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**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
SEPTEMBER 13, 2016**

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 (via telephone), Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables, Mayor Naughton

ABSENT: Mr. Drasheff

ALSO PRESENT: Dina M. Zahorsky, Borough Clerk
W. Bryan Dempsey, Borough Administrator
Joseph Colao, Esq, Borough Attorney
Peter Avakian, Borough Engineer

Workshop Discussion

Public Hearing – Open Space Grant Program – Divine Park

Mayor Naughton explained that the first item on the agenda is a workshop discussion, but essentially a public hearing on an open space grant application that the Borough is considering at Divine Park.

Mr. Judge offered a motion to open the hearing, seconded by Mrs. Venables. All in favor. None opposed.

Mr. Dempsey explained that the Borough applied for an open space grant for the bridges and were not successful; the Borough decided to move forward with the bridges anyway. He added that the total cost for the bridges at Divine Park has been approximately seventy-five to one hundred thousand dollars. The leaf racking, Mr. Dempsey continued was approximately thirty-five to forty thousand dollars. The Borough has spent almost one hundred and fifty thousand dollars in the past two or three years. Mr. Dempsey explained that these items have been placed in the application showing that the Borough did indeed move forward with the improvements without the county's funding.

Mr. Avakian explained that the grant is very competitive and has become less of an open space acquisition fund and more of a development fund; this is encouraging for the Borough since there is not any extra land for open space.

Mr. Frost added that the county does like to see that the Borough put their own money into the project restoring items and adding new amenities.

Mr. Judge also explained that other criteria the county looks for are the books closed on any prior projects. Mr. Avakian explained that by the time the county awards in December the project will be complete.

Mr. Avakian explained that Divine Park is twenty six acres of land, the jewel of the Jersey Shore. Mr. Avakian explained that there will be new benches placed in the park as well as replacing

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broken ones. He added that trails and sidewalks will be reconstructed as well as bank stabilization on areas of the shore line. Mr. Avakian added that there will be seven access platforms/concrete pads that will be repaired or have added accessibility. In each of these locations the items that need to be repaired are to remove and replace concrete sidewalks and platforms, ADA compliance, replace benches, replace timbers, and stabilize slopes. He explained that there will be an emergency access road which will be paved, the bridge approaches will be reconstructed, and trees will be added around the park. Mr. Avakian discussed that cost of the project which was based on typical projects that are similar, using the prevailing wage. He added that there is a lot of concrete in the project so they were able to get a fairly accurate cost of that work. The benches and signage are unit prices. He noted that the bank stabilization and the platform restoration are the two largest items. The bridge approach reconstruction Mr. Avakian continued by saying the the walkways will not be paved it will be a hard dense compacted stone.

Mr. Judge suggested keeping as much of a rustic look as possible. Mr. Avakian agreed and this can be further discussed if the application is approved.

Mr. Sagui asked if the electric will be upgraded in the park. Mr. Avakian answered that it would be a good idea to add a line item for site amenities or utility upgrades. Mr. Frost agreed electric upgrade would be good.

Public Comments

Mr. Marlowe, 110 Pennsylvania Avenue stated that a crushed stone would be better than concrete for the paths. He then requested a path in park going to downtown and a gazebo. Mayor Naughton stated that there are paths in place already and a gazebo would not be something that is a priority. Mr. Frost agreed and added that the gazebo would be a lot of work to maintain.

Christopher Hueth, 415 Washington Avenue stated that the lake raking was a wonderful project; he suggested getting a few people together to clean out the rest of the sticks and branches. He added that the platforms and trails are a mess; the vegetation is overgrown. He suggested fences on the eastern part of the lake with a similar look as the bridges; these used to be there. He also suggested a fountain or something to make sure there is more movement in the lake. Mayor Naughton agreed with Mr. Hueth's suggestions and added that the lake will be aerated and cleaned out more often. Overall Mr. Hueth thinks this is a great project.

There were no more questions or comments from the council or public.

Mayor Naughton thanked Mr. Avakian for his presentation.

Mr. Judge offered a motion to close the public hearing, seconded by Mrs. Venables. All in favor. None opposed.

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**R-16-163 RESOLUTION – AUTHORIZING AN APPLICATION TO MONMOUTH COUNTY
MUNICIPAL OPEN SPACE GRANT PROGRAM**

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Governing Body of Borough of Spring Lake desires to obtain County Open Space Trust Funds in the amount of \$250,000.00 to fund the improvements to Divine Park, located between East Lake and West Lake Avenues, Block 52 Lot 1 on the Borough of Spring Lake Tax Map; and

WHEREAS, the total cost of the project including all matching funds is \$500,000.00; and

WHEREAS, the Borough of Spring Lake is the owner of and controls the project site.

NOW, THEREFORE, BE IT RESOLVED BY the Borough Council of the Borough of Spring Lake **THAT:**

1. Jennifer Naughton or the successor to the office of Mayor is authorized to (a) make an application to the County of Monmouth for Open Space Trust Funds, (b) provide additional application information and furnish such documents as may be required for the Municipal Open Space Grants Program and (c) act as the municipal contact person and correspondent of the above named municipality; and
2. The Borough of Spring Lake is committed to this project and will provide the balance of funding necessary to complete the project in the form of non-county matching funds as required in the Policy and Procedures Manual for the Program; and
3. If the County of Monmouth determines that the application is complete and in conformance with the Monmouth County Municipal Open Space Program and the Policy and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such policies and procedures, and applicable federal, state, and local government rules, regulations and statutes thereto; and
4. Jennifer Naughton or the successor to the office of Mayor is hereby authorized to sign and execute any required documents, agreements, and amendments thereto with the County of Monmouth for the approved Open Space Trust Funds; and
5. This resolution shall take effect immediately.

ROLL CALL:

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

NAYS: Mr. Drasheff

ABSENT: NONE

ABSTAIN: NONE

Proclamations, Presentations, & Special Guests– None

Approval of Minutes

Mr. Judge offered a motion to approve the minutes of August 9, 2016 seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

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ABSENT: Mr. Drasheff
ABSTAIN: NONE

Council Comments & Staff Reports:

Mayor Naughton thanked the beach staff for a great season. She also thanked the public works department and the police department for preparing for the storm; they were able to remove the lifeguard stands and beach boxes off of the beach and out of harm's way.

Mayor Naughton thanked the recreation department and Kathy Heine; the movies on the beach were amazing this year with attendance growing every season.

Mayor Naughton reported that the statues have arrived for the Seward Johnson Sculpture Exhibit; fourteen statues will be displayed downtown for the next three months. She thanked the BID for supporting this exhibit.

Mayor Naughton then reported that Sunday was the fifteenth Anniversary of 9-11. She thanked the police and organizers for the brief and beautiful ceremony on Sunday at the memorial.

Mr. Judge added his thanks to Dan Finn and Janet Carbin along with the guards; there were a number of serious situations at the beach this summer and the guards pulled through. He added that the town has received many complements on their professionalism. Mr. Judge thanked Janet Carbin on training our lifeguards. He stated that it was another great year up at the beach; beach badge sales beat the sales of 2014.

Mr. Judge reported that the COAH Committee met with professionals for a status on the declaratory judgment action to seek approval of our plan for affordable housing going forward. He added that the status is not to expect anything soon. He explained that committee is continuing to look for more opportunities to provide affordable housing.

Mr. Judge then reported that the council is waiting for a final report of the assets and how to manage them within the two fire departments; it should be finalized soon.

Mr. Frost reported that the platform tennis courts will be completed by September 24th; the town stairs and electric will be done. He added that the reservation management is already set up on Capture Point and the fees have been set along with policies and procedures. He explained that the plantings will hopefully be going in next week followed by irrigation. Mr. Frost stated that the grand opening and ribbon cutting will take place sometime around October 29th.

Borough Engineer's Report

Mr. Avakian reported that the contractor for Wreck Pond has commenced mobilization and will start work next week on the outfall pipe extension; there is one hundred and forty feet left. He added that the contractor said that it should be completed within nine to twelve weeks.

Mr. Avakian the reported on the living shore line, a meeting will be scheduled with the residents soon and then will move forward with the pilot program later this fall.

Mr. Avakian reported that Third Avenue plans have been completed but not submitted; he is hesitating due to the freeze on the funding.

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Mr. Judge asked if the Borough will miss the opportunity to get ahead of others in queue. Mr. Avakian answered no.

Mr. Frost asked if other roads could be done in the mean time with other money set aside. Mr. Avakian answered that is an option; he will set up a meeting with the road committee.

Mr. Frost's main concern is one section on Third Avenue just north of the community house is the worst area. Mr. Avakian stated that a portion of Third Avenue repair could be included in it. Mayor Naughton stated that it is worth a discussion.

Mr. Avakian reported that on the consent agenda there is a professional services agreement for the extraneous flow evaluation of Pitney Avenue. He added that more than half the cost of the proposal is for a sewer contractor to do smoke testing, sewer cleaning, and televising the sewers in that area.

Mr. Avakian finally reported that there is a resolution authorization for the second change order on the Ocean Avenue infrastructure project; this was for additional concrete work on Washington Avenue now the entire road is newly paved for \$17,000.

Borough Attorney's Report - None

Borough Administrator's Report

Mr. Dempsey reported on the lake raking; it was an excellent project that works and the Borough should continue to do this. He added that resident Chris Heuth was down there every day and thanked him for his time.

Mr. Dempsey then reported that the sluice gates work at Wreck Pond. He added once the new pipe is in place the pond will be in much better shape during a storm event.

Mr. Dempsey reported that a road that could be considered for paving would be Tuttle Avenue in front of HW Mountz School.

Mr. Dempsey then reported that the infrared project is ongoing throughout town. He added that the gas company should be out within the next two weeks to begin milling, paving and infrared their trenches along the roads.

Mr. Judge asked what the status is for the line along Ocean Avenue. Mr. Dempsey answered that he has not heard back from the county.

Business Items Under Consideration

Army National Guard- Army Physical Fitness Run/Walk- September 15 & 29 – Mr. Judge offered a motion to approve the request, seconded by Mrs. Venables. All in favor. None opposed.

Request for Horse Drawn Carriage Ride- William Smith- December 10, 2016 – Mr. Erbe offered a motion to deny the request, seconded by Mr. Judge. All in favor. None opposed.

Ordinance for Introduction - None

Ordinance for Adoption - None

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Consent Agenda

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

**R-16-152- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#25-2016 – PTA HW MOUNTZ -ON PREMISE DRAW RAFFLE**

WHEREAS, PTA HW Mountz has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#25-2016, 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#25-2016 be and the same is hereby approved as follows:

**NAME: PTA HW Mountz
411 Tuttle Ave. Spring Lake, NJ 07762
Identification No.: 475-5-4175**
**LOCATION: Spring Lake Train Station
515 Mercer Ave. Spring Lake, NJ 07762**
DATE: October 22, 2016 9:00 am to 3:00 pm

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

**R-16-153- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#26-2016 – ST. CATHARINE’S SCHOOL PTA - BINGO**

WHEREAS, St. Catharine’s School PTA has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#26-2016, 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#26-2016 be and the same is hereby approved as follows:

**NAME: St. Catharine’s School PTA
301 Second Avenue, Spring Lake, NJ 07762
Identification No.: 475-5-7331**
**LOCATION: St Catharine School
301 Second Avenue, Spring Lake, NJ**
DATE: November 11, 2016 6:30 PM - 11:00 PM

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

R-16-154- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION

RA#27-2016 – ST. CATHARINE’S SCHOOL PTA - ON PREMISE 50/50

WHEREAS, St. Catharine’s School PTA has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#27-2016, 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#27-2016 be and the same is hereby approved as follows:

**NAME: St. Catharine’s School PTA
301 Second Avenue, Spring Lake, NJ 07762
Identification No.: 475-5-7331**
**LOCATION: St Catharine School
301 Second Avenue, Spring Lake, NJ**
DATE: November 11, 2016 6:30 PM - 11:00 PM

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

R-16-155- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION

RA#28-2016 – ST. CATHARINE’S SCHOOL PTA - ON PREMISE DRAW RAFFLE

WHEREAS, St. Catharine’s School PTA has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#28-2016, 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#28-2016 be and the same is hereby approved as follows:

**NAME: St. Catharine’s School PTA
301 Second Avenue, Spring Lake, NJ 07762
Identification No.: 475-5-7331**
**LOCATION: St Catharine School
301 Second Avenue, Spring Lake, NJ**
DATE: November 11, 2016 6:30 PM - 11:00 PM

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

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R-16-156- RESOLUTION – AUTHORIZING REFUND OF TAX OVERPAYMENTS

WHEREAS, overpayment of taxes on the following properties as certified by the Borough Tax Collector.

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
Oscar & Lynn Alvarez 415 Salem Avenue Spring Lake, NJ 07762	23	8	\$1,655.56
Property address: 415 Salem 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 \$1,655.56 is hereby approved for the aforementioned properties.

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

**R-16-157-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

					Amount not exceed
PS#11-201	Engineering Services - Pitney Avenue Area Extraneous Flow Evaluation	Peter Avakian	Leon S. Avakian, Inc.	788 Wayside Road Neptune, NJ 07753	\$34,000.00

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 or until a successor is appointed; 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.

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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

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Bond Ordinance No. 2015-005 not to exceed \$34,000.00.

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

R-16-158- RESOLUTION – APPOINTMENT OF GREEN TEAM MEMBERS

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following are appointed to the Green Team:

- Shade Tree Chairman or designee
- Member of the Borough Council
- Environmental Commission Chairman or designee
- Garden Club President or designee
- Planning Board Chairman or designee

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

**R-16-159- RESOLUTION – RELEASING STREET OPENING BOND
2109 FOURTH AVENUE – BLOCK 127, LOT 1**

WHEREAS a street opening application and appropriate fees was received by the Borough of Spring Lake from Frank Pantano for property located at 2109 Fourth Avenue, Block 127, Lot 1 and

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

WHEREAS, the Zoning Officer 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 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. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

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ABSTAIN: NONE

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

**R-16-160- RESOLUTION – RELEASING STREET OPENING BOND
407 LUDLOW AVENUE – BLOCK 113, LOT 4**

WHEREAS a street opening application and appropriate fees was received by the Borough of Spring Lake from Fred Scheel for property located at 407 Ludlow Avenue, Block 113, Lot 4 and

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

WHEREAS, the Zoning Officer 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 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. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

Resolutions

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

**R-16-161- RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 - INCREASING
CONTRACT #05-2015 OCEAN AVENUE INFRASTRUCTURE IMPROVEMENTS BY
\$17,504.76**

WHEREAS, contract #05-2015 for Ocean Avenue Infrastructure Improvements was awarded on November 20, 2015 to MSP Construction Corporation in the amount of \$1,896,589.00, and

WHEREAS, MSP Construction Corporation has approved Change Order No. 1 which increases the contract in the amount of \$42,670.32 for a total contract in the amount of \$1,939,259.32; and

WHEREAS, Engineer's Certificate (annexed hereto and made a part hereof) includes Change Order No. 2 which increases the contract in the amount of \$17,504.76 for a total contract in the amount of \$1,956,764.08; and

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Spring Lake that Change Order No. 2 increasing Contract #05-2015 for Ocean Avenue Infrastructure Improvements in the amount of \$17,504.76 for a total contract in the amount of \$1,956,764.08 is hereby authorized for the above contract awarded to MSP Construction Corporation.

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Bond Ordinance No. 2015-005 not to exceed \$1,956,764.08.

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

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

R-16-162- RESOLUTION – APPROVAL OF BILLS – SEPTEMBER 13, 2016

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WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending September 13, 2016, 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)	129,702.39
WATER/SEWER CAPITAL (8)	202,029.85
WATER/SEWER OPERATING (9)	12,704.31
DOG TRUST (13)	1.20
SPRING LAKE TRUST (15)	1,250.00
MT LAUREL TRUST (16)	450.00
RECREATION (25)	31,864.53
BEACH OPERATING (81)	39,921.08
POOL OPERATING (91)	5,495.00
TOTAL	\$423,418.36

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

Public Comments

Frank Suozzi, 112 Brown Avenue asked about reducing the flood risk around Wreck Pond and what is left to do. He feels that the general public believes that the installation of the second outfall pipe will be the final solution. However, he feels a berm is needed and wants the project to begin. Mr. Dempsey explained that there is still a berm in the project.

Mr. Suozzi hopes that there is someone in charge of getting the project done with a time line and a budget in mind. He does not see any concrete evidence that a berm is going to be started soon.

Mayor Naughton asked about the berm in the project. Mr. Dempsey explained that in certain areas of the pond and around certain elevations there will be a berm installed; if the elevation is above six feet there will not be a berm installed. Mr. Avakian added that the six feet elevation comes from a survey of Second Avenue, Shore Road, and Ocean Road; it does not take into consideration any property in surrounding towns. He added that the intention was to eliminate the low spots on Second Avenue, Shore Road, and Ocean Road where the immediate rise of water in Wreck Pond affected residential properties. He explained that there are areas west of these roads that have a lower elevation so if the berm was higher than six feet it would then affect those areas.

Mayor Naughton pointed out that if there were a higher berm around Wreck Pond it would create a larger problem to remove the flood water; the Borough does not want to solve one problem and create another.

Lyle Marlowe, 110 Pennsylvania Avenue stated that there are a lot of residents still have in mind that a berm will be built around the pond. He believes that there is also an assumption that this project is only Spring Lake's project which is not true. He added that this is a county project with four communities involved. Mr. Avakian explained that he is evaluating the berm

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component of the living shore line is to protect Spring Lake, the borough started the project. He feels that there has to be an aesthetic component to this as well as a flood control component. Mr. Suozzi thinks that the county can be helpful with water retention upstream. Mayor Naughton agreed that is the ideal solution.

Mr. Judge is concerned about the berm idea, anytime water is redirected into the neighboring municipalities or our own it opens up the Borough for liability. He explained that the Borough is not going to create a flooding issue for neighboring communities. Mr. Suozzi stated that there should be a plan to safe guard everyone.

Mr. Avakian suggested a meeting to discuss the impacts of a berm on the neighboring municipalities and on our properties as well.

Elsie Dubac, 415 St. Clair Avenue asked if the Borough is able to bill Wall Township for the excess water coming into town. Mr. Avakian answered that it is State open waters not Wall Townships' water.

Anne Butler, 411 Ludlow Avenue that there does seem to be a communication problem here; if people are going to meetings and are expecting a berm to be build and now there is a big discussion about it. She asked where these people are getting their ideas from. Mr. Dempsey explained that in the grant application there were a couple of components: dredging, living shore line, new pipe, and a berm. He added that the berm's design is based on different people opinions and is not finally designed.

Harry Zarb, 2105 Third Avenue asked about the street lighting on Fifth Avenue north of Jersey Avenue. There was a light there and it is no longer there and very dark. He explained that a resident fell and broke her wrist. Mayor Naughton explained that she will take a look at the area.

Executive Session - None

Adjournment

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

ROLL CALL:

AYES: Mr. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables

NAYS: NONE

ABSENT: Mr. Drasheff, Mr. Erbe

ABSTAIN: NONE

Time of Adjournment: 8:38 PM

Respectfully submitted,


DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held: October 11, 2016