

The **May 13, 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 nineteen (19) 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. Shuler, the agenda 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

PRESENTATIONS. There were no presentations.

SCHEDULED PUBLIC HEARING. There were no scheduled hearings.

FIRST VOICE OF THE PUBLIC. (Agenda items only)

- Margaret Melchione, 2 Jeanette Court - spoke in opposition to any additional development of Allaire Road Park with a football field and encouraged the Council to consider restoring the grove of trees lost in Hurricane Sandy.
- Sharon Batteau, Beverly Avenue – expressed her opinion that no additional recreation fields are needed and is opposed to bonding for these type of improvements.
 - Councilman Tienken expressed his support for expanded recreation facilities for community use.
 - Councilwoman Cindea reported on rumors the Borough is seeking grants to build a football field at the park.
 - Councilman Diver noted the trees at the park were heavily damaged in the storm and the remaining trees are susceptible to damage in future storms.
- Margaret Melchione, 2 Jeanette Court – expressed her concern on the impact expanded facilities will have on the quality of life for those in close proximity.
- Gaylen Nolan, 1022 Allaire Road – stated she has seen plans proposing new fields and doesn't feel Spring Lake Heights needs them. Ms. Nolan also stated her belief that all trees should be preserved for the many benefits they provide for wildlife and people.

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

DISCUSSION ITEMS.

- **2013 Municipal Budget**

- Financial consultant John Barrett characterized the budget as very lean and reported the budget will be reviewed by the state before the Council can consider adoption. Mr. Barrett stated an amendment may be required since the state reviewer is objecting to the planned anticipation of FEMA reimbursements. Mr. Barrett provided details on the level of surplus, funding reserves and debt; and detailed the calculation of the Reserve for Uncollected Taxes which is increasing \$100,000 over last year.
- Borough Administrator/Clerk Delaney noted a public hearing on the budget is scheduled for May 28th; summarized the budget numbers and presented the allocation of salaries between the tax-supported General Fund and the Water-Sewer Utility Budget which is funded by utility revenues. Also detailed were debt service costs and analysis of current and future costs and planned capital improvements, projects and the funding for them.
- Councilwoman Cindea and Councilman Vorbach stated their support for pay-as-you-go financing for high-cost equipment.
- Councilman Tienken questioned if the budget provides for planned salary increases and whether taxes can be increased slightly this year to soften a potentially larger increase in taxes next year.
- Councilwoman Cindea stated a zero tax increase this year may not be in the best interest of taxpayers when money should be put aside for future needs.

REPORTS & ANNOUNCEMENTS.

- Councilman Tienken – reported on plans for expanded recreation programs for the summer including bus trips.
- Councilman Vorbach – no report.
- Councilwoman Cindea – reported the Monmouth County Open Space Grant program is being reviewed.
- Councilman Shuler – reported the fence at the Community Center Playground is being replaced.
- Councilman Diver – no report.
- Councilwoman King – reported on Police Department and Municipal Court activities, use of the eTicketing system and a thank you from Lorraine Whittie for the actions of the first aid and Police Officers Gunnell and Ramp.

REPORTS, NOTICES & CORRESPONDENCE.

- Municipal Court Report (April 2013)
- Public Hearing Notice – Spring Lake Borough Ord. No. 2013-008
- Public Hearing Notice – Wall Township Ord. No. 12-2013
- Development Application Notice – Joyce & C Kelcey Pegler (608 Brighton Avenue.; B-55, L-16)
- Invitation – Youth Government Day: May 29, 2013
- Invitation – Spring Lake Memorial Day Services: 10:30 am
- Invitation – Spring Lake Heights Memorial Day Services: 9:00 am
- Correspondence from Gaylen Nolan – re: Allaire Road Park.
- Correspondence from Spring Lake Heights Concerned Citizens – re: Allaire Road Park
- NJ Department of Transportation Municipal Aid Program grant award: Crosby Road, Norman Terrace and Jeanette Court (\$175,000)
- Monmouth County Freeholder resolution - re: Preservation of tax-exempt financing
- Red Bank Borough resolution opposing pending legislation re: Multi-family Dwelling registration
- Union Beach Borough resolution - re: Homes Raising Reimbursement
- Cape May Point Borough resolution opposing pending legislation re: Beach Fees
- Barnegat Township resolution opposing pending legislation re: Beach Fees

The letter from Gaylen Nolan was read into the record by Administrator/Clerk Delaney.

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

NEW BUSINESS – RESOLUTIONS.

- **Resolution R2013-62**, supporting the *Click It or Ticket* seat belt mobilization program. On a motion by Mrs. King, seconded by Mr. Diver, 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 R2013-63**, authorizing consent to the proposed modifications to the existing telecommunication facility located at 525 Old Mill Rd. (B-24, L-18) leased to Sprint Spectrum, LP. On a motion by Mrs. King, seconded by Mr. Shuler, 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 R2013-64**, appointing employees for the Summer Recreation Program and authorizing salaries. On a motion by Mr. Shuler, seconded by Mr. Diver, 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 R2013-65**, authorizing execution of the Owner's Authorization for the New York SMSA Limited Partnership d/b/a Verizon Wireless development application for 525 Old Mill Rd. (B-24, L-18). On a motion by Mrs. King, seconded by Mr. Shuler, 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 R2013-66**, authorizing release of designated Escrow Deposits. 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 R2013-67**, proclaiming the week of May 19-25, 2013 as Emergency Medical Services Week. On a motion by Mr. Vorbach, 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
- **Resolution R2013-68**, approving Consent Agenda items:
 - Community Center use & waiver of the rental fee: Spring Lake Heights School PTA (Tuesday, June 4, 2013)
 - Allaire Road Park front field use: Manasquan Youth Football & Cheer (July 29 - November 1, 2013, 5:00 pm to 8:00 pm)
 - Outdoor Music Permit: Keith and Danielle Heuer, 603 Essex Ave. (Friday, May 24, 2013)
 - Outdoor Music Permit: Wall United Methodist Church, 2414 Old Mill Road (Saturday, June 15, 2013, 12 noon – 4:00 pm)
 - Outdoor Music Permit: Spring Lake Golf Club (8 dates)
 On a motion by Mr. Vorbach, seconded by Mr. Shuler, 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 R2013-69**, approving payment of claims on the May 10, 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)

- Sharon Batteau, Beverly Avenue – questioned Mr. Diver on the scheduled discussion of the Route 71 Re-zoning by the Planning Board and restated her request for additional public meetings. Ms. Batteau also questioned the public hearing notice for the property at 608 Brighton Avenue. On a motion by Mrs. Cindea, seconded by Mr. Vorbach, the public comment period was closed without objection.

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

ADJOURNMENT. There being no further business, on a motion by Mrs. King, seconded by Mr. Vorbach, the meeting was adjourned without objection at 9:54 p.m.


Janine Gillis, Borough Clerk

Approved: September 14, 2015