

The **April 22, 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.

Present:

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

Absent:

None

Also Attending:

Joseph J. Delaney, Jr., Administrator/Borough Clerk  
Frederick C. Raffetto, Esq., Borough Attorney  
John Barrett, PM Financial Consultants

There were four (4) members of the public present.

**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 Mr. Diver, seconded by Mrs. King, the agenda was revised to include introduction of the 2013 Budget and Cap Rate ordinance by the following vote:

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

Nays: Mr. Vorbach      Abstain: None      Absent: None

**PRESENTATIONS.** There were no presentations.

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

**FIRST VOICE OF THE PUBLIC.** There were no public comments presented. On a motion by Mrs. King, seconded by Mr. Shuler, the public comment period was closed without objection.

**DISCUSSION ITEMS.**

- **2013 Municipal Budget** - Borough Administrator/Clerk Delaney provided a comprehensive review of the proposed budget, including Current Fund anticipated revenues and appropriations; Water-Sewer Utility anticipated revenues and appropriations; and the dedicated Open Space & Recreation Trust Fund. Also included was an analysis of the tax impact on the average residential property; comparison with the prior year (2012) budget; and a review of debt service costs. The drafted budget provides no increase in the local purpose municipal tax; reflects a small decrease in the amount being raised from taxes; and a \$135,000 reduction in total spending. Funding for scheduled and anticipated salary increases are included. An outline of proposed capital improvements was also presented.
- Mr. Tienken questioned the increase in fire appropriations; projected savings from the transfer of the Municipal Court; and long-term versus short-term borrowing and debt service costs.
- Mr. Diver noted the budgeted pension increases are required to bring municipalities back to fully funding pension contributions.
- Mrs. Cindea questioned the anticipated level of utility revenues and requested additional line-by-line detail including salary information before voting to introduce the budget.
- Mr. Vorbach questioned the amount of existing Open Space funds available and expressed his opinion that additional detail be provided before introducing the budget.
- Mr. Diver suggested the budget be introduced and a budget review session be scheduled for the

Council prior to the budget hearing. Mr. Diver noted the budget has a zero increase in the tax rate; spending is below 2012 levels while providing for public safety including police, fire, first aid and emergency services; maintaining infrastructure, public facilities and the community services provided by the Borough.

On a motion by Mr. Diver, seconded by Mrs. King, the 2013 Budget (**Resolution No. R2013-61**) was approved for introduction with Mayor Maccanico breaking the tie-vote as follows:

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

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

**ORDINANCE INTRODUCTION - ORDINANCE NO. 2013-02, AN ORDINANCE TO EXCEED THE MUNICIPAL APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

Mr. Vorbach expressed his opposition to the ordinance. On a motion by Mr. Diver, seconded by Mrs. King, the ordinance was approved on introduction by the following vote:

Ayes: Mrs. Cindea, Mr. Diver, Mrs. King, Mr. Shuler

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

**REPORTS & ANNOUNCEMENTS.**

- Councilman Tienken – thanked the Chief and Crossing Guards for their efforts at the school.
- Councilman Vorbach – no report.
- Councilwoman Cindea – reported a grant for Allaire Road Park is being researched.
- Councilwoman King – reported on receipt of a letter commending Police Officer Ramp and recent Police Department activity enforcing motor vehicle laws.
- Councilman Diver – no report.
- Councilman Shuler – no report.

**REPORTS, NOTICES & CORRESPONDENCE.**

- Police Department Report (March 2013)
- Tax Collector Report of Uncollectable Taxes (Year ending December 31, 2012)
- Development Application Notice – Sprint Spectrum LP (535 Old Mill Rd.; B-24, L-18)
- Public Hearing Notice – Spring Lake Borough proposed Ord. No. 2013-006
- Correspondence from Spring Lake Heights First Aid Squad - re: proposed LOSAP changes
- Correspondence from Jane F. Fair - re: utility bill (8 Dogwood Court)
- Union Beach Borough resolution - re: Homes Raising Reimbursement
- Monmouth County Freeholder resolution - re: Proposed JCP&L Rate Increase

**NEW BUSINESS – RESOLUTIONS.**

- **Resolution R2013-57**, authorizing tax refunds, overpayments or cancellations. On a motion by Mr. Diver, seconded by Mr. Vorbach, the resolution was adopted by the following vote:  
Ayes: Mrs. Cindea, Mr. Diver, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach  
Nays: None Abstain: None Absent: None
- **Resolution R2013-58**, supporting A-3393, legislation to protect residential property taxpayers from the loss of telecommunications tax support. On a motion by Mr. Diver, seconded by Mr. Vorbach, the resolution was adopted by the following vote:  
Ayes: Mrs. Cindea, Mr. Diver, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach  
Nays: None Abstain: None Absent: None
- **Consent Resolution R2013-59**, approving the following item:  
- Spring Lake Heights Community Center on Monday, May 13, 2013 (St. Catharine School)  
On a motion by Mr. Vorbach, seconded by Mrs. King, the resolution was adopted by the following vote:

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

Nays: None Abstain: Mr. Diver Absent: None

- A motion to move the bills to the Finance Committee, by Mr. Diver, seconded by Mrs. King, was approved by the following vote:

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

Nays: None Abstain: None Absent: None

- Resolution R2013-60, approving payment of claims on the April 18, 2013 Bill List. On a motion by Mr. Diver, seconded by Mrs. King, the resolution was adopted by the following vote:

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

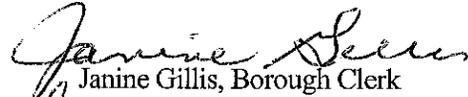
Nays: None Abstain: None Absent: None

**SECOND VOICE OF THE PUBLIC.** (Any items) There were no public comments presented. On a motion by Mrs. Cindea, seconded by Mrs. King, the public comment period was closed without objection.

**APPROVAL OF MINUTES.** There were no minutes presented for approval.

Borough Administrator/Clerk Delaney noted the correspondence from the First Aid Squad requesting changes to the LOSAP program should be referred to the Borough Attorney for preparation of an ordinance.

**ADJOURNMENT.** There being no further business, on a motion by Mr. Diver, seconded by Mrs. King, the meeting was adjourned without objection at 9:30 p.m.

  
Janine Gillis, Borough Clerk

Approved: September 14, 2015