

The **April 28, 2014** 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 Sara King
Councilman Thomas O'Brien
Councilman James Shuler
Councilman Christopher Tienken

Absent:

Councilwoman Patricia Cindea
Councilman Thomas Vorbach

Also Attending:

Joseph J. Delaney, Jr., Administrator/Borough Clerk
Scott Kenneally, Esq., Borough Attorney

There were 9 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. Shuler, seconded by Mrs. King, the agenda was approved by the following vote:

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

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

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

PRESENTATIONS. There were no presentations.

PUBLIC HEARING – Community Development Block Grant (CDBG) Program

Borough Administrator Delaney provided information on the CDBG program and grant application process. Mr. Delaney also reported the first required public hearing was held on March 24th at which time projects were suggested for improvements to the Senior Community Center on Ocean Road and Wreck Pond living shoreline project. A brief outline of the proposed renovations to the Senior Community Center was provided.

There were no Public Comments. On a motion by Mr. Shuler, seconded by Mrs. King, the public hearing was closed without objection.

PUBLIC COMMENT. (Agenda items only)

- Kathleen Crippen, 564 Atlantic Avenue, thanked the Mayor and Council for moving forward on the Fletcher property tree project.

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

DISCUSSION ITEMS. There were no discussion items.

MAYOR & COUNCIL REPORTS & ANNOUNCEMENTS.

- Councilman O'Brien – no report.
- Councilman Shuler – no report.
- Councilwoman King – no report.
- Councilman Tienken reported on a Parks & Recreation Working Group meeting earlier this evening which reviewed four ideas for Allaire Road Park which will be presented to the Council

on May 27th; announced the Town-wide Yard Sale is scheduled for Saturday, May 31 and the Shore Road Clean-up on June 1st (10:00 a.m. to 2:00 p.m.); sign-ups are starting for the Recreation Summer Camp which will include an extra optional week; a kayak program on Wreck Pond is being considered.

- Mayor Maccanico commended Mr. Tienken and the members of the recreation committee.

REPORTS, NOTICES & CORRESPONDENCE. There were none.

ORDINANCE INTRODUCTIONS. There were no ordinances presented for introduction.

RESOLUTIONS.

- **R2014-79**, authorizing execution of an Employment Agreement with Police Chief David Petriken. On a motion by Mrs. King, seconded by Mr. Tienken, the resolution was adopted by the following vote:

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

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

- **R2014-80**, confirming the permanent appointment of John Tarzy as Public Works Laborer. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was adopted by the following vote:

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

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

- **R2014-81**, approving the appointment of Public Works Department temporary/seasonal employees was held for additional review without objection.

- **R2014-82**, expressing the Borough's commitment to participate in Monmouth County Open Space Grant application to fund the proposed Wreck Pond Improvements. On a motion by Mr. Shuler, seconded by Mrs. King, the resolution was adopted by the following vote:

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

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

- **R2014-83**, authorizing submission of the 2014 Community Development Block Grant application. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was adopted by the following vote:

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

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

- **R2014-84**, approving issuance of an Alcoholic Beverage Control *Social Affair Special Permit* for Fairway Mews Community Association. On a motion by Mrs. King, seconded by Mr. O'Brien, the resolution was adopted by the following vote:

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

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

- **R2014-85**, awarding a contract for the Fletcher Property Tree Preservation and Removal project to Aspen Tree Service for the contract amount of \$20,550. On a motion by Mrs. King, seconded by Mr. Shuler, the resolution was adopted by the following vote:

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

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

- **R2014-86**, authorizing the refund of overpaid or cancelled taxes. On a motion by Mr. O'Brien, seconded by Mr. Shuler, the resolution was adopted by the following vote:

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

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

- **R2014-87**, authorizing the cancelation of tax balances. On a motion by Mr. O'Brien, seconded by Mr. Tienken, the resolution was adopted by the following vote:

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

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

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

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

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

- **R2014-88**, approving payment of claims on the April 25, 2014 Bill List. On a motion by Mr. O'Brien, seconded by Mrs. King, the resolution was adopted by the following vote:

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

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

PUBLIC COMMENT. (Any items)

- Gladys Erbe, 817 Pitney Drive, thanked everyone for using the microphone and commended the Public Works for a great job on the last pick-up day.
- Gaylen Nolan, 1022 Allaire Road, questioned if there is a start date for the Fletcher Tree project and who will make the determination of which trees are removed. Borough Administrator Delaney estimated the project will start in 2-3 weeks, and reported a tree expert was previously hired to make an initial determination with some trees requiring an aerial inspection before a final decision is made.
- Kathleen Crippen, 564 Atlantic Avenue expressed the interest of the Environmental Commission in participating in a pre-work meeting with the contractor on the tree project

Councilwoman King expressed concern of holding the Parks and Recreation presentation during the off-cycle May 27th meeting and suggested it be scheduled for the first regular meeting in June.

Mr. Tienken, expressing the importance of moving forward, noted conflicts with the Board of Education meeting and his expected absence from the June 23 meeting.

- Ed McGuirk, 1208 Allaire Road, requested the presentation not be rushed and noted his planned absence.

After considerable discussion, on a motion by Mrs. King, seconded by Mrs. King, it was agreed to schedule a special meeting at 7:15 p.m. on Monday, June 2nd:

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

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

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

On a motion by Mrs. King, seconded by Mr. Tienken, **Resolution R2014-89**, authorizing an Executive Session to discuss **R2014-81**, approving the appointment of Public Works Department temporary/seasonal employees was adopted without objection. The public meeting was recessed at 8:44 p.m. and the Executive Session convened in the Conference Room.

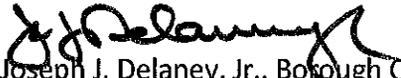
Executive Session. Borough Administrator Delaney presented his recommendation for filling one of the seasonal Public Works positions. The Executive Session was adjourned at 8:56 p.m. without objection. The public session was reconvened at 8:57 p.m. with no change in attendance.

- **R2014-81**, approving the appointment of Public Works Department temporary/seasonal employees. On a motion by Mr. Shuler, seconded by Mrs. King, the resolution was adopted by the following vote:

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

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

ADJOURNMENT. There being no further business, on a motion by Mrs. King, seconded by Mr. O'Brien, the meeting was adjourned without objection at 8:58 p.m.


Joseph J. Delaney, Jr., Borough Clerk