jersey for the **2016** Summer Food Program in the anticipated amount of **\$11,079.09**

	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
BROULLON						
CARD						
D'ARRIGO						
WELLS						
NOLAN						
	-			-		-

DATE: May 4, 2016

CAROLYN CUMMINS, Borough Clerk

I hereby certify that this is a true copy of the resolution adopted by the Governing Body of the Borough of Highlands at their meeting held on May 4, 2016

R-16-115 RESOLUTION APPROVING DISABLED PARKING SPACE

WHEREAS, an application for a Disabled Parking Designation was submitted to the Highlands Police Department by Carl Tezlaf of 46 Cornwall Street ; and

WHEREAS, the Chief of Police has reviewed the application and recommends the approval of said Disabled Parking Designation;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands that the application for Disabled Parking Designation for the following is hereby approved:

1. Carl Tezlaf. - 46 Cornwall Street

Location: on Cornwall Street going toward Bay Avenue, 16 feet west of Pole #BT40053HB–Placard #P844886.

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REDMOND						
RYAN	1					
WELLS						
NOLAN						
	-					
ON CONSENT	AGEN	DA	YE	S	NO	-

Date: May 4, 2016

CAROLYN CUMMINS, BOROUGH CLERK

I do hereby certify this to be a true copy of the Resolution adopted by the Governing Body of the Borough of Highlands on May 4, 2016.

R-16-116 RESOLUTION APPROVING RAFFLE LICENSE APPLICATION

WHEREAS, the Highlands Business Partnership has submitted Raffle License Applications No. RA1317-16-07 for a drawing to be held on June 26, 2016, RA#1317-16-08 and RA1317-16-11 for a drawing to be held on August 7, 2016; and

WHEREAS, the Highlands Elementary School PTO has submitted Raffle License Applications RA1317-16-09 and RA1317-16-10 for drawings to be held on May 20, 2016; and

WHEREAS, all paperwork appears to be in order.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Highlands does hereby approve Raffle License Applications RA#1317-16-07, RA#1317-16-08, RA1317-16-09, RA1317-16-10and RA1317-16-11 and the Borough Clerk is authorized to sign off on licenses.

	Q					
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BROULLON						
CARD						
D'ARRIGO						
WELLS						
NOLAN						
		_				
ON CONSENT	AGEN	DA	Y	ES _	NO	

DATE: May 4, 2016

CAROLYN CUMMINS, BOROUGH CLERK

I hereby certify this to be a true copy of the Resolution adopted by the Mayor and Council of the Borough of Highlands on May 4, 2016.

R-16-117

RESOLUTION APPROVING THE REMOVAL OF THE TILT-UP SANDY MEMORIAL CONCRETE STRUCTURE

WHEREAS, the Borough of Highlands conducted a survey as well as a Town Hall Meeting in order to obtain feedback from the residents to address the Tilt-Up Sandy Memorial Concrete Structure and;

WHEREAS, the governing body has made a determination that it is in the best interests of the residents to have the concrete structure removed from the Community Center Beach;

WHEREAS, the governing body hereby authorizes the Borough's employees and professionals, including, but not limited to, the Borough Administrator, Construction Official, Borough Attorney and Borough Engineer to take whatever action is necessary in order to ensure compliance with any and all regulatory agencies and or requirements prior to the removal of the Concrete Structure otherwise known as the Tilt-Up Sandy Memorial;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Highlands, that the governing body hereby approves the removal of the Tilt-Up Sandy Memorial Concrete Structure.

BE IT FURTHER RESOLVED that the governing body hereby authorizes the Borough's employees and professionals, including, but not limited to, the Borough Administrator, Construction Official, Borough Attorney and Borough Engineer, to take whatever action is necessary in order to ensure compliance with any and all regulatory agencies and or requirements prior to the removal of the Concrete Structure otherwise known as the Tilt-Up Sandy Memorial.

Date: May 4, 2016

Tilt-Up Sandy Memorial Survey - Preliminary Report

May 1, 2016

Background and Objectives

The survey questions were approved by Mayor and Council at the 3/16/16 meeting in order to gather input from residents whether to put the structure into compliance or removed. The costs for putting the structure into compliance were provided by the Borough Engineer. The costs for removal we provided via RFP from local contractors.

Data Collection Methodology

All respondents were full time or seasonal residents of Highlands. The survey consisted of 2 questions: what should be done in regards to the structure and a validation question requiring either a voter registration or sewer account number. Logistically, a survey was created for interviewing online as well as a data entry module for paper surveys. Validation of the voter registration and sewer numbers was conducted. One response was removed due to voting twice via voter registration number. The survey's duration was approximately 2 minutes.

The survey was promoted at the 3/16 Council Meeting, paper copies were available at the Borough Office, news articles on NJ1015.com and Asbury Park Press [both online and front page 3/30/16], posted on Borough website landing page, Borough website Public Notices page and Facebook and lastly a Swift Alert, all to encourage a good response. Study period was March 17th through April 30th, 2016.

Action Standard

This research will be used to provide the governing body with an understanding of the temperament of the Borough residents regarding the structure. These results will also be shared with Borough residents and local news outlets.

Conclusions and Recommendations

Respondents have a *significant* desire for the structure to be removed. The total sample size after removal of 1 invalid was **226**, of those, **75%** responded to remove the structure, **25%** chose to put it into compliance.

- Using a 95% confidence level, the corresponding confidence interval would be ± 5.65%. That
 is to say that you can be 95% certain that the true population proportion falls within the
 range of 69.35% to 80.65%.
- Highlands has a population of roughly 5,000. Using the same 95% confidence level and being prepared to accept a margin of error of $\pm 6.5\%$, the number of people needed to be interviewed in order to get results that reflect the target population with acceptable accuracy is 217.

Sample Size =
$$Z^{2} * (p) * (1-p)$$

me²

Where:

Z = Z value (e.g. 1.96 for 95% confidence level)

p = percentage picking a choice, expressed as decimal

me = margin of error, expressed as decimal (e.g., $.065 = \pm 6.5$)

R-16-118 RESOLUTION APPROVING PETITION TO EXTEND LICENSED PREMISES FOR INLET CAFÉ, INC.

WHEREAS, the Inlet Café, Inc. located at 3 Cornwall Street has filed an application for a petition to extend licensed premises for an event to be held on June 5, 2016 with a rain date of June 12, 2016; and

WHEREAS, the application has been reviewed and approved by the Chief of Police.

NOW, THEREFORE, BE IT RESOLVED that the Mayor & Council of the Borough of Highlands does hereby approve the application for a petition to extend licensed premises Permit for the Inlet Cafe located at 3 Cornwall Street for an event to be held on June 5, 2016 with a rain date of June 12, 2016.

	INTRODUCED	SECONDED	AVE	NAV	ABSTAIN	ABSENT
BROULLON						
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NOLAN		-				
	-				_	
ON CONSENT A	GENDA		YES	NO	I	I

DATE: May 4, 2016



I hereby certify this to be a true copy of Resolution R-16-118 adopted by the Governing Body of the Borough of Highlands at its meeting held on May 4, 2016.

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Borough of Highlands Public Notice

Please take notice that the following ordinance was introduced and passed upon first reading at a meeting of the Governing Body of the Borough of Highlands, in the County of Monmouth, State of New Jersey, on April 6, 2015. Notice is hereby given that the following ordinance will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Robert D. Wilson Memorial Community Center located at 22 Snug Harbor Ave, Highlands, NJ 07732, on Wednesday, May 4, 2016 at 8:00 PM. At that time, the public is invited to participate in the discussion of the Ordinance. Copies of the Ordinance are available in the Municipal Clerk's Office located at 42 Shore Drive, Highlands, NJ and are posted on the Display Board at the Municipal Building. Copies are available at no charge to the general public.

BOROUGH OF HIGHLANDS COUTY OF MONMOUTH, NEW JERSEY O-16-10 CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Borough Council of the Borough of Highlands, in the County of Monmouth, finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$214,729.29 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Mayor and Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Highlands, in the County of Monmouth, a majority of the full authorized

membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Borough of Highlands shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$214,729.29, and that the CY 2016 municipal budget for the Borough of Highlands be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Carolyn Cummins Borough Clerk ______ offered the following Ordinance and moved on its introduction, setting of a public hearing date of June 1, 2016 at 8:00 P.M.

BOROUGH OF HIGHLANDS COUNTY OF MONMOUTH

ORDINANCE NO. O-16-12

AN ORDINANCE OF THE BOROUGH OF HIGHLANDS IN THE COUNTY OF MONMOUTH AND STATE OF NEW JERSEY SUPPLEMENTING CHAPTER EIGHT OF THE CODE OF THE BOROUGH OF HIGHLANDS TO REGULATE SNOW AND ICE REMOVAL ON SIDEWALKS

WHEREAS, the Borough of Highlands ("the Borough") has enacted ordinances to provide for the health, safety, and welfare of its citizens, which is codified in the Code of the Borough of Highlands ("the Code"); and

WHEREAS, the Borough wishes to supplement Chapter 8 of the Code to include section 8:5, "Snow and Ice Removal," which would require property owners and/or tenants to remove snow and ice from sidewalks that abut their land.

WHEREAS, the Borough wishes also to include Section 8:5-1, "Treatment of Ice," which would require property owners and/or tenants to treat sidewalks that abut their property with ashes, sand, cinders, sawdust or other material designed to prevent pedestrians from slipping and falling.

WHEREAS, the Borough wishes to further include Section 8:5-2, "Violations and Penalties," which will enforce a penalty if this chapter is violated.

NOW THEREFORE BE IT ORDAINED, by the Governing Body of the Borough of Highlands, the County of Monmouth, in the State of New Jersey, as follows:

SECTION ONE. Section 8:5 shall be added to read as follows:

Section 8:5 Snow and Ice Removal.

The owner or tenant of land abutting upon the sidewalk of any street or avenue shall remove all snow and ice from the sidewalk within 12 daylight hours after same shall have formed or fallen thereon.

Section 8:5-1 Treatment of Ice.

The owner or tenant of land abutting or bounding upon the sidewalks of any street or avenue shall, when such sidewalks may become icy or otherwise slippery, place thereon ashes, sand, cinders, sawdust or other material designed to prevent pedestrians from slipping and falling and shall at all times keep such sidewalks in a safe and passable condition.

Section 8:5-2 Certain Persons Exempt from Requirements

Any owner or tenant of land abutting upon the sidewalk of any street or avenue who is unable to remove snow and ice and/or provide for the treatment of ice due to a physical or medical disability or due to age or infirmness, shall contact the Code Enforcement Officer and/or his designee, within 12 daylight hours after snow and ice has formed or fallen. Such owner or tenant with a physical or medical disability or inability to remove and/or treat snow and ice due to age or infirmness, will not be subject to the violations and penalties delineated in Section 8:5-3, subject to the discretion of the Code Enforcement Officer.

Section 8:5-3 Violations and Penalties.

Violations are punishable by fine, imprisonment, or community service in the discretion of the Judge in accordance with N.J.S.A. 40:49-5.

SECTION TWO. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION THREE. REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION FOUR. EFFECTIVE DATE. This Ordinance shall take effect after final passage and publication as provided by law.

Seconded by ______ and introduced on the following roll call vote:

ROLL CALL: AYE: NAY: ABSENT: ABSTAIN:

DATE: May 4, 2016

Carolyn Cummins, Borough Clerk

HIGHLANDS BUSINESS PARTNERSHIP, INC. District Management Corporation, Highlands Business Improvement District (BID) Post Office Box 375, Highlands, NJ 07732 email: HBP@highlandsnj.com website: www.highlands.com Phone 732.291.4713 ~ Fax 732.872.1031

May 4, 2016 – Council Report

Marketing & Events

Pride in Highlands – Earth Day Community Clean-Up – Pride in Highlands's community clean-up day took place on Saturday, April 23rd, 9AM. There were 80 volunteers that participated. The PBA donated food, cooked hamburgers and hot dogs for the volunteers. The projects included, general clean up in Huddy Park, Community Center playgrounds, lot next to bank, Veterans Park, Miller Beach, South Bay Beach and the Shore Drive hillside. Volunteers also painted the skate park equipment, Veterans Park benches, and worked on the boardwalk. A heartfelt thanks to all of the residents, Council people, volunteers, Girl Scout Troop 60820, Cub Scout Pack 22, Community of Hope, the Highlands Garden Club and the Highlands Police Explorers.

The 16th Annual Seaport Craft Show will take place rain or shine on Sunday, May 29th, 10AM-4PM at Huddy Park. The show is juried by where we only accept handmade merchandise and local art. There will be live acoustic music in the gazebo. We have also invited local artists via the Highlands Borough Art Council to participate at a discounted fee.

A very special announcement, HBP would like to acknowledge Councilwoman Claudette D'Arrigo for her assistance in introducing HBP to her colleagues at the Cayman Islands Tourism Council. They have graciously signed on as a sponsor and donated a trip to the Cayman Islands. We will raffle the trip at the Clam Fest to benefit the Highlands Police Explorers, Learning for Life Program. The tourism rep is a Monmouth County resident and was supportive of the Explorers Program and the sponsor opportunities provided by HBP. The Highlands Police Explorers assist HBP with all events and their program operates mostly from fundraising dollars, so when you see them selling tickets, please be sure to take a chance.

On April 25th, HBP attended the Twin Lights ribbon cutting celebration for the grand opening, of the newly renovated Twin Lighthouse of Navesink Museum. Currently there is a special exhibition "Seeing Stars – Every Flag Tells a Story" which is dedicated to telling the history of the Pledge of Allegiance. The Pledge of Allegiance was given as America's national oath of loyalty for the first time, on April 25,1893 in Highlands at the Twin Lighthouse of Navesink. The exhibit will remain open throughout the rest of the year. The Freeholders gave a proclamation and Senator Joe Kyrillos attended along with other area dignitaries and county officials. The Highlands Business Partnership plans to promote the exhibit at all of our events and on social media outlets.

The 5th Annual Taste of Highlands will take place June 25th, 12-5PM. Tickets are \$40.00 per person and will be available online at www.highlandsnj.com, or the day of the event at Huddy Park or Veterans Park until 2PM. Price of admission will include samplings scrumptious food & cocktails from nearly 20 Highlands restaurants, eateries & establishments, a map, keepsake tote bag and transportation on a party limo bus. All proceeds to benefit public area improvements. This year, immediately following Taste of Highlands we will be featuring a "Last Stop at Seastreak" Free Beach Concert with the Moroccan Sheepherders 20th Anniversary celebration. The concert will take place from 4-9PM and you do not have to attend Taste of Highlands to enjoy the concert. All are welcome.

<u>Visual Improvement</u> - HBP partnered with the Clean Communities Program and work includes spring clean-up, mulch and herbicide application at various town parks and public spaces. The Vets Park boardwalk railings have been completed and we will be purchasing solar light caps to put on the top of the posts. We will work with members of the Highlands Fire Dept., and other volunteers to add the remaining screws to the boards for completion of the projects. We are coordinating the sea grass plantings with Garden Club members, Barbara lannucci and Donica Basinger. HBP will plan a dedication ceremony and sponsor acknowledgement in early July when the planting is complete.

Economic Development - HBP will continue to support the Master Plan Sub-Committee for business recruitment and business retention plans. We will also continue to work with our Liaison to implement a business friendly planning guide.

Special Announcements – Tara Ryan was an amazing friend to the Highlands Business Partnership. Long before her many board positions and Council seat, she was a loyal volunteer to our organization. We have truly lost a great friend. In her memory, HBP has ordered two benches through the Adopt-A-Bench program and two Little Free Library's. We will have a ceremony dedicating them in her honor on May 21st, at 11:00am. A Bench with a Little Library will be installed at Veterans Park and at Snug Harbor Beach. We will have plants arranged around the post of the little libraries. Logistics will be coordinated with the Borough Administrator.

A Ribbon Cutting Celebration for Younique Yoga is planned for June 4th at noon.

A mercantile has been issued to Barks on Bay and a Ribbon Cutting will be planned.

Leo Cervantes book has been published, *Chilangos In The House*. We will have a book launch on May 7th from 3:00 – 6:00 pm. We look forward to seeing you all.

After meeting with members on 4/12 and 4/28, the Committee has the following recommendations for enhanced communication in Highlands:

- **Website** Recommend sending new RFP to seek a turnkey solution rather than custom. This will be faster and more cost effective. Add email hosting as option on RFP. All agreed to advise Council to use HighlandsBorough.org for email and new website to reduce confusion between the Boro site and HPB site. Ask that respondents send electronic versions of RFP.
- Email Comcast Business email only hosting current costs: \$251.64 for 36 email addresses [\$7 each], additional email mailboxes \$29.31. Researched costs range from \$5-\$15 per user per month. Google Apps with unlimited storage and Vault used by many PDs and big firms is \$10/pp/mth. Has enhanced Security, Admin, Archive, Retention policies, litigation holds on inboxes. Google Apps for Work is \$5/pp/mth this has integrated online calendar, online docs & spreadsheets, Security and Admin controls, 30GB online storage per email, 24/7 phone & email support. See: http://googleforwork.blogspot.com/2014/06/google-drive-helps-town-of-hopkinton.html
- Social Media Recommendation: notification only FB, Twitter, Instagram accounts. Content would be fed from new Boro website and Swift alerts. No comments will be able to be posted. No maintenance after set up. No controversy with negative comments. See Middletown FB page for an example.
- Swift Reviewed new sign up for the following notices: Mayor & Council, Town Events and Recreation Events. Have posters from Swift that can be put up in Office, Building Dept and Bulletin Board in Huddy Park.
- Community Calendar --
 - AH mails out a physical calendar to all residents with all Boro & committee meetings, trash days, etc. CB spoke with their BA, and the cost for this is \$5000.
 Discussion as to finding local photographers/Artists and charge a nominal fee or get advertising to cover costs. As we are in April, we will discuss further to provide a more comprehensive recommendation.
 - Updates to web calendar on Boro site Recommendation: Communication Committee log-in to update the web calendar for all Boro groups
- Welcome Letter Marlboro Township has a great welcome letter their Mayor sends out to new residents will all kinds of info for new residents. To be explored further.

BOROUGH ADMINISTRATOR'S REPORT – MAY 4, 2016 Submitted by T. Hill April 29, 2016

- 1. DEPT. OF PUBLIC WORKS / SEWER / SANITATION
- Continue removal of trash / debris from parks, roadways and right-of-ways
- Performed Bulk pickups as scheduled (special permit)
- Brush pick-up scheduled for May (see web site for Zone)
- Cleaned additional catch basins and following up with pot hole repairs.
- Responded to sewer calls and follow up with property owners.
- Clean up after special events.
- M&S Waste reports daily to Borough Hall on issues related to non-pick up of trash or recycling: (blocked dumpsters, non-placement of cans at curbline, construction debris.)
- Bulk Pick Up next scheduled for June (see web site for Zone)
- 2. BUILDING AND HOUSING (INFO TO BE PROVIDED BY VARIOUS DEPARTMENTS)

Construction Office: February 2016 New Permits: 43 Permit Updates 25 Technical sub-code inspections 157 Fees: \$56,041 Total Cost of Construction: \$3,213,494 Code Enforcement: Passed: <u>5</u> Failed: <u>40</u> Inspections: 73 COs: 28 issued for property maintenance & Ordinance Summonses: 29 Zoning Official: Denials: _____ Mercantile: Unauthorized Work Letters: Approvals: Flood Plain: Letters of Comp: Sub Damage / Elevation Letters: Approvals: 3. EMERGENCY SERVICES Fire Department: Submitted to CA First Aid: Submitted to CA OEM: Submitted to CA

- 4. COMMUNITY CENTER / RECREATION DEPT. (Submitted to RK)
- 5. ADMINISTRATION
- Working with all council liaisons regarding specific departmental matters
- Continue Budget review.
- Seasonal Employment opportunities Applications were due 4/29.
- Various meetings: TOMSA, Special Event Review, FEMA Updates, Essential Services Grant Meeting, FEMA Jonas Kick-off meeting, DCA Housing Demo. Meeting, Gateway National Park FACA Meeting, Planning Board, MEL/JIF Training & Update, NJRPA Public Affairs Meeting, and AED Implementation session.
- Grant Writer RFP responses (3) to be reviewed by M/C.

Submitted by: Timothy Hill, Borough Administrator April 28, 2016

SUPPLEMENTAL BILL LIST

Lucas Construction

Shrewsbury Ave & North Street Roadway Project

\$332,538.60

POLICE DEPARTMENT

BOROUGH OF HIGHLANDS



JOSEPH R. BLEWETT CHIEF



171 BAY AVENUE

HIGHLANDS, N.J. 07732



TEL: 732-872-1158 FAX: 732-872-9240

Report to Council May 2016

On March 24, 2016, an off-duty Highlands police officer observed a narcotics transaction taking place near the Highlands Recreation Center. The officer immediately notified on-duty officers who were able to the locate the involved individuals. As a result of their investigation, Anthony Franson, 29 years of age, Highlands and the second second

Anthony Franson was charged with possession of a controlled dangerous substance, possession of drug paraphernalia, distribution of a controlled dangerous substance to a juvenile, distribution of a controlled dangerous substance within a park, endangering the welfare of a child and using a juvenile to commit a criminal offense. Bail was set at \$52,000.00 by Municipal Court Judge Thomas Smith, III and Mr. Franson was subsequently transported to the Monmouth County Correctional Institution, Freehold in lieu of bail.

was charged with conspiracy to distribute a controlled dangerous substance and released pending a future court appearance.

The juvenile was released to a guardian.

The vehicle used by Anthony Franson and

was also seized during the investigation.

- As the result of officers investigating a suspicious vehicle on March 26, 2016; Richard C. Johnson, Jr, 44 years old, of Middletown, was arrested and charged with possession of a controlled dangerous substance (heroin), and possession of paraphernalia.
- * This department is investigating several thefts in which unknown person(s) obtained credit card information and fraudulently charged over \$4,000.00 without the victim's knowledge.
- * On April 3, 2016, officers investigating a suspicious vehicle found the driver to be in possession of more than (30) oxycodone pills. As a result, Anthony Mongelli, 45 years old, of Monroe, was arrested and charged with possession of a controlled dangerous substance and possession of paraphernalia.
- ^{*} During a routine motor vehicle stop on April 15, 2016; a 17 year old Whippany juvenile was found to be in possession of a controlled dangerous substance (marijuana) and possession of drug paraphernalia. The juvenile was processed and released to the custody of a guardian.
- As the result of motor vehicle stops, the following individuals were arrested and charged with driving while intoxicated. Jeffrey Arslanian, 45 years old, of Fair Haven, on March 20, 2016, Christopher Norman, 48 years old, of Atlantic Highlands, on March 24, 2016 and Charles R. Kelly, 33 years old, of Highlands on April 3, 2016.

* <u>Administration</u>:

- Ordinances
 - At the Council's request, I am in the process of reviewing all General Police Regulations in the Ordinance book, as well as, all ordinances enforceable by police department for updating.
 - o Monmouth County Special Needs Registry
 - As of April 19, 2016 you can register by visiting <u>https://www.mcsnrnj.org</u>
 - (1) resident is already signed up
- Equipment
 - SwiftReach Notification System
 - The system has been expanded to allow residents to receive notifications regarding Mayor & Council Notices, Town Events, and Recreation Events.
 - You can receive texts, emails or voice recordings for any notification.
 - There have been complaints of residents receiving multiple messages. Since the system will send notifications to ALL numbers and emails listed, it is imperative for residents to update their accounts.
 - To sign up or update resident information please visit the highlandsnj.com website
- Traffic
 - o Linden Avenue
 - Road Closure
 - During construction road is open to residents only
 - Project started April 18, 2016 and will last approximately 3 weeks
 - Shore Drive
 - No Parking
 - May 2, 2016 through May 6, 2016 from 7am-7pm
 - Vehicles will be towed at owners expense
 - Notifications The Highlands Police Department provides notice prior to construction through SwiftReach notifications, Facebook announcements and signage.
- Grants
 - Capt. Burton is currently working with the Highlands Elementary School Board of Education and Council Liaisons in an effort to submit the State Safe Route to School Grant in the future and to create a safer route to school around the Highlands Elementary School through signage and targeted enforcement.
 - State Division of Highway Traffic and Safety
 - 2016 Distracted Driving Statewide Crackdown
 - The Highlands Police Department participated in the campaign from April 1st through April 21st, 2016. Although, monies were not awarded to assist with this campaign participation can lead to future traffic safety grant opportunities.
 - Applications submitted
 - ➢ 2016 Click It or Ticket
 - ✓ Provides funding that would cover the cost of hiring off-duty officers for the enforcement of seat belt laws.
 - ✓ Campaign period: May 23, 2016 through June 5, 2016

. Report to Council May 2016 Page 3

- Grants (continued)
 - > 2016 State Pedestrian Safety Enforcement and Education Fund
 - ✓ Provides funding that would cover the cost of hiring off-duty officers at pedestrian hot spots, as well as, educational outreach throughout the community.
 - ✓ Grant = \$15,000.00
 - > 2016 Federal Pedestrian Safety Enforcement and Education
 - ✓ Provides funding that would cover the cost of multi-officer details and education that promotes pedestrian safety.
 - ✓ Grant = \$16,000.00
 - 2017 Saturation Patrol Grant
 - Provides funds to cover the cost of hiring off-duty officers for the enforcement of driving while intoxicated laws during peak hours on weekends and holidays.
 - ✓ Campaign period: October 1, 2016 through September 30, 2017

Investigations:

During this period the detective bureau handled (12) new initial investigations which included sexual assault, juvenile incidents, narcotics and thefts that required additional follow up including witness interviews/statements, referrals/meetings with other agencies (Monmouth County Prosecutor's Office/Division of Youth and Family Services) and is in addition to investigations that were handled by other officers but does not include routine calls handled on a daily basis or carry over investigations from previous months.

- \circ Closed 8
 - 4 by arrests
- \circ Active 4

Patrol:

- Crisis Calls
 - March 23, 2016, the Highlands Police Department was notified of a suicide threat made by individual with an extensive mental history. Based on the reported information and the individuals actions of ficers had to force entry into the residence in order to transport the individual to a local hospital for medical treatment.
 - April 3, 2016, officers responded to a report of an individual threatening to harm himself. After conducting an assessment of all the criteria; the individual was transported to a local hospital for medical treatment.
 - April 11, 2016, officers responded to assess the mental status of an individual at the family's request and after conducting an assessment of all the criteria the individual was transported to a local hospital for medical treatment.

Report to Council . May 2016 Page 4

* <u>Training:</u>

- Warrant Execution Course
 - o April 19−22, 2016
 - Ptl. Riker
 - Ptl. Clark
- Firearms Laws and Applicant Investigations
 - April 21, 2016
 - Chief Blewett
 - Ptl. Hartsgrove
 - Disp. Kane
- Missing and Exploited Children
 - March 29 30, 2016
 - Det. George Ruth

Community Policing:

- Explorers
 - o Training
 - Water Rescue March 30, 2016
 - Both the police explorers and cadets participated in water rescue scenarios at Dosil's, Middletown.
 - Pride in Highlands Earth Day Community Clean Up April 23, 2016
 - Participants volunteered during Community Clean Up.
 - Fundraising
 - Members are planning to hold a Pasta Dinner in order to raise funds for the program to cover the cost of uniforms, explorer academy training, and activities. Further information to be announced as finalized.
- * Total Calls for Service: 450
- * Arrests: Adults: 19 (5 for possession of CDS) JV: 2 (2 for possession of CDS)
- * Summons: Total: 112

Moving Violations:	43
Non-Moving:	42
DWI:	3
Boro Ordinance:	24



Swift911 Public

Text SWIFT911 to 99538

Stay Informed!

During Emergency Situations, Important Events and More

Ensure You KNOW Manage Your Alerts Customize Your Information





The American Legion Post 143 Request the pleasure of your company

At the Highlands Memorial Day Parade On Saturday, the 28th of May 2016 At 1pm in the afternoon (assembly will be at noon)

The Parade will depart from Huddy Park and Conclude with a Memorial Ceremony at Veteran's Park

All participants are invited for light refreshment back at the American Legion Post 143, 85-75 Bay Ave, Highlands, NJ

Please Join us in honoring our fallen warriors, veterans and military currently serving by participating in the parade.

If interested in participating in the parade, please contact the American Legion Post 143

RSVP By: May 13, 2016 Sue Guiney: (732)693-2603 <u>SRM747@Comcast.net</u> American Legion (732)872-2350



CAPTURE

Photographs That Grab and Keep Your Attention The Claddagh, 297 Bay Avenue, Highlands NJ



Gerda Liebmann

Highlands Borough Arts Council (HBAC) and The Claddagh invite you experience the CAPTURE Photography Exhibit, opening May 14th and scheduled to hang for one month

EXHIBIT OPENING RECEPTION MAY 14, 5-7 PM











HBAC is a registered 501(c)3. For more information on HBAC including a listing of events and upcoming programs, please search Facebook for Highlands Borough Arts Council or email us at highlandsartscouncil@gmail.com



Highlands Boro BLOOD DRIVE

Sponsored by Highlands Fire Department <u>Monday, June 13, 2016</u> from 5:30pm – 9:00pm

Held at the HFD 17-1 - Firehouse Shore Drive Highlands NJ

Please contact *Ex-Chief Rebecca Kane* at 732-673-6543 or bkane007@aol.com

MAKE A LIFE-SAVING DIFFERENCE

Don't Forget:

• Please eat and drink plenty of fluids before donating.

• Donors must be healthy, at least 17 years of age, and weigh at least 120 pounds.

Donors MUST PRESENT signature or photo ID.







The Borough of Highlands Recreation Dept. is offering the following Open Gym Program

Adult Volleyball

Dates: April 5, 2016 – May 24, 2016 Tuesday evenings

<u>Time</u>: 7:30 pm – 9:00 pm



Place: Henry Hudson Regional School Gym



All participants must register with the Highlands Recreation Department in order to play.

(You can register on-site the night you attend)

Sportsmanship and Respect of the Facility and other participants is Mandatory

You must be at least 18 years old to participate Program slots may be limited.

For further information, please contact the Highlands Recreation Dept. at 732-872-1959



Parks and Recreation, The Benefits are Endless...



The Borough of Highlands Recreation Dept. is offering the following program for <u>Children Ages 5 - 8</u>



BUILDING BRICKS CLUB



- Dates: April 14, 2016 May 26, 2016 Thursday Afternoons
- <u>Time:</u> 3:15 pm 4:15 pm
- Place: Robert D. Wilson Memorial Community Center
- All participants must register in advance with the Highlands Recreation Dept.
- A Parent or Guardian must fill out and sign a Registration Form

Registration forms are available at the Community Center, 22 Snug Harbor Ave. Highlands





For further information, please contact the Highlands Recreation Dept. at 732-872-1959



Highlands / Atlantic Highlands Municipal Alliance &

Highlands Recreation Department

Presents

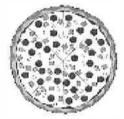


HIGH SCHOOL TEEN NIGHT

*** Grades 9 - 12 ***



May 20, 2016



7:00 pm – 9:30 pm

FREE

Location: Robert D. Wilson Memorial Community Center

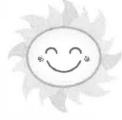
Pizza and Soda will be served

For more information, contact Heather DiBlasi (908) 601 - 5091

The Borough of Highlands Recreation Department is now accepting applications for the following



<u>Full Time / Part Time</u> <u>Seasonal Positions</u>:



- Head Lifeguard / Lifeguard Trainer
 Lifeguards (Open Water)
- 1. Must possess current Lifeguard / CPR / First Aid Certification OR
- 2. Complete the required certifications prior to being hired.
- **3.** In addition, all lifeguards must successfully complete our Open Water Training which is specific to our Public Bathing Beaches.

The Borough may reimburse successful candidates 50% of the certification course or up to \$200. In order to be eligible for this incentive you must be hired by the` Borough and be able to work through Labor Day Weekend.

Applications are available at the Community Center, 22 Snug Harbor Avenue, Highlands or download an application at <u>www.highlandsnj.us</u> (Municipal Forms Button / Municipal Clerk Forms / click on Application for Employment.)

Please return applications to the Community Center by May 6th (If you are in the process of being certified, you may still apply but hiring will be contingent upon completing the certifications.)

For more information, please contact the Highlands Recreation Department at 732-872-1224 ext. 232 or via email at <u>communitycenter@highlandsnj.us</u>

