

**REGULAR MEETING
MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
AUGUST 23, 2011**

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Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:00 P.M. with a moment of silent prayer. She then proceeded with the Pledge of Allegiance to the Flag. The Mayor announced that the meeting is being held in accordance with the Open Public Meetings.

PRESENT: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Kennett, Mr. Quinn, Mrs. Reilly, Mayor Naughton

ABSENT: NONE

ALSO PRESENT: Jane Gillespie, Borough Clerk
W. Bryan Dempsey, Borough Administrator
Peter Avakian, Borough Engineer
Joseph Colao, Esq., Borough Attorney

Workshop - None

Proclamations, Presentations & Special Guests

Approval of Minutes

Mrs. Reilly offered a motion to approve the minutes of August 9, 2011, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Drasheff, Mrs. Venables, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: Mr. Fay

Public Comments

Angelo Moliterno, 412 Worthington Avenue stated that he has been trying to get his street light fixed. Mr. Dempsey will follow-up on the problem and get the light repaired but advised him to contact the Police Department in the future as they have a number to call it in. The walk bridge on the east end of Spring Lake no longer has a light; it has been removed and it is dangerous as it is completely dark. Mayor Naughton advised it will be replaced. Mr. Moliterno noted that previously mentioned the railing on the beach. He questioned if there will ever be one railing on the beach. Mayor Naughton explained that in the spring a section was done. She advised that we do a section each year because the cost is \$100,000 a section. It will be done but just takes some time. He suggested building a new building next to the old building for the North End Pavilion. Mayor Naughton stated that we cannot do that because of the permits it would require. If a new building is built in a new spot, a new permit would have to be applied for and probably would not be granted. He felt that the building should be started as soon as possible and just do it and if it is not ready next for one summer it is not ready. He stated that we could have a couple of storms that will delay the construction.

Ellen Gannon, 11 Red Oak Drive, stated that there needs to be coordination with other municipalities on snow emergencies. There has to be an access to Jersey Shore or Brick hospital. This did not happen last year. She felt that this would not be difficult to establish. There should be a route to get patients to the hospital. She then questioned the public right-of-way and if this could be used to walk a dog. Can dogs be walked in the public right-of-way. Mr. Avakian explained that the property line is identified by property markers; the other area is a public municipal right-of-way. She would like something to prohibit people from putting up

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dog repellants and asked that she be able to meet with a member of Council on this. Mayor Naughton stated that she would meet with her along with Bryan Dempsey in an effort to resolve the problem.

She then spoke about the First Aid Building and the need to correct the name so that it is not referred to the Frederic A. Duggan First Aid Building. She asked why this still continues when it was supposed to be corrected. It was never known as that and they do not want to see it represented this way. Mayor Naughton advised that the grant has not been completed. Mr. Quinn noted that a Resolution was adopted in 2005. Mr. Dempsey suggested setting up a meeting with the Preservation and First Aid Squad along with a couple of members of the Borough Council in an effort to resolve this matter. Mr. Drasheff and Mr. Quinn to participate in the meeting with the two groups in an effort to resolve the name issue. Mr. Drasheff asked that the Grant to be checked to be sure there are no negative implications if the name is changed.

Council Comments & Staff Reports

Chief Financial Officer – Best Practices Report - Robbin Kirk, Chief Financial Officer reviewed the Best Practices Report which is a requirement of the State of New Jersey. Mayor Naughton gave background of Interlocal with the Borough of Belmar. Mrs. Kirk reviewed the Best Practices Checklist. Based on the completion of the checklist, we did meet the required points to retain State Aid. She has asked the Borough Clerk to put the salaries up on the Municipal Website. Another suggestion is for the Borough to hold the sale of Borough property through an online auction. She suggested that the Borough Council in February or March hold a joint meeting with School Board which will give the Borough additional points. She also suggested that the Mayor and Borough Council attend some of the classes offered as that also provides points for the Borough. Mr. Quinn noted that the capital balances have substantially diminished over the last couple of years.

Mayor Naughton noted how fortunate we were that there was no damage because of the earthquake today. New Jersey Natural Gas has advised that they are checking to ensure that there are no cracks in their lines as a result of the earthquake. She hoped we would be equally fortunate this weekend with Irene. We will have a wet and windy weekend regardless of how the storm tracks. OEM has been contacted as well as public works. It is too early to say what we will need to use and may have to utilize code red. The Borough is preparing and will keep the residents informed. Mrs. Reilly noted that there will also be notifications on the website as well.

The Lake Como Council meeting was attended. The Lake Como Council decided to move ahead with a Resolution at their next meeting on the diversion and will vote on that at their next meeting. Even though they have rescinded the Zoning Ordinance, the Borough of Spring Lake is still strongly opposed and will continue to stay on top it.

Mr. Drasheff reported that revenues and expenditures are on target and we are generally in good shape with the Budget. He then asked Mr. Dempsey about the transportation local aid numbers that were released yesterday and asked if we received anything? Mr. Dempsey stated he didn't think it was road projects it seemed like it was for other projects but he will check into it.

Mr. Fay noted the comments on the North End Pavilion from the last meeting which he unfortunately missed. He voted so that we would have the cost before this year's election. He

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asked what has happened to the sense of urgency. He would like to have a referendum once we have the costs so that the residents of Spring Lake can vote on it. He would have liked to have the costs before the election this year. He felt that since it is not going to be done this year, we should take time to look at this further before moving forward. He would like to see a referendum on this. Mayor Naughton stated that the project has not stopped it is moving forward but costing takes approximately 19 weeks, the process takes time. She stated that if the project was going to move forward for next year, we would have to be out to bid in the next couple of weeks and there was no way that this could be responsibly done. Mr. Fay stated he is for it and does not mean to go back. He voted for it because it was going to be done next year.

Mrs. Reilly reviewed the progression of the north end pool to date and stated that it has and remains to be held at a budget of \$5.4 million. The money for the architect for \$300,000 was taken from the pool utility for his fees as we are going forward. We are following the schedule that was distributed. Once the construction drawings are complete, they will be sent to an independent cost estimator for a cost determination. The drawings will include less expensive alternates. Once the cost estimate comes back then the bids are prepared and put out to bid. She expected that we would be awarding the bids based on this time schedule in December.

Mr. Fay stated that he went along with it based on what he was told and promised that it would be done this summer. Since it is being pushed back he felt that there is time to do a referendum.

Mr. Drasheff stated that we are proceeding with a degree of caution because we want a facility that is going to last fifty or more years and done in a very cost efficient manner and not be as weather dependent as typical construction projects are; so if we do begin to knock down the old pool right after Labor Day of next year, that we indeed can have something done in early May of 2013. That is our target. The professionals are amply aware of our timelines and our budget and he has confidence in the work they have done so far.

Mr. Kennett stated that the only thing that worries him is that nothing comes in at what you expect it to cost. He stated that the country is in debt although the town is in good shape and he felt that the people should be able to vote on it. He felt that it should be left up to the people.

Mayor Naughton felt that the people do want a new pool in the north end; they do want renovations at the south end as evidenced by the last election. She felt that the Council had come together on this issue and she would not want to step back.

Mr. Drasheff stated to Mr. Kennett that just prior to his joining the Council, the Council did have a public presentation with our Architect for the public's viewing of where the design stood. Mr. Kennett stated that he was here. Mr. Drasheff stated that everyone spoke for it and there were not any negative opinions on the design or cost issues. Mr. Kennett stated that a lot of people he spoke to are against it.

Discussion on costs and the fact that most of it will be coming from user fees. The Chief Financial Officer is currently working on this and once the final cost estimate is received, she will come together with her plan.

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Mr. Quinn stated that with respect to the total cost so the North End Pool, and he noted that the professional fees are not included in the 5.4 million, he felt the costs may get close to \$6 million. It was his recommendation that we use \$300,000 from this year's operating budget toward the fees for Wallover. He felt that it would be good to get the non-user fee paid for up front rather than incurring debt. He urged the Council in planning its 2012 budget to use \$300,000 from the operating budget towards costs, then after that it is all user fees. He felt that if this is done the Council would have done the appropriate task.

With respect to the Pool revenues, Mr. Quinn reported that through the most recent posting as to revenues, we were \$25,000 ahead of the prior year's results. The final two weeks from last year won't be hard to match. We are not going to do much better than 2010 but he felt that the revenues are good. Even if we were to lose the next two weeks we would not be in bad shape.

Mrs. Reilly reported on the road trip to a concrete factory in Lancaster PA on concrete cast walls. She showed the samples of the walls and also the tile. She explained the process that is used to build them and noted that they are made out of carbon fiber and they do not have as much moisture as regular concrete. They are put together under controlled circumstances as they are built in a factory not down the beach during the winter. They have steel rods in them and they are fitted together similar to Lego's to our specifications. She also showed the replication of the historic tiles.

Engineer's Report

Borough Engineer, Peter Avakian reported on the following:

- **Marucci Park Improvements – Monmouth County Open Space Grant** – One of the Resolutions on this evening is for payment to Down to the Earth Landscaping. The remaining work is the perimeter walking trail and the expansion of the soccer field. The field can be used now we just need to put some goals out there. This work will close out the grant.
- **Wreck Pond** – They have done some work on the project. FEMA is pleased on how our site visit went and our attempt to route the flood system around the endangered species area. They have asked us to revise the plan and he went out with Bryan Dempsey and they think they have identified what can be done and it would avoid having to go over the dune so it is going to be longer in length but less because of not having to go over the dune. The DEP Commissioner has given Wreck Pond a priority after the visit. He explained the action plan needed and that the fact that the work can be done in smaller sections. They also spoke to the Wreck Pond Group and asked if they would be interested in obtaining a shore line grant for funding. He is going to cost that out to them with a plan and it would be money that would not have to be funded by the Borough. He would like to have a plan done next week.

Mayor Naughton asked when we will be ready to go out to bid on the road project? Mr. Avakian explained that he has prepared an eight year analysis and he will put it in final form and distribute it to the Council showing the borough funds. He explained that for Newark Avenue \$160,000 is coming from DOT Grant Monies. Mr. Dempsey noted that as to Adrian Avenue, it would probably never qualify for grant monies. He stated that there are certain roads in town that will have to come entirely out of pocket as they would not qualify for Transportation Trust Fund monies.

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Mr. Quinn stated that he would like to see the numbers. The work for Newark and Adrian can probably be justified by the numbers but he felt that there needs to be some constraint on how much we are doing in any one particular year. It is an important part of our Capital Budget but it is not the only part.

Mr. Avakian noted that for next year's funding we had talked about Third Avenue and Morris Avenue was brought up. He felt that Morris Avenue may qualify under the Safe Routes to Transit Grant Program. He recommended that we file for Morris Avenue improvements under that. Mr. Dempsey noted that this is not a matching grant project. If we do not receive the Grant we do not have to do the project. If we receive the Grant we do what it covers.

Mayor Naughton asked about the answer to her question. Mr. Avakian stated that Newark Avenue can go out to bid anytime. Mr. Dempsey noted that the CFO has found some money for Adrian Avenue. Discussion on the middle block of Adrian being the worst and that if we had to scale back the other two are not as bad. Mr. Quinn stated that when we look at what we spent versus the basic policy decisions that have been made in the past as to how much was to be allocated, he felt that we may have the room to cover this project. Mayor Naughton stated that she would like to go ahead and do it. Mr. Quinn stated that he would support it. Mr. Avakian stated that the Newark Avenue plans are complete and have been sent to the DOT for review as per the Grant. The Adrian plans are underway and he is ready to complete the draft. He hoped to award the bid in early October with paving late this fall.

Borough Attorney's Report

Mr. Colao advised that he had two items for Executive Session.

Borough Administrator's Report

Mr. Dempsey reported on the following:

- **Washington Avenue Water Tank** – Demolition is scheduled for the first week in October. The radio equipment has been moved and is working properly.
- **Bench Request** – He received a letter from MaryAnn Rooney requesting to take one of the existing benches at Divine Park and putting a plaque on it in memory of Francie Meehan.
- **Jennifer Chen – Adopt a Beach** – They want to come back and do another clean-up at Pier beach on October 1st. She works for Benjamin Moore and they have adopted that beach.
- **Tax Collector Retirement** – He has received a letter from Susan Schreck our current Tax Collector who will be retiring from the Borough effective January 1, 2012. He will be coming up with a transition plan. She currently handles the tax collection and payroll and those duties will be spread out.
- **Zoning Ordinance** – The Borough Attorney is working on the preparation and we will be reaching out to the Planning Board to make sure there are no issues with what is proposed. This would be everything except the corner lot issue.
- **Marucci Park – ADA Park Path** – The path will be done in about two weeks as part of the Open Space Grant.
- **Planning Board** – Mr. Dempsey advised that the Planning Board volume is down. We have a full-time staff person in the position. He felt that the Borough needs look at this position as we are almost down 50% on the yearly applications. He would like to work with Mr. Drasheff on a plan for

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the future as part of trying to cut the Budget. He advised that the individual was riced and she asked that it be discussed in public. He does not think for the amount of applications we can justify a salary with benefits of almost \$50,000.00. He noted that it is not that she doesn't do a great job but in these times, we have to look at every position and evaluate and make cuts where warranted.

Business Items Under Consideration

Ordinances for Introduction

Borough Attorney Colao read Ordinance No. 2011-011 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 OF THE BOROUGH CODE, "VEHICLES AND TRAFFIC", TO EXTEND RESTRICTIONS FOR COMMERCIAL VEHICLES PARKING AT RAILROAD STATION PARKING LOT".

Mrs. Reilly offered a motion to Introduce Ordinance No. 2011-011, seconded by Mr. Drasheff. Publication at the convenience of the Borough Clerk.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

ORDINANCE NO. 2011-011 in full/Ordinance Book. No. 1

Discussion that this Ordinance just extends the parking restriction for the entire train station parking lot. Mr. Dempsey stated that currently, the commercial vehicles that are parked out there would not qualify under the Ordinance.

Mr. Kennett questioned the fee being \$10.00. Mr. Dempsey explained that it is for residents only. Mr. Kennett thought the fee was \$200.00. He is advised no, \$10.00.

Ordinances for Adoption - None

Consent Agenda

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-178 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#20-2011 - PTA HW MOUNTZ SCHOOL- OFF PREMISE 50/50**

WHEREAS, the PTA HW Mountz School has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#20-2011, and

WHEREAS, said license has been forwarded to the Spring Lake Police Department for their review and no objection was received, and

WHEREAS, the appropriate fees and have been received and filed by the Borough Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA#20-2011 be and the same is hereby approved as follows:

NAME:	PTA HW Mountz School	Identification No.:	475-5-4175
LOCATION:	Spring Lake Train Station		
	515 Mercer Avenue, Spring Lake, NJ 07762		
DATE:	October 22, 2011	9:00 A.m. - 3:00 P.M.	

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ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-179 RESOLUTION –APPROVING VOLUNTEER APPLICATION
FOR FIREMAN – CHRISTOPHER V. D'EUFEMIA**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the application of Christopher V. D'Eufemia to become a volunteer firefighter with Goodwill Fire Company # 2 is hereby approved as the necessary background investigation has been completed and found to be favorable.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-180 RESOLUTION –APPROVING VOLUNTEER APPLICATION
FOR FIREMAN – BRYAN T. BYRNE**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the application of Bryan T. Byrne to become a volunteer firefighter with Goodwill Fire Company # 2 is hereby approved as the necessary background investigation has been completed and found to be favorable.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-181 RESOLUTION – APPROVING OFF-DUTY PAY AND RETAINING ADMINISTRATIVE
FEES**

WHEREAS the Borough of Spring Lake has received the monies as set forth below in connection with the employment of off-duty Police Department employees, and

WHEREAS this money has been deposited by the Borough of Spring Lake in an account designated "RESERVE FOR OFF-DUTY EMPLOYMENT";

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that payment be made to the employees as shown on the payroll voucher as follows:

8/11/2011	County of Monmouth – DWI Checkpoint	\$180.00
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BE IT FURTHER RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the administrative fee(s) are to be retained by the Borough of Spring Lake as unanticipated revenue.

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ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

R-11-182 RESOLUTION – CANCELLING OUTSTANDING CHECKS

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the following outstanding checks be and the same are hereby cancelled:

Current Fund

05/12/09	#269	\$9,450.00	
07/13/10	#1845	\$200.00	\$9,650.00 Total

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Resolutions

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

R-11-183 RESOLUTION – APPOINTMENT OF 2011 SEASONAL DPW EMPLOYEE

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following is hereby appointed with the rate of pay as seasonal Public Works employee for the Borough of Spring Lake for the 2011 Season due to Andrew Sigrist's last day, August 25, 2011.

Anthony Mennie	Night Watch	\$120/night
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Mr. Dempsey explained that one of the employees who works the pool at night is leaving and Anthony will be filling in his spot.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

R-11-184 RESOLUTION AUTHORIZING FINAL PAYMENT CONTRACT #01-2011 FOR SOCCER FIELD IMPROVEMENTS AT MARUCCI PARK AND RELEASING PERFORMANCE BOND AND ACCEPTING MAINTENANCE BOND POSTED BY DOWN TO EARTH LANDSCAPING, INC.

WHEREAS, Contract #01-2011 for Soccer Field Improvements at Marucci Park was awarded on March 8, 2011 to Down to Earth Landscaping, Inc. in the amount of \$109,225.00, and

WHEREAS, Change Order #1 which increased the contract in the amount of \$1,260.00, the net change to the overall award including all change orders for a total contract in the amount of \$110,485.00 was approved on June 14, 2011.

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WHEREAS, the Engineer has recommended that final payment be made and the Performance Bond be released as a Maintenance Bond has been posted in accordance with said contract.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that final payment be made to Down to Earth Landscaping, Inc. and the Performance Bond being held by the Borough be and the same is hereby released and that final payment in accordance with the contract documents be made.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-185 RESOLUTION – AUTHORIZING THE MAYOR AND BOROUGH CLERK TO SIGN THE
INTERLOCAL SERVICES AGREEMENT FOR RENEWAL OF CONSTRUCTION CODE SERVICES**

WHEREAS, the Borough of Spring Lake Heights, the Borough of Brielle, the Borough of Sea Girt, the Borough of Spring Lake, entered into a Interlocal Services Agreement for Construction Code Services, and

WHEREAS, it is the wishes of the Borough of Spring Lake to continue the Interlocal Services Agreement for Construction Code Services, and

WHEREAS, Section M. Duration of Contract, Terms and Amendment allows for the extension of said agreement for additional terms of three (3) years up to a total of (15) additional years, and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake, County of Monmouth, State of New Jersey, that it hereby authorizes the Mayor and Borough Clerk to execute said extension hereto attached and made part of this resolution which shall extend the Interlocal Services Agreement for Construction Code Services.

BE IT FURTHER RESOLVED, that a certified true copy of this resolution be forward to the Borough of Brielle, the Borough of Sea Girt, and the Borough of Spring Lake Heights for authorization and execution of the extension of Interlocal Service Agreement for Construction Services.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Quinn.

R-11-186 RESOLUTION – APPOINTMENT OF LIBRARY BOARD MEMBERS

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following are hereby appointed as Library Board Members as follows:

Janice Venables – Mayor Representative – Term to Expire: 12/31/11

Robert Drasheff – Board Member – Term to Expire: 12/31/15

ROLL CALL:

AYES: Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: Mr. Drasheff

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Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

**R-11-187 RESOLUTION – AUTHORIZING EXECUTION OF INTERLOCAL SERVICES
AGREEMENT WITH THE BOROUGH OF BELMAR FOR THE PROVISION OF
MUNICIPAL COURT SERVICES**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the Mayor and Borough Clerk be and hereby are authorized to execute an Interlocal Services Agreement with the Borough of Belmar for the provision of Municipal Court Services for the Borough of Spring Lake in the form annexed hereto and made a part hereof as if set forth at length herein.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mr. Drasheff.

R-11-188 RESOLUTION – APPROVAL OF BILLS – AUGUST 23, 2011

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending August 23, 2011, and

WHEREAS, the Borough Finance Committee has reviewed said claims.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake, County of Monmouth, that the following claims be certified by the Chief Financial Officer for approval and payment.

<u>SUMMARY</u>	
CURRENT FUND (1)	514,754.47
GENERAL CAPITAL (4)	17,020.53
WATER/SEWER OPERATING (9)	23,385.80
DOG TRUST (13)	891.75
SPRING LAKE TRUST (15)	2,181.25
MT. LAUREL TRUST (16)	780.00
RECREATION (25)	12,266.50
JUNIOR LIFEGUARD (26)	3,810.61
BEACH OPERATING (81)	268,621.14
POOL OPERATING (91)	43,410.31
POOL CAPITAL (94)	12,000.00
TOTAL	\$899,122.36

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

Public Comments

Ellen Gannon, Red Oak Drive stated that the residents on Washington Avenue in the vicinity of the First Aid Home park in the middle and take up two parking spots. There are not enough parking spots for the volunteers on the north side of Washington Avenue. She noted that one resident goes so far as putting cones out in front of their house. She is advised that there may be a couple of extra spaces when the water tower is removed. She then noted on the request from Mary Ann Rooney, there have been other requests for plaques and benches and they have

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been turned down. She felt that there should be a fair process for this type of thing. As to OEM, Mrs. Gannon stated that there are questions that are not answered in the plan. She asked if people are evacuated, where do they go. Mayor Naughton noted that Mr. Mullen is on his way back from Texas cutting his trip short because of the impending storm. She stated that the Fire House has been designated and there was a Red Cross Representative there and meals, cots, blankets, etc... were discussed and that is why the Borough funded a generator for the Fire House. If the storm turns out to be a difficult storm, we will be beginning discussions and we will be ready.

Eleanor Twomey, Vroom Avenue stated that she was happy with the North End Pavilion timeline. She felt that it can be done within that timeframe and it galls her when a referendum is mentioned. She noted that the people who were at the meeting at the Mountz School were in favor of a new pavilion. Mr. Fay advised that he wanted the referendum on the cost not on the rebuilding. He stated that he is not asking to stop it.

Angelo Moliterno, Worthington Avenue stated that the Council is elected by the people to make these type of decisions if we do not like what you do we do not reelect you but does not want a referendum. As to the report from the Borough Administrator, it was nice hear the cut in personnel and that a person does not need to be replaced if not needed full-time.

Lyle Marlowe, Pennsylvania Avenue stated that the new website is very good but he misses the minutes that were on the old site. He is advised that they are there. Mr. Quinn asked that it be made a drop down on a menu that states Agendas and Minutes. Ms. Gillespie explained its location but we will work on improving this. He also suggested that the introduced Ordinances be added to the website after the introduction so the public can see them before the meeting. Mr. Quinn stated that it is a public document and available to the public but just because it is introduced does not mean that it will be adopted. The introduction merely gets it on the table.

Harry Zarb, Third Avenue stated that he would also like to see the Ordinances posted. He stated that he finds some of things more difficult to find. He also noted that there are a lot of dogs on the beach in the morning. He stated that he missed the meeting where there was a discussion of children on bicycles; he stated that he had a near miss today with a child on a bicycle and received an obscene gesture from the child. Mayor Naughton stated that she did speak to the Chief at length after the last meeting and he is equally frustrated. They have been giving out rewards for children wearing their helmets and practicing good bicycling. They did two programs in the schools last year and have one planned for this school year.

Eleanor Twomey felt that we are absolving the parent from his/her responsibility.

Mr. Moliterno suggested putting bicycle lanes around town.

Executive Session

Mrs. Reilly offered a motion to approve the following Resolution and moved its adoption, seconded by Mr. Drasheff.

R-11-189 RESOLUTION – PURSUANT TO N.J.S.A. 10:4-13 – EXECUTIVE SESSION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that pursuant to N.J.S.A. 10:4-13, the Mayor and Council shall adjourn to Executive Session for the purpose of discussing: Lake Como Zoning Ordinance Litigation, Behrman Park Communication Tower Diversion

24420

**REGULAR MEETING
MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
AUGUST 23, 2011**

BE IT FURTHER RESOLVED that upon conclusion of said matter(s) this discussion will be disclosed by the Borough Clerk via Executive Session Minutes upon written authorization from the Borough Attorney.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

TIME OF ADJOURNMENT TO EXECUTIVE SESSION: 8:56 P.M.

MEETING IS RECONVENED AT: 9:21 P.M.

Mrs. Reilly offered a motion to adjourn, seconded by Mr. Kennett.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Kennett, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mrs. Venables

ABSTAIN: NONE

TIME OF ADJOURNMENT: 9:21 P.M.

Respectfully submitted,



JANE L. GILLESPIE
Borough Clerk

Approved at a meeting held on: October 25, 2011