

**REGULAR MEETING
MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
FEBRUARY 22, 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 6:33 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. Quinn, Mrs. Reilly, Mayor Naughton

ABSENT: Mr. Rich

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

Proclamations, Presentations & Special Guests

Mayor Naughton stated that the first business this evening is the promotion of two of our more senior officers to the rank of Sergeant. She introduced Ptl. Patrick Gilroy and his family. She noted that Patrick was hired as a Class I Special Officer in Belmar and graduated from the Monmouth County Police Academy as a Class II Special Officer in 1997. He was a Class II Special here in Spring Lake and started off as a Dispatcher and was hired as a Patrolman in 1997 and graduated the Police Academy. He is a graduate of New England College and holds a degree in Criminal Justice. He is the Department's Traffic Safety Officer and handles all of the operations from a Police Department perspective for the Spring Lake Five and has served as President of the Spring Lake PBA for the past six years.

Mayor Naughton then introduced Steven Blecki and his family. She noted that Steven was a Class I Special in Avon, a Dispatcher in Long Branch and was hired by the Colts Neck Police Department in 1989 as a Patrolman. He graduated the Police Academy and in 1994 he was hired as a Spring Lake Patrolman. He has attended Kean University and Brookdale Community College and has an Associates in Criminal Justice. Steve serves as the Department's DARE Officer and is familiar to many of the children in our town as he taught the DARE Program from 1995 to 2001. He is still active in the Spring Lake Drug Alliance and Prevention Program and has organized the COPS VS. KIDS night at the HW Mountz School. Steven has served as a Shift Commander in the summer for the past eight years.

Mayor Naughton added that both of these men are well known by our residents and well respected by their colleagues. It is with pleasure that she sees them advance to a formal leadership role in the Department. For quite a small Police Department we have had a fair amount of transition recently and promoting these two men to Sergeant will help ensure that our commitment to Public Safety and the well-being of our residents continues without interruption.

R-11-049 Promotion of Patrolman Patrick W. Gilroy to Sergeant

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

**R-11-049 RESOLUTION – APPOINTING SERGEANT
SPRING LAKE POLICE DEPARTMENT – PATRICK W. GILROY**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Patrick W. Gilroy be and hereby is hereby promoted to the rank of Sergeant of Police for the Borough of Spring Lake effective March 1, 2011.

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ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

R-11-050 Promotion of Patrolman Steven E. Blecki to Sergeant

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

**R-11-050 RESOLUTION – APPOINTING SERGEANT
SPRING LAKE POLICE DEPARTMENT – STEVEN E. BLECKI**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Steven E. Blecki be and hereby is hereby promoted to the rank of Sergeant of Police for the Borough of Spring Lake effective March 1, 2011.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Oath of Office – Sergeant Patrick W. Gilroy – Mayor Naughton administered the Oath of Office to Sgt. Patrick Gilroy.

Oath of Office – Sergeant Steven E. Blecki – Mayor Naughton administered the Oath of Office to Sgt. Steven Blecki.

Chief Kerr stated that both Sergeants will be wonderful leaders for our Police Department.

Mayor Naughton also acknowledged that Gerald Preston another long standing member of the Spring Lake Police Department was sworn in earlier this evening as our second in command as Lieutenant. He insisted on a private ceremony but felt that he should be recognized publicly as he has been a terrific Police Officer in this town whom she has known for many years both personally and professionally. She felt that this completes a very strong transition in our Police Department.

Chief Kerr stated that with the retirement of Chief Dawson and the pending retirement of Captain Evangelista, the Department has learned so much from their leadership. If the new leadership performs half as well as they did, we will not have any problems. It is a tribute to those guys and their leadership as they have held those positions over the last fifteen years. He is proud to be in a leadership position in this Department because of the path that they have led.

Presentation – Captain Marc Evangelista – Mayor Naughton stated that this evening we are also recognizing the retirement of Captain Marc Evangelista who has served the Borough for 25 years. He spent the early part of his career in California before moving back to New Jersey with his family and settling in Spring Lake. He started as a Patrolman in 1986 and rose up through the ranks of the Department as Sergeant then Lieutenant and then named by former Mayor Tom Byrne as Captain in 1997. Marc has been the number 2 man in the Spring Lake Police Department and in that role he handled all of the day-to-day administrative and executive duties and tasks of the Department. He was the main liaison between management and the officers. He excelled in that role and worked very hard to transition his responsibilities to the new Lieutenant. His relationship with our former Chief Robert Dawson provided outstanding leadership for the Department and a consistent resource for our residents. Marc has expressed his love for his job in Spring Lake. He and his family are an integral part of our community here in Spring Lake. He is smart, fair and always accessible. He was liked and respected by the youth and young adults in town. He gained the respect and affection of

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the men and our residents. He will be missed. She thanked him for all of the years of dedicated service. Mrs. Reilly then presented him with a gift from the Mayor and Borough Council which was a picture of the beach and gazebo at night.

Marc stated that he has thought about this moment a lot. He thanked the Mayor and Council for their support and cooperation over the years. He thanked former Mayor Tom Byrne for his friendship and support over the years. He thanked the members of the Police Department, the Department is special and felt that they do small town policing very well. He thanked his wife and kids for being patient over the last thirty years. Finally he thanked former Chief Dawson and felt that he could have never worked for a better boss. Together they did a lot of good things for this Department. He stated that in Police work you know when it is time, and it is that time.

Proclamation – Read Across America – March 2, 2011 – Mayor Naughton read the Proclamation for Read Across America. Copies of the Proclamation to be forwarded to the Schools.

Proclamation – Developmental Disabilities Awareness Month – March 2011 – Mayor Naughton read the Proclamation for Developmental Disabilities Awareness Month. A copy to be forwarded to the ARC of Monmouth in Tinton Falls.

Approval of Minutes

Mrs. Reilly offered a motion to approve the minutes of September 14, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of September 28, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of October 12, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of October 26, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

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Mrs. Reilly offered a motion to approve the minutes of November 15, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of December 7, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of December 21, 2010, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Drasheff

Mrs. Reilly offered a motion to approve the minutes of January 1, 2011, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mrs. Reilly

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Quinn

Mrs. Reilly offered a motion to approve the minutes of January 11, 2011, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Mrs. Reilly offered a motion to approve the minutes of January 13, 2011, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Mrs. Reilly offered a motion to approve the minutes of January 25, 2011, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mrs. Reilly

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Quinn

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Public Comments

Eleanor Twomey, 108 Vroom Avenue questioned the funding Resolution for the North End Pavilion. She questioned if there would be any detail on that? Mr. Dempsey explained that the Resolution amends the Temporary Municipal Budget in the Capital Portion to add \$300,000.00. This money will come out of the Municipal Budget. It will be funded with tax dollars in the 2011 Budget. There will not be a bond floated at this time for the construction drawings.

Tony Zauner, 1309 Ocean Avenue asked that the snow piling in front of his house be prevented in the future as it is a very unpleasant experience. He has discussed this with the Administrator but would like to know that it is not going to happen again. The mountain of snow approximately 30 ft. high was white for the first couple of days but is black now and is still up to the second floor of his house and he is unable to see the ocean from his first floor. He questioned what impact this will have on the area when all of this snow melts. He felt it to be very unfair and inequitable to handle this when there are at least a half dozen other places on Ocean Avenue that have similar accesses to allow for the dumping. He felt it could have been distributed over a larger area. Mr. Dempsey stated that it was discussed and will be addressed differently in the future. He explained that a machine is put down there and it pushes the snow. Rather than having to transport the machine back and forth because it is on tracks, they put it all there. If we can spread it out, we will. Mr. Zauner felt that it cannot be cost effective and is a nuisance. Mayor Naughton stated that it will be done differently in the future.

Council Comments & Staff Reports

Mr. Drasheff reported that Mr. Colao and Mr. Dempsey are following up on the Barnegat Bay Resolution that was discussed at the last meeting. The Bill is still in Committee but once released he felt that action should be taken on it.

Mr. Fay questioned the funding Resolution, is that money coming from the general funding or is it coming out of the beach or pool? It is explained that the funds are not available in those funds now but the construction costs will come from them. Mr. Quinn stated that it was his recommendation to do this.

Borough Engineer's Report

Mr. Avakian reported on the following items:

- **Marucci Park Improvements** – Bids were received for the soccer fields but award is pending because of a question with respect to bid documents. In any event it will be resolved by the next meeting and an award will be on that Agenda. One of the items that was bid was the restroom facility. The bids came in very high. He broke that out of the bid and will be recommending a revised plan with a slightly smaller footprint and this way it will be appealing to specialized contractors and should come in at the \$50,000 range and would then be funded under the Open Space Grant.
- **First & Second Avenue Roadway Improvements** – Test pits will be starting this week and the contractor will be mobilizing and begin work on or about March 7th. Notification to the residents will be done by the contractor before any physical improvements are completed.
- **Lake Como Outfall Pipe** – Defects have become evident in the Lake Como outfall pipe. There is a 24 inch outfall pipe that extends from the lake itself under the seawall, under the sand and into the Atlantic Ocean. In the early 1990's as part of the beach renourishment project, that pipe was extended. They have observed defects in the new portion of the pipe where it is exposed to the surf and the bottom and the top in various locations has eroded. It is still flowing but the concern is with the buildup of sand in the summer months and something should be done. He has notified the Army Corp of Engineers and the Department of Environmental

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Protection, the two agencies which were responsible for the design, bidding and installation. He was discussing this matter with former Chief Dawson because his position with the County involved Emergency Management. He will report back to the Mayor and Borough Council on this problem but knows that it will require the replacement of 18' long sections of pipe. The defects begin approximately 250' from the seawall. He is not sure of the extent but that will be checked in a dead low tide. He felt that approximately 50-60' of pipe would have to be replaced. He estimated the cost to be \$500 a foot.

Borough Attorney's Report – Mr. Colao advised that he had one item for Executive Session.

Borough Administrator's Report

Mr. Dempsey reported on the following items:

- **2011 Municipal Budget** – The Finance Committee met with Robbin Kirk, our Chief Financial Officer. Things are progressing and she is working on the numbers. He hoped that the Committee would meet again before the next meeting. He is pleased with the new arrangement and the Shared Services Agreement between us and Belmar will work very nicely.
- **Cell Antenna – DPW Tank** – The installation of the equipment by the new carrier is underway. As part of their contract they also have to put up our Police Antennas. A meeting was held on that and they will be completing it. Once it is done, the water tank on Washington Avenue can come down. He estimated the move to take approximately two months. Once completed we can contact the contractor and schedule the Washington Avenue removal. Mrs. Venables reminded Mr. Dempsey that there are tentative plans for the area once the tank is removed.
- **Marucci Park – McBride Memorial** – Kathy Farr-Heine is working on the Memorial for Tom McBride. The ceremony will be sometime this spring. Mrs. Reilly stated sometime in June.
- **Direct Install Program** – We have received Grant money to do some of the improvements that have been outlined as part of the Energy Audit. The boilers have been installed in the Department of Public Works. The next phase is lights in the Borough Hall. There is now a \$50,000 block grant which we are looking into. He is going to try and qualify the boilers in the Borough Hall and the Police Department. The question is how much will be covered. He is in the process of obtaining the pricing and will be making the grant application which is due this week.

Business Items Under Consideration –

Spring Lake – Sea Girt League – Request to Hold Annual Parade – May 14, 2011 – Mrs. Reilly offered a motion to approve the Annual Parade of the Spring Lake – Sea Girt Little League to be held May 14, 2011, seconded by Mrs. Venables. Unanimously approved.

Veterans of Foreign Wars – Buddy Poppy Drive – May 2011 – Mrs. Reilly offered a motion to approve the Buddy Poppy Drive during the month of May, 2011, seconded by Mrs. Venables. Unanimously approved.

Correspondence from Senator Kean – Supporting Federal Funding for Fort Monmouth – Mayor Naughton explained that this is requesting support for Federal Funding for Fort Monmouth. He has sponsored legislation urging the Congress and Department of Defense to create a federally funded program that provides post deployment assistant for veterans at the current US Military Academy which is in Fort Monmouth. Council to take under consideration.

Ordinances for Introduction – NONE

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Ordinances for Adoption

Borough Attorney Colao read Ordinance No. 2011-001 entitled: "AN ORDINANCE AMENDING PART II, "GENERAL LEGISLATION," CHAPTER 225, LAND DEVELOPMENT, ARTICLE IV, "DISTRICT REGULATIONS", SECTION 14, "CS-SC COMMON SERVICES RESIDENCE SENIOR CITIZEN DISTRICT" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF SPRING LAKE, NEW JERSEY" by title only.

Mrs. Venables offered a motion to open the Public Hearing on Ordinance No. 2011-001, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

Mayor Naughton stated that the discussion on this ordinance as well as prior versions are well known to many in this room. The Public Hearing is on Ordinance 2011-001 that governs the use of that specific zone known as the CS-SC Common Services Residence, Senior Citizens District. The new ordinance modifies several provisions of the original ordinance as follows:

1. Lowers the age of residents from 62 to 55
2. Leaves the availability and timing of meal service up to the management of the association rather than mandating that meals be served 3 x day , 7 days a week
3. Allows that Overnight guests of a resident may use the facility whether or not they are in the presence of a resident. Guests are defined as a friend or relative who uses the unit with permission and without charge.
4. Where catered events were previously permitted only when a resident was the honoree of the event, residents may now "sponsor" a catered event.
5. The number of permitted events is reduced from 25 to 18 and the allowable number of guests at any one event is capped at 150 people. From Sept – May, no more than 2 events per month are permitted. That number is reduced to one event per month in June, July and Aug.
6. Guests are allowed to occupy the premises for up to 30 days per year (up from 7 days), with a maximum of (15) consecutive days and a minimum period of ten (10) days between stays.

As explained by our Borough Attorney, these changes have been agreed to by both the E&S Association and the attorney representing the concerned citizens and neighbors. The planning Board has reviewed the proposed changes and found them to be consistent with our Master Plan. The final step is the public hearing on the new ordinance, which allows for Council comments and questions as well as input from the public before a final vote on the ordinance is taken.

Mrs. Venables stated that she is fully supportive of the Ordinance. She felt that the request has been reasonable and fair. She felt that the public has overwhelmingly supported this as opposed to the situation that existed in 1997 when the Settlement Agreement was struck. All of the residents there have allayed the fears and concerns of the public and of this Council. She felt that the overwhelming support of the public was demonstrated in the November Election and that the E&S issue was a strong driver of the result of that Election. She hoped that her colleagues will also support it. She thanked the E&S residents for their patience and cooperation and the neighbors for their cooperation.

Mrs. Reilly agreed with Mrs. Venables. She hoped that the passing of this would be for the benefit of all of the residents. She stated that when she was campaigning one of the biggest concerns she

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heard from the residents was that they were very concerned about the Essex & Sussex being one of our landmark buildings. They wanted to keep it a viable building. She will be supporting it.

Mr. Drasheff stated that he is very proud to support this Ordinance.

There being no further comments, Mrs. Venables offered a motion to close the Public Hearing on Ordinance No. 2011-001, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Venables offered a Resolution to adopt Ordinance No. 2011-001, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Consent Agenda

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

**R-11-051 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#07-2011 - ST. MARKS CHURCH ON PREMISE 50/50**

WHEREAS, the St. Marks Church has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#07-2011, 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#07-2011 be and the same is hereby approved as follows:

NAME:	St. Marks Church	Identification No.: 447-1-6617
LOCATION:	Spring Lake Bath & Tennis Club	
	1 Jersey Avenue, Spring Lake, NJ	
DATE:	May 19, 2011	12 Noon - 4:00 P.M.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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

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R-11-052 RESOLUTION – AUTHORIZING REFUND OF TAX OVERPAYMENTS

WHEREAS, taxes on the following properties have been overpaid:

Tax Year	Block	Lot	Street Address	Name	AMOUNT
2011	10	6.01	106 York Avenue	Cataldo & Dolores Cacace	\$2,063.99
2011	71	11.07	518 Passaic Avenue	Trident Abstract Company	\$1,742.41
2011	104	11	321 Tuttle Avenue	Joseph & Claire Rizzo	\$1,603.20
2011	82	16	424 Jersey Avenue	John O'Connor	\$2,130.18

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that refunds in the amounts specified are hereby approved for the aforementioned properties.

I, Susan M. Schreck, Tax Collector of the Borough of Spring Lake hereby certify the total amount of overpayments to be a total of \$7,539.78. /s/ SUSAN M. SCHRECK, TAX COLLECTOR

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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

R-11-053 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 Public Works 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:

01/21/2011	JF Kiely Construction	\$161.00	\$140.00	Admin Fee \$21.00
01/21/2011	JF Kiely Construction	\$288.00	\$270.00	Admin Fee \$18.00
01/25/2011	NJ Natural Gas Company	\$216.00	\$202.50	Admin Fee \$13.50
01/25/2011	NJ Natural Gas Company	\$216.00	\$202.50	Admin Fee \$13.50
01/25&26/2011	JF Kiely Construction	\$672.00	\$630.00	Admin Fee \$42.00

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.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Resolutions

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

**R-11-054 RESOLUTION – APPOINTING MEREDITH PLOSKONKA
PART-TIME EMPLOYEE – DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Meredith Ploskonka be and hereby is appointed as a part-time employee in the Department of Public Works – Cleaning Person – Borough Hall at the rate of \$12.50 per hour for the Borough of Spring Lake effective February 11, 2011.

Mr. Dempsey advised that this is a replacement position. Ms. Ploskonka currently cleans for us at the beach and has cleaned the offices and everyone was pleased.

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ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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

**R-11-055 RESOLUTION – APPROVING EMPLOYMENT AGREEMENT
POLICE LIEUTENANT – GERALD R. PRESTON**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the Mayor and Borough Clerk be and hereby authorized to execute an employment agreement with the Police Lieutenant, Gerald R. Preston a copy of which is annexed hereto and made a part hereof as if set forth at length herein. Said Agreement shall become effective on March 1, 2011.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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

R-11-056 RESOLUTION – APPROVAL OF BILLS – FEBRUARY 22, 2011

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending February 22, 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)	520,982.61
GENERAL CAPITAL (4)	1,255.95
WATER/SEWER OPERATING (9)	14,059.91
MT LAUREL TRUST (16)	3,827.36
RECREATION (25)	1,128.23
BEACH OPERATING (81)	23,746.86
POOL OPERATING (91)	1,997.82
TOTAL	\$566,998.74

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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

**R-11-057 RESOLUTION – AMENDING R-11-002
TEMPORARY MUNICIPAL BUDGET – 2011**

WHEREAS, the Local Budget Law provides that (where any contracts, commitments, or payments are to be made prior to the final adoption of the 2011 Budget) temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

WHEREAS, not exceeding 26.25 percent of the total operating appropriations in the 2010 budget may be temporarily appropriated less full debt service and capital improvement fund for 2011;

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NOW, THEREFORE, BE IT RESOLVED that the following temporary appropriations be made and that a certified copy of the resolution be transmitted to the Chief Financial Officer for her records:

<u>GENERAL GOVERNMENT</u> CAPITAL IMPROVEMENTS 0900 Capital Improvement Fund (207)	300,000.00
TOTAL ADDITIONAL GENERAL APPROPRIATIONS FOR 2011 TEMPORARY BUDGET	\$300,000.00

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Public Comments

Eleanor Twomey, Vroom Avenue questioned if Lake Como would be involved in getting approval and funding for the repairs? Mr. Avakian stated that the defects are located within Spring Lake although they do own a portion of the lake. He advised that he will be looking for State, Federal and perhaps County funding to assist with the repairs. The adjacent municipalities will be notified of the repairs.

Bill Rooney, Valandora Court stated that he sees a lot of positive movement on the North End Pavilion and questioned if the plan has been established? Mayor Naughton explained no. We needed to have the funding to move forward and make changes to the drawings and proceed to the next step with construction drawings. He then questioned the two gaps in the boardwalk they have become an annual thing but seem to be there the entire winter now. Mayor Naughton explained that we were working on removing the sand underneath the boardwalk so it is open longer this year than it typically. They don't keep it open just for the sake of keeping it open. Mr. Rooney then questioned who negotiates retirement salaries and benefits? Mayor Naughton stated that the Mayor and Council does but the contract that the retired Chief of Police had was negotiated by a previous Council. He then questioned who funds this? Mr. Dempsey explained that sick and vacation time is funded by the Borough. Retirement benefits are paid through the State pension system. The employee and the Borough pay into this. It is guaranteed by the State after retirement.

Paul Jordan, Pitney Avenue questioned if we are being included in discussions with respect to the proposed radio tower by Lake Como? He felt that it is an impressive feature. There is no consideration that we are going to be building soccer fields near there? Mr. Dempsey stated that there was a meeting we were invited to and did attend. The next meeting is a scoping meeting that we will receive notice of because of Green Acres Funding. We will attend that meeting. He stated that they just received their thoughts and information at that meeting. It is also close to Spring Lake Heights and Wall who have concerns also and the question was raised as to its close proximity to the railroad tracks. We are awaiting notification of the next meeting. Mayor Naughton stated that we are concerned about this and are going to stay on top of it. Mr. Dempsey explained the location being in the south western most corner of their property and a lattice tower is proposed. Mrs. Reilly added that a building would also be necessary for equipment. She added that Wall has concerns because they have a redevelopment project going on just off of Route 71 near there.

Mrs. Venables stated that there will be hearings before their Planning Board.

Mr. Drasheff stated that they will also have to have a State House Commission Hearing which an important hearing at the State level because the property has utilized Green Acres Funding. They want to swap this land with other land they are going to purchase.

24274

**REGULAR MEETING
MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
FEBRUARY 22, 2011**

Caren Caterina, The Coast Star, questioned what the concerned citizens received to agree to this? Mayor Naughton stated that she was not part of the negotiations but has been told that both sides have agreed and that it was their attorney who forwarded the proposed Ordinance.

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

R-11-058 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: Essex & Sussex Litigation.

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. Fay, Mrs. Venables, Mr. Quinn, Mrs. Reilly

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

TIME OF ADJOURNMENT TO EXECUTIVE SESSION: 7:34 P.M.

MEETING IS RECONVENED AT: 7:51 P.M.

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

ROLL CALL:

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

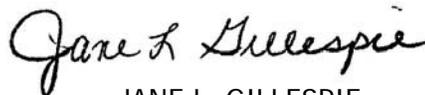
NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

Time of Adjournment: 7:52 P.M.

Respectfully submitted,



JANE L. GILLESPIE
BOROUGH CLERK

Approved at a meeting held on: March 8, 2011