

**BOROUGH OF SPRING LAKE  
MAYOR AND BOROUGH COUNCIL  
REGULAR MEETING  
AUGUST 7, 2018**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:01 P.M. with a moment of silent prayer. She then proceeded with the Pledge of Allegiance to the Flag. Mayor Naughton announced that the meeting is being held in accordance with the Open Public Meetings Act.

PRESENT: Mr. Drasheff, Mr. Erbe, Mr. Judge (via telephone at 7:03 pm) Mr. Frost, Mr. Sagui, Ms. Whalley, Mayor Naughton

ABSENT: None

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

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**Proclamations, Presentations & Special Guests:** None

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**Workshop Discussions:** None

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**Approval of Minutes:**

Mr. Erbe offered a motion to approve the minutes of July 10, 2018, seconded by Mr. Drasheff.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: Mr. Judge

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**Public Comments:**

Mayor Naughton began by providing some background information on possible improvements to the South End Pavilion as discussed by the Council. Over the last five years, they have included money in the budget to be used towards these improvements and have about three-quarters of a million dollars saved for improvements to the pavilion. She continued that this past winter they hired Joe Griffin from Griffin Engineering to conduct an inspection and provide a technical and expert report on the entire South End facility. Once receiving the report, they were provided with a lot of good news including that the salt water pool is in extremely good shape; adding that the Council doesn't have any interest in replacing the pool at the South End Pavilion with a pool similar to the one at the North End Pavilion, and that five years ago they spent \$125K to install a brand new liner in the South End pool, planning on the pool lasting for years to come. She continued that the building is also in really good shape, and eighteen years ago the council spent about \$1.5 million for structural work on the building, which has held up well. Mayor Naughton added that the report specified some columns that need some work but generally there isn't any significant work needed to the building. Where they did find a need for improvements was to the perimeter walls of the pool, which are original to the building, adding that there are still temporary walls at the pavilion that were built after Hurricane Sandy. She continued that the inside and outside of the bathrooms are deplorable and need replacement along with the lockers. The lockers are rotting and well beyond their useful life, the decking underneath the lockers, which is also original, is also falling apart. She added that there is a drainage issue under the deck which has become a code issue. Mayor Naughton continued that mechanical guts for the pool are good shape and the pipe

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that brings water in and out of the pool is in good shape. The guts of the pool need to come up out of the basement and put in a mechanical closet so they can stay in good shape. The pool deck and the baby pool also have structural issues that need to be addressed. She added that this town is very lucky to have two beautiful pool complexes and she knows that this Council is committed to making sure these pools are protected and maintained for many years to come. She explained that the improvements are well overdue, as supported by the technical review of the pavilion, and that it makes sense to take the first step towards making improvements. She continued that there are three members of the beach committee including herself, Councilman Saguì, and Councilman Judge, who report to the Council; recommend that they engage the help of an architect to create concept plans to address target areas. This plan will also help with compliance issues including ADA and code violations.

Councilman Judge added that he wanted to point out that the pool will remain a salt water pool but added that the South End is in need of major renovations. He continued that they have turned to their trusted engineer, Joe Griffin, who oversaw the construction of the North End Pavilion for guidance. The architecture firm they are recommending tonight to the Council is one of four previously received proposals; this firm designed the Neptune Aquatics Center.

Mayor Naughton opened the conversation to the public.

Tom Keefe, 306 Salem Avenue asked if all of the money for this project is from beach revenues. Mayor Naughton explained that it is part of a municipal plan which includes a small portion of beach revenues, some user revenues, and some from tax revenues, tax revenues are used for soft costs, such as engineering and architecture fees. Mr. Keefe asked if they have enough money to cover all of the proposed improvements. Mayor Naughton explained they have been saving for the past five years but that it probably won't cover all costs, but they do not have an estimated cost for the project since they do not have a conceptual plan yet.

Betty Udelsman, 205 Pitney Avenue asked about the architect being used, stating that she has heard of structural problems with the Neptune Aquatics Center. Mayor Naughton explained she is unfamiliar with those issues but they are not discussing hiring anyone to do construction or blue prints, but creating conceptual plans to share with the public.

Maureen Schroeder, 413 Sussex Avenue explained that over the years the pool has become a treasure, the lockers are not bad. She continued that conceptually the North End is not good and that they really need to think out this plan for the South End Pavilion. Ms. Schroeder doesn't want to have to give up her locker. Mayor Naughton explained that she acknowledges that just because things are old doesn't mean they are bad and that the Council relates that they do not want to lose their long-time lockers.

Judy Hughes, 209 Atlantic Avenue would like to have user representation on the committee for the South End Pavilion. She feels it would be essential in determining the plan, stating that users know the pool best. Ms. Hughes added input from the Historical Society and Preservation Alliance should be considered, as the pavilion is a historical treasure. Ms. Hughes believes that the historical value of the building should be considered. Mayor Naughton explained that they are not changing the building. Mrs. Hughes clarified that they should preserve the lockers, and even if they can't, there should be input from the users.

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Karen Haulenbeek, 212 Passaic Avenue agrees with Mrs. Hughes that the building needs to be preserved. They would like to see change and would like to see improvements, but would like a say in the conceptual process of the improvements. Mayor Naughton added that there is no conceptual plan yet; they just know what needs to be addressed.

Susan Erbe, 3 Elizabeth Court asked if they have any plans for the lockers so far. Mayor Naughton explained they will definitely be addressing the lockers but there is no plan yet. She added that they will not be changing the building because it is in good shape and that the pool will be remaining the same. Everything else is on the table for discussion, but they do not have a plan yet. Ms. Erbe also thinks that users should get a say in the project. Mayor Naughton explained they have close to three thousand users at the South End, their plan is to put together a plan that makes sense for everyone.

Margaret Jamieson, 103 Pennsylvania Avenue believes the biggest issue everyone is having with the project is the lockers; residents don't want to lose their lockers and do not want a situation similar to the North End.

Meg Maffey, 303 Fourth Avenue asked if all of the lockers at the South End Pavilion are sold. Mayor Naughton answered no. Ms. Maffey added that if all the lockers weren't sold, then there is no reason to add additional smaller lockers. Mayor Naughton explained the council has no desire to increase the number of lockers. She continued that they are at maximum with lockers are both facilities.

Maureen Quinn, 410 Salem Avenue expressed she would like to see more transparency on funding and professional services. She would like the report that the council received available to the public. She would also like more information on the individuals being hired. Mayor Naughton explained that all projects are voted on by the Council; there is no way the Council can take action without making information available to the public. She continued that there are specific steps the Council has to take, by law, for every action the Borough takes, which they take very seriously.

Judy Keefe, 306 Salem Avenue supported Mrs. Quinn, explaining that many residents do not use technology, so they were unaware of tonight's agenda and decision to hire an architect and engineer for the project.

Ms. Udelsman explained they live at the North End and have tried using the North End Pavilion and beach boxes but doesn't like them. They now use the South End Pavilion and do not want to lose the lockers they currently have there.

Adrienne Aldermeshian, 212 Salem Avenue shared that she wouldn't have known about tonight's meeting if one of her friends didn't tell her. She added that it would be nice if there was some sort of notification that there was a meeting taking place.

Hugo Verdegaal, 317 Madison Avenue wanted to share that there is nothing on the agenda that indicates that such a major decision was being made tonight. He would like to see users have input in the project.

Paul Turner, 400 Second Avenue understands that there is no formal plan for the pavilion yet, but asked if the shower lockers are going to be removed. Mayor Naughton explained that there is no plan yet.

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Aniela Sullivan, 6 Sussex Avenue has been going to the South End Pavilion pool since she was a child; her family loves the South End Pavilion. The South End Pool holds family memories and history that cannot be replicated anywhere else. They are glad the pool is remaining the same but they want their lockers to remain the same. Ms. Sullivan doesn't want to shower in a common locker, similar to the YMCA or the North End Pavilion. She wants her privacy; she waited for her locker and hopes to pass it down to her son. She would like to see the South End look the same.

Richey Smith, 429 Essex Avenue asked what the anticipated life of the pool is. Mayor Naughton explained that they don't know. The pool has a new liner, which they wouldn't have put in if there were issues with the pool. The pool is an old cement pool which has held up very well. Mr. Smith added that they should make sure the pool is okay because they could always find more issues once they begin construction. He continued that they should replace the entire pavilion. Mayor Naughton explained that discussions will come up but the professionals will let the Council know before they make any decisions. Mr. Smith added that it will be difficult to make repairs post construction.

Michael Landers, 416 Ocean Road asked if the Council will be receptive to adding pool users and residents to the committee that will be making decisions regarding the pavilion. Mayor Naughton said she's not sure yet.

Ms. Erbe asked what the CAFRA laws have to do with the project. Mayor Naughton explained that any beach front project is subject to CAFRA. Mr. Avakian added that structures can only be moved west and that CAFRA also restricts impact views from the North and the South. Ms. Erbe believes that the north wall will have to be moved to make the pavilion ADA accessible.

Mary Cannon, 13 Union Avenue realizes that sometimes when things are changed, they can be grandfathered in and leave buildings the way they are. She asked if that is a possibility to knock down the lockers and rebuild the same structures so they are the same but new.

Mayor Naughton thanked the public for their great ideas and they understand the transparency issue and will make sure that happens.

Mayor Naughton opened the discussion to public comment.

Maureen Quinn, 410 Salem Avenue asked the Council and staff in town to enforce the ordinance in town regarding litter and conditions of the beach. She continued that Ordinance 2018-002 indicates that no bottles or cans are permitted on the beach, only reusable containers. Ms. Quinn feels that the beach is worse this year and feels that the state of the beach and boardwalk needs to be addressed. Mayor Naughton thanked Ms. Quinn.

Jim Curry, 212 Remsen Avenue shared that dogs on the beach in the dog area are getting out of control. He has witnessed many dogs in the morning on the beach and on the boardwalk; many of the users of the dog beach are out of towners. Mayor Naughton explained that this seems to be an enforcement issue; she continued that they do have new signs this year to prevent people from walking their dogs on the boardwalk. Mr. Curry suggested moving the fence closer to the boardwalk to keep the dogs contained in the area. Mayor Naughton explained that the dog beach began as a pilot program that became permanent.

Mr. Drasheff has also heard from residents about the dog beach, in the beginning it was well self-policed, but now that more people are using it, they are running into issues.

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Mr. Frost noticed that they have become lax in the enforcement of keeping them in the fenced in area. He suggested more signage and moving the snow fence all the way up to the boardwalk. Mr. Frost also suggested specials handing out flyers informing users of the rules.

Harry Zarb, 2205 Third Avenue explained a lot of people use the dog beach and many of the residents that use it try to enforce the rules, but they cannot control dogs outside of the fenced in area.

Tom Keefe, 306 Salem Avenue asked for the entrance of the reclamation center to be addressed, as of right now there is a dip that scrapes the front bumper of his car when pulling in. He also pointed out that there are two large holes up on the hill. Mr. Keefe also complained that sirens aren't used anymore. His neighbor was sent to the hospital recently, but no one knew she was taken to the hospital because there were no sirens. He believes sirens are important to let people know that someone is coming to help and doesn't know why they stopped using them. Mr. Erbe found it interesting that he wants to hear the sirens because they have received many complaints from residents that they do not want to hear the sirens.

Mr. Curry shared with the Council that there are potholes on the road in front of his house, and asked if they could be fixed. Mr. Dempsey explained they are working on South Blvd this week and will address the potholes.

Steve Breen, 108 Tuttle Avenue complimented that they did a great job with the water mains on Tuttle Avenue but they left a dirt patch three to four inches deep on each property. Mr. Breen wasn't sure if the town would be coming to fix it or if he should put grass seed down. Mayor Naughton asked if it is in the right-of-way, Mr. Breen indicated yes. Mr. Sagui added that the contractor will be fixing the dirt area.

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**Council Comments & Staff Reports:**

Mr. Drasheff complimented the recreation committee and public works because Marucci and Divine Parks have never looked better.

Mr. Drasheff wanted to bring to the Council's attention that he has received complaints that may require a small amendment to the construction code ordinances. He explained there are five problem properties in town that were purchased by out-of-town builders that had the homes demolished and foundations excavated and left as is. As per construction codes they allow this to happen and the property can remain in that condition for any amount of time. Mr. Drasheff asked Mr. Colao to look into it for the next meeting, that once a demo permit is granted, they are required to backfill the lot and lay sod. He proposes that if they will be building on the demoed lot, they would be required to begin construction within three months.

Mayor Naughton knows what he is talking about but hasn't received any complaints.

Mr. Colao said they have to consider the state construction code that regulates construction activity. He believes that they could control the demo permit but they might have issues with the building permit.

Mr. Keefe pointed out that for the past two years there has been a port-a-john in front of his house. Mr. Drasheff asked if they could come up with some sort of draft to consider.

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Mr. Sagui feels like it is more of a frustration, they may sod it and not water it, so then you are looking at a brown lawn. He asked what they are going to ask property owners to maintain.

Mr. Frost asked if the port-a-johns are supposed to be in the backyard. Mr. Dempsey explained that some construction sites make it impossible to put the port-a-john in the backyard so Steven Roe, Code Enforcement Office works with them.

Mr. Drasheff continued his report that the AD-HOC Committee has been working on a rental ordinance and they may have a new ordinance come September. Mr. Erbe added that they discussed and agree on scratching the old ordinance and writing a new one.

Mr. Frost reported that he sent an email to Council about the amount of burglaries in town. He asked Robbin Kirk, CFO if there are funds to purchase license plate readers for the police department.

Mr. Dempsey added that he knows there is money set aside for security and believes that license plate readers would be a part of it. Mr. Dempsey explained that the Chief would probably like car mounted plate readers. He will speak to Ms. Kirk about what funds are available for readers.

Mayor Naughton added that there are different proposals for cameras and plate readers; their goal is to get the Chief what he needs while getting security cameras.

Mr. Dempsey added if you have a plate reader mounted to a vehicle you can move the vehicle throughout town, whereas if you have security cameras, they are fixed in one location.

Ms. Whalley asked if Chief Kerr wants plate readers and if he has a preference. Mayor Naughton indicated that the type of readers and cameras are still up for discussion.

Mr. Dempsey will meet with Chief Kerr and discuss options this week.

Mr. Sagui reported that he has noticed that the town is incredibly crowded this year. He's noticed that Washington Avenue has become dangerous to cross Third Avenue. He knows that on Third Avenue the speed limit is 15 MPH but it is still difficult to cross. He feels that it is becoming a safety issue that should be addressed.

Mr. Frost added that they have been painting curbs of busier areas. He added that they have also increased the number of parking spaces in town, which may contribute to obstructing views.

Mayor Naughton suggested talking to the Chief and employing the help of specials to help people cross at busy intersections.

Rich Clayton, 1207 Third Avenue said there has been better police activity downtown. However, the speed has become an issue; he thinks that maybe if the speed is reduced it would help.

Ms. Whalley reported that tomorrow night is a program at the library with Jack Ford with his new book.

Ms. Whalley then reported that the library was able to secure Mitch Albom for October 23<sup>rd</sup> to speak at the Community House, it's only \$10 per person and you receive a free book. She suggested signing up as soon as possible as it will sell out.

Ms. Whalley also reported that the BID (Business Improvement District) will be hosting their first community block party this Saturday from three to seven pm downtown.

Ms. Whalley further reported that the BID and the Chamber of Commerce will be doing a fundraiser next Wednesday at the dress rehearsal for 42<sup>nd</sup> Street.

Ms. Whalley spoke with Kathy Heine for a report on the summer recreation programs. Ms. Heine reported that there were a record number of children registered for camp this year, totaling over two

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hundred and twenty five kids. She hopes to bring in more speakers next year. Recreation is also offering a lot of adult programs this year including tai chi, yoga, and water aerobics.

Ms. Whalley also added that Jaws will be playing on the beach this Wednesday.

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**Borough Engineer's Report:**

Mr. Avakian reported that the water main work on Atlantic and Fourth Avenue is almost complete. They have two water connections remaining, and the curbing and handicap ramp on Atlantic is complete on the North Side between Third and Fourth while the South side will be wrapped up next week. Hydrants are almost complete on Lorraine and Tuttle Avenues. He continued that they will be mobilizing this week to begin work on South Blvd.

Mayor Naughton asked how long the project on South Blvd will take. Mr. Avakian said it should take about four days.

Mr. Avakian then reported that the contractor is scheduled to begin work on the Wreck Pond berm on August 20<sup>th</sup>. They won't begin work on the curbing of Second Avenue along the pond until after the summer to avoid traffic and beach parking.

Mr. Avakian reported on the Divine Park platforms; platform three, where the mobile boat launch is located, is complete. Platform two is currently under construction with ready rock in place and began wall rehabilitation and platform one has been demolished and is currently being leveled for the pad.

Mayor Naughton asked for a timeline of the completion of the project. Mr. Avakian explained the ready rock is in, so work should progress faster now that the ready rock is in.

Mr. Keefe asked who is paying for the projects at Divine Park. Mayor Naughton explained it is part of an open space grant from the county which the Borough pays half of. Mr. Keefe questioned and doesn't understand why his street hasn't been paved while the Borough is spending money on improving the park. Mayor Naughton explained that they have spent over five million dollars on paving.

Mr. Frost added that the name of the town is Spring Lake, and the lake is dying, so it is important to put money into the park and lake. He continued that they have been discussing the condition of the lake for years along with other projects such as paving, water infrastructure and the beach. Mr. Frost added that a large portion of residents' tax bills go to the county and if the Borough didn't apply for these grants, the money would go to other towns.

Mayor Naughton explained that a lot of money has gone into the lake to improve it and they have a pretty open conversation at every meeting about the plans throughout town.

Mrs. Keefe said that Salem Avenue gets heavy traffic because of the reclamation center and the road has deteriorated drastically over the past two years.

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**Borough Attorney's Report:** None

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**Borough Administrator's Report:**

Mr. Dempsey reported that a majority of residents on Atlantic Avenue have taken advantage of having the contractors install new sidewalks. He reported that about sixty to seventy percent of residents had Fernandez do their sidewalks, which is great.

Mayor Naughton explained that while the Borough has contractors installing new curbs they offer sidewalk work at a discounted rate to residents in the area that work is being done.

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Mr. Dempsey then reported that the painting of the yellow lines has begun throughout town; about fifty percent is done from Brown Avenue to the Bath & Tennis Club.

Mr. Dempsey indicated that the deadline for Open Space Grants is September 20<sup>th</sup>, so they need to get another application in for another phase of Divine Park. Mr. Dempsey doesn't think that they have received enough money to cover all of their plans for the park.

Mr. Avakian added that it is beneficial that they already have the design done for the park so it will work well with the application.

Mr. Dempsey further reported that the DOT Trust Fund Grant which is due October 8<sup>th</sup> he assumes that the trust fund grant for next year will leave off on Fifth Avenue from where they complete the first phase this fall.

Mr. Dempsey said that as everyone may know they have a new firetruck but still have the old one. They recently sold one of the other old firetrucks at auction but the Fire Museum of New Jersey would like to have that truck donated to them. He explained the truck they recently sold wasn't a truck they were interested in, so Mr. Dempsey asked the Council if they would like to auction off the old truck or donate it to the museum. Mr. Dempsey believes the truck is probably valued at \$5,000. Mr. Judge thinks they should auction the truck since it is a public asset. The rest of the Council agreed with Mr. Judge so the truck will be auctioned.

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**Business Items Under Consideration:**

**H.W. Mountz PTA Annual Beach Day- North End Pavilion - September 8** - Mr. Erbe offered a motion to approve the request, seconded by Mr. Drasheff. All in favor. None opposed.

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**Ordinances for Introduction:**

Borough Attorney Colao read Ordinance No. 2018-006 entitled "AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 225 SECTION 13A (1) & (2)"

Mr. Erbe offered a motion to introduce Ordinance No. 2018-006, seconded by Mr. Drasheff.

Public Hearing will be set for August 21, 2018.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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**Ordinances for Adoption:** None

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**Consent Agenda:**

Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-125-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION**

**RA#17-2018 – 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#17-2018, 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.



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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA#17-2018 be and the same is hereby approved as follows:

**NAME:** James F. Ackerman Federation Inc.

1340 Campus Parkway, Bldg C, Unit 4

Neptune, NJ 07753

Identification No.: 334-4-26818

**LOCATION:** The Spring Lake Bath & Tennis Club

Jersey & Ocean Avenue, Spring Lake, NJ

**DATE:** September 17, 2018 11:30 AM - 3:00 PM

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-126-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION**

**RA#18-2018 – 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#18-2018, 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#18-2018 be and the same is hereby approved as follows:

**NAME:** James F. Ackerman Federation Inc.

1340 Campus Parkway, Bldg C, Unit 4

Neptune, NJ 07753

Identification No.: 334-4-26818

**LOCATION:** The Spring Lake Bath & Tennis Club

Jersey & Ocean Avenue, Spring Lake, NJ

**DATE:** September 17, 2018 11:30 am to 3:00 pm

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-127-RESOLUTION AUTHORIZING THE TAX COLLECTOR TO  
EXTEND THE GRACE PERIOD FOR THIRD QUARTER PROPERTY TAXES**

WHEREAS, according to N.J.S.A. 54:4-64 the delivering of tax bills to property owners shall be at least 47 days before or 25 days from the day of mailing the third installment of taxes fall due, and

WHEREAS, due to a delay in the printing and mailing of the tax bills, the tax bills for the third quarter were sent out July 26, 2018; and

WHEREAS, the Mayor and Council have granted an extension of the grace period to August 24, 2018; and

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Spring Lake that the Tax Collector be authorized to grant this extension until August 24, 2018.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-128-RESOLUTION – APPOINTING ADDITIONAL  
SEASONAL PERSONNEL FOR THE 2018 SEASON**

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as additional seasonal personnel for the 2018 Season:

Melinda Ploskonka	\$12.50	Beach Bathrooms
Reagan Tripucka	\$10.25	Beach Badge Seller
Nicholas Vogel	\$11.25	Administrative Intern

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-129-RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE  
MONMOUTH MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Borough of Spring Lake is a member of the Monmouth Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2018 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Borough of Spring Lake agrees to renew its membership in the Monmouth Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules, and Regulations, coverages, and operating procedures thereof as presently existing as modified from time to time by lawful act of the Fund. or

2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Monmouth Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-130-RESOLUTION – RELEASING STREET OPENING BOND**

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**346 SOUTH BLVD. – BLOCK 151 LOT 15**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake from James & Colleen Panzini for property located at 346 South Blvd, Block 151, Lot 15.

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 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. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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**Resolutions:**

Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-131-RESOLUTION – APPROVING SPRING LAKE EMPLOYEES ASSOCIATION  
JANUARY 1, 2018 THROUGH DECEMBER 31, 2021**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the annexed agreement with the Spring Lake Employees Association for the period January 1, 2018 through December 31, 2021 be and the same is hereby approved, and

BE IT FURTHER RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute same on behalf of the Borough of Spring Lake.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-132-RESOLUTION – AUTHORIZING REFUND OF TAX OVERPAYMENT**

WHEREAS, an overpayment of the 2018 3<sup>rd</sup> Quarter taxes on the following property has been made as a result a payment being made of the Homestead Rebate to a resident who filed an application for 100% totally disabled veteran which was approved by the Tax Assessor and approved by Resolution R-18-027 adopted January 23, 2018:

<u>NAME</u>	<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
Charles Brennan 411 Ocean Avenue Spring Lake, NJ	31	4	\$500.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that a refund in the amount of \$500.00 is hereby approved for the aforementioned property.

I, Robbin Kirk, Tax Collector of the Borough of Spring Lake hereby certify the amount of overpayment to be \$500 from account: 8-01-55-990-005.

**BOROUGH OF SPRING LAKE  
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AUGUST 7, 2018**

## ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-133-RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 – INCREASING  
CONTRACT #01-2018 TENNIS COURT IMPROVEMENTS AT DIVINE PARK**

WHEREAS, contract #01-2018 for Tennis Court Improvements at Divine Park was awarded on April 10, 2018 to Halecon, Inc. in the amount of \$109,292.25, and

WHEREAS, Engineer's Certificate (annexed hereto and made a part hereof) includes Change Order #1 which increased the contract in the amount of \$2,230.00 for a total contract in the amount of \$111,522.25; and

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Spring Lake that Change Order No. 1 increasing Contract #01-2018 for Tennis Court Improvements at Divine Park in the amount of \$2,230.00 for a total contract in the amount of \$111,522.25 is hereby authorized for the above contract awarded to Halecon, Inc.

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available for the award of the above contract from: 2017 Monmouth County Open Space Grant Acct # G-02-41-701-330 with a current balance of \$200,000.00.

## ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-134-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#08-2018	Engineering Services – South End Pavilion & Pool Complex Modifications	Joseph Griffin	Griffin Engineering	PO Box 316 Sea Girt, NJ 08750	\$22,500.00

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

**BOROUGH OF SPRING LAKE  
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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. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

\*\*\*\*\*

Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-135-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#09-2018	Architecture Services – Conceptual Plan South End Pavilion	Eric Wagner	Architects Kellenyi Johnson Wagner	21 Peters Place Red Bank, NJ 077	\$24,000.00

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

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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Mr. Erbe offered the following resolution and moved its adoption, seconded by Mr. Drasheff.

**R-18-136-RESOLUTION – APPROVAL OF BILLS – AUGUST 7, 2018**

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending August 7, 2018, 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)	703,217.23
WATER/SEWER OPERATING (9)	17,387.62
GENERAL CAPITAL (4)	40,365.00
WATER/SEWER CAPITAL (8)	212,734.17
GRANT FUND (2)	52,751.23
DOG TRUST (13)	910.00
COAH TRUST (16)	8,000.00
RECREATION (25)	12,231.92
JR GUARDS (26)	583.30
BEACH OPERATING (81)	28,649.45
POOL OPERATING (91)	8,023.55
TOTAL	\$1,084,853.47

ROLL CALL:

AYES: Mr. Drasheff, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: Mr. Erbe

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**Public Comments:**

Mrs. Keefe thanked the council for the informal interaction with everyone regarding the South End Pavilion. Mr. Keefe asked if there is something they can do to change the state rules regarding construction code. Mayor Naughton explained that their best option is enforcement rather than approaching the State to change their rules.

Steve Breen- Thanked the council for addressing the curbs and cameras at tonight's meeting. He asked if the council can look at the North West corner of Brighton and Third Avenues, there is a new house being raised and the shrubs block the view of drivers. Mr. Breen also likes that they want

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more speakers at summer recreation next summer and suggested using reformed drug users. He recalled Chris Heron speaking a few years back at the park and it was impactful.

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**Executive Session:** None

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**Adjournment:**

Mr. Frost offered a motion to adjourn the meeting, seconded by Mr. Drasheff.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley

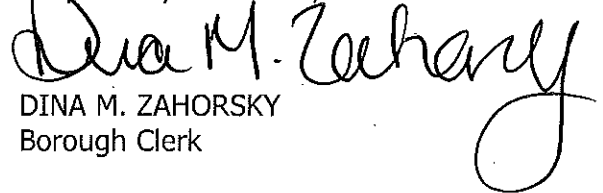
NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Time of Adjournment: 8:37 PM

Respectfully submitted,

  
DINA M. ZAHORSKY  
Borough Clerk

Approved at a meeting: August 21, 2018