

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:02 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 via in person meeting.

PRESENT: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley, Mayor Naughton
ABSENT: None

ALSO PRESENT: W. Bryan Dempsey, Borough Administrator/Deputy Clerk
Joseph Colao, Esq., Borough Attorney
Peter Avakian, Borough Engineer
Matt Mariano, Engineer, Avakian's Office

Proclamations, Presentations, & Special Guests: None

Workshop Discussions: None

Approval of Minutes:
Mr. Judge offered a motion to approve the minutes of September 22, 2020 seconded by Mr. Erbe.
ROLL CALL:

AYES: Mr. Drasheff, Mr. Erbe, Mr. Judge, Mr. Frost, Mr. Sagui, Ms. Whalley
NAYS: None
ABSENT: None
ABSTAIN: None

Public Comments:
Dolores Cacace, 104 York Avenue thanked Mr. Dempsey for draining Wreck Pond during the recent rainstorm.

Council Comments & Staff Reports:
Mayor Naughton reported on the water quality issues with the chlorine smell and rust in the water that was discussed last meeting. They have followed up with the water department and water consultants, H2M, who provided a report with recommendations. Once they digest this report, they will provide information.

Mr. Judge provided an update to the South End construction project. They have begun driving pilings and will continue through the week and concrete work is scheduled to begin next week. Mr. Judge reminded the public to stay away from the construction area.
Mr. Judge proposed lifting the ban on bicycle riding on the boardwalk.

Ms. Whalley reported that the Business Improvement District (BID) has submitted their annual budget, which is on for introduction tonight. She continued that they are requesting the same amount as last year, they spent money this year on signs related to the pandemic, flowers, flag poles, flags, and new holiday decorations. Mayor Naughton thinks the BID did a great job under difficult circumstances this past year, she thanked all the residents for supporting local businesses

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

during this health emergency. Mr. Erbe added that he thinks they have done a good job making the downtown a safe environment with signage and reminders to keep people safe. Ms. Whalley thanked Mayor Naughton and Mr. Erbe and thinks merchants have been very cautious with capacity and masks.

Ms. Whalley continued that the Shade Tree Committee has been working with Don Jr. to organize a list of tree removals. They anticipate on removing between thirty to forty right-of-way and park trees by a tree service company within the next couple of months.

Borough Engineer's Report:

Mr. Avakian reported that tonight on the agenda is a change order for water/sewer improvement project for a \$2,800 change for a valve repair.

Mr. Avakian continued that the Passaic Avenue project will be moving forward within the next few weeks from Third to Fifth Avenue. He continued that they will be cautious with Halloween.

Borough Attorney's Report: None

Borough Administrator's Report:

Mr. Dempsey asked the Council if they want to put the benches back on the boardwalk. Currently they only have benches in the area of the pavilions and gazebos. Mayor Naughton is concerned because it is a massive job to put the benches back. Mr. Frost thinks the benches should be put back, adding that Marucci Park has been busy and moving the benches would provide more room for parking. Mr. Judge acknowledged it is not a simple process to put the benches back, but with cases going up in New Jersey he is concerned and would like to keep benches off the boardwalk. Ms. Whalley agrees to keep the benches off the boardwalk. Mr. Sagui added that it doesn't hurt to wait, a storm could still come in where they would have to remove the benches again. Mr. Frost suggested asking Department of Public Works about moving the benches, because he heard it isn't a big deal.

Mr. Dempsey continued that he has received a request to hold the National High School Surfing Championship which includes all of the teams from New Jersey and New York. It has always been a great event, and they hope to have it either October 18th or November 1st. Mr. Judge thinks they can move forward with this request. Mayor Naughton would like to ask them to require masks on the boardwalk in the area from Tuttle to Ludlow Avenues for the event. Mr. Dempsey suggested moving the vendors to the bump out areas around the pavilion this year. Mayor Naughton said they will have to let the event organizer know to let teams know masks are required. Mr. Dempsey continued that they will have less surfers this year. Mr. Judge added that it is a very well spread out event.

Mr. Dempsey reported that there was an assessment done on the house in the public works yard at the corner of Monmouth and Fifth Avenues. The assessment of the property found asbestos, which is somewhere around \$35,000 to clean up and the demolition would be between \$9,000 and \$10,000. The house is not salvageable and should be knocked down. Robbin Kirk, Chief Financial Officer, is looking to find money in the budget for this.

Mr. Dempsey reported that Ms. Kirk is also working on the Best Practices Inventory, the Borough is compliant with State requirements and will get aid.

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Mr. Dempsey continued that on tonight's agenda is resolution R-20-135 appointing Richard Henn as a full time DPW employee. Mayor Naughton added that he has a great skill set and good cohesion with the staff.

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

**R-20-135-RESOLUTION – APPOINTING RICHARD HENN
FULL-TIME – DEPARTMENT OF PUBLIC WORKS**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Richard Henn be and hereby is appointed full-time for the Department of Public Works effective October 12, 2020 as Laborer – Probationary in accordance with the Collective Bargaining Agreement with the Spring Lake Employees Association.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Mr. Dempsey reported that Kevin Gerrity is retiring and Michael McArthur is taking over from Sea Girt as the new Water Operator.

Business Items Under Consideration: None

Ordinances for Introduction: None

Ordinances for Adoption: None

Consent Agenda:

Resolution R-20-135 was removed from the Consent Agenda and voted upon individually.

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

**R-20-126A-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#9-2020 ST. ANDREWS UNITED METHODIST WOMEN OF ST. ANDREWS UMC
– ON PREMISE DRAW**

WHEREAS, St. Andrews United Methodist Women of St. Andrews UMC has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#9-2020, 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#9-2020 be and the same is hereby approved as follows:

**NAME: St. Andrews United Methodist Women of St. Andrews UMC
907 Fourth & W. Lake Avenues, Spring Lake, NJ 07762
Identification No.: 475-3-31760**

LOCATION: Wesley Hall

26459

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

907 Fourth & W. Lake Avenues, Spring Lake, NJ 07762

DATE: November 21, 2020 9:00 am – 2:00 pm

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-127-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#10-2020- ST. CATHARINE’S SCHOOL PTA– OFF PREMISE 50/50**

WHEREAS, St. Catharine’s School PTA has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#10-2020, 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#10-2020 be and the same is hereby approved as follows:

- NAME:** St. Catharine’s School PTA
301 Second Avenue, Spring Lake, NJ 07762
Identification No.: 475-5-7331
- LOCATION:** St. Catharine’s School
301 Second Avenue, Spring Lake, NJ 07762
- DATE:** November 6, 2020
December 4, 2020
January 8, 2021
February 5, 2021
March 5, 2021
April 16, 2021
May 7, 2021
June 4, 2021

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-128-RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA#11-2020- SPRING LAKE GARDEN CLUB– OFF PREMISE 50/50**

WHEREAS, the Spring Lake Garden Club has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#11-2020, 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.

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA#11-2020 be and the same is hereby approved as follows:

**NAME: Spring Lake Garden Club
P.O. Box 487, Spring Lake, NJ 07762
Identification No.: 475-8-35025**
**LOCATION: Spring Lake Community House
300 Madison Avenue, Spring Lake, NJ 07762**
DATE: December 2, 2020

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

R-20-129-RESOLUTION – 2019 AUDIT REPORT

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52: 27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS and,

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form of the Governing Body, and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, all members of the Governing Body have received and familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52: 27BB-52 to wit:

R.S. 52: 27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Spring Lake, hereby

26461

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-130-RESOLUTION – APPROVING VOLUNTEER APPLICATION
FOR FIREMAN – CHRISTOPHER NEWMAN**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the application of Christopher Newman to become a volunteer firefighter with Goodwill Fire Company #2 is hereby approved as the necessary background investigation has been completed and found to be favorable.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-131-RESOLUTION – RELEASING STREET OPENING BOND
26 VROOM AVENUE, BLOCK 134, LOT 20**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake Granite Development for the property located at 26 Vroom Avenue, Block 134, Lot 20, and

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

WHEREAS, the Borough Engineer's office has inspected the site and found the work to be completed in accordance with Borough Ordinances and recommended the refund of the bond posted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough 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

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

**R-20-132-RESOLUTION – RELEASING STREET OPENING BOND
216 HOWELL AVENUE, BLOCK 145, LOT 16**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Lake from Dave Barber for the property located at 216 Howell Avenue, Block 145, Lot 16, and

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

WHEREAS, the Borough Engineer's office has inspected the site and found the work to be completed in accordance with Borough Ordinances and recommended the refund of the bond posted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough 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

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

R-20-132-RESOLUTION – APPOINTING OFFICE INTERNS

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as Office Interns with the following rates and effective as of September 1, 2020.

Justin Boldt \$12.50

Samantha Grassano \$12.50

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

R-20-134-RESOLUTION – APPOINTMENT OF WATER SEWER OPERATOR

MICHAEL MCARTHUR

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough of the Borough of Spring Lake that Michael McArthur be and hereby is appointed as a Water Sewer Operator at an annual salary of \$15,500 effective October 1, 2020.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Resolutions:

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

**R-20-136- RESOLUTION SETTING THE 2020 SALARY AND HOURLY WAGES
FOR VARIOUS OFFICALS AND EMPLOYEES OF THE BOROUGH OF SPRING
LAKE, MONMOUTH COUNTY, NEW JERSEY**

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Whereas, the Borough Code provides for the establishment of salaries for various officials and employees of the Borough to be set forth in a Salary Ordinance; and

Whereas, in order to permit flexibility in the hiring, transfer, and/or promotion of new or current employees, the Mayor and Council have adopted Ordinance No. 2008-006 establishing ranges for salaries and hourly wages;

Whereas, the specific salaries for officers and employees for 2020 are to be set by Resolution;

Now Therefore, Be It Resolved, by the Mayor and Council of the Borough of Spring Lake in the County of Monmouth, New Jersey, as follows:

1. Unless otherwise specified, all salaries and wages of Borough Officials and Employees shall be payable biweekly. Further, the salaries and wages payable herein shall be in lieu of all fees.
2. All ordinances in conflict with this ordinance, or any part thereof, are hereby repealed as to conflicting part or parts.
3. In addition to the compensation provided for the Borough Officials and Employees enumerated in Article IV of this Ordinance, certain qualified employees may be entitled to an annual longevity payment, uniform allowance, overtime payment, and other supplemental stipends, as may be specified in the Borough's Personnel Policy Handbook/Manual, a current labor contract, or a current individual employment agreement.
4. The following list shall represent the hourly wages and annual base salaries ranges for Officials and Employees of the Borough of Spring Lake not covered by a Collective Bargaining Agreement.

<u>Position Title</u>	<u>Base Salary 2020</u>	<u>Hourly Wage</u>
Administration		
Borough Business Administrator	\$168,521.53	
Borough Clerk/Municipal Registrar	\$87,143.25	
Chief Financial Officer	\$25,000.00	
Purchasing Agent/Water & Sewer Collector	\$79,644.67	
Tax Collector	\$3,876.00	
Administrative Assistant	\$53,443.17	\$13.00 - \$18.00
Administrative Assistant		
Tax Assessor	\$32,760.00	
Secretary to Board of Health	\$3,308.00	
Code Enforcement Officer		\$25.00 - \$30.00
Zoning Review Agent	\$28,710.00	
Regional Construction Office		
Construction Official	\$12,000.00	
Building Sub-Code	\$15,000.00	
Building Inspector	\$25,000.00	
Construction Administrative Clerk/Board Secretary	\$55,700.67	
Fire Sub-Code Official	\$29,034.00	
Electrical Sub-Code Official/Inspectors	\$29,034.00	(p/t) \$25.00 - \$30.00
Plumbing Sub-Code Official/Inspectors	\$29,034.00	(p/t) \$25.00 - \$30.00
Administrative Assistant		(p/t) \$13.00 - \$15.00
Library		
Library Director	\$69,037.00	
Library Page (p/t)		\$7.25 - \$8.50
Library Staff (f/t)	\$52,336.66	

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Library Staff (p/t) \$16.00 - \$18.00

Emergency Services

Police Dept. – Chief of Police	\$167,454.93	
Police Dept. – Special Officer Class II		\$15.00 - \$25.00
Police Dept. – Special Officer Class I		\$9.50 - \$18.00
Police Dept. - Secretary/Records Personnel		\$16.20 – \$17.00
Police Dept. – Dispatcher (p/t)		\$15.00 - \$25.00
School Crossing Guard		\$14.00 - \$15.00
Matron		\$25.00
Emergency Management Deputy Coordinator	\$3,121.35	

Public Works

Public Works Dept. – Superintendent/CPWM	\$118,000.00	
Public Works Dept. – Foreman	\$117,821.56	
Public Works Dept. - Asst. Foreman	\$113,692.95	
Public Works Dept. - p/t Laborer		Min. Wage- \$19.00
Public Works Dept. - Seasonal Laborer		Min. Wage- \$19.00
Recycling Attendants (p/t)		Min. Wage- \$16.00
Recycling Coordinator (p/t)	\$1,500.00	
Water Operator (p/t)	\$14,000.00	

Recreation

Recreation Dept. – Supervisor \$32,545.00

Elected Officials

Mayor	\$4,429.00
Councilmember	\$3,690.00

Municipal Court

Municipal Court Judge	\$15,773.94
Municipal Prosecutor	\$13,695.12

5. The salaries and wages of those employees in the Borough Police Department, Department of Public Works, and Beach Lifeguards covered by the provisions of Collective Bargaining Agreement shall be as provided in those Agreements as approved by the Mayor and Borough Council.

6. In the event any employee is specifically appointed by name to a position in a Resolution setting for a specific salary or wage, which salary or wage is different than provided herein, the specific individual Resolution shall be controlling.

7. This Resolution and the wages and salaries set forth herein shall be retroactive to January 1, 2020.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

26465

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

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

**R-20-137-RESOLUTION – APPROVAL OF INTRODUCTION OF SPRING LAKE
BUSINESS IMPROVEMENT DISTRICT 2021 BUDGET**

WHEREAS, the Mayor and Council of the Borough of Spring Lake authorized and created the Spring Lake Business Improvement District (hereafter the "SLBID") in Chapter 317 of the Borough Code adopted August 14, 2007; and

WHEREAS, Chapter 317 of the Borough Code requires the introduction, approval, public hearing and adoption of an annual budget for the SLBID; and

WHEREAS, pursuant to Chapter 317 of the Borough Code, the Spring Lake Business Development Corporation, Inc., (hereafter the "SLBDC") a duly organized 501(c)(3) corporation, has been designated in Chapter 317 of the Borough as the District Management Corporation; and

WHEREAS, pursuant to Chapter 317 of the Borough Code, the SLBDC is charged with the responsibility of submitting a detailed annual budget for approval by the Borough Council together with a report explaining how the budget contributes to the goals and objectives of the SLBID;

WHEREAS, the SLBDC has submitted a detailed annual budget and report as required; and

WHEREAS, the Mayor and Borough Council find that the budget submitted by the SLBDC and the accompanying report are appropriate and that the Budget can be introduced and scheduled for public hearing as required.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the attached 2021 Spring Lake Business Improvement District is hereby introduced and scheduled for public hearing to be held at the regular meeting of the Borough Council at 7:00 p.m. on Tuesday, December 1, 2020.

BE IT FURTHER RESOLVED that the Borough Administrator and Borough Clerk are authorized and directed to ensure proper notice and publication of this approval and the public hearing as required by and in accordance with Chapter 317 of the Borough Code and all applicable New Jersey Statutes.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-138-RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 – INCREASING
CONTRACT #06-2019 WATER & SANITARY SEWER IMPROVEMENTS**

WHEREAS, contract #6-2019 for Water & Sanitary Sewer Improvements was awarded on September 10, 2019 to Mark Woszczak Mechanical Contractors, Inc., Manasquan, NJ in the amount of \$648,125.82, and

WHEREAS, Engineer's Certificate (annexed hereto and made a part hereof) includes Change Order #1 which increased the contract in the amount of \$2,865.57 for a total contract in the amount of \$650,991.39; and

NOW, THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Spring Lake that Change Order No. 1 increasing Contract #01-2020 for Water & Sanitary Sewer Improvements in the amount of \$2,865.57 for a total contract in the amount of \$650,991.39 is hereby authorized for the above contract awarded to Mark Woszczak Mechanical Contractors, In.

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

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 Bond Ord #2018-007 Acct# W-08-18-007-238 with a balance of \$2,158,240.32.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-20-139-RESOLUTION AMENDING THE AUTHORIZATION 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#14-202	Review of Zoning the Business District	Joe Walker-Architect	JL Walker Architects	1330 Laurel Avenue Sea Girt, NJ 08750	\$23,000.00

					Amount not exceed
PS#16-202	Review of Zoning the Business District	Joe Walker-Architect	JL Walker Architects	1330 Laurel Avenue Sea Girt, NJ 08750	\$15,000.00

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.

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

26467

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

Borough of Spring Lake; and

BE IT FURTHER RESOLVED, that a copy of this Resolution, the Business Entity Disclosure Certification and the Contract shall be placed on file with the Clerk of the Borough; and

BE IT FURTHER RESOLVED, that a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in accordance with law; and

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available for PS#14-2020 from 2020 Planning Board OE Acct # 0-01-21-180-190.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

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

R-20-140-RESOLUTION – APPROVAL OF BILLS – OCTOBER 13, 2020

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending October 13, 2020, 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)		89,273.07
GRANT FUND (2)		16,350.00
GENERAL CAPITAL FUND (4)		2,210.57
W/S UTILITY CAPITAL FUND (8)		85,399.65
WATER/SEWER OPERATING (9)		74,515.42
DOG TRUST FUND (13)		14.40
ESCROW TRUST (15)		1,821.20
MARRIAGE TRUST FUND (19)		300.00
RECREATION TRUST (25)		3,400.20
BEACH OPERATING (81)		36,600.96
POOL OPERATING (91)		6,571.47
POOL CAPITAL FUND (94)		567,230.86
TOTAL		\$883,687.80

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Public Comments:

Kelsey Pegler, 1701 Third Avenue is in favor of benches being returned to the boardwalk, he feels it is a welcome sign to the residents. He also wishes they did the Third Avenue Trick or Treating this year. He thinks it sends the wrong message and believes it can be done safely. Mr. Pegler

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
OCTOBER 13, 2020**

continued he heard an idea about the lot on Monmouth and Fifth Avenue and thinks a historic house should be moved.

Rich Clayton, 1207 Third Avenue added that the BID is meeting again tomorrow at 10 am to discuss trick or treating. He personally thinks it is wrong thing to do because of the crowds. They may consider 1:00-3:00 pm or 2:00-4:00 pm. He isn't sure if they can legally cancel Halloween. Ms. Whalley recognizes that the Centers for Disease Control (CDC) is strongly discouraging large groups and thinks that by permitting trick or treating is sending a wrong message. Mr. Pegler asked why the CDC or the BID are making a decision on Halloween. He suggested the BID should stay out of the decision and let the business owners make the decision on their own if they do not want to participate. Mr. Frost agrees with Mr. Pegler and agrees with limiting the hours. Ms. Whalley explained that the BID does not feel they can make any decision and enforce it. The BID, Chamber of Commerce, and Police have a meeting tomorrow to discuss. Mr. Sagui added that people have a choice either way.

Executive Session: None

Adjournment:

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

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Time of Adjournment: 7:42 P.M.

Respectfully submitted,



DINA M. ZAHORSKY
Borough Clerk

