

The **July 28, 2014** meeting of the Borough Council of the Borough of Spring Lake Heights, Monmouth County, New Jersey, was called to order by Council President Christopher Tienken in the absence of 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:

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

Absent:

Mayor Gavino Maccanico  
Councilman Thomas O'Brien

Also Attending:

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

There were 10 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, Mrs. King, Mr. Shuler, Mr. Tienken, Mr. Vorbach

Nays: None      Abstain: None      Absent: Mr. O'Brien

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

**PRESENTATIONS.**

- Councilwoman King presented a proclamation recognizing Police Officers Casey Willms and Raymond Kwiatkowski for their actions on the afternoon of May 26, 2014 in saving the life of Spring Lake Heights resident Ethan Lambert. Police Chief David Petriken presented the Police Department Life Saving Award to Officer Kwiatkowski and Officer Willms. Ethan Lambert and his family thanked the officers for their service.

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

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

**DISCUSSION ITEMS.** There were no discussion items.

**MAYOR & COUNCIL REPORTS & ANNOUNCEMENTS.**

- Councilman Shuler reported the Water Treatment Plant roof has been repaired.
- Councilwoman King – no report.
- Councilwoman Cindea – no report.
- Councilman Vorbach – no report.
- Councilman Tienken – no report.

**REPORTS, NOTICES & CORRESPONDENCE.**

- Water-Sewer Utility Revenue Projection (distributed separately)
- Revenue Report (June 2014)
- Memo from Planning Board re: Ord. No. 2014-05, AN ORDINANCE AMENDING CHAPTER 22 (MUNICIPAL LAND USE REGULATIONS) TO PROVIDE FOR RESIDENTIAL BUILDING HEIGHTS IN

## FLOOD ZONES

- Seabreeze Deli & Catering free BBQ request.
- Shrewsbury Township resolution re: Energy Tax Receipts.

Borough Administrator Delaney reviewed the current year Water-Sewer revenue report and reported the projection is in line with the budget. Mr. Delaney also reported the Planning Board has reviewed the pending building height ordinance and has recommended minor changes.

The Council agreed to add a resolution approving the Sea Breeze Deli request.

**ORDINANCE INTRODUCTIONS.** There were no ordinances presented for introduction.

**RESOLUTIONS.**

- **R2014-132**, awarding a contract for Real Property Data Collection and Verification Services to Realty Data Systems LLC.

Mr. Tienken questioned the five year cost of the project and expressed concern that only one vendor submitted a proposal. Mrs. King noted that if the Borough does not move forward the County Tax Board may order a revaluation or reassessment. Mrs. Cindea questioned the cost of these inspections compared to a reassessment. Mr. Vorbach suggested the contract award be tabled in order to gather additional information on the cost being paid by other communities.

Borough Attorney Kenneally explained the inspection and appeal process under the pilot program and outlined the options available to the Council.

After lengthy discussion the resolution was tabled until the August 18th meeting on a motion by Mr. Tienken, seconded by Mrs. Cindea by the following vote:

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

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

- **R2014-133**, approving issuance of an Alcoholic Beverage Control *Social Affair Special Permit* for the Foodbank of Monmouth & Ocean Counties. 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: None Absent: Mr. O'Brien

- **R2014-134**, encouraging the rejection of proposed rule to change the Clean Water Act. On a motion by Mr. Shuler, 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. O'Brien

- **R2014-135**, opposing Senate Bill 2171 and Assembly Bill 1596 which authorize designated Counties to assume complete control and responsibility for the operation of Ocean beaches. On a motion by Mrs. Cindea, 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: None Absent: Mr. O'Brien

- **R2014-136**, approving payment of the itemized claims as set forth on the July 25, 2014 Bill List. On a motion by Mrs. King, 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: None Absent: Mr. O'Brien

**PUBLIC COMMENT.** (Any items)

- George Corbeels, 6 Nadine Drive – questioned how the properties for the tax assessment inspections will be selected each year and expressed concern on the lack of built-in safeguards. Mr. Corbeels also questioned if there is an ordinance that prohibits homeowners and landscapers from blowing grass clippings into the street. The Borough Administrator was directed to determine if such a regulation exists.

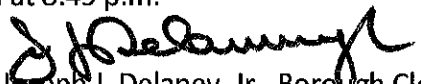
On a motion by Mr. Vorbach, seconded by Mrs. King, the public comment period was closed without objection.

On a motion by Mrs. King, seconded by Mr. Vorbach, the request by Sea Breeze Deli was approved **(R2014-137)** by the following vote:

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

Nays: None      Abstain: None      Absent: Mr. O'Brien

**ADJOURNMENT.** There being no further business, on a motion by Mrs. King, seconded by Mrs. Cindea, the meeting was adjourned without objection at 8:49 p.m.

  
Joseph J. Delaney, Jr., Borough Clerk