

July 19, 2023

**A Caucus meeting of the Governing Body of Seaside Heights was held at the Municipal complex in Court Room annex on July 19, 2023 at 4:01 pm**

Council Members present on roll call:

Vito Ferrone (via phone), Harry Smith, Mike Carbone,  
Rich Tompkins, Penny Graichen, Agnes Polhemus

Borough Attorney: Robin La Bue

Administrator: Chris Vaz

Borough Clerk: Diane B Stabley

RESOLUTION NO. 23-195

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE CONVENING OF AN EXECUTIVE SESSION IN ACCORDANCE WITH THE OPEN PUBLIC  
MEETINGS ACT

Discussed Code Enforcement Officer Trainee vacancy, the appraisal report and potential contract for property acquisition and Fresh Cut Fries, LLC vs. Seaside Heights Planning Board

The executive session was adjourned by unanimous vote at 4:21 pm

Chris Vaz reviewed the regular meeting agenda

The caucus session was adjourned by unanimous vote at 4:33 pm

July 19, 2023

**A regular meeting of the Governing Body of the Borough of Seaside Heights was held at the Municipal Complex in the Courtroom on July 19, 2023 at 5:00 pm**

Mayor Vaz read OPMA statement

Administrator, Chris Vaz, read the Serenity Prayer.

Pledge of Allegiance.

Council members present on roll call:

Vito Ferrone (via phone), Rich Tompkins, Mike Carbone, Harry Smith, Penny Graichen, Agnes Polhemus

Borough Attorney: Robin La Bue

Administrator: Chris Vaz

Borough Clerk: Diane B Stabley

Approval of meeting minutes of July 5, 2023 (All were present)

Motion to approve: Smith

Second: Carbone

Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

The following were approved by consent agenda;

RESOLUTION NO. 23-196

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AUTHORIZING THE PAYMENT OF BILLS IN THE AMOUNT OF \$ 272,252,393.30

RESOLUTION NO. 23-197

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING THE 2023 TEMPORARY OPERATING BUDGET PURSUENT TO N.J.S.A. 40A:4-20

RESOLUTION NO. 23-198

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPOINTING TEMPORARY/SEASONAL EMPLOYEES FOR THE BOROUGH OF SEASIDE HEIGHTS

RESOLUTION NO. 23-199

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
APPOINTING PERMANENT-PART-TIME CODE ENFORCEMENT OFFICER TRAINEE

July 19, 2023

ORDINANCE NO. 2023-23

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 110, ENTITLED "HOTEL AND MOTEL OCCUPANCY TAX"

ORDINANCE NO. 2023-24

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 179, ENTITLED "RENTAL PROPERTY"

ORDINANCE NO. 2023-25

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 55, ENTITLED "CERTIFICATES OF OCCUPANCY"

ORDINANCE NO. 2023-26

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 122, ENTITLED "MERCANTILE ESTABLISHMENTS"

Motion to approve: Tompkins  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

Second: Carbone

RESOLUTION NO. 23-200

RESOLUTION OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING AND APPROVING THE PERSON TO PERSON TRANSFER OF PLENARY RETAIL DISTRIBUTION LICENSE NO. 1526-44-004-006 TO TOMS RIVER LIQUOR, LLC

Motion to approve: Tompkins  
Approve: Ferrone, Tompkins, Smith, Graichen, Polhemus  
Abstain: Carbone

Second: Smith

ORDINANCE NO. 2023-17

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER 219, ENTITLED "UTILITIES"

Motion to approve: Carbone  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

Second: Smith

The mayor opened the hearing to the public, there were no comments so the hearing was closed

July 19, 2023

ODINANCE NO. 2023-18

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER  
72, ENTITLED "CURFEW"

The mayor opened the hearing to the public, there were no comments so the hearing was closed

Motion to approve: Smith Second: Carbone  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

ODINANCE NO. 2023-19

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER  
166, ENTITLED "POLICE DEPARTMENT"

The mayor opened the hearing to the public, there were no comments so the hearing was closed

Motion to approve: Carbone Second: Polhemus  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

ODINANCE NO. 2023-20

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER  
179, ENTITLED "RENTAL PROPERTY"

The mayor opened the hearing to the public, there were no comments so the hearing was closed

Motion to approve: Tompkins Second: Polhemus  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

ODINANCE NO. 2023-21

ORDINANCE OF THE BOROUGH OF SEASIDE HEIGHTS, COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING THE BOROUGH CODE OF THE BOROUGH OF SEASIDE HEIGHTS, SO AS TO AMEND CHAPTER  
33, ENTITLED "BOARDWAL AND BEACHES"

The mayor opened the hearing to the public, there were no comments so the hearing was closed

Motion to approve: Smith Second: Tompkins  
Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

**Approvals:**

July 17<sup>th</sup> – 24<sup>th</sup>, Lucky Leos "Christmas in July."

July 22<sup>nd</sup> – Kid's Crabbing Day, North Bayfront, 7 a.m. – 3 p.m.

July 19, 2023

July 29<sup>th</sup>, Heavy Reel Brewing Co Tiki Fest, 9:00 a.m. – 10:00 p.m.

Aug. 22<sup>nd</sup>, Magana-Shepard wedding Sampson/Carteret Ave beach.

Aug. 24<sup>th</sup>, Berkeley Striper Club Kids Dock Day, Bayfront.

Sept 3<sup>th</sup> – Oct 1<sup>st</sup>. American Angler Fish Tournament & Fishing Show, Beach & Bayfront.

Motion to approve: Smith

Second: Carbone

Approve: Ferrone, Tompkins, Carbone, Smith, Graichen, Polhemus

The Mayor opened the meeting to the public;

Rich Sasso asked if the garbage cans on the beach be moved back further towards the boardwalk on busy beach days

Chris Shae an attorney who is representing a group of anonymous citizens asked mayor and council to voluntarily rescind the ordinances prohibiting minors under the age of 21 from renting in Seaside Heights or there would be a law suit coming against the borough

Mayor and Council thanked everyone for there comments and for attending the meeting, the Mayor also notified the public of a scam involving "Property Fraud" and said there is a website available to join to watch the activity on you property

The meeting was adjourned by unanimous vote at 5:17 pm