

The **February 11, 2013** 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 8:00 p.m. in the Frank E. Adams Municipal Building and opened with a silent reflection and Pledge of Allegiance.

**ROLL CALL.**

Present:

Mayor Gavino Maccanico  
Councilwoman Patricia Cindea  
Councilwoman Sara King  
Councilman James Shuler  
Councilman Christopher Tienken  
Councilman Thomas Vorbach

Absent:

Councilman Richard Diver

Also Attending:

Joseph J. Delaney, Jr., Administrator/Borough Clerk  
Frederick C. Raffetto, Esq., Borough Attorney

**STATEMENT OF COMPLIANCE.** The Clerk reported the meeting was being conducted pursuant to the requirements of the N.J. Open Public Meetings Act with notice included in the annual notice of meetings sent to the Coast Star and Asbury Park Press; posted on the bulletin board in the Municipal Building and on the Borough website.

**APPROVE AGENDA.** On a motion by Mrs. King, seconded by Mr. Shuler, the agenda, amended to remove the claim in the amount of \$2,595.50 (John Lane, Esq.) from Resolution No. R2013-32 and add Resolution No. R2013-34, establishing Recreation Advisory Committee, was approved by the following vote:

Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None      Abstain: None      Absent: Mr. Diver

**PRESENTATIONS.** There were no presentations.

**SCHEDULED PUBLIC HEARING.** There were no scheduled hearings.

**FIRST VOICE OF THE PUBLIC.** (Agenda items only)

- Sharon Bateau, Beverly Avenue – is response to a question concerning ordinances scheduled for introduction or public hearing tonight, Mayor Maccanico reported there were none.

The public comment period was closed without objection.

**DISCUSSION ITEMS.**

- NJ Flood Elevation Maps – Borough Administrator/Clerk Delaney suggested the Borough schedule an information session for the public and members of the Council, Planning Board, Zoning Board of Adjustment, Environmental Commission. Mr. Delaney also reported the availability of funds from the FEMA Hazard Mitigation Program for property acquisition and elevation. Councilwoman Cindea suggested residents in the flood zone be specifically notified at least two (2) weeks in advance.
- Board of Health – Borough Attorney Raffetto reported that additional research has determined the only way to abolish the existing Board of Health is if the Borough decided to contract with the County Board of Health. In light of the cost estimate for health services being provided by the Monmouth County Board of Health which is higher than the existing arrangement with the Regional Health Commission, it was agreed the Board of Health would be maintained as-is.

**REPORTS & ANNOUNCEMENTS.**

- Mayor Maccanico – noting the Council has discussed various options for an Ad hoc committee

to review the proposed zoning along Route 71, suggested the full Council conduct a special hearing to solicit public comment on the proposal. After much discussion of various dates, notification and potential use of the school, several motions were withdrawn or failed to receive a second.

On a motion by Mr. Vorbach, seconded by Mrs. Cindea, a special meeting for this purpose was scheduled for March 20th at 7:00p.m. by the following vote:

Ayes: Mrs. Cindea, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: Mrs. King Abstain: None Absent: Mr. Diver

On a motion by Mrs. Cindea, seconded by Mr. Tienken, the Clerk was directed to provide mailed notice of the meeting to all property owners by the following vote:

Ayes: Mrs. Cindea, Mr. Tienken, Mr. Vorbach

Nays: Mrs. King, Mr. Shuler Abstain: None Absent: Mr. Diver

- Councilman Tienken – no report.
- Councilman Vorbach – no report.
- Councilwoman Cindea – no report.
- Councilwoman King – reported on letters commending Police Officers Gunnell, Ramp and Hager on their actions assisting residents.
- Councilman Shuler – no report.

#### **REPORTS, NOTICES & CORRESPONDENCE.**

- Police Department Report (January 2013)
- Municipal Court Report (January 2013)
- Borough of Spring Lake – Ordinance No. 2013-001

**NEW BUSINESS – ORDINANCE INTRODUCTIONS.** There were no ordinances presented for introduction.

#### **NEW BUSINESS – RESOLUTIONS.**

- **Resolution R2013-31**, authorizing tax refunds, overpayments or cancellations. On a motion by Mrs. King, seconded by Mr. Vorbach, the resolution was adopted by the following vote:
  - Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach
  - Nays: None Abstain: None Absent: Mr. Diver
- **A motion to move the bills to the Finance Committee**, by Mrs. King, seconded by Mr. Shuler, was approved by the following vote:
  - Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach
  - Nays: None Abstain: None Absent: Mr. Diver
- **Resolution R2013-32**, approving payment of claims on the February 8, 2013 Bill List. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution, as revised to remove the claim in the amount of \$2,595.50 (John Lane, Esq.), was adopted by the following vote:
  - Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach
  - Nays: None Abstain: None Absent: Mr. Diver
- **Consent Resolution R2013-33:**
  - Raffle License No. 08-2013 (PTA Spring Lake Heights)
  - Raffle License No. 09-2013 (PTA Spring Lake Heights)
  - Raffle License No. 10-2013 (Caldwell College Inc.)
  - Raffle License No. 11-2013 (Jersey Shore Dream Center, Inc.)
  - Raffle License No. 12-2013 (Jersey Shore Dream Center Inc.)

- Raffle License No. 13-2013 (Jersey Shore Dream Center, Inc.)
- Raffle License No. 14-2013 (Greenbriar II Senior Citizens Club)
- Raffle License No. 15-2013 ( Greenbriar II Senior Citizens Club)

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

Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach  
Nays: None Abstain: None Absent: Mr. Diver

- **Resolution R2013-34**, establishing a Recreation Advisory Committee. On a motion by Mrs. King, seconded by Mr. Vorbach, the resolution was adopted by the following vote:

Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach  
Nays: None Abstain: None Absent: Mr. Diver

**SECOND VOICE OF THE PUBLIC.** (Any items)

- Patricia Wignall, Route 71 – announced the Father’s Day Car Show at Allaire Road Park on Sunday, June 23rd.
- Kat Crippen, Atlantic Avenue – complimented the Public Works Department on their response to the water-main break last night; requested the Rezoning Committee include someone from the Environmental Commission.

On a motion by Mrs. Cindea, seconded by Mr. Vorbach, the consent resolution was amended to reflect the correct date of the Car Show as June 16th by the following vote:

Ayes: Mrs. Cindea, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach  
Nays: None Abstain: None Absent: Mr. Diver

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


**APPROVAL OF MINUTES.**

On a motion by Mrs. King, seconded by Mr. Shuler, the minutes of the January 1, 2013 Reorganization Meeting were approved by the following vote:

Ayes: Mrs. King, Mr. Shuler, Mr. Tienken  
Nays: None Abstain: Mrs. Cindea, Mr. Vorbach Absent: Mr. Diver

**ADJOURNMENT.** There being no further business, on a motion by Mr. Vorbach, seconded by Mrs. Cindea, the meeting was adjourned without objection at 8:56 p.m.

Approved: April 8, 2013

  
Joseph J. Delaney, Jr., Borough Clerk