

The **May 12, 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 7:00 p.m. in the Frank E. Adams Municipal Building.

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 no members of the public present.

On a motion by Mr. O'Brien, seconded by Mr. Shuler, **Resolution R2014-90**, authorizing an Executive Session to discuss Personnel: Employee Salaries; Public Works was adopted without objection. The public meeting was recessed at 7:02 p.m. and the Executive Session convened in the Conference Room.

Executive Session. Borough Administrator Delaney presented the proposed salary ordinance and resolution establishing salaries for the year 2014 which was reviewed by the Council with changes being made.

Councilwoman Cindea entered the meeting at 7:20 p.m.

Borough Administrator was excused at 7:47 p.m. during the discussion of the salary for the Administrator and Borough Clerk.

The Executive Session was adjourned at 8:03 p.m. without objection.

Public Session. The public session was called to order at 8:05 p.m. by Mayor Maccanico and opened with a silent reflection and Pledge of Allegiance.

Present:

Mayor Gavino Maccanico
Councilwoman Patricia Cindea
Councilwoman Sara King
Councilman Thomas O'Brien
Councilman James Shuler
Councilman Christopher Tienken

Absent:

Councilman Thomas Vorbach

Also Attending:

Joseph J. Delaney, Jr., Administrator/Borough Clerk
Scott Kenneally, Esq., Borough Attorney
John Barrett, PM Consultants

There were 6 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 Mrs. King, seconded by Mr. O'Brien, the agenda was revised to include a resolution amending the 2014 Municipal Budget prior to adoption, by the following vote

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

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

PRESENTATIONS. There were no presentations.

PUBLIC HEARING - ORDINANCE NO. 2014-03, AN ORDINANCE TO EXCEED THE MUNICIPAL APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (2014) PURSUANT TO N.J.S.A. 40A:4-45.14

There were no public questions or comments. On a motion by Mr. O'Brien, seconded by Mrs. King, the ordinance was adopted by the following vote:

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

Nays: None Abstain: None Absent: Mr. Vorbach

PUBLIC HEARING - 2014 Municipal Budget

- John Barrett, PM Consultants, reported the state has concluded their budget review and has required the Water-Sewer Utility budget be amended to remove the anticipated revenue from the Licensed Operator Shared Service agreement as the agreement with Spring Lake has not been finalized.
- Borough Administrator Delaney noted the budget amendment resolution, which has been distributed, needs to be approved before the Budget is finally adopted; a separate hearing on the amendment is not required.

There were no public questions or comments. The hearing was closed without objection.

- **R2014-91**, amending the 2014 Municipal Budget prior to adoption. On a motion by Mr. O'Brien, seconded by Mrs. Cindea, the amendment was approved by the following vote:

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

Nays: None Abstain: None Absent: Mr. Vorbach

- **R2014-92, adopting the 2014 Municipal Budget, as amended.** On a motion by Mr. O'Brien, seconded by Mr. Tienken, the budget was adopted by the following vote:

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

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

PUBLIC COMMENT. (Agenda items only) There were no public comments presented.

On a motion by Mrs. Cindea, seconded by Mr. O'Brien, the public comment period was closed without objection.

DISCUSSION ITEMS.

- Tax Assessment Demonstration Program - Request for Proposals (RFP)
 - Borough Administrator Delaney reported specifications have been prepared, reviewed by the Borough Attorney and are ready to be advertised. Mr. Delaney commented the demonstration program requires that all properties be inspected on a 5-year cycle and authorizes the Assessor make changes to property assessments as needed to maintain assessments at full value.
 - Councilwoman Cindea questioned the ramifications if the Borough does not provide for the inspections. Mr. Delaney reported County Tax Administrator Clark stated the County Tax Board would undertake the inspections with the cost being paid by the municipality.
 - Borough Attorney Kenneally noted one of the purposes of the pilot program is to eliminate the need for town-wide reassessments or revaluations which have historically been required every seven to ten years. Additionally, the program authorizes the Assessor to adjust values up or down as the real estate market fluctuates removing one of the major complaints with the current system.
 - Councilman O'Brien commented the pilot program may be a little better than the old

system.

- Councilman Tienken questioned the ability to terminate the contract before the end of three (3) years. Borough Attorney Kenneally noted the specifications provide for unilateral termination upon 30-day notice.
- Mayor Maccanico suggested a survey process to determine property owner satisfaction with the inspection process.

MAYOR & COUNCIL REPORTS & ANNOUNCEMENTS.

- Councilman Tienken announced Summer Camp registration will be on May 28th in the Municipal Building; expanded activities are being offered; registration is available to a limited number of non-residents; Town-wide Yard Sale is May 31; Shore Clean-up on June 1; moonlight kayak is tentatively scheduled for July.
- Councilwoman Cindea announced there are seasonal and part-time openings in Public Works and residents are encouraged to apply; hydrant flushing during the next 2 weeks.
- Councilwoman King congratulated Police Officer Zachary Ramp on being honored by the N.J. Chapter of Mothers Against Drunk Driving (MADD).
- Councilman Shuler warned residents about telephone scams.
- Councilman O'Brien thanked John Barrett and Jay Delaney for getting the budget together.
 - Borough Administrator Delaney reported the Borough is awaiting formal notification that a DOT grant has been awarded to Spring Lake Heights for reconstruction of Mercer Avenue.

REPORTS, NOTICES & CORRESPONDENCE.

- Police Department Report (April 2014)
- Municipal Court Report (April 2014)
- Monmouth County Freeholder Board – Resolution re: Energy Receipt Taxes
- Monmouth County Park System – 2014 Grant Program Announcement

ORDINANCE INTRODUCTION - ORDINANCE NO. 2014-04, AN ORDINANCE OF THE BOROUGH OF SPRING LAKE HEIGHTS ESTABLISHING SALARIES AND WAGES FOR THE YEAR 2014

On a motion by Mr. O'Brien, seconded by Mr. Tienken, the ordinance was approved for introduction by the following vote:

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

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

RESOLUTIONS.

- **R2014-94**, authorizing a Tax Lien redemption payment. On a motion by Mr. Shuler, seconded by Mr. O'Brien, the resolution was adopted by the following vote:
 - Ayes: Mrs. Cindea, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken
 - Nays: None Abstain: None Absent: Mr. Vorbach
- **R2014-95**, approving the appointment of Public Works Department temporary/seasonal employee. On a motion by Mr. Shuler, seconded by Mrs. Cindea, the resolution was adopted by the following vote:
 - Ayes: Mrs. Cindea, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken
 - Nays: None Abstain: None Absent: Mr. Vorbach
- **R2014-96**, authorizing a contract to East Point Engineering, LLC to provide engineering services in conjunction with the 2014 Miscellaneous Roadway Improvements Program. On a motion by Mr. Shuler, seconded by Mr. O'Brien, the resolution was adopted by the following vote:
 - Ayes: Mrs. Cindea, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken

Nays: None Abstain: None Absent: Mr. Vorbach

- **R2014-97**, approving use of the Community Center Building and Grounds. On a motion by Mr. Shuler, seconded by Mr. Tienken, the resolution was adopted by the following vote:

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

Nays: None Abstain: None Absent: Mr. Vorbach

- **R2014-98**, approving outdoor music permit. On a motion by Mr. O'Brien, seconded by Mr. Tienken, the resolution was adopted by the following vote:

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

Nays: None Abstain: None Absent: 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. Cindea, Mrs. King, Mr. O'Brien, Mr. Shuler, Mr. Tienken

Nays: None Abstain: None Absent: Mr. Vorbach

- **R2014-99**, approving payment of claims on the May 7, 2014 Bill List. On a motion by Mr. O'Brien, seconded by Mrs. King, the resolution was adopted by the following vote:

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

Nays: None Abstain: None Absent: Mr. Vorbach

PUBLIC COMMENT. (Any items) There were no public comments. On a motion by Mrs. Cindea, seconded by Mrs. King, the public comment period was closed without objection.

- **Resolution R2014-100**, authorizing the Council return to Executive Session to discuss Personnel: Employee Salaries; Public Works. On a motion by Mr. King, seconded by Mr. Tienken, the resolution was adopted without objection.


Borough Administrator Delaney announced it is not anticipated the Council will return to public session for formal any action.

The public meeting was recessed at 8:50 p.m. and the Executive Session convened in the Conference Room.

Executive Session. The selection of a Public Works Superintendent was discussed. Borough Administrator Delaney summarized the applications received. It was agreed the posted deadline for submitting a resume/application should not be extended. The Administrator was provided direction on proceeding with the selection process and presenting the best three applicant for a interviews with the entire Council.

The Executive Session was adjourned at 9:05 p.m. without objection. The Council returned to public session at 9:06 p.m.

ADJOURNMENT. There being no further business, on a motion by Mrs. King, seconded by Mr. Tienken, the meeting was adjourned without objection at 9:07 p.m.


Joseph J. Delaney, Jr., Borough Clerk