

**BOROUGH OF SPRING LAKE  
MAYOR AND BOROUGH COUNCIL  
REGULAR MEETING  
JUNE 10, 2014**

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. Erbe, Mr. Fay, Mr. Judge, Mr. Frost (arrived 8:04 pm), Mr. Jordan (via telephone), Mrs. Venables, Mayor Naughton

ABSENT: NONE

ALSO PRESENT: Jane L. Gillespie, Borough Clerk  
W. Bryan Dempsey, Borough Administrator  
Joseph Colao, Esq, Borough Attorney  
Peter Avakian, Borough Engineer  
Robbin D. Kirk, Chief Financial Officer  
Robert Hulsart, Borough Auditor

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Mayor Naughton opened the meeting noting that Mr. Jordan is attending via telephone and Mr. Frost will be late and may also be joining the meeting via telephone. As such, the Mayor asked for the public's patience and understanding and noted that they will be holding the budget discussion until the end of the meeting in order to allow Mr. Frost to participate.

**Workshop Discussion**

**Approval of Minutes**

**Proclamations, Presentations & Special Guests**

**Public Comments**

Lyle Marlowe, 110 Pennsylvania Avenue, asked if the Council ever heard back from SMRSA in connection with the decibels issue. Mr. Judge stated that since the installation of the attenuation device there have been three (3) tests run including a baseline which resulted in decibel readings of 51, 52 and 50. The maximum allowable is 65 decibels, noted Mr. Judge, and with the running of the generator the readings were 61, 60.5 and 61 all falling below the maximum level.

Mr. Marlowe reported that he has observed landscaping businesses working on Saturday after the passage of the new ordinance restricting such activity. Mayor Naughton stated that it was her understanding that the ordinance did not apply to landscapers but to construction noise. Mr. Marlowe stated that he thought it did included landscapers and believes it should since the noise is quite irritating.

Mr. Marlowe also asked if there were separate budget categories for Wreck Pond and Lake Como and if not perhaps expenses connected to the two bodies of water could be broken out separately in order to accurately account for FEMA dollars. The Mayor explained that the Beach and Pool are separate because they are considered separate utilities and as for Wreck Pond and Lake Como the Borough keeps very detailed records for FEMA. CFO Robbin Kirk added that for Wreck Pond there is a separate bond ordinance that all expenses in connection with Wreck Pond are tracked against.

Mr. Marlowe asked why the advertising expenses associated with the sale of the lots near Wreck Pond would not be considered a Wreck Pond expense. Ms. Kirk stated that the expenses are considered an administrative item.

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Finally, Mr. Marlowe commented that the trees around Divine Park are fabulous as well as the flowers on the posts on Third Avenue. The Mayor agreed and noted that the BID and the DPW did a great job with the flowers on Third Avenue and the Shade Tree Committee are to thank for the trees in the park.

The Mayor stated that she had a follow up for Mr. Marlowe from a previous meeting in connection with his inquiry as to whether the council acted on the ordinances presented to them by the Planning Board. The Mayor shared that the generator pad issue was acted upon but the garage and the impervious surface coverage in the R-2 zone issues are still pending and suggested that the council discuss those two outstanding matters and either act upon them or let the Planning Board know that the council is not moving forward. The Mayor stated that she believes the recommendations make sense noting that if a resident has a smaller lot they will in essence be allowed a smaller garage. Mr. Sagui of the Planning Board stated that he believed it did not just affect the R-2 zone. Mr. Judge stated that he's open to the concept but would like to review in more detail the proposal. Mayor Naughton referred the members of the council to the meeting minutes of February 11, 2014 and also shared that Mr. Nick Sapnar from the Planning Board welcomed any questions they may have. Mr. Dempsey stated that it was important to clarify the question of which zones are affected in order to ensure that the council is introducing an accurate ordinance.

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**Council Comments & Staff Reports**

Mayor Naughton expressed thanks to the Borough Auditor, CFO, Mr. Dempsey and the Finance Committee for their efforts on the budget noting that it's a collaborative document that took many months of hard work to put together.

Mrs. Venables shared that the BID has requested a change to the Borough's parking ordinance to allow for a three (3) hour limit versus the current two (2) hour limit citing that it may be more welcoming for residents and visitors conducting business and shopping in town. Mrs. Venables reported that the Chamber supports this change and that she didn't believe Chief Kerr held any objections. Mr. Judge added that he would defer to the BID and Chamber noting that they are most greatly affected.

Mr. Dempsey stated that the Lake Como outfall pipe is currently being worked on with completion targeted for the end of the week. Mr. Dempsey stated that 10% of the cost will be reimbursed to the Borough and that Spring Lake, Belmar and Lake Como will all pay for one third of the balance. In connection with the affordable housing project, Mr. Dempsey reported that it's moving along nicely and the project is on track for an August completion.

Mr. Dempsey also reported that the north end pool is functioning without issue noting that there are a couple of items that will soon be completed that will allow the Borough to obtain a final certificate of occupancy. Mr. Dempsey suggested that the beach committee review the traffic flow and perhaps consider a second checker at the other entrance during busy times of the day. As for the south end pavilion, Mr. Dempsey stated that there are no issues. Mr. Judge added that they are testing having a swim lane at the south end and asked residents to offer feedback. Mr. Dempsey stated that they have been getting compliments regarding the concessions and pools and overall the feeling is that it's going to be a great season.

The Mayor added that Mr. Phillips, from the Department of Public Works, stated that the Pennsylvania walkover should be completed soon.

The Mayor asked about the status of Vroom Avenue. Mr. Avakian reported that there is a meeting being held tomorrow to discuss options. Mr. Avakian added that the cost estimate to mill and pave the section in question would be between \$12,000 and \$15,000 and if the entire width of the section, from curb to

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curb, were to be milled and paved it would cost approximately \$60,000. The Mayor reminded the public that there is a serious road deterioration situation on a section of Vroom Avenue and Mr. Avakian was asked to explore the various repair options and associated costs while Mr. Dempsey has reached out to the county to see if they could offer assistance. Mr. Judge asked about the need to put the project out to bid. Mr. Dempsey discussed the bid threshold and the potential shared service with the county.

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**Ordinances for Introduction**

**Ordinance for Adoption**

Borough Attorney Colao read Ordinance No. 2014-09 entitled, "AN ORDINANCE OF THE BOROUGH OF SPRING LAKE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45:14)" by title.

Mr. Judge offered a motion to open the public hearing of Ordinance No. 2014-09, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

**PUBLIC HEARING NOW OPEN**

CFO Robbin Kirk stated that this is a very common practice that allows the Borough to in essence "bank" dollars on paper in the event of an emergency need for funds.

There being no comments from the public, Mr. Judge offered a motion to close the Public Hearing on Ordinance No. 2014-09, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

**PUBLIC HEARING NOW CLOSED**

Mr. Judge offered a motion to adopt Ordinance No. 2014-09, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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**Consent Agenda**

Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-109 - RESOLUTION – APPROVING RAFFLE LICENSE APPLICATION  
RA#20-2014 – JAMES ACKERMAN FEDERATION, INC.- OFF PREMISE RAFFLE**

WHEREAS, James Ackerman Federation, Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#20-2014, and

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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#20-2014 be and the same is hereby approved as follows:

**NAME:** James Ackerman Federation, Inc.  
323 Shadow Lawn Drive, Neptune, NJ 07753  
Identification No.: 334-4-26818  
**LOCATION:** Spring Lake Bath & Tennis  
Jersey & Ocean Avenues, Spring Lake, NJ  
**DATE:** November 7, 2014 11:00 AM - 3:00 PM

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-110 - RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION  
RA#21-2014 – JAMES ACKERMAN FEDERATION, INC.- ON PREMISE RAFFLE**

WHEREAS, James Ackerman Federation, Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#21-2014, 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#21-2014 be and the same is hereby approved as follows:

**NAME:** James Ackerman Federation, Inc.  
323 Shadow Lawn Drive, Neptune, NJ 07753  
Identification No.: 334-4-26818  
**LOCATION:** Spring Lake Bath & Tennis  
Jersey & Ocean Avenues, Spring Lake, NJ  
**DATE:** November 7, 2014 11:00 AM - 3:00 PM

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-111 - RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION  
RA#22-2014 – JAMES ACKERMAN FEDERATION, INC.- ON PREMISE 50/50**

WHEREAS, James Ackerman Federation, Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#22-2014, 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#22-2014 be and the same is hereby approved as follows:

|                  |   |
|------------------|---|
| <b>NAME:</b>     | <b>James Ackerman Federation, Inc.<br/>323 Shadow Lawn Drive, Neptune, NJ 07753<br/>Identification No.: 334-4-26818</b> |
| <b>LOCATION:</b> | <b>Spring Lake Bath &amp; Tennis<br/>Jersey &amp; Ocean Avenues, Spring Lake, NJ</b>                                    |
| <b>DATE:</b>     | <b>November 7, 2014 11:00 AM - 3:00 PM</b>  |

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-112 - RESOLUTION – RELEASING STREET OPENING BOND  
811 OCEAN AVENUE – BLOCK 55, LOT 6.01**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake from Christopher and Laura Puccillo for property located at 811 Ocean Avenue, Block 55, Lot 6.01 and

WHEREAS, a \$1,250.00 bond was posted for each property to ensure that the work was completed satisfactorily, and

WHEREAS, the Borough Engineer's office has inspected the site and found the work to be completed in accordance with Borough Ordinances and recommended the refund of the bond posted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the above referenced street opening bond in the amount of \$1,250.00 be and the same is hereby authorized for return.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-113 - RESOLUTION – RELEASING STREET OPENING BOND  
119 NEWARK AVENUE – BLOCK 90, LOT 9**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake from Sebastiano Nini, Inc. for property located at 119 Newark Avenue, Block 90, Lot 9 and

WHEREAS, a \$1,250.00 bond was posted for each property to ensure that the work was completed satisfactorily, and

WHEREAS, the Borough Engineer's office has inspected the site and found the work to be completed in accordance with Borough Ordinances and recommended the refund of the bond posted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the above referenced street opening bond in the amount of \$1,250.00 be and the same is hereby authorized for return.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-114 - RESOLUTION – RELEASING STREET OPENING BOND  
801 FIFTH AVENUE – BLOCK 49, LOT 13**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake from Kristen & Alan DiBiasi for property located at 801 Fifth Avenue, Block 49, Lot 13 and

WHEREAS, a \$1,250.00 bond was posted for each property to ensure that the work was completed satisfactorily, and

WHEREAS, the Borough Engineer's office has inspected the site and found the work to be completed in accordance with Borough Ordinances and recommended the refund of the bond posted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the above referenced street opening bond in the amount of \$1,250.00 be and the same is hereby authorized for return.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-115 - RESOLUTION – RENEWAL OF CERTAIN PLENARY RETAIL CONSUMPTION  
LIQUOR LICENSES FOR THE YEAR 2014/2015**

WHEREAS, the holder of certain plenary retail consumption liquor licenses set forth below have applied for renewal of their respective licenses and which applications for renewal have been found to be complete in all aspects, and

WHEREAS, the applicants for renewal have been found to be qualified to be licensed according to all statutory, regulatory and municipal A.B.C. laws and regulations, and

WHEREAS, the Governing Body is satisfied that the applicants should have the licenses renewed.

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the following plenary retail consumption licenses be renewed for the year commencing July 1, 2014 and expiring June 30, 2015:

| <u>NAME</u>  | <u>LICENSE NUMBER</u> | <u>ANNUAL FEE</u> | <u>LOCATION</u> |
|--------------|-----------------------|-------------------|-----------------|
| COSLIN, Inc. | 1348-33-006-004       | \$1,342.00        | The Breakers    |

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-116 - RESOLUTION – RENEWAL OF CERTAIN PLENARY RETAIL  
DISTRIBUTION LIQUOR LICENSES FOR THE YEAR 2014/2015**

WHEREAS, the holder of certain plenary retail distribution liquor licenses set forth below have applied for renewal of their respective licenses and which applications for renewal have been found to be complete in all aspects, and

WHEREAS, the applicants for renewal have been found to be qualified to be licensed according to all statutory, regulatory and municipal A.B.C. laws and regulations, and

WHEREAS, the Governing Body is satisfied that the applicants should have the licenses renewed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the following plenary retail distribution licenses be renewed for the year commencing July 1, 2014 and expiring June 30, 2015:

| <u>NAME</u> | <u>LICENSE NUMBER</u> | <u>ANNUAL FEE</u> | <u>LOCATION</u>             |
|-------------|-----------------------|-------------------|-----------------------------|
| Yo Jo LLC   | 1348-44-005-005       | \$746.00          | Egan's Spring Lake Liquors  |
| WWB Inc.    | 1348-44-002-006       | \$746.00          | The Spring Lake Bottle Shop |

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-117 - RESOLUTION – RENEWAL OF CERTAIN CLUB LIQUOR LICENSES  
FOR THE YEAR 2014/2015**

WHEREAS, the holders of a certain club liquor licenses set forth below have applied for renewal of their respective licenses and which applications for renewal have been found to be complete in all aspects, and

WHEREAS, the applicants for renewal have been found to be qualified to be licensed according to all statutory, regulatory and municipal A.B.C. laws and regulations, and

WHEREAS, the Governing Body is satisfied that the applicants should have the licenses renewed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the following club licenses be renewed for the year commencing July 1, 2014 and expiring June 30, 2015:

| <u>NAME</u>                       | <u>LICENSE NUMBER</u> | <u>ANNUAL FEE</u> | <u>LOCATION</u>   |
|-----------------------------------|-----------------------|-------------------|-------------------|
| Spring Lake Bath & Tennis         | 1348-31-009-001       | \$188.00          | SL Bath & Tennis  |
| Essex & Sussex Condominium Assoc. | 1348-31-010-001       | \$188.00          | E&S Condo. Assoc. |

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ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-118 - RESOLUTION – AUTHORIZING REFUND OF TAX OVERPAYMENT**

WHEREAS, overpayment of the 2014 2nd Quarter taxes on the following property have been made as the result of a double payment by the homeowner as certified by the Borough Tax Collector.

| <u>NAME</u>  | <u>BLOCK</u> | <u>LOT</u> | <u>AMOUNT</u> |
|--|--------------|------------|---------------|
| Marian Michals<br>201 Ocean Ave<br>Spring Lake, NJ 07920 | 18           | 1.01       | \$5,061.94    |

Property address: 201 Ocean Avenue

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that a refund in the amount of \$5,061.94 is hereby approved for the aforementioned property.

I, Robbin Kirk, Tax Collector of the Borough of Spring Lake hereby certify the amount of overpayment to be \$5,061.94.

/S/ Robbin D. Kirk, Chief Financial Officer

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-119 - RESOLUTION – APPOINTING ADDITIONAL LIFEGUARDS FOR THE 2014 SEASON**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as Lifeguards for the 2014 Season:

**Lifeguards**

|                    |         |
|--------------------|---------|
| JEREMY HALL        | \$12.23 |
| SAMANTHA HYNES     | \$10.10 |
| DEAN IMBEMBA       | \$10.10 |
| MARK KNOLL         | \$10.10 |
| CASEY LAWSON       | \$10.10 |
| KEVIN MALDJIAN     | \$12.23 |
| MEGHAN MALDJIAN    | \$13.10 |
| JOHN PEARSON       | \$10.10 |
| TREVOR PEARSON     | \$10.10 |
| BRAD SCHAMACH      | \$10.10 |
| CHRIS SIMON        | \$10.10 |
| TOM VROMAN         | \$13.10 |
| BRYAN WALL         | \$10.10 |
| AMY WHITE          | \$12.23 |
| GABBY WILSON       | \$12.23 |
| SAMANTHA BOEHMCKE  | \$10.10 |
| STEPHANIE CHUSHMAN | \$10.10 |
| KYLE DICKERT       | \$10.10 |
| KELLY FINN         | \$10.10 |
| KERRY FOLEY        | \$10.10 |
| LAUREN MCDONALD    | \$10.10 |



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|                 |         |
|-----------------|---------|
| RICH HAROLD     | \$10.10 |
| SHANE PELES     | \$13.10 |
| ILONA SUPCZNSKI | \$10.10 |
| VAUGHN SMITH    | \$10.10 |
| MIKE VENDITOL   | \$10.10 |
| LUCAS IANNAcone | \$10.10 |
| CASEY ROONEY    | \$12.23 |
| KATE HOH        | \$28.00 |
| TYLAR WENGIAL   | \$28.00 |

**ROLL CALL:**

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-120 - RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL  
SERVICES CONTRACT WITH THE BOROUGH OF SPRING LAKE FOR THE  
PROVISION OF PROFESSIONAL SERVICES**

WHEREAS, there exists a need for professional services to be provided to the Borough of Spring Lake, County of Monmouth, New Jersey (the "Borough") and the Borough Council desires to authorize the execution of a professional services contract between following listed persons/firms and the Borough for the provision of said services; and

|            |   |   |  |
|------------|---|---|--|
| PS#08-2014 | Rutger's Center for Advanced Infrastructure<br>Transportation<br>For Pavement Management System | Nicholas Vitillo, PhD, Principal Investigator<br>100 Brett Road<br>Piscataway, NJ 08554 | For an amount not to<br>exceed \$39,792.00 |
|------------|---|---|--|

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality; and

WHEREAS, sufficient funds are available for the services and will be certified on each voucher submitted for payment in accordance with their fee schedule, a copy of which is attached to their contract.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute a contract between the above named persons/firms and the Borough to provide professional services to the Borough of Spring Lake; and

BE IT FURTHER RESOLVED, that a copy of this Resolution and the Contract shall be placed on file with the Clerk of the Borough; and

BE IT FURTHER RESOLVED, that a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in accordance with law; and

**ROLL CALL:**

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-121 - RESOLUTION AUTHORIZING PURCHASE PURSUANT TO NJSA 40A:11-6**

WHEREAS, an emergency has arisen with respect to installation of an additional overflow pipe under Ocean Ave/County Road 18 from the outfall pipe of Lake Como.

WHEREAS, certification of an imminent hazard was received on June 6, 2014 from Leon S. Avakian, Inc. the Borough of Spring Lake Engineers.

WHEREAS, an emergency purchase pursuant to NJSA 40A:11-6 may be awarded without advertisement for bids or bidding in that an emergency affecting the health and public safety requires the immediate performance of the service.

WHEREAS, as stated in the Borough Engineer's Certification dated June 6, 2014 that there is an emergent need to repair the Lake Como Outfall Pipe.

WHEREAS, as stated in the Borough of Engineer's Certification dated June 6, 2014 if this pipe is not repaired, this could also lead to flooding and public health hazards in the adjacent neighborhoods of Lake Como and Belmar. Therefore, it is the intent to award and complete this project as an emergency contract in order to repair the pipe to avoid an effect on the public health safety and welfare. Therefore, such contract may be awarded without competitive bidding as permitted by NJSA 40A:11-6.

WHEREAS, Leon S. Avakian, Inc. has received pricing from contractors, and the recommendation for award is to Walters Marine Construction, Inc. in the amount of \$84,186.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the award of a contract is hereby authorized and the Chief Financial Officer is authorized to encumber said contract with Walters Marine Construction, Inc. in the amount of \$84,186.00.

**ROLL CALL:**

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-122 - RESOLUTION – APPROVAL OF BILLS – JUNE 10, 2014**

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending June 10, 2014, 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>                   |                     |
|----------------------------------|---------------------|
| <b>CURRENT FUND (1)</b>          | <b>658,244.76</b>   |
| <b>WATER/SEWER OPERATING (9)</b> | <b>11,423.65</b>    |
| <b>DOG TRUST (13)</b>            | <b>9.60</b>         |
| <b>MT LAUREL TRUST (16)</b>      | <b>285.08</b>       |
| <b>RECREATION (25)</b>           | <b>6,496.18</b>     |
| <b>BEACH OPERATING (81)</b>      | <b>16,642.61</b>    |
| <b>BEACH CAPITAL (84)</b>        | <b>3,089.81</b>     |
| <b>POOL OPERATING (91)</b>       | <b>3,089.81</b>     |
| <b>TOTAL</b>                     | <b>\$699,949.72</b> |

**BOROUGH OF SPRING LAKE  
MAYOR AND BOROUGH COUNCIL  
REGULAR MEETING  
JUNE 10, 2014**

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mr. Judge offered a motion to approve the following resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-107 - RESOLUTION – TO READ 2014 MUNICIPAL BUDGET BY TITLE**

WHEREAS, the 2014 Municipal Budget was introduced by the Mayor and Borough Council on May 13, 2014, and

WHEREAS, the 2014 Municipal Budget was advertised on May 22, 2014 in The Coast Star, and

WHEREAS, the 2014 Municipal Budget was posted on the official Bulletin Board in Borough Hall, posted on the Borough's Website and a copy was made available in the Spring Lake Public Library, and

WHEREAS, the 2014 Municipal Budget has been made available to any and all persons requesting same, and

WHEREAS, in accordance with N.J.S.A. 40A:4-8, a Resolution shall be passed at the time of the Public Hearing by not less than a majority of full membership that said budget be read by title only as set forth herein before.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the 2014 Municipal Budget be read by title only at the Public Hearing on June 10, 2014.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Frost

ABSTAIN: NONE

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Mayor Naughton invited Ms. Kirk to begin the budget presentation. Ms. Kirk detailed the following slides noting that the spike over previous years in the beach utility is in connection with the receipt of FEMA monies. Ms. Kirk also spoke to the increase in the capital debt service line item in the current fund noting the recently discussed road program that will be partially funded through the capital budget.

Mr. Fay asked if the penny increase to the tax rate was a 5% increase. There was a discussion about the actual increase to taxes in terms of dollars versus the increase to the tax rate. Ms. Kirk stated that State Statute does not allow for an increase in the tax rate above 2%.

The Mayor asked Mr. Hulsart, Borough Auditor, to explain why the Borough maintains a surplus. Mr. Hulsart stated that a surplus allows municipalities to maintain a stable tax rate. In the event of an unexpected expense, there is money in the surplus to cover it, added Mr. Hulsart.

Ms. Kirk detailed the balance, utilization and regeneration of surplus monies. Ms. Kirk went on to discuss the 6% rate increase to water/sewer consumers noting that in the years 2012 and 2013 the Borough has had to dip into the surplus due to low consumption. Ms. Kirk explained that although expenses have not increased, consumption (revenues) has decreased. Ms. Kirk added that the Borough has not had a rate increase in over four (4) years. This increase is equivalent to approximately 1.5% per year for the last four (4) years, stated Ms. Kirk. Another change, Ms. Kirk shared, is to the meter reading and billing process noting that the meter reading and billing will be done with our current Borough staff allowing the Borough to eliminate the need for an outside service.

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Regarding the beach utility, the largest increase is to the capital debt service line item which is in connection with the receipt of FEMA money. When FEMA gives the Borough money, the Borough must put it in the budget as a type of payback, stated Ms. Kirk. In essence, it's a paper transaction, Ms. Kirk added, noting the revenue side of the transaction. Ms. Kirk went on to detail the anticipated increase in appropriations and revenues in connection with the pool utility. Ms. Kirk also pointed out the increase to the capital debt service line item noting that the first year payment on the new north end pool is reflected in this item. In summary, Ms. Kirk addressed the highlights of the municipal budget.



Mayor Naughton asked for an estimate of FEMA monies still owed to the Borough. Ms. Kirk indicated that there was approximately \$2.5 - \$3.0 million remaining which she believed would be paid to the Borough in the next two to three months.

Elsie Dubac, 415 St. Clair Avenue, asked about the reduction in revenues in water/sewer. Ms. Kirk explained that the Borough may not anticipate revenues beyond what was collected in the previous year.

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Harry Zarb, 2205 Third Avenue, asked if residents will soon have the ability to pay water/sewer bills online. Ms. Kirk indicated that residents will soon be able to pay both taxes and water/sewer payments electronically.

Lyle Marlowe, 110 Pennsylvania Avenue, asked how the water for the pool is paid for. The Mayor stated that the pool utility is billed for water usage.

Frank Suozzi, 112 Brown Avenue, asked the date of the \$17 million in debt that's noted on the Borough's website and whether it included the debt in connection with the new pool. Ms. Kirk stated that the information is as of December 31, 2013 and that the pool debt is included in that number. Mr. Suozzi asked what the debt position for the Borough was five (5) years ago. Mayor Naughton stated that she believes the greatest jump in the debt position would be in connection with the bond ordinance for the pool.

Mr. Suozzi asked how the debt will be funded. Ms. Kirk responded detailing the components of the Borough's outstanding debt. Mayor Naughton added that fees collected from the beach are used to pay down the debt for the pool and emphasized that the current fund is not used for this. Mr. Judge reiterated this point stating that he understands there have been rumors that the Borough has \$30 million in debt. Mr. Judge detailed the Borough's total debt of \$16.8 million noting that \$2.6 is for the beach and \$5.1 is for the pool. Both the beach and pool portion of the debt will be paid by the users not the residents, stated Mr. Judge. Therefore, Mr. Judge added, the debt to Spring Lake residents is approximately \$9 million. The Mayor added that this debt is not new debt.

Mr. Suozzi asked about any other major projects that may be coming up. Mayor Naughton stated that if the Borough were considering borrowing any additional money, there would need to be a public hearing on the topic and the Borough would need to have 5% of the amount to be borrowed as a down payment already in the current budget. Using the pool as an example, the Mayor reflected on how it was a very clear, very public and thoroughly discussed project whereby the Borough detailed in advanced how the project would be paid for. The Mayor added that should they move forward with a roads program, they would handle it in the same transparent manner.

Mr. Suozzi stated that it's important for residents to understand what the debt position is, how it is to be serviced and any potential tax increase implications there may be. Ms. Kirk offered to come to a meeting and detail these very items. The Mayor agreed this would be beneficial. Mr. Hulsart added that there are monies that have been in the budget for that last several years as a way to self-finance capital improvements. The Mayor offered Mr. Suozzi an example stating that the Borough has identified various things, such as sewer upgrades, that are needed that may be paid for through the regular budget or that may require capital. The water/sewer budget is very tight because the Borough is still paying for prior expenses, such as the water tower that was put in 10 or 12 years ago, stated the Mayor. The council has discussed this in detail over the last few years, the Mayor continued, and determined that it was best to wait until some of the debt is retired before taking on anything else.

Mr. Suozzi asked if there was a comprehensive plan in place to address the aging water/sewer system. The Mayor stated that there was not a specific plan in this budget but reminded Mr. Suozzi that the Borough repairs and/or replaces pipes when roads are opened for other issues which is why it often costs a great deal to do the road.

Mr. Judge stated that he wanted to address another rumor that the Borough has spent \$13 million on the north end pool. Mr. Judge stated that this was absolutely untrue noting the Borough budgeted

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\$7.4 million and at this point the Borough has spent \$7.3 million and expects that after some remaining expenses and the continued sales of lockers the Borough should end up at or below the budget.

Lyle Marlowe, 110 Pennsylvania Avenue stated that it was his understanding that there was a plan to raise pool fees over a number of years to pay for the north end. Mr. Judge stated that this was already done and that the Borough is at the end of that process which is why the Borough is a year ahead of plan.

Mayor Naughton asked Mr. Hulsart to comment on any concerns he may have regarding the budget overall, the level of debt the Borough has, its ability to pay the debt back, the ratio, etc. Mr. Hulsart stated that he feels all is in good shape including the ability for the Borough to do other things that may come up. Mr. Hulsart stated that he's very comfortable as to where the Borough is financially.

Mr. Judge asked why LOSAP payments are going up 40%. Ms. Gillespie addressed, stating that there was an increase from \$1,000 to \$1,150 that each volunteer received. Another factor, added Ms. Kirk, is that in the last couple of years the Borough received refunds for people who drop out of the program which is placed in a reserve. This reserve, Ms. Kirk continued, is now depleted and no longer available in this year's budget.

Mr. Judge also asked about the hotel tax and Municipal Court revenue projections noting that they are below what was received last year and although there is an increase to the revenue projection for this year, it's still below the actuals from 2013. Ms. Kirk responded that the thought was to leave money in surplus just in case there is a dip noting that these line items are typically weather dependent. Mr. Judge thanked Ms. Kirk acknowledging the amount of work that goes into putting the budget together.

Mr. Judge also stated that if there is a Council member who intends to vote against the budget he would encourage that person to speak and voice their reasons. Mr. Fay stated that he intends to vote against the budget but does not intend on giving his reasons for doing so. Mr. Judge asked that Mr. Fay give his reasons. Mr. Fay stated that he did not want to give his reasons and that he would give them at another time. Mr. Fay stated that he does not like to increase taxes for the tax payers of New Jersey and does not like to exceed the CAP. The Mayor clarified that the Borough is not exceeding the CAP. Mr. Fay stated that he doesn't like a lot of things that were done in the budget and believes it could have been done better. Mr. Judge asked Mr. Fay what areas of expense would he strike and where would he find more revenue. Mr. Fay stated that he could go on for a long time but did not want to get into it tonight. Mr. Fay further stated that he can vote no without giving his reasons but that he opposes giving tax increases to Spring Lake residents. Mayor Naughton responded to Mr. Fay's comments stating that he is certainly entitled to vote "no" on the budget but added that there are four (4) weeks between the introduction of the budget and the public hearing and out of respect to the CFO, the Auditor, the Borough Administrator and the Finance Committee, who put in an enormous amount of work to prepare the budget, if there were concerns, perhaps they could've been addressed during this four (4) week period. The Mayor added that in her opinion it's less than helpful to vote no and not share the reason for doing so. It's a complicated process with many competing priorities which results in a balancing act to keep the Borough the way that it is, the Mayor continued, adding that it's important that all seven (7) members of the council contribute to the process. The Mayor expressed disappointment that Mr. Fay was unwilling to share his reasons for voting no. Mr. Judge stated that he agrees with the Mayor's comments adding that the residents of the Borough deserve an explanation.

8:04 PM - Mr. Frost arrived.

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The Mayor paused the discussion briefly to bring Mr. Frost, who just arrived at the meeting, up to date on what had transpired thus far.

Mr. Judge offered a motion to open the public hearing on the 2014 Municipal Budget, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

**PUBLIC HEARING NOW OPEN**

Mr. Frost stated that he, as a new Council member, had a couple of discussions with Ms. Kirk in an effort to get background on the budget and the budget process. Mr. Frost thanked Ms. Kirk for her time and assistance. He stated that he also spoke with other Council members who returned his calls and thanked them for their time as well.

The Mayor invited questions from the public.

Lisa Deberardine, 10 Brown Avenue, asked if the anticipated revenue, from the sale of the three (3) Borough lots, and the associated expense of the outfall pipe, were in the budget. Mr. Dempsey responded that the revenue in connection with the sale is not in the budget but once they are sold, the revenue would be added to the budget. Ms. Kirk added that a separate bond ordinance would be required for this item at which point the Borough would include any revenue that was taken in and applied to the payment of the bond ordinance. Ms. Deberadine asked if the requisite 5% of anticipated cost of the second outfall pipe for Wreck Pond will be put in the budget. Ms. Kirk stated that the budget reflects capital improvement fund money in the amount of \$50,000 which is not earmarked toward anything specific but could be used for this project.

Mrs. Venables stated that although no one enjoys the prospect of a potential tax increase there is one consistent complaint that she hears from residents which is that the roads in Spring Lake are not in good condition. Given the extreme expense to do roads, Mrs. Venables continued, there needs to be a planned program that cannot be accomplished in one year. Therefore, Mrs. Venables stated, she supports the budget with the minimal increase to taxes in order to get the road work done.

Mr. Frost voiced agreement with Mrs. Venables stating that he got involved and ran for council because he believed we needed to do some things that we hadn't been doing. Mr. Frost added that he has lived in the Borough for 20 years and in the last 5-6 years he's been vocal about the look of Spring Lake's roads and parks and the need to devote time, energy and money to get things done. It's nice to say we have a zero percent municipal tax increase, stated Mr. Frost, but that's not a reality. Mr. Frost stated that he's a conservative, but that he did not get involved in the council to do nothing. Mr. Frost stated that he got involved to make a difference and if that means improving roads and pipes and spending money to do so then that's what we need to do. In summary, Mr. Frost stated that he supports the budget including the monies being put into the capital improvements and the Rutger's project that will help the Borough continue the roads project in a fiscally responsible way over the next five to ten years. Mr. Frost thanked the Finance Committee for their efforts on the budget. Mayor Naughton reiterated that the Borough is budgeting \$830,000 for road paving which may sound like an inordinate amount of money but anyone that has been attending the council meetings can attest to how much paving and reconstructing roads can cost. Of the \$830,000, only \$343,000 is coming from a tax increase, stated the Mayor. The rest is being funded through monies the Borough has saved,

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capital money that was set aside, and shifting priorities. As a result, nearly a million dollars in road work will be done with only a \$343,000 increase to the budget, stated the Mayor.

The Mayor added that she recently asked Ms. Kirk what the average impact to a Spring Lake homeowner would be and learned that the average home in Spring Lake is assessed at \$1.6 million and would experience a tax increase of \$169.00 per year. The Mayor stated that for \$169.00 a homeowner will continued to enjoy the high level of service they've had in Spring Lake, will see the continuation of existing projects that are underway and will see nearly \$1 million put toward a roads project for the next five (5) years. The Mayor further opined that it's a relatively modest increase spreading a \$343,000 expense across all homeowners in town and that any increases that have taken place have been less than a ¼%. The Mayor expressed full support for the budget and stated that she too has heard complaints from residents about the Borough's roads.

Mr. Judge stated that he too is loath to ever vote to raise taxes but believes that the roads are in abysmal shape and need to be addressed. Mr. Judge further stated that he feels the budget is fiscally responsible and it would be easy to vote no while others have to make the tough decision to vote yes. Mr. Judge stated that he scoured the budget for revenue opportunities and areas where expenses could be cut. Mr. Judge commented that the capital fund over the last five (5) years has remained steady which is quite impressive and speaks to the Borough's conservative spending. Mr. Judge added that he believes in the need for a road program and expressed thanks to Mr. Frost for bringing the Rutger's program to the attention of the council noting that the Borough will benefit from a full scale review of the roads. Not only are the roads poor, noted Mr. Judge, but they are getting to the point of being dangerous, as seen on Vroom Avenue. Mr. Judge closed his comments expressing thanks to the Finance Committee and Ms. Kirk and stating that he will be voting in favor of the budget.

Mr. Erbe voiced that although he was a bit nervous returning to the Council after a three (3) year hiatus, he finds that he really enjoys working with the Council citing that everyone seems to really care about their particular favorite issues and everyone would agree that the number one issue is keeping taxes low in Spring Lake. Mr. Erbe continued noting that when the roads deteriorate and the Borough fails to break even on the water/sewer utility, something needs to be done. Taxes have not been raised in several years and water/sewer rates have not been adjusted for four (4) years while streets have been taken care of with \$100,000 each year, stated Mr. Erbe. Every once in a while, Mr. Erbe stated, there is a need to dig deep. The Council has been extremely careful and has worked very hard to comb through the budget and look for ways to save money in hopes of minimizing the tax impact. For Mr. Fay to say that he does not want to share his reasons for voting no is very frustrating.

Mr. Fay interrupted and asked to be left out of the conversation stating that he has his reasons and he's been elected to two (2) terms by keeping taxes low. Mrs. Venables stated that Mr. Fay is part of the council and should be part of the conversation. Mr. Fay stated that he went through the budget and has questions that are unresolved but that he does not want to discuss it. Mr. Judge stated that if Mr. Fay shared his reasons maybe he could convince the other council members to see it differently. Mr. Fay stated that he's choosing to vote no and he's won two (2) terms by running against tax increases. Mr. Judge stated that it's not about re-election but it's about good government. Mr. Fay responded that he's sticking to the principles that got him elected and that he ran on not raising taxes and asked Mr. Erbe to keep his name out of the conversation. Mr. Erbe stated that Mr. Fay should give his reasons and/or share specific ways of raising revenue or reducing expenses. Mr. Fay stated that expenses should be cut noting that he runs several businesses and he would not run them the way the town's being run. Mr. Judge asked Mr. Fay which expenses he would cut. Mrs. Venables asked Mr.



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Fay to share how he would run the town if he were in charge. Mr. Fay said he just wants to vote no and that he has his reasons.

Mayor Naughton asked if Mr. Jordan had any comments. Mr. Jordan stated that he was intimately involved in the budget as a member of the Finance Committee and commented that he believes it's a modest increase for some sorely needed infrastructure work that has been neglected over the years. Mr. Jordan added that in addition to the challenge of identifying opportunities to raise revenues and/or cut expenses the Borough, as Mr. Erbe mentioned, has not received grant monies to help with various projects. Mr. Jordan stated that he's in favor of the budget and he looks forward to moving forward with the vote.

Mr. Fay read a prepared statement stating that the budget increases property taxes by 5%, the total amount to be raised by taxes increased by nearly 23%, the surplus is reduced by nearly 80%, the increases will force Spring Lake into many years of large annual tax increases to recover the reduction in surplus, spending is significantly increased in the budget, the budget does not detail a process to reduce Spring Lake's massive debt, the budget along with the recent water/sewer rate increase does a great disservice to the tax payers, and finally the budget found a clever loophole to get around the 2% CAP and violates the spirit of the law.

Mayor Naughton stated that she was confused specifically about the clever trick to get around the 2%. Mr. Fay stated he is not going to get into a discussion. Mr. Jordan stated that he believes Ms. Kirk can respond to the items detailed by Mr. Fay. Mr. Jordan stated that he believes the items mentioned are incorrect. Mayor Naughton stated that most of the items have already been addressed.

Mr. Fay stated that all he is prepared to say is that he's not voting for the budget and that as a two (2) term elected council member he has the right to vote no. Mr. Judge asked Mr. Fay how he would address the roads. Mr. Fay stated that there will always be problems in town and the Borough could've spent less money on other projects and more on roads stating that he asked about the roads years ago. Mr. Erbe asked how Mr. Fay would've paid for the roads. Mr. Fay stated that he was not going to get into tonight that it was not the right time. Mayor Naughton voiced that it was a good time given that it was the public hearing on the budget. Mr. Fay stated that he was done talking, that he read his statement and that he's voting no and that he doesn't appreciate being attacked by the other members of the Council. Mayor Naughton stated that Mr. Fay is a politician and that this was his job to respond to questions and concerns. Mr. Jordan stated that he would love to see Mr. Fay do more work on the budget stating that Mr. Fay has not attended any committee meetings particularly for water/sewer. Mr. Fay voiced frustration that he was being attacked. Mayor Naughton stated that the discussion has become unproductive and requested a motion to close the public hearing.

Mrs. Venables offered a motion to close the public hearing, seconded by Mr. Judge.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

**PUBLIC HEARING NOW CLOSED**

Mr. Judge offered a motion to adopt Resolution R-14-108, Adoption of the 2014 Municipal Budget, seconded by Mrs. Venables.

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**ROLL CALL:**

AYES: Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: Mr. Fay

ABSENT: NONE

ABSTAIN: NONE

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**Public Comments**

Lyle Marlowe, 110 Pennsylvania Avenue, asked for a recap of the sale of the lots near Wreck Pond. Mr. Dempsey stated that they will go to public auction on June 17, 2014 with no minimum bid required. Mr. Dempsey added that the sale has been advertised, builders have been contacted and they hope to get some good bids.

Frank Suozzi, 112 Brown Avenue, asked what percentage of roads can be repaired with \$1 million. Mayor Naughton stated that the Borough is hiring a pavement management consultant from Rutgers who will look at all Borough roads and determine what roads warrant modest repairs, what roads need milling and paving, and what roads need complete reconstruction. The Mayor stated the Borough would also evaluate traffic patterns to help prioritize repairs.

Matt Sagui, 17 Washington Avenue, asked if the Rutgers evaluation will assess the infrastructure below the roads. Mayor Naughton stated that it will not and that the Borough will work with Mr. Avakian's group and the Department of Public Works.

Elsie Dubac, 415 St. Clair Avenue, asked if the town has any recourse when an entity such as NJ Natural Gas does a poor job repairing the road. Mr. Dempsey stated that the town does have recourse and that any entity that doesn't repair the road properly must come back and repave. Mayor Naughton added that the Borough's ordinance was recently changed to require a larger repair and the reason the Borough has not had the gas company come back to repave in this specific case is because if the Borough decides to do the road program it may be prudent to get the money in kind from the gas company to put toward the program. Mr. Dempsey, the Mayor stated, has a list of roads that require repaving by the gas company and a commitment from them to repave and the cost to do so. Once the Rutgers study is complete, the Borough will have a better understanding of which roads the gas company will need to repave and which will be addressed through the larger roads program, stated the Mayor.

Lisa Deberardine, 10 Brown Avenue, reported that there was a great deal of garbage on the south end of the Spring Lake beach and asked if there was any way the badge checkers or lifeguards could assist with the cleanup in the morning. Mayor Naughton responded stating that there is indeed an opportunity to have the beach staff assist and also reported that Mr. Dempsey has already looked into the possibility of having young people who need community hours to assist not only with this but with hand raking that area of the beach on a regular basis.

Dolores Cacace, 104 York Avenue, asked for clarification of the status of beach closures. Mayor Naughton stated that the water quality has improved and that after a rain, even without the beach closures, there is still testing. Thus far, the testings have been positive, the Mayor stated. Another reason, the Mayor stated, is that of the approximately fifteen (15) closures that took place last year there was only one incident where the water quality was an issue. As a result they lifted the beach closure requirement, added the Mayor.

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**Adjournment**

Mr. Judge offered a motion to adjourn the meeting, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Erbe, Mr. Fay, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Time of Adjournment: 8:33 PM

Respectfully submitted,

JANE L. GILLESPIE  
Borough Clerk

Approved at a meeting held on: July 15, 2014