

The **2015 Reorganization Meeting** of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey, was called to order by Mayor Gavino Maccanico at 12:00 noon on January 1, 2015 in the Frank E. Adams Municipal Building. The meeting was opened with a silent reflection and Pledge of Allegiance.

Borough Clerk Delaney announced notice of the meeting was provided pursuant to the requirements of the N.J. Open Public Meeting Act.

The Clerk read the Statement of Election Determination from the Monmouth County Board of Canvassers reporting James Robert Shuler and Christopher Campion, Jr. were elected on November 4, 2014 to full terms as members of the Borough Council.

Mayor Maccanico administered the oath to Councilman Shuler and the oath to Councilman-elect Campion.

Mayor Maccanico welcomed back Councilman Shuler and welcomed Councilman Campion.

The Mayor requested the Clerk to call the roll with the following in attendance:

Present:

Mayor Gavino Maccanico
Councilman Christopher Campion, Jr.
Councilwoman Sara King
Councilman Thomas O'Brien
Councilman James Shuler
Councilman Christopher Tienken
Councilman Thomas Vorbach

Absent:

None

Also Attending:

Jay Delaney, Administrator/Borough Clerk

There were 32 members of the public in attendance.

ELECTION OF COUNCIL PRESIDENT & BOROUGH COUNCIL APPOINTMENTS FOR 2015.

Resolution R2015-01, establishing the procedure for election of the Council President. On a motion by Mr. Vorbach, seconded by Mr. O'Brien, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-02, selecting a Council Member to serve as President of the Council for 2015.

Mrs. King was nominated by Mr. Shuler which was seconded by Mr. Campion.

Mr. O'Brien was nominated by Mr. Vorbach which was seconded by Mr. Tienken.

The resolution selecting Councilwoman King to serve as Council President was approved with Mayor Maccanico casting the tie-breaking vote as follows:

Ayes: Mr. Campion, Mrs. King, Mr. Shuler, Mayor Maccanico

Nays: Mr. O'Brien, Mr. Tienken, Mr. Vorbach Abstain: None Absent: None

Resolution R2015-03, appointing Planning Board Class 3 Member. On a motion by Mr. Campion nominating Councilwoman King, seconded by Mr. Shuler, the resolution appointing Councilwoman King as the Planning Board Class 3 member was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-04, establishing Council Committees & appointing Committee Chairs for 2015.

Mayor Maccanico presented his suggestions for committees as follows: Finance - Mr. O'Brien; Legislation & Grants - Mr. Vorbach; Parks & Recreation - Mr. Tienken; Public Safety - Mrs. King;

Public Works, Building & Grounds - Mr. Shuler; and Water-Sewer Utility - Mr. Champion.

On a motion by Mr. Vorbach, seconded by Mrs. King, the Committee assignments were approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

MAYOR'S APPOINTMENTS REQUIRING COUNCIL APPROVAL.

Resolution 2015-05, confirming the appointment of Gary McLean, Esq. of the firm Lomurro, Davison, Eastman & Munoz, P.A. as Borough Attorney for the year 2015.

Mr. Tienken suggested considering the appointment of the former attorney who submitted a proposal with a lower hourly rate and proposed the hourly rate be set at \$135. Mr. Champion noted a lower hourly rate may look less costly but may not be the most efficient cost overall. Mr. Vorbach expressed concern about the higher cost and requested Mr. McLean consider a lower rate. Mrs. King and Mr. Shuler stated their support for the Mayor's nomination of Mr. McLean.

On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was adopted by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler

Nays: Mr. Tienken, Mr. Vorbach Abstain: None Absent: None

Mayor Maccanico welcomed Mr. McLean to his seat at the dais.

Resolution R2015-06, confirming the appointment of Joseph C. May, P.E. as Borough Engineer. On a motion by Mr. Vorbach, seconded by Mrs. King, the resolution was approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Mayor Maccanico noted the retirement of Judge Pappas and thanked him for his service.

Resolution R2015-07, confirming the appointment of Colin Quinn as Municipal Court Judge. On a motion by Mr. King, seconded by Mr. Tienken, the resolution was approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-08, confirming the appointment of Ronald Sage, Esq. as Prosecutor. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-09, confirming the appointment of James Carton, Esq. as Alternate Prosecutor. On a motion by Mr. Tienken, seconded by Mr. Champion, the resolution was approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-10, confirming the appointment of Charles Shaw, Esq. as Public Defender. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:

Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-11, confirming the appointment of Donald Greer, Jr., Esq. as Alternate Public Defender. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the

following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-12, confirming the appointment of Joseph C. May, P.E., as Zoning Officer/Code Enforcement Officer. On a motion by Mr. Vorbach, seconded by Mrs. King, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-13, confirming the appointment of Neil Hamilton as Code Enforcement Officer. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-14, confirming the appointment of Janine Gillis as Deputy Borough Clerk. On a motion by Mr. Vorbach, seconded by Mr. Tienken, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-15, confirming the appointment of Leonard Giles and Patricia Skubon to the Board of Health. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

Resolution R2015-16, confirming the appointment of members to the Beautification Advisory Committee for the year 2015. On a motion by Mr. Tienken, seconded by Mr. Campion, the resolution appointing Lisa Britton, Eileen Eilenberger, Diedre Fallon, Catherine Hahn, Susan Herner, and Deborah McKean was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None Abstain: None Absent: None

ANNOUNCEMENT OF MAYOR'S APPOINTMENTS NOT REQUIRING COUNCIL APPROVAL.

Mayor Maccanico announced the following appointments to the Environmental Commission:

- Nancy Hayduk (regular member - 3 year term expires December 31, 2017)
- Robert Merriken (regular member - 3 year term expires December 31, 2017)
- Robert Cindea (alternate member No. 1 – 1 year term expires (December 31, 2015)
- Margaret Melchione (alternate member No. 2 – 1 year term expires (December 31, 2015)

ADDITIONAL RESOLUTIONS.

- **R2015-17**, authorizing a contract for Professional Services to Lomurro, Davison, Eastman & Munoz, P.A. to provide labor counsel legal services for the year 2015.

Mr. Vorbach, Mr. Tienken and Mr. O'Brien expressed opposition based on the proposed cost and noted another firm submitted a lower cost proposal. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved with Mayor Maccanico casting the tie-breaking vote as follows:

Ayes: Mr. Campion, Mrs. King, Mr. Shuler, Mayor Maccanico

Nays: Mr. O'Brien, Mr. Tienken, Mr. Vorbach Abstain: None Absent: None

- **R2015-18**, authorizing a contract for Professional Services to Frederick Raffetto, Esq. of the firm Ansell, Grimm & Aaron, P.C. to provide tax appeal legal services for the year 2015. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- The resolution authorizing a contract for Professional Services to Hodulik & Morrison P.A. to provide audit services for the year 2015 was tabled on a motion by Mr. O'Brien, seconded by Mr. Vorbach, by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-19**, authorizing a contract for Extraordinary Unspecifiable Services to PM Consultants to provide financial reporting and accounting services for the year 2015. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-20**, designating Official Newspapers. On a motion by Mr. Shuler, seconded by Mrs. King, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-21**, establishing the 2015 Meeting Schedule. Mayor Maccanico noted the only change is that there will be one meeting scheduled in December. On a motion by Mrs. King, seconded by Mr. Vorbach, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-22**, adopting Cash Management Plan. On a motion by Mr. O'Brien, seconded by Mr. Vorbach, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-23**, fixing the rate of interest on delinquent taxes and establishing the returned check fee. On a motion by Mr. Shuler, seconded by Mrs. King, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
Mayor Maccanico thanked all property owners for paying their taxes on time.
- **R2015-24**, adopting 2015 Temporary Budget. On a motion by Mr. O'Brien, seconded by Mr. Vorbach, the resolution was approved by the following vote:
Ayes: Mr. Champion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
Nays: None Abstain: None Absent: None
- **R2015-25**, designating various officials and individuals to represent the Borough and submit required applications, certifications and reports, as follows:

Community Development Program: Representative: Administrator - Jay Delaney
 Alternate: Public Works Director - Joseph May

Clean Communities Coordinator: Public Works Director - Joseph May

9-1-1 Coordinator: Police Chief - David Petriken

MCMJIF Insurance Fund Commissioner: Administrator - Jay Delaney

Purchasing Agent: Administrator - Jay Delaney

Public Agency Compliance Officer: Purchasing Agent - Jay Delaney

Assessment Search Officer: Borough Clerk - Jay Delaney

PEOSH Indoor Air Quality: Public Works Director - Joseph May

Pension Funds (PERS & PFRS)

Supervising Certifying Agent: Administrator - Jay Delaney

Certifying Agent: Certifying Agent: CFO - Thomas Seaman

Mr. Vorbach noted the designated individuals all serve without compensation. On a motion by Mr. Shuler, seconded by Mrs. King, the resolution was approved by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
 Nays: None Abstain: None Absent: None

- The resolution designating 2015 holidays was tabled on a motion by Mr. Shuler, seconded by Mr. Tienken, by the following vote:

Ayes: Mr. Campion, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken, Mr. Vorbach
 Nays: None Abstain: None Absent: None

PUBLIC COMMENTS.

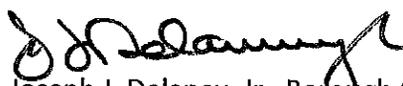
- Colin Quinn, 804 Lake Avenue, wished all a Happy New Year and thanked everyone for the support he received serving as Public Defender and Prosecutor and for the appointment as Municipal Court Judge.
- Wayne Palmer, former resident at 1009 Wall Road and now a resident of Wall Township, noted 35 years ago he was sworn in as a Spring Lake Heights Councilman and had the honor to serve with 5 Mayors pictured on the wall; wished all a healthy and happy New Year, and thanked the Mayor and Council for job they do.

On a motion by Mr. Shuler, seconded by Mrs. King, the public comment period was closed without objection.

ADJOURNMENT. Before adjourning, Mayor Maccanico wished all a healthy and happy New Year and thanked the members of the Council for their fine work and thanked the residents.

Mr. Vorbach complimented the Mayor on the great job he does, the pride he has serving with his colleagues, and thanked all for their support noting that at this time last year he was suffering from head and neck cancer.

There being no further business, on a motion by Mrs. King, seconded by Mr. Shuler, the meeting was adjourned without objection at 12:38 p.m.


 Joseph J. Delaney, Jr., Borough Clerk