

**BOROUGH OF SPRING LAKE  
MAYOR AND BOROUGH COUNCIL  
REORGANIZATION MEETING  
JANUARY 7, 2014**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 6:00 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. Judge, Mr. Jordan, Mrs. Venables, Mayor Naughton  
Mr. Erbe & Mr. Frost (Following Swearing In)

ABSENT: Mr. Fay

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

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**Oaths of Office - Mayor & Borough Council**

Mayor Naughton administered the Oath of Office to Council Member Elect Mr. Joseph Erbe.

Mayor Naughton administered the Oath of Office to Council Member Elect Mr. David Frost.

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**Organization of Mayor & Borough Council**

**Nomination and Election of Council President**

Mayor Naughton asked for a nomination for Council President.

Mr. Erbe nominated Councilman Judge, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: Mr. Judge

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**Council Liaison Assignments**

Mayor Naughton read through the 2014 Mayor and Council Assignments.

Mr. Judge offered a motion to approve the 2014 Council Liaison Assignments as amended, seconded by Mrs. Venables.

<b>Jennifer Naughton</b> Mayor	FINANCE, PUBLIC SAFETY, EMERGENCY MANAGMEENT, COMMUNICATIONS, COUNTY RELATIONS, WRECK POND SUBCOMMITTEE, LAKE COMO TOWER SUBCOMMITTEE, TECHNOLOGY
<b>Joseph Erbe</b> Councilman	FINANCE, PERSONNEL, PEOSHA, CONSTRUCTION/ZONING/CODE ENFORCEMENT, HISTORIC PRESERVATION, INFRASTRUCTURE
<b>William Fay</b> Councilman	ANIMAL CONTROL, PUBLIC HEALTH, WATER/SEWER, INSURANCE, PUBLIC SAFETY, DOWNTOWN PLANNING
<b>David Frost</b> Councilman	BEACH POLICY COMMITTEE, ENVIRONMENTAL AFFAIRS, PARKS & RECREATION, COUNTY RELATIONS; PLANNING BOARD
<b>Paul Jordan</b> Councilman	BEACH POLICY COMMITTEE, FINANCE, PUBLIC INFRASTRUCTURE, STREET LIGHTING, RECYCLING, TECHNOLOGY, LAKE COMO TOWER SUBCOMMITTEE
<b>Brendan Judge</b> Council President	BEACH POLICY COMMITTEE, COAH, BOARD OF EDUCATION, LAKE COMO TOWER SUBCOMMITTEE, WRECK POND SUBCOMMITTEE
<b>Janice Venables</b> Councilwoman	DOWNTOWN PLANNING, SHADE TREE COMMITTEE, LIBRARY, LEGISLATION, MUNICIPAL COURT, COAH, LAND USE, WRECK POND SUBCOMMITTEE, PARKS & RECREATION

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ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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**Festival of Lights - Presentation of Winners**

Mayor Naughton shared that the awards being presented recognize four (4) families who did an outstanding job with their Christmas decorations as part of the annual Festival of Lights contest organized by the Recreation Committee. The Mayor personally presented the award to members of the O'Connor family and announced that the King, Liddy, and Webster families (who were not present) also received honors. In addition, the Mayor presented representatives from the Spring Lake Community House with the award in the Commercial Building category.

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**Approval of Minutes**

Mr. Judge offered a motion to approve the minutes of June 25, 2013, July 23, 2013, August 13, 2013, August 27, 2013, September 24, 2013, October 8, 2013, November 12, 2013, December 3, 2013, and December 17, 2013, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: Mr. Erbe, Mr. Frost

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Mr. Judge offered a motion to approve the minutes of July 9, seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: Mr. Erbe, Mr. Frost

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Mr. Judge offered a motion to approve the minutes of September 10, 2013 and October 22, 2013, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mr. Judge, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: Mr. Erbe, Mr. Jordan, Mr. Frost

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**Resolutions**

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

**R-14-001 - TEMPORARY MUNICIPAL BUDGET – 2014**

WHEREAS, the Local Budget Law provides that (where any contracts, commitments, or payments are to be made prior to the final adoption of the 2013 Budget) temporary appropriations should be made for the purpose and amount required in the manner and time therein provided; and

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WHEREAS, not exceeding 26.25 percent of the total operating appropriations in the 2013 budget may be temporarily appropriated less full debt service for 2014;

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>	
ADMINISTRATION 0100	
Salaries and Wages (011)	24,860.00
Misc. Other Expenses (204)	6,000.00
MAYOR AND COUNCIL 0110	
Salaries and Wages (011)	6,642.25
Misc. Other Expenses (204)	150.00
MUNICIPAL CLERK 0120	
Salaries and Wages (011)	30,500.00
Misc. Other Expenses (204)	7,500.00
FINANCIAL ADMIN. TREASURY 0130	
Salaries and Wages (011)	4,000.00
Misc. Other Expenses (204)	5,000.00
AUDIT SERVICES 0135	
Other Prof. Services	10,000.00
REVENUE ADM. TAX COLLECTION 0145	
Salaries and Wages (011)	26,000.00
Misc. Other Expenses (204)	6,000.00
TAX ASSESSMENT ADMIN. 0150	
Salaries and Wages (011)	7,900.00
Misc. Other Expenses (204)	15,000.00
LEGAL SERVICES 0155	
Salaries and Wages (011)	0.00
Misc. Other Expenses (204)	30,000.00
PROFESSIONAL SERVICES & PLANNING SERVICES	
Engineering (272)	8,000.00
Zoning	0.00
<u>LAND USE ADMINISTRATION</u>	
PLANNING BOARD 0180	
Salaries and Wages (011)	10,100.00
Misc. Other Expenses (204)	8,000.00
CODE ENFORCEMENT	
Salaries and Wages (011)	6,000.00
Misc. Other Expenses (204)	250.00
INSURANCE	
GROUP INSURANCE (220)	180,200.00
INSURANCE OTHER (210)	62,808.99
WORKERS COMP. (215)	78,166.21
CELEBRATION OF PUBLIC EVENTS 0420	
Misc. Other Expenses (204)	1,000.00
ZONING OFFICIAL 205	
Salary and Wages (011)	7,600.00
Misc Other Expenses (204)	250.00
POLICE DEPARTMENT 0240	
Salaries and Wages (011)	430,000.00
Misc. Other Expenses (204)	15,000.00
DISPATCHING (0380)	
Salaries and Wages (011)	70,000.00
Misc. Other Expenses (204)	4,000.00

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INTERLOCAL/CONSTRUCTION OFFICIAL (0610)	
Salaries & Wages (011)	59,000.00
Misc. Other Expenses (204)	2,000.00
OFFICE OF EMERGENCY MANAGEMENT (0252)	
Salaries and Wages (011)	950.00
FIRST AID ORGANIZATION 0262	
Misc. Other Expenses (204)	6,500.00
FIRE DEPARTMENT 0265	
Misc. Other Expenses (204)	8,000.00
<u>PUBLIC WORKS</u>	
STREETS AND ROADS 0290	
Misc. Other Expenses (204)	10,000.00
OTHER PUBLIC WORKS FUNCTIONS (0300)	
Salaries and Wages (011)	400,000.00
Misc. Other Expenses (204)	9,000.00
<u>SANITATION</u>	
SOLID WASTE COLLECTION 0305	
Misc. Other Expenses (204)	200.00
PUBLIC BUILDINGS 0310	
Misc. Other Expenses (204)	12,000.00
VEHICLE MAINTENANCE 0315	
Misc. Other Expenses (204)	22,000.00
<u>HEALTH AND HUMAN SERVICES</u>	
BOARD OF HEALTH 0330	
Salaries and Wages (011)	900.00
Misc. Other Expenses (204)	100.00
Contractual Services (0412.020)	10,500.00
DOG REGULATION 0340	
Misc. Other Expenses (204)	0.00
<u>PARKS AND RECREATION</u>	
RECREATION DEPARTMENT 0370	
Salaries and Wages (011)	1,000.00
Misc. Other Expenses (204)	0.00
MAINTENANCE OF PARKS 0375	
Misc. Other Expenses (204)	8,000.00
LIBRARY 0390	
Salaries (011) and Misc. Other Expenses (204)	60,900.00
ACCUM LEAVE COMPENSATION	0.00
<u>UTILITY EXPENSES AND BULK PURCHASES</u>	
ELECTRICITY 0430	
Misc. Other Expenses (204)	15,000.00
STREET LIGHTING 0435	
Misc. Other Expenses (204)	19,000.00
TELEPHONE 0440	
Misc. Other Expenses (204)	10,000.00
GAS (Natural or Propane) 0446	
Misc. Other Expenses (204)	20,000.00
GASOLINE 0460	
Misc. Other Expenses (204)	12,000.00
LANDFILL/SOLID WASTE DISPOSAL 0465	
Contractual – County of Monmouth	30,000.00
<u>STATUTORY EXPENDITURES</u>	
PERS 0471	238,840.50
POLICE FIREMEN'S RETIREMENT SYST.	307,860.30
SOCIAL SECURITY 0472	74,000.00

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Municipal Court 0490	
Salaries and Wages (011)	6,800.00
CAPITAL IMPROVEMENTS 0900	
Capital Improvement Fund (207)	30,000.00
<u>MUNICIPAL DEBT SERVICE</u>	
INTEREST ON B.A.N.	19,052.65
PAYMENT B.A.N.	150,000.00
<b>TOTAL GENERAL APPROPRIATIONS</b>	

**FOR 2014 TEMPORARY BUDGET   \$2,604,530.90**

**TEMPORARY BUDGET – WATER/SEWER UTILITY 2014**

WATER/SEWER UTILITY 6001	
Salaries and Wages (011)	26,000.00
Misc. Other Expenses (204)	54,000.00
W/S CPAITAL IMPROVEMENT FUND 6002	
Capital Outlay (227)	-0-
Capital Improvement Fund (207)	-0-
W/S DEBT SERVICE 6003	
Interest on Bonds (116)	0
Interest on BAN	15,557.63
FIN. ADMINISTRATION S&W (6004)	6,000.00
FIN. ADMINISTRATION AUDIT 6004	8,000.00
W/S STATUTORY EXPENDITURES 6005	
Contrib. To P.E.R.S. (107)	31,845.40
Social Security (108)	4,850.00
PAYMENTS TO S.M.R.S.A. 6009	215,400.00
N.J. WATER SUPPLY AUTHORITY 6010	27,736.00
SEMMUA 6011	130,000.00
ENGINEERING SERVICES 6014	-0-
UTILITY EXPENSES 6015	18,570.00
GROUP INSURANCE 6016	14,000.00
WORKERS COMPENSATION 6017	7,210.00
OTHER INSURANCE 6018	8,675.00

**WATER/SEWER 2014 TEMPORARY BUDGET \$567,844.30**

**TEMPORARY BUDGET – BEACH UTILITY – 2014**

BEACH UTILITY MAINTENANCE 8001	
Salaries and Wages (011)	56,000.00
Misc. Other Expenses (204)	10,000.00
BEACHFRONT OPERATION 8002	
Salaries and Wages (011)	26,000.00
Misc. Other Expenses (204)	20,000.00
POLICE 8003	
Salaries and Wages (011)	33,000.00
Misc. Other Expenses (204)	10,000.00
FINANCIAL ADMINISTRATION AUDIT 8004	
Misc. Other Expenses (204)	4,000.00
LEGAL 8005	
Misc. Other Expenses (204)	2,000.00
INSURANCE 8006	
Misc. Other Expenses (204)	65,000.00
Group Ins. (220)	20,000.00

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VEHICLE MAINTENANCE 8007	
Misc. Other Expenses	10,000.00
CONT. TO W/S UTILITY 8008	
SANITARY LANDFILL 8009	
BEACH UTILITY DEBT SERVICE 8010	
Pmt. Of Bond Principal (114)	-0-
Interest on Bonds (116)	-0-
Interest on BAN (117)	3,902.35
Pmt. BAN	40,000.00
STATUTORY EXPEND. CONT. TOP.E.R.S. (107)	29,481.60
SOCIAL SECURITY (108)	7,000.00
POLICE & FIRE RETIREMENT SYST. (110)	34,206.70
CONTRIBUTION TO FIRST AID 8012	
Misc. Other Expenses (204)	
BEACH UTILITY CAPITAL IMPROVEMENT FUND 8013	
Capital Improvement Fund (228)	2,000.00
ENGINEERING SERVICES 8014	
Other Prof. Cons. Spec. Service	6,000.00
BULK UTILITY EXPENSES 8015	16,000.00
<b>BEACH UTILITY 2014 TEMPORARY BUDGET APPROP.</b>	<b>\$394,590.65</b>

**TEMPORARY BUDGET – POOL UTILITY – 2014**

POOL OPERATION 9001	
Salary and Wages (011)	\$20,000.00
Misc. Other Expenses (204)	15,000.00
ADMINISTRATION 9006	
Salary and Wages (011)	3,500.00
AUDIT SERVICES 9010	
Misc. Other Expenses (204)	3,000.00
PERS	15,922.70
INSURANCE 9012	
Medical (092)	5,500.00
Liability (209)	4,400.00
Workers Comp (271)	10,100.00
PUBLIC WORKS 9016	
Salary and Wages (011)	15,000.00
Misc. Other Expenses (204)	20,000.00
UTILITY EXPENSES	
Electricity (071)	3,875.00
Telephone Chg. (076)	375.00
CAPITAL IMPROVEMENTS (908)	
Capital Improvement Fund (207)	2,000.00
STATUTORY EXPENDITURES 9100	
Social Security (108)	2,950.00

**TOTAL POOL UTILITY 2014 TEMPORARY BUDGET    \$121,622.70**

**ROLL CALL:**

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-002 - 2014 APPOINTMENTS**

Be It Resolved, By the Mayor & Council of the Borough of Spring Lake, New Jersey, that the following staff appointments are hereby made effective 1/01/14.

W. Bryan Dempsey	Borough Administrator, Stormwater Management Coordinator, Municipal Housing Liaison, Monmouth Municipal JIF & MEL Fund Commissioner, Southeast Monmouth Municipal Utilities Authority, Representative, Central Jersey HIF Alternate Commissioner, Liaison to Water Authority, LOSAP Program Administrator, Grant Manager, Monmouth County Community Development Block Grant Representative		
Jane L. Gillespie	Borough Clerk, Municipal Registrar, Human Resources, Alternate to Municipal JIF & MEL, Central Jersey HIF, LOSAP Program Administrator, Recreation Assistant		
Dina M. Partusch-Zahorsky	Deputy Borough Clerk, Deputy Municipal Registrar, Planning Board Secretary, Recreation Assistant, Deputy Stormwater Coordinator		
Frances Florentine	Purchasing Agent, Assistant Treasurer, Public Agency Compliance Officer		
Kathleen Capristo	Assistant to Administrator, Borough Clerk and Chief Financial Officer		
Frank Phillips	Superintendent of Public Works, Safety Coordinator, Asst. Recycling Coordinator, Asst. Clean Communities Coordinator		
Harold McCormick	Foreman – Public Works		
Don Brahn, Sr.	Foreman – Public Works		
Don Brahn, Jr.	Clean Communities Coordinator, Recycling Coordinator		
M. Kevin Gerrity	Water/Sewer Plant Operator		
Randy Bruton	Asst. Water/Sewer Plant Operator		
Stephen K. Roe	Code Enforcement Officer		
Matthew Zahorsky	Zoning Review Agent		
Kathy Farr-Heine	Recreation Supervisor		
Chief Edward Kerr	Emergency Management Coordinator		
Peter Meade	Deputy Emergency Management Coordinator		
Thomas W. Mullaney	Fire Chief	1 Year Term	1/01/14-12/31/14
Frank M. Ciufo	Senior Deputy Fire Chief	1 Year Term	1/01/14-12/31/14
Donald Brahn, Jr.	Deputy Fire Chief	1 Year Term	1/01/14-12/31/14
Alex Burke	Asst. Fire Inspector	1 Year Term	1/01/14-12/31/14
Dick Mercora	Asst. Fire Inspector	1 Year Term	1/01/14-12/31/14
Joseph Beliveau	Asst. Fire Inspector	1 Year Term	1/01/14-12/31/14
Katherine Garrecht	Municipal Court Administrator		
Barbara Lynch Deputy	Court Administrator		
Colin Quinn, Esq.	Municipal Prosecutor		
James D. Carton, Esq.	Alt. Municipal Prosecutor		
Charles Shaw, Esq.	Public Defender		
Donald K. Greer, Jr., Esq.	Alt. Public Defender		

**ROLL CALL:**

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

**NAYS:** NONE

**ABSENT:** Mr. Fay

**ABSTAIN:** Mr. Judge - in connection with appointment of Colin Quinn

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

**R-14-003 - RESOLUTION - VARIOUS APPOINTMENTS TO BOARDS, COMMITTEES,  
COMMISSIONS, ETC.**

Be It Resolved, by the Mayor and Council of the Borough of Spring Lake, that the following list of appointments are hereby approved:

**I. Citizen Representatives** (all 1 year terms, 1/1/14-12/31/14)

Drug Prevention Alliance Chair Ray Dubois  
Alt. Rep.-Monmouth CDBG Program John Fitzgerald

**II. Boards and Commissions**

**Board of Health**

Judy Cheche 4 Year Term 01/01/14-12/31/17  
Mary Ann Donahue 4 Year Term 01/01/14-12/31/17

**Environmental Commission**

Michael Burke 3 Year Term 01/01/14-12/31/16  
John Jamieson 3 Year Term 01/01/14-12/31/16  
Anne Galli 3 Year Term 01/01/14-12/31/16  
Judy Cheche 3 Year Term 01/01/14-12/31/16  
Theresa Mancuso 2 Year Term 01/01/14-12/31/15

**Planning Board**

David Frost Class III – 1 Year Term 01/01/14-12/31/14  
Michael Burke Class II – Borough Official – Environmental Term 01/01/14-12/31/16

**Library Board of Trustees**

Susan Burrus 5 Year Term 01/01/14-12/31/18

**Housing Code Appeal Board**

Bruce Wilt 3 Year Term 01/01/14-12/31/16  
John Sisti 3 Year Term 01/01/14-12/31/16

**IV. Committees**

**Shade Tree Advisory Committee**

All members: 1 Year term 1/01/14-12/31/14  
Gary Ciliberto Sydnee Whalley Thomas Burrus  
Janice Venables Jane Haulenbeek Melissa Ix  
Rob Slifer Gina Sapnar Walter Craig  
Cindy Napp Linda Drasheff Dawn McDonough

**Mt. Laurel Housing Element & Fair Share Plan Committee**

Janice Venables 1 Year Term 1/01/14-12/31/14  
Francis Quinn 1 Year Term 1/01/14-12/31/14  
Walter Judge 1 Year Term 1/01/14-12/31/14  
Brendan Judge 1 Year Term 1/01/14-12/31/14  
Michael Tuzzio 1 Year Term 1/01/14-12/31/14

**Stormwater Management – Regional Watershed Committee**

Representative Jennifer Naughton 1-year term 1/01/14-12/31/14  
Representative W. Bryan Dempsey 1-year term 1/01/14-12/31/14  
Representative Frank Phillips 1-year term 1/01/14-12/31/14

**V. Advisory Group**

**Coastal Regional Strategic Development Plan (Monmouth County)**

Planning Board Representative Michael Burke 1 Year Term 1/01/14-12/31/14  
Community Stakeholder Bud Charles Benz 1 Year Term 1/01/14-12/31/14  
Community Stakeholder Joseph Rizzo 1 Year Term 1/01/14-12/31/14

**ROLL CALL:**

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

**NAYS:** NONE

**ABSENT:** Mr. Fay

**ABSTAIN:** Mr. Judge - in connection with appointment of Francis Quinn and Walter Judge

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**R-14-004 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#01-2014	Legal Services	Joseph Colao, Esq.	Lindabury, McCormick, Estabrook & Cooper, PC	331 Newman Springs Road, Suite 133 Red Bank, New Jersey 07701-6766
PS#02-2014	Engineering Services	Peter Avakian	Leon S. Avakian, Inc.	788 Wayside Road Neptune, NJ 07753
PS#03-2014	Auditor	Robert A. Hulsart	Robert A. Hulsart & Company	2807 Hurley Pond Road, PO Box 1409 Wall, NJ 07719
PS#04-2014	Labor Relations Counsel	Matthew J. Giacobbe, Esq.	Cleary Giacobbe Alfieri Jacobs, LLC	5 Ravine Drive, PO Box 533 Matawan, NJ 07747
PS#05-2014	Bond Counsel	Joseph P. Baumann, Jr., Esq.	McManimon & Scotland, LLC	1037 Raymond Boulevard, Suite 400 Newark, NJ 07102-5408
PS#06-2014	COAH Counsel	Andrew Bayer, Esq.	Gluck Walrath, LLP	11 Wharf Avenue, Suite 4 Red Bank, NJ 07701

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

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, they are required to complete and submit a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political candidate or candidate committee in the Borough of Spring Lake in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; 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, the Business Entity Disclosure Certification 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. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-005 - AUTHORIZING EXECUTION OF INTERLOCAL SERVICES AGREEMENT  
WITH THE BOROUGH OF BELMAR FOR THE PROVISION OF CHIEF FINANCIAL  
OFFICER AND TAX/WATER SEWER COLLECTOR 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 Chief Financial Officer and Tax/Water Sewer Collector 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. Erbe, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-006 - RESOLUTION – APPOINTMENT OF CHIEF FINANCIAL OFFICER  
ROBBIN D. KIRK**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Robbin D. Kirk be and hereby is appointed the Chief Financial Officer for the Borough of Spring Lake in accordance with the Interlocal Services Agreement entered into with the Borough of Belmar. Said term to expire: December 31, 2014.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-007 - RESOLUTION – APPOINTMENT OF TAX COLLECTOR/  
WATER SEWER COLLECTOR - ROBBIN D. KIRK**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Robbin D. Kirk be and hereby is appointed the Tax Collector/Water Sewer Collector for the Borough of Spring Lake in accordance with the Interlocal Services Agreement entered into with the Borough of Belmar. Said term to expire: December 31, 2014.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-008 - RESOLUTION – APPOINTMENT OF CLASS II SPECIALS SPRING LAKE POLICE**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake, that the following are hereby appointed to the respective positions for the Spring Lake Police Department:

NAME	POSITION
DICK, KYLE	CLASS II
DAVIS, IAN	CLASS II
ABELS, AARON	CLASS II

**BOROUGH OF SPRING LAKE  
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JANUARY 7, 2014**

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-009 - RESOLUTION AUTHORIZING FINAL PAYMENT AND CHANGE ORDER NO. 1 -  
DECREASING CONTRACT #07-2012 FOR ROAD IMPROVEMENTS TO THIRD AVENUE BY  
\$24,615.42 AND RELEASING PERFORMANCE BOND AND ACCEPTING MAINTENANCE  
BOND POSTED BY MANZO MAROBA**

WHEREAS, a contract #07-2012 for Road Improvements on Third Avenue was awarded on October 16, 2012 to Manzo Maroba, Inc. in the amount of \$287,000.00, and

WHEREAS, Final Engineer's Certificate (annexed hereto and made a part hereof) includes Change Order #1 which decreases the contract in the amount of \$24,615.42 for a total contract in the amount of \$262,384.58; and

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

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Spring Lake that Change Order No. 1 decreasing Contract #07-2012 for Road Improvements to Third Avenue in the amount of \$24,615.42 for a total contract in the amount of \$262,384.58 is hereby authorized for the above contract awarded to Manzo Maroba, Inc. and that 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.

CERTIFICATION AS TO AVAILABILITY OF FUNDS: I hereby certify that, as of October 16, 2012 the free and unencumbered balance in the appropriation account entitled NJ DOT 2012 Grant is \$200,000 and Capital Improvement Fund – Road Improvements \$170,000 and that there are adequate funds available for the final payment noted above. /s/ Robbin D. Kirk, chief Financial Officer

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-010 - RESOLUTION – REFUNDING CONSTRUCTION PERMIT FEES**

WHEREAS the Borough of Spring Lake has received the monies as set forth below in connection with Construction Permit Fees, and

WHEREAS, this money has been deposited by the Borough of Spring Lake in accordance with State Statute, and

WHEREAS, because of the devastation caused by Hurricane Sandy, the municipality waived fees for permits for work made necessary by hurricane damage as set forth in N.J.A.C. 5:23-4.19(b)5, and

WHEREAS, Albert Ratz, Construction Official, has recommended that the fees paid for a construction permit which occurred during Hurricane Sandy be refunded for:

Name	Amount	Address
Claire Gallagher	\$68.00	3 First Avenue

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NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that refund be made to the above listed resident for the reason stated as recommended by the Construction Official.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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**Consent Agenda**

Mr. Judge requested that R-14-011 be considered separate from the Consent Agenda as he intends to abstain.

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

**R-14-011 - RESOLUTION – DESIGNATING DEPOSITORIES FOR 2014**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Bank of America, Ocean First Bank and PNC Bank be and here hereby designated as depositories for the Borough of Spring Lake serving as follows:

**Spring Lake Recreation, Spring Lake Trust and NJ State Unemployment Trust Account in Ocean First Bank, Spring Lake Heights;**

**Tax Account, Tax Capital, Payroll Account, Marriage License Trust Account, Dog License Account, and Spring Lake Police Law Enforcement Trust Account, Monmouth Avenue Trust Account, Water-Sewer, Water-Sewer Capital, Spring Lake COAH Account, Unemployment Trust Account, Clearing Account, Pool Utility and Pool Capital, Beach Utility, Junior Lifeguards and Beach Capital in the Ocean First Bank, Spring Lake Heights;**

**Planning Board Escrow Accounts and Jumbo CD Maintenance Account in Bank of America, Belmar;**

**Beach Utility in TD Bank, Spring Lake Heights;**

BE IT FURTHER RESOLVED that the Mayor and Council reserve the right to change the location of said accounts as a result of the intent to consolidate all banking services into one or more institutions.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: Mr. Judge

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

**R-14-012 – APPROVING CASH MANAGEMENT PLAN FOR 2014**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake, County of Monmouth, that for the year 2014, the following shall serve as the cash management plan of the Borough of Spring Lake.

The Chief Financial Officer is directed to use this Cash Management Plan as the guide in depositing and investing the Borough of Spring Lake's funds.

The following are suitable and authorized investments:

- Interest-bearing bank accounts and certificates of deposit in authorized banks, listed below, for deposit of local unit funds.
- Government money market mutual funds as comply with N.J.S.A. 40A:5-15.1(e).
- Local government investment pools which comply with N.J.S.A. 40A:5-15.1(e) and conditions set by the Division of Local Government Services.
- New Jersey State Cash Management Fund.
- Repurchase agreements (repos) or fully collateralized securities that comply with N.J.S.A. 40A:5-15.1(a).

**BOROUGH OF SPRING LAKE  
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Each month, the Chief Financial Officer shall prepare a schedule of investments purchased and redeemed, investment earnings, fees incurred and market value of all investments.

The following Government Unit Depository Protection Act approved banks are authorized depositories for the deposit of funds:

- |                                   |  |
|-----------------------------------|--|
| Bank of America, Wall             | Capital One Bank, Sea Girt                       |
| Manasquan Savings Bank, Manasquan | Kearny Federal Savings Bank, Spring Lake Heights |
| Provident Savings Bank, Manasquan | Ocean First Bank, Spring Lake Heights            |
| Wells Fargo Bank, Spring Lake     | TD Bank, Wall Township                           |

The CFO shall report to the Governing Body any account that does not earn interest.

ROLL CALL:  
AYES: Mr. Erbe, Mr. Frost, Mr. Jordan, Mrs. Venables  
NAYS: NONE  
ABSENT: Mr. Fay  
ABSTAIN: Mr. Judge

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

**R-14-013 – ESTABLISHING INTEREST RATES ON DELINQUENT TAXES**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the eight percent (8%) and eighteen percent (18%) over \$1,500.00 be established as the legal percentage rates on all delinquent taxes.

ROLL CALL:  
AYES: Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables  
NAYS: NONE  
ABSENT: Mr. Fay  
ABSTAIN: NONE

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

**R-14-014 – ESTABLISHING END OF YEAR PENALTY ON DELINQUENT TAXES IN EXCESS OF \$10,000**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the eight percent (8%) and eighteen percent (18%) over \$1,500.00 be established as the legal percentage rates on all delinquent taxes.

ROLL CALL:  
AYES: Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables  
NAYS: NONE  
ABSENT: Mr. Fay  
ABSTAIN: NONE

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

**R-14-015 - RESOLUTION – DESIGNATING OFFICIAL NEWSPAPERS**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the Asbury Park Press, The Coast Star and The Star Ledger be and are hereby designated as the official newspapers of the Borough of Spring Lake.

ROLL CALL:  
AYES: Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables  
NAYS: NONE  
ABSENT: Mr. Fay  
ABSTAIN: NONE

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**BOROUGH OF SPRING LAKE  
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Mr. Judge offered the following Resolution and moved its adoption, seconded by Mrs. Venables.

**R-14-016 -RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION RA#1-2014 –  
PTA ST. CATHARINE SCHOOL - OFF PREMISE RAFFLE**

WHEREAS, PTA St. Catharine School, has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#1-2014, 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#1-2014 be and the same is hereby approved as follows:

**NAME:** PTA St. Catharine School  
301 Second Avenue, Spring Lake, NJ 07762  
Identification No.: 475-5-7331  
**LOCATION:** St. Catharine's School  
301 Second Avenue, Spring Lake, NJ  
**DATE:** March 17, 2014 8:00 AM

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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

**R-14-017 - RESOLUTION – RELEASING STREET OPENING BOND  
314 PENNSYLVANIA AVENUE – BLOCK 22, LOT 13**

WHEREAS a street opening application and appropriate fees was received by the Borough of Spring Lake from Helga and Alfred Welte for property located at 314 Pennsylvania Avenue, Block 22, 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. Judge, Mr. Frost, Mr. Jordan, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

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**Business Items Under Consideration – NONE**

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**BOROUGH OF SPRING LAKE  
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**Council Comments & Staff Reports**

Mayor Naughton made a recommendation that the Council hold a capital projects workshop at the next meeting, January 21, 2014, or the first meeting in February. The Mayor suggested the members of the Council come prepared to discuss their interests in capital projects and the prioritization of projects in an effort to be prepared for the budget process. Mayor Naughton also reported that there will be a meeting next week with the DEP and Fish and Wildlife in connection with the \$2 million grant for Wreck Pond. Mr. Avakian is working on costs associated with the priorities for the grant money, stated the Mayor, with hopes of having a full report at the next council meeting. Mr. Avakian stated that the meeting may have been moved to the 23rd of January and if so the report will come at the February council meeting. Lastly, Mayor Naughton offered public thanks to the Fireman Fund Insurance Company and Hub International, which employs Stuart Patterson, a Spring Lake resident, who came together and gave a \$10,000 grant to the Borough's fire department. This is a significant grant, the Mayor stated, which will give the department an opportunity to buy hazard suits.

Mr. Erbe offered thanks to Mrs. Reilly and Mr. Drasheff for their service particularly the amazing job they did during Superstorm Sandy. Mr. Erbe stated that he recently met with Mr. Dempsey to discuss the negotiations of the employee and police contracts.

Mr. Judge welcomed council members Erbe and Frost. Mr. Judge stated that he would like to build upon the momentum of Mr. Drasheff's efforts in connection with the Spring Lake dog beach requesting that Mr. Colao have an ordinance ready for the next meeting detailing the particulars of the hours.

Mr. Frost offered his thanks to Mrs. Reilly and Mr. Drasheff and stated that he looks forward to getting started. Mr. Frost stated that he will be addressing a pending planning board issue in connection with changes to the maximum impervious coverage and the detached private garage coverage. Mayor Naughton added that she has had discussions with the Planning Board Chairman, Nick Sapner, who voiced strong support for making the changes. The Mayor suggested a recommendation be made to the Council by the Planning Board which will then be detailed in a proposed ordinance for consideration.

Mr. Jordan welcomed council members Erbe and Frost and voiced confidence that they will continue the good work of Mrs. Reilly and Mr. Drasheff. Mr. Jordan stated that residents should have received a letter in connection with beach sales for the 2014 beach season noting that sales for lockers, beach boxes and pool/beach badges will begin this Saturday. Mr. Jordan noted that residents may go online or if they need in person assistance they may come to Borough Hall. Mr. Jordan encouraged residents to set up a Community Pass account, if they have not done so already. Mr. Judge added that if residents have an account but have forgotten their user name and/or password to contact the Borough during business hours in order to be ready for 10:00 am Saturday.

Mr. Jordan announced the arrival of Mr. Joe Liddy who is one of the Festival of Lights winners. Mayor Naughton invited Mr. Liddy to accept his award and congratulated him and his family.

Mrs. Venables wished Mr. Erbe and Mr. Frost the best of luck and thanked Mrs. Reilly and Mr. Drasheff for their years of service.

Mr. Avakian publicly thanked the Mayor and Council for his reappointment noting that he particularly enjoys his work with the Borough of Spring Lake including the council, administration, public works, police and residents.

Mr. Colao thanked the Mayor and Council for their support and the privilege of working with Spring Lake and stated that he looked forward to working with Mr. Erbe and Mr. Frost.

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Mr. Dempsey reported that the Warren Avenue COAH project will begin in the next couple of months, noting that it will be owned by the Borough and operated by a third party. Mayor Naughton asked Mr. Dempsey to detail the funding of the project. Mr. Dempsey stated that the COAH housing project is funded by the COAH fees collected on all residential developments, a grant of \$600,000 given to the Affordable Housing Alliance and the balance of approximately \$300,000 which will come in the form of a no interest loan. Also, Mr. Dempsey reported that the First Aid building is roughly 50% complete and the pool will have a punch list developed soon for the remaining issues. Mayor Naughton asked when the boardwalk section in front of the north end pavilion will open. Mr. Dempsey indicated that it should open soon. Finally, Mr. Dempsey reported that the beach replenishment effort should reach Spring Lake in the next two (2) to three (3) weeks.

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**Public Comments**

No public comments.

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**Adjournment**

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

ROLL CALL:

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

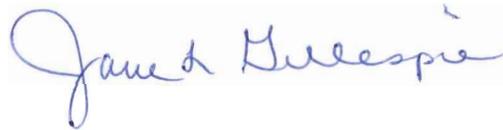
NAYS: NONE

ABSENT: Mr. Fay

ABSTAIN: NONE

Time of Adjournment: 6:28 P.M.

Respectfully submitted,



JANE L. GILLESPIE  
Borough Clerk

Approved at a meeting held on: February 11, 2014