

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
APRIL 10, 2012**

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. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge (via Telephone),
Mrs. Reilly, Mayor Naughton

ABSENT: W. Bryan Dempsey, Borough Administrator

ALSO PRESENT: Jane L. Gillespie, Borough Clerk
Joseph Colao, Esq., Borough Attorney
Peter Avakian, Borough Engineer
Robbin Kirk, CFO
Robert Hulsart, RMA, Borough Auditor

Workshop – None

Approval of Minutes

Mrs. Venables offered a motion to approve the minutes of February 14, 2012, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: Mr. Drasheff, Mr. Fay

Mrs. Venables offered a motion to approve the minutes of February 29, 2012, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Proclamations, Presentations & Special Guests

2012 Municipal Budget

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-012-064 RESOLUTION - TO READ 2012 MUNICIPAL BUDGET BY TITLE

WHEREAS, the 2012 Municipal Budget was introduced by the Mayor and Borough Council on March 13, 2012, and

WHEREAS, the 2012 Municipal Budget was advertised on March 22, 2012 in The Coast Star, and

WHEREAS, the 2012 Municipal Budget was posted on the official Bulletin Board in Borough Hall, posted on the Borough's Website and a copy was made available in the Spring Lake Public Library, and

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WHEREAS, the 2012 Municipal Budget has been made available to any and all persons requesting same, and

WHEREAS, in accordance with N.J.S.A. 40A:4-8, a Resolution shall be passed at the time of the Public Hearing by not less than a majority of full membership that said budget be read by title only as set forth herein before.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the 2012 Municipal Budget be read by title only at the Public Hearing on April 10, 2012.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mayor Naughton introduced Ms. Robbin Kirk, CFO and Mr. Robert A. Hulsart, Auditor. Mrs. Kirk and Mr. Hulsart presented an overview of the 2012 Municipal Budget using the following slide presentation.

Borough of Spring Lake 2012 Budget Presentation

Current Fund 2012 Appropriations and Revenues

The Borough of Spring Lake's Budget is comprised of four separate funds:

- Current Fund
- Water-Sewer Utility
- Beach Utility
- Pool Utility

The Borough of Spring Lake's Budget is comprised of four separate funds, the breakdown of each fund for 2012 is:

- Current Fund-\$10,099,293.38
- Water-Sewer Utility-\$2,625,473.49
- Beach Utility-\$2,524,009.28
- Pool Utility-\$658,205.70

In accordance with the State of NJ Best Practices, the Current Fund appropriations (expenses) can be broken down into the following categories:

- Salary and Wages
- Other Expenses
- Capital and Debt
- Library
- Reserve for Uncollected Taxes
- Deferred Charges

A further breakdown of this information to show expenses by Department:

The Current Fund Revenues have been stable over the past several years. The Amount to be Raised by Taxation in this year's budget has no increase.

The below chart depicts the Surplus balance, utilization within the budget and regeneration of surplus. The surplus balance has been stable for several years which shows good overall financial management of the Borough.

Water-Sewer Utility 2012 Appropriations and Revenues

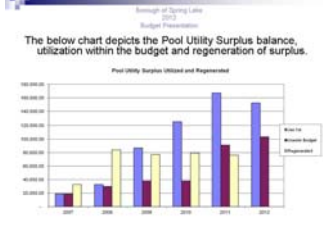
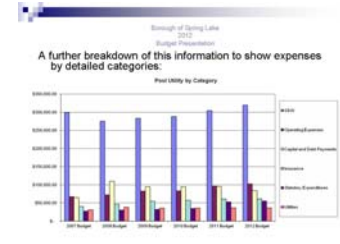
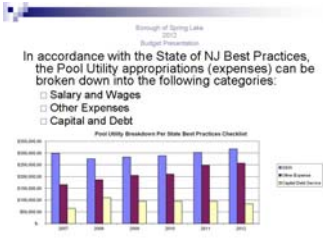
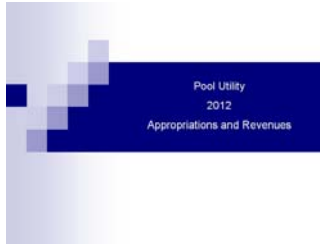
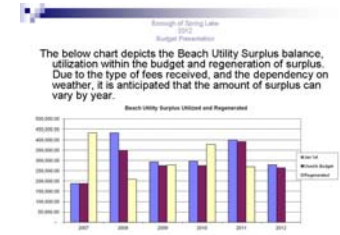
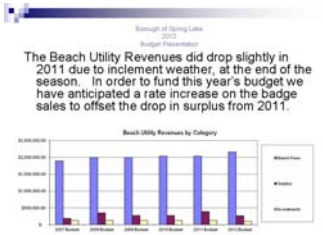
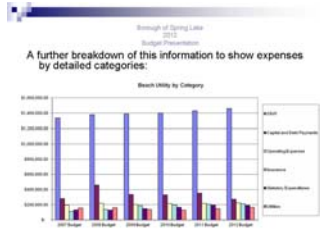
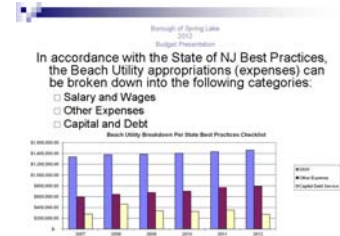
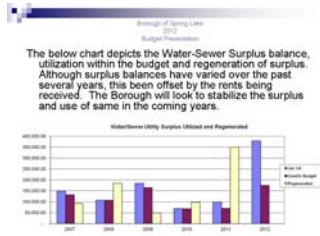
In accordance with the State of NJ Best Practices, the Water-Sewer Utility appropriations (expenses) can be broken down into the following categories:

- Other Expenses
- Capital and Debt
- Salary and Wages
- Deferred Charges

A further breakdown of this information to show expenses by detailed categories:

This year's budget was structured with stable revenues and does not necessitate a rate increase to water-sewer consumers.

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Mayor Naughton thanked Mrs. Kirk and Mr. Hulsart for their efforts and commented that she was very pleased with the budget and their ability to hold the budget to a zero tax increase. Mayor Naughton invited members of the public to offer questions or comments.

Mrs. Venables offered a motion to open the Public Hearing on the 2012 Municipal Budget, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

Eleanor Twomey, Vroom Avenue asked under what circumstances the governing body may use the reserve amount. The Mayor and CFO explained that these funds remain in the budget as part of the surplus to offset other expenses in the budget such as uncollected taxes.

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Mrs. Reilly and Mr. Judge thanked Mrs. Kirk, Mr. Hulsart and the Finance Committee for their efforts.

There being no further questions from the public, Mrs. Venables offered a motion to close the Public Hearing on the 2012 Municipal Budget, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-012-078 RESOLUTION - 2012 MUNICIPAL BUDGET AMENDMENT

WHEREAS, the local municipal budget for the year 2012 was approved on the 13th day of March, 2012, and

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Spring Lake, County of Monmouth, that the following amendments to the approved budget of 2012 be made.

	<u>From</u>	<u>To</u>
<u>General Appropriations</u>		
(A) - Operations - Within "CAPS"		
Regional Construction Code Enforcement Dept.		
Other Expenses	\$ -	3,000.00
Total Operations within CAPS"	6,029,749.00	6,032,749.00
Detail:		
Other Expenses (including Contingent)	2,681,365.00	2,684,365.00
(H-1) Total General Appropriations for Municipal Purposes within "CAPS"	6,764,470.30	6,767,470.30
 (A) - Operations - Excluded from "CAPS"		
Municipal Court:		
Salaries and Wages	27,000.00	-
Other Expenses	1,000.00	-
Total Other Operations - Excluded from "CAPS"	1,211,417.12	1,183,417.12
Shared Service Agreements:		
Municipal Court:		
Salaries and Wages	-	27,000.00
Other Expenses	50,000.00	51,000.00
Regional Construction Code Enforcement Department		
Other Expenses	10,000.00	7,000.00
Total Shared Service Agreements	293,350.00	318,350.00
Total Operations - Excluded from "CAPS"	1,525,950.98	1,522,950.98
Detail:		

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Other Expenses	1,301,850.98	1,298,850.98
(H-2) Total General Appropriations for Municipal Purposes Excluded from "CAPS"	2,896,823.08	2,893,823.08

BE IT FURTHER RESOLVED, that three certified copies of this Resolution be filed forthwith in the Office of the Director of Local Government Services for certification of the local municipal budget so amended.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-012-065 RESOLUTION - ADOPTION OF 2012 MUNICIPAL BUDGET

BE IT RESOLVED by the Borough Council of the Borough of Spring Lake, County of Monmouth that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

\$5,810,224.40 for municipal purposes, and
 \$ 0.00 for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation
 and,
 \$ 0.00 to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
 \$ 0.00 Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 \$1,135,917.12 Minimum Library Levy

1. General Revenues		
Surplus Anticipated		\$1,925,000.00
Miscellaneous Revenues Anticipated		\$1,013,151.86
Receipts from Delinquent Taxes		175,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES		\$5,810,224.40
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOL IN TYPE I SCHOOL DISTRICTS ONLY		\$0.00
4. To be added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY		\$0.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY LEVY		\$1,135,917.12
Total Revenues		\$10,059,293.38
5. GENERAL APPROPRIATIONS Within "CAPS",		
Operations Including Contingent		\$6,032,749.00
Deferred Charges and Statutory Expenditures – Municipal		\$734,721.30
Cash Deficit		0.00
Excluded from "CAPS"		
Operations – total Operations Excluded from "CAPS"		\$1,522,950.98
Capital Improvements		\$583,000.00
Municipal Debt Service		\$787,872.10
Deferred Charges – Municipal		\$0.00
Judgments		\$0.00
Transferred to Board of Education for use of Local Schools (N.J.S. 40:48-17.1 & 17.3)		\$0.00
Cash Deficit		\$0.00

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For Local District School Purposes	\$0.00
Reserve for Uncollected Taxes	\$398,000.00
Total Appropriations	\$10,059,293.38

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Public Comments

Eleanor Twomey, Vroom Avenue asked for an explanation of Resolution R-12-072 Tax Reimbursement Certification Resolution. Borough Clerk, Jane Gillespie explained that it's a reclamation tax paid which requires a request for reimbursement.

Council Comments & Staff Reports

Mayor Naughton reported on the following:

- **JCP&L Meeting** - The Mayor and Borough Administrator Dempsey met with an executive of First Energy/JCP&L. At the meeting they discussed their concerns about the lack of response the Borough has received specific to on-going problems such as lights not being replaced in a timely basis, light poles missing on the boardwalk, etc. and our concern about the lights being replaced with yellow bulbs versus white. There is not a tariff on white bulbs, therefore, as lights go out they will be replaced with yellow bulbs. The option for the Borough would be to take control of the light replacement effort, which would be a rather expensive undertaking or to work with them to exhaust the dwindling supply of white lights. Mercury lights are no longer made, and the yellow light is a more energy efficient light. So, for lights owned by JCP&L, when one goes out, they will use their supply of white lights to replace it until the white light supply is depleted at which time they will begin using yellow lights. The Mayor further reported that it should take seven to ten days to get a light replaced. As for the pole, it has been replaced. The Mayor felt that the meeting was worthwhile and that the representative left with a promise to deliver better service.
- **Warren Avenue COAH Project** - The Mayor reported that the revised plans for the four-family home should be available to the COAH Committee us by this Friday and if we agree on the plans we can move forward on getting the project underway.
- **Sedimentation Removal Project** - The Mayor reported that she, Council Member Venables, Mr. Avakian and Mr. Dempsey have a meeting with the County on Friday in connection with the county's willingness to remove sedimentation east of the First Avenue bridge which is an essential step in order for us to put pumps in place. Given that the sand content came back at a 90% level, the County may use the removed sedimentation as land-fill.

Mrs. Venables reported that the Department of Transportation has granted the Borough \$200,000 for road improvements which will be used on Third Avenue to improve sidewalks, curbs and crosswalks. In addition, we hope to use some of the grant money for repaving in other areas. Also, Mrs. Venables reported that the Spring Lake Garden Club is hosting an Arbor Day ceremony on April 25, 2012. All are welcome to participate.

Mr. Jordan gave an update on the beach/pool badge and locker sales reporting that the website is up and running.

Mrs. Reilly reported that on April 21, 2012 at 9:00 am the Borough will have computers and personnel available to assist residents in the purchasing process. Mrs. Reilly noted that additional mailings will also be going out to residents that have not yet registered an email address notifying them of the badge/locker sales process. Mrs. Reilly reiterated that non-

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residents may be sponsored by a resident to purchase lockers/badges after May 12. Mrs. Reilly also shared information regarding identification required to pick-up badges.

Mr. Judge, in connection with the North End Pavilion, reported that the Committee hopes to receive revised plans from the Architect this week with the hope of going out to bid no later than next week. Also, Mr. Judge reported that he met with neighbors of Mountz School to address their concerns regarding the proposed playground and basketball court and shared their concerns with the committee. Mr. Judge reported that no decisions have been made and that the committee will be meeting with the neighbors again prior to any final decisions.

Borough Engineer’s Report

Mr. Avakian reported on the paving of Newark and Adrian Avenues noting that a water service test fractured the pavement but it has since been repaired. Mr. Avakian also reported that the curb cut on Adrian will be replaced. In connection with Marucci Park, Mr. Avakian reported that an underdrain was installed this week. Finally, Mr. Avakian reported that in the past 5 years, the Borough has paved seven (7) roads and has received \$1.15 million in grants which represents more than half of the total value of the construction costs. Mr. Avakian reported that the Morris Avenue grant would come from a different grant fund.

Borough Attorney’s Report - No report.

Borough Administrator’s Report - No report.

Business Items Under Consideration

Event Application – Global Athletics & Marketing, Inc. 5K – July 28, 2012 - Mrs. Venables voiced concerns about the timing of this event, in the heart of the summer, but noted that it would only affect the Borough in the area of South Boulevard. Mrs. Venables noted that Belmar and Lake Como have approved the request. The Mayor and Council discussed various considerations and agreed to carry the item to the next meeting.

Request for Little League Parade – Marucci Park – May 5, 2012 – Mrs. Venables offered a motion to approve the request, seconded by Mrs. Reilly. Unanimously approved.

Ordinances for Introduction - None

Ordinances for Adoption

Borough Attorney Colao read the following: “Ordinance No. 2012-005 – AN ORDINANCE AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF CHAPTER 225, LAND DEVELOPMENT OF THE BOROUGH CODE” by title.

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Mrs. Venables offered a motion to open the Public Hearing on Ordinance No. 2012-005, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

Mr. Judge reminded the Mayor and Council that per the last meeting, he was looking for confirmation as to whether a window well built that is 24" or less, would count for purposes of lot coverage, side yard and set backs and Mr. Zahorsky did confirm this for him. Mr. Judge asked Mr. Zahorsky to address, for the Mayor and Council, Mr. Judge's other concern in connection with the limitations on window well width. Mr. Zahorsky shared his concerns relative to how an architect might interpret this information and the potential latitude one might take in designing larger windows that may ultimately impact grade and expand the foundation. Mr. Judge voiced that he's in agreement with moving forward with the Ordinance as written and then address this particular consideration at a later date.

Mrs. Venables offered a motion to close the Public Hearing on Ordinance No. 2012-005, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Venables offered a Resolution to adopt Ordinance No. 2012-005, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Borough Attorney Colao read the following: "Ordinance No. 2012-006 – AN ORDINANCE OF THE BOROUGH OF SPRING LAKE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)" by title.

Mrs. Venables offered a motion to open the Public Hearing on Ordinance No. 2012-006, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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PUBLIC HEARING NOW OPEN

There being no public comments, Mrs. Venables offered a motion to close the Public Hearing on Ordinance No. 2012-006, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Venables offered a Resolution to adopt Ordinance No. 2012-006, seconded by Mrs. Reilly.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Consent Agenda

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-066 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#07-2012 – SPRING LAKE FIRE COMPANY #1 INC.
OFF PREMISE 50/50**

WHEREAS, the Spring Lake Fire Company #1 Inc. has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#07-2012, and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA#07-2012 be and the same is hereby approved as follows:

**NAME: Spring Lake Fire Company #1
Identification No.: 475-9-25090
LOCATION: Morris & Third Avenues
Spring Lake, NJ 07762
DATE: May 27, 2012 5:00 P.M.**

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-067 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#08-2012 – THE FRIENDS OF THE MONMOUTH MUSEUM - ON PREMISE RAFFLE**

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WHEREAS, the Friends of the Monmouth Museum has filed an application, which has been found to be complete for a Raffle License which has been assigned number RA#08-2012, 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#08-2012 be and the same is hereby approved as follows:

NAME:	The Friends of the Monmouth Museum
	Identification No.: 303-5-19410
LOCATION:	Spring Lake Bath & Tennis
	One Jersey Avenue
	Spring Lake, NJ 07762
DATE:	May 22, 2012 11:00 A.M. to 3:00 P.M.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-068 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#09-2012 – THE FRIENDS OF THE MONMOUTH MUSEUM
ON PREMISE 50/50**

WHEREAS, the Friends of the Monmouth Museum has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#09-2012, 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#09-2012 be and the same is hereby approved as follows:

NAME:	The Friends of the Monmouth Museum
	Identification No.: 303-5-19410
LOCATION:	Spring Lake Bath & Tennis
	One Jersey Avenue
	Spring Lake, NJ 07762
DATE:	May 22, 2012 11:00 A.M. to 3:00 P.M.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-069 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#10-2012 – WOMEN'S CLUB OF SPRING LAKE - ON PREMISE 50/50**

WHEREAS, the Women's Club of Spring Lake has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#10-2012, 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#10-2012 be and the same is hereby approved as follows:

NAME: Women's Club of Spring Lake
Identification No.: 475-8-35025
LOCATION: Essex and Sussex
700 Ocean Avenue
Spring Lake, NJ 07762
DATE: May 21, 2012 11:00 A.M. to 2:30 P.M.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-070 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#11-2012 – ST. CATHARINE'S CHURCH - OFF PREMISE CALENDAR RAFFLE**

WHEREAS, the St. Catharine's Church has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#11-2012, 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#11-2012 be and the same is hereby approved as follows:

NAME: St. Catharine's Church
Identification No.: 475-1-372
LOCATION: St. Catharine's Rectory
215 Essex Avenue
Spring Lake, NJ 07762
DATE: Last Monday of each month for a period for 6 months
10:30 A.M.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-071 RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT
WITH THE SPRING LAKE CATAMARAN CLUB FOR THE 2012 BEACH SEASON**

WHEREAS, the Spring Lake Catamaran Club, (formerly known as the Sea Girt Catamaran Club) has approached the Borough of Spring Lake with a request to again allow them to keep their boats on the beach in Spring Lake for 2012; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor, Administrator and Clerk are hereby authorized to execute an Agreement with the Spring Lake Catamaran Club in a form to be agreed upon and approved by the Borough Attorney and which incorporates the following terms and conditions:

1. The total number of catamarans shall not exceed 20 without further approval of the Borough.
2. The fee payable to the Borough's Beach utility for each boat shall be \$150 for each boat for the 2012 season. Each Catamaran must display a permit decal to be provided by the Borough upon receipt of the fee.
3. All individuals wishing to utilize boats shall be required to have valid beach badges, whether seasonal, half season, monthly or daily.
4. Each club member/catamaran owner shall be required to execute a Release, Indemnification and Hold Harmless Agreement in favor of the Borough and its officers and employees for any claims arising out of the use or placement of the boats on the Spring Lake beach.
5. Each boat owner shall carry and provide proof of liability and personal injury insurance covering the catamarans in the amount of \$100,000 per person and \$300,000 per occurrence.
6. The Borough shall have no liability for the safekeeping or security of the boats on the beach.
7. The boats shall only be kept and stored in the approved location(s) designated by the Borough.
8. The agreement shall be immediately terminable at the option of the Borough if the same is deemed to be in the interest of the public health, safety and welfare.
9. All boats will be removed from the Spring Lake beach at the end of the beach season, no later than the date determined by the Borough, which date will be communicated to the Club to provide at least two weeks' notice.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-12-072 RESOLUTION - TAX REIMBURSEMENT CERTIFICATION RESOLUTION

WHEREAS, the Recycling Enhancement Act, P.L.2007, Chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
APRIL 10, 2012**

NOW, THEREFORE BE IT RESOLVED that the Borough Council of the Borough of Spring Lake hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, Chapter 311, in 2010 in the amount of \$7,703.70 and in 2011 in the amount of \$5,415.87. Documentation supporting this submission is available at the Borough of Spring Lake, 423 Warren Avenue, Spring Lake, NJ 07762 and shall be maintained for no less than five (5) years from this date.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-12-073 RESOLUTION – AUTHORIZING REFUND OF WATER OVERPAYMENT

WHEREAS, payments have been received on the following account resulting in an overpayment as certified by the Borough Tax Collector:

Account	Street Address	Name	AMOUNT
6480	411 Morris Avenue	Christopher Fitzmaurice	\$188.22

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that a refund in the amount specified be and hereby is approved for the aforementioned account.

I, Robbin Kirk, Tax Collector of the Borough of Spring Lake hereby certify the total amount of overpayments to be a total of \$188.22. /S/ ROBBIN KIRK, TAX COLLECTOR

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-12-074 RESOLUTION – APPOINTING BEACH PERSONNEL FOR THE 2012 SEASON

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as Beach Personnel for the 2012 Season:

Dan Finn	Beach/Pool Manager	\$22,190.00
Anne Carpinello	Bookkeeper	\$16,010.02
Lynn Hennings	Payroll Clerk	\$13.14 per hour
Mark Jarmon	Assistant Manager	\$18.20 per hour
Anna Kurtz	Chief Gate Attendant	\$14.65 per hour
Madeline Maclver	Head Office Clerk	\$14.65 per hour
Carolyn O'Doherty	Office Clerk	\$12.34 per hour
Dawn West	Office Clerk	\$12.34 per hour
Gail Zaycek	Office Clerk	\$12.34 per hour
Janet Carbin	Chief Lifeguard	\$14,610.18

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
APRIL 10, 2012**

24586

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-12-075 RESOLUTION – APPOINTMENT OF SEASONAL EMPLOYEES

BE IT RESOLVED, by the Mayor and Council of the Borough of Spring Lake, that the following individuals are hereby appointed as seasonal employees with the Borough of Spring Lake for the 2012 season in the following Departments at the following rates:

DPW and Sanitation

Robert F. Davis	\$15.00 per hr
Matthew Winemiller	\$12.75 per hr
Justin Slattery	\$12.75 per hr
Matthew Glassford	\$12.75 per hr
Brett Brahn	\$12.50 per hr

Beach/Pool Maintenance

Cliff Adams	\$18.00 per hr
James Easley (Hired for DPW Seasonal as of 4/16/12)	\$16.00 per hr
Anthony Mennie (Also Locker boy Supervisor)	\$15.25 per hr

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-12-076 RESOLUTION – APPOINTING HANK KOELSCH
FULL-TIME – DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Hank Koelsch be and hereby is appointed full-time for the Department of Public Works as a Class 4 Mechanic – Probationary in accordance with the Collective Bargaining Agreement with the Spring Lake Employees Association - to replace Robert Pappas.

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Mrs. Venables offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

R-12-077 RESOLUTION – APPROVAL OF BILLS – APRIL 10, 2012

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending April 10, 2012, and

BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
APRIL 10, 2012

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)		873,153.63
GENERAL CAPITAL (4)		31,131.25
WATER/SEWER OPERATING (9)		260,793.17
DOG TRUST (13)		6.00
SPRING LAKE TRUST (15)		7,420.00
MT LAUREL TRUST (16)		10,337.50
PAYROLL (18)		11,139.60
MARRIAGE TRUST (19)		100.00
RECREATION (25)		3,496.79
BEACH OPERATING (81)		83,352.31
BEACH CAPITAL (84)		339.38
POOL OPERATING (91)		3,434.50
POOL CAPITAL (94)		3,800.00

ROLL CALL:

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

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Public Comments

John McGlinchy, South Boulevard asked if there was a schedule for the Wreck Pond project. Mayor Naughton addressed noting that as mentioned earlier, a meeting is scheduled with the County regarding the sediment removal. Also, the environmental assessment is with FEMA and we're awaiting approval. Once approved, the money should be released and the Borough can then go out to bid on the pumps.

Adjournment

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

ROLL CALL:

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

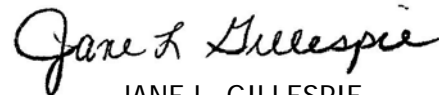
NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Time of Adjournment: 7:54 P.M.

Respectfully submitted,



JANE L. GILLESPIE
Borough Clerk

Approved at a meeting held on: August 14, 2012