

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 11, 2016**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:04 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. Judge, Mr. Frost, Mr. Sagui, Mrs. Venables, Mayor Naughton

ABSENT: Mr. Erbe

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

Workshop Discussion – None

Mayor Naughton explained that there was a meeting for members of the public and local residents about the living shore line; some changes were made in the design to accommodate some of the residents' concerns. Mayor Naughton thanked Mr. Avakian's office for their hard work on the presentation.

Public Comments – None

Proclamations, Presentations, & Special Guests– None

Approval of Minutes

Mr. Judge offered a motion to approve the minutes of September 13, 2016 seconded by Mrs. Venables.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: Mr. Drasheff

Council Comments & Staff Reports:

Mr. Drasheff reported that there is a new building being built on Morris Avenue, as per the noise borough ordinance, construction companies are not allowed to work on Saturdays before October 1st. He explained he has received a few phone calls regarding the construction noise; fortunately Helen Motzenbecker has agreed to cease construction on Saturdays at an earlier time through the month. He suggested reconsidering the noise ordinance on Saturday construction and possibly extends it to the end of October.

Mr. Sagui pointed out that it is certainly something to consider however in the fall there is consistent weather which allows work to get done; people are already losing the month of September to work. He added that there is a trade off if the construction workers are not getting the work done construction will last longer. Mr. Drasheff agrees however it seems the neighbors' seem to want the less noise option.

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Mr. Judge stated that he is open to discussion to amend the ordinance however is inclined to stick with the October 1st date.

Mayor Naughton feels with so much construction going on in town over the past ten years it may be worth discussing if complaints continue.

Mr. Frost reported on the road meeting last week about finishing up this year; since the transportation trust fund was put on hold the borough was unable to finish Third Avenue. The purpose of the meeting, Mr. Frost continued was to see if there are any roads that could be completed this calendar year. He explained that unfortunately it is getting later in the year and cooler so by the time the borough goes out to bid the work would probably not be able to get finished. He explained that there are other options such as curbs and sidewalks that need to be addressed.

Mr. Frost then reported that the grand opening for the Platform Tennis Courts will be October 29th at 1 pm. He explained that Jim Worth coordinated with the pro from the Atlantic Club along with high level players to give an exhibit and instruction. He added that the electric work is finishing up this week to have the courts open at night.

Borough Engineer's Report

Mr. Avakian reported that the plans for Third Ave have been at DOT (Department of Transportation) awaiting approval. He explained that the Borough will go out to bid this year and start construction in the early spring.

Mr. Avakian then reported that the coffer dam in Wreck Pond is proceeding; the contractor was set back a little bit with the rough seas the past week but they are still on schedule. He added that there has been more vibration with the project which will be looked into. The entire project should be complete by Thanksgiving.

Mr. Avakian reported that the water and sewer improvement analysis is underway, particularly the sewer along Pitney Avenue. He explained once the results are back from Oswald within two week there will be a presentation. Mr. Dempsey explained that there have been issues at wagon wheel after the storm last week there is a ton of water going into the sewer system. While Oswald is looking at Pitney Avenue they will also look at wagon wheel.

Borough Attorney's Report- None

Borough Administrator's Report

Mr. Dempsey reported that the Borough has received approval for the traffic line alone Ocean Avenue.

Mr. Dempsey then reported that the county will be dredging the remaining fifty percent of Wreck Pond will begin this Friday. Mayor Naughton asked how long the county will be at Wreck Pond for. Mr. Dempsey answered they are only allowed to be there until January 15th because of the winter flounder.

Mr. Dempsey asked that council about the color of the skirting around the paddle tennis courts. The Mayor and Council decided on dark brown.

Mr. Dempsey reported on the Best Practices which is required by the state for all municipalities to do. Best Practices is required by the Department of Community Affairs, it is a check list that

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came out about three or four years ago. He explained that it has to do with shared services, vehicle policies, financial disclosure statements, flood insurance program, and website updating. Best Practices effects the state aid that is received however, Spring Lake does not receive any state aid.

Business Items Under Consideration

Horse Dawn Carriage- October 22, 2016 – Mr. Judge offered a motion to deny the request, seconded by Mrs. Venables. All in favor. None opposed.

Ordinance for Introduction – None

Ordinance for Adoption - None

Consent Agenda

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

**R-16-170- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#29-2016 – UNITED METHODIST WOMEN OF ST. ANDREWS -
ON-PREMISE RAFFLE**

WHEREAS, United Methodist Women of St. Andrews has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#29-2016, 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#29-2016 be and the same is hereby approved as follows:

**NAME: United Methodist Women of St. Andrews
907 Fourth Avenue, Spring Lake, NJ
Identification No.: 475-3-31760**
**LOCATION: Wesley Hall
Mercer Avenue, Spring Lake, NJ**
DATE: November 19, 2016 9:30 AM - 2:00 PM

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

**R-16-171- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#30-2016 – JAMES F. ACKERMAN FEDERATION INC. ON-PREMISE 50/50**

WHEREAS, James F. Ackerman Federation Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#30-2016, and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA#30-2016 be and the same is hereby approved as follows:

**NAME: James F. Ackerman Federation Inc.
c/o Treasurer: Mary P. Riordon
323 Shadowlawn Dr. Neptune NJ 07753
Identification No.: 334-4-26818**
**LOCATION: The Spring Lake Bath & Tennis Club
Jersey & Ocean Avenue, Spring Lake, NJ**
DATE: November 4, 2016 11:30 AM - 3:00 PM

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

R-16-172- RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION

RA#31-2016 – JAMES F. ACKERMAN FEDERATION INC. ON-PREMISE DRAW RAFFLE

WHEREAS, James F. Ackerman Federation Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#31-2016, 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#31-2016 be and the same is hereby approved as follows:

**NAME: James F. Ackerman Federation Inc.
c/o Treasurer: Mary P. Riordon
323 Shadowlawn Dr. Neptune NJ 07753
Identification No.: 334-4-26818**
**LOCATION: The Spring Lake Bath & Tennis Club
Jersey & Ocean Avenue, Spring Lake, NJ**
DATE: November 4, 2016 11:30 PM - 3:00 PM

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

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R-16-173- RESOLUTION – APPOINTMENT OF ALTERNATE PROSECUTORS

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake the following Alternate Prosecutors be and are hereby added on an as needed basis:

- Michael J. Lynch
- Sean Kean
- Jason Shamy
- Susan DeSimone
- Paul Granick
- Brian Wilton

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

**R-16-174- RESOLUTION – AUTHORIZING EXECUTION OF AGREEMENT FOR
2017 WITH ASSOCIATED HUMANE SOCIETY**

BE IT RESOLVED, by Mayor and Borough Council of the Borough of Spring Lake that the Mayor and Borough Clerk be and hereby are authorized to execute an Agreement with the Associated Humane Society for animal control services for the year 2017.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

Resolutions

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

R-16-175- RESOLUTION – APPROVAL OF BILLS – OCTOBER 11, 2016

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending October 11, 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.

SUMMARY

CURRENT FUND (1)	60,585.70
GRANT FUND (2)	11,916.07
GENERAL CAPITAL FUND (4)	3,435.00
WATER/SEWER CAPITAL (8)	17,548.56
WATER/SEWER OPERATING (9)	9,018.05
MT LAUREL TRUST (16)	808.74
MARRIAGE LICENSE TRUST (19)	450.00

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RECREATION (25)	69.94
JUNIOR GUARD TRUST (26)	1,855.00
BEACH OPERATING (81)	6,861.48
POOL OPERATING (91)	958.34
TOTAL	\$113,506.88

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

**R-16-176-RESOLUTION – AWARD OF BID – BEACH CONCESSION
SOUTH END PAVLION**

WHEREAS, on April 3, 2014 bids were received for the South End Concession located at the South End Beach Pavilion, said lease was awarded to Josephine Ferraro, 2401 Bayshore Blvd. #303, Tampa, Florida 33629 for a three year lease by Resolution R-14-071, and

WHEREAS, said lease provides for the option of extending for an additional two (2) years, and

WHEREAS, Josephine Ferraro will be extending the lease for the first year, 2017 season, in the amount of \$88,480.00 with the option of an additional one (1) year for the year of 2018, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the lease be and hereby is extended for 2017 season with Josephine Ferraro for the South End Concession in the amount of \$88,480.00.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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

**R-16-177- RESOLUTION – AWARD OF BID – BEACH CONCESSION
NORTH END PAVILION**

WHEREAS, on April 3, 2014 bids were received for the North End Concession located at the North End Pavilion, said lease was awarded to Nick Bruno, 4 Pine Drive, Spring Lake Heights, NJ 07762 for a three year lease by Resolution R-14-070, and

WHEREAS, said lease provides for the option of extending for an additional two (2) years, and

WHEREAS, Nick Bruno will be extending the lease for the first year, 2017 season, in the amount of \$100,065.00 with the option of an additional one (1) year for the year of 2018, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the lease be and hereby is extended for the 2017 season with Nick Bruno for the North End Concession in the amount of \$100,065.00.

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

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Public Comments – None

Executive Session- None

Adjournment

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

ROLL CALL:

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

NAYS: NONE

ABSENT: Mr. Erbe

ABSTAIN: NONE

Time of Adjournment: 7:35 PM

Respectfully submitted,



DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held: November 14, 2016