

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
MAY 23, 2023**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 6:00 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. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Ms. Whalley, Mr. Sagui, Mayor Naughton

ABSENT: None

ALSO PRESENT: Joseph Colao, Esq., Borough Attorney

Peter Avakian, Borough Engineer (7:00 pm)

W. Bryan Dempsey, Borough Administrator & Deputy Borough Clerk

Dina M. Zahorsky, Borough Clerk

Jennifer Beahm, Professional Planner

Workshop Discussions:

a. Downtown Design Standards – Jennifer Beahm, Professional Planner

Mayor Naughton explained that there was a sub-committee of the Council formed to research downtown design standards, along with help from some of our professionals. The sub-committee was headed by Mr. Erbe and Mr. Sagui, also here tonight is Jennifer Beahm, Professional Planner.

Mr. Erbe explained that the sub-committee has been working on this for a long time. He added that the sub-committee does not want to do any harm downtown, the only thing that could be limiting are the five architectural styles. This is a template and is not addressing occupancy upstairs nor parking. He added that Joe Walker, Professional Architect also helped with this process, who is not here tonight. Ms. Beahm explained that they took a very detailed look at every structure along the business district and architectural styles. Anything that is downtown now will remain, they are not going to require someone there to rehab their façade. However, should a building come down or façade be changed, these are things that will help guide in the ordinance fashion, the esthetic that the sub-committee approved on. The architectural styles are Victorian revival which includes Italianate Style, Queen Ann Style, Tudor Revival, Georgian Revival, Colonial Revival and Shingle Style. It is also recommended that if a building were to come down, a new building would have to have a setback of five feet up to twenty-six feet and after that it has to project back. This way it is not a flat wall up to thirty-five feet.

Mayor Naughton asked if the styles that were chosen, are among the styles that are downtown now.

Ms. Beahm said yes but not everything downtown fits the styles.

Mr. Hale asked about the five-foot façade setback, is that something that is there now? Ms. Beahm answered no they are right on the sidewalk lines. Mr. Hale asked that if a new building was built and the five-foot setback is required, how would you handle the other two buildings. Ms. Beahm answered that it is complicated but the goal is to start to move buildings back. She added that if there is that big of an issue, a person could go to the Planning Board to ask for relief.

Mayor Naughton asked where the setback idea came from. Ms. Beahm explained that at first there was a much more pronounced setback which we decided was impractical. Mr. Erbe added that they would like more sidewalk space.

Ms. Whalley asked about the setback. Ms. Beahm explained that the curb is not the property line, the sidewalk is within the public right-of-way. The property line is on the inside part of the sidewalk. If a

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building were to come down and a new building were to go up, it would be pushed back of the property line to give depth to the façade. Mr. Dempsey added that some may be at the five-foot setback now, but they are not sure. Ms. Beahm stated that in most towns that she works for the downtown buildings are all at the setback. She has no objections to the zero setback if that is what the Council would like. Mr. Sagui added that one of the concerns is that a developer would come in and purchase a whole block and tear it down and change the whole look of Spring Lake. Also, more sidewalk would be great. Ms. Beahm added that even if a building was going to come down the applicant would have to go to the Planning Board for site plan approval.

Miss McDonough asked that if a building does come down, since most of the buildings are at their max at the rear of the building, then the stores would lose square footage. Ms. Beahm answered that she is correct.

Mr. Hale added that then the second floor would be even less. Ms. Beahm answered that someone could go straight up to twenty-six feet. The third story would have to have an angle on the roof, the usable floor area would be less. Mr. Dempsey explained that the max height is thirty-five feet. Ms. Beahm said no. Mayor Naughton added that it was changed a few years ago. Ms. Beahm answered that is based on forty-two feet, a commercial first floor is typically taller than a residential first floor.

Mr. Judge asked what type of façade change would require these new changes. Ms. Beahm answered that it would be for the Council to decide. She doesn't think if a building was being painted or a new awning added, it would apply. If there was a variance change and they had to go to the Planning Board then these changes would be required. Mayor Naughton is trying to understand why the height would go from thirty-five feet, which was changed only a few years ago, to forty-two feet. Ms. Beahm answered that it was based upon the work that was done with the sub-committee, which can be changed. Mr. Colao explained that they are compromising with the square footage that would be lost with the front yard setback. Mr. Hale asked how a flat roof is being defined. Ms. Beahm answered, no pitch. Mr. Hale asked no pitch at all or 0.0025 pitch. Ms. Beahm does not know. Mr. Hale added that the drainage usually goes toward the back since they do not want water draining onto Third Avenue. Ms. Beahm added that she is not an architect but she believes the goal is to have pitched roofs to add dimension.

Mayor Naughton explained that the idea of the workshop is to understand and ask questions.

Mr. Dempsey stated that the Wells Fargo building, which the Borough just purchased, has a flat roof with fencing so that the HVAC units can't be seen, so how much of the roof has to be flat. Ms. Beahm added either way Matthew Zahorsky, Zoning Review Agent, has to have a clear directive while reviewing the plans.

Mr. Hale asked about the balconies on the second and third floors. Ms. Beahm answered two and a half feet, more of a Juliet balcony.

Mr. Erbe explained that the subcommittee was looking at buildings in other towns; but a change could be made to have the setbacks on the second and third floors, so that the first floor does not lose square footage.

Mr. Sagui thinks it may be beneficial to have more sidewalk space in the summer time.

Sharon Mahoney, not a Spring Lake resident asked about historic buildings. Ms. Beahm answered that if a building is not on the historic register, then there are no restrictions. If it is on the register then there are State restrictions.

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Proclamations, Presentations, & Special Guests:

a. Proclamation – Honoring Spring Lake First Aid

Mayor Naughton read the following proclamation into record:

HONORING SPRING LAKE FIRST AID

Whereas, emergency medical service are a vital public service; and
Whereas, the members of the Spring Lake First Aid Squad can always be relied on to provide care to those in need, 24 hours a day, seven days a week; and
Whereas, the Spring Lake First Aid Squad is staffed entirely by volunteers who readily give up their time to provide services to our residents; and
Whereas, residents know that calls for first aid will be met with both competence and compassion by responding members; and
Whereas, we would like to recognize the value and accomplishments of the Spring Lake First Aid Squad during National EMS Week;
Therefore, I Jennifer Naughton, Mayor of Spring Lake, NJ, do hereby congratulate the members of our Squad and thank them for their important service to our community.

Approval of Minutes:

Mr. Judge offered a motion to approve the minutes of April 25, 2023, seconded by Mr. Erbe.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui

NAYS: None

ABSENT: None

ABSTAIN: Ms. Whalley

Mr. Judge offered a motion to approve the minutes of May 9, 2023, seconded by Mr. Hale.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Ms. Whalley, Mr. Sagui

NAYS: None

ABSENT: None

ABSTAIN: None

Public Comments:

Sharon Mahoney, Belmar Resident whose dad passed away in February, was looking to plant a Memorial Shade Tree in town. She then asked about a pollinator garden. Miss McDonough answered there is one at the Department of Public Works yard. Ms. Mahoney asked about cross walk painting. Mr. Dempsey answered that he is getting a price from Monmouth County. There is a section near East Lake Drive which is very faded. Ms. Mahoney stated that she witnessed two signets getting suck in the plant netting. Ms. Whalley explained that the goose netting was put up to establish the natural shore line with the new plants, the geese will pluck out the new plants. She heard that the signets were getting suck and the netting can be removed now.

Council Comments & Staff Reports:

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Mayor Naughton wanted to remind everyone about the street closures for the children’s race and the Spring Lake Five Mile run. On Monday at 10:30 am the Memorial Day Ceremony will start at HW Mountz School.

Mayor Naughton stated that people will need beach and pool badges starting on Saturday.

Mayor Naughton added that the Reclamation Center will be closed Monday and will be open a full day on Tuesday.

Mr. Erbe thanked the Council for participating in the workshop.

Mr. Judge reported that at the Bank Building, the asbestos has been removed and the underground tank will be removed in the near future. There has been discussion with the neighbors to the south about parking in the parking lot.

Ms. Whalley said the Shade Tree Committee will be working with the Department of Public Works to starting planning the fifty right of way and park trees.

Ms. Whalley thanked Mr. Erbe and Mr. Sagui on their hard work on the Downtown Design Standards.

Ms. Whalley stated that the Council members received a copy of the Business Improvement Districts audit.

Borough Engineer’s Report:

Mr. Avakian reported the Borough works with FEMA to certify the Community Ratings System, which the Borough qualifies at a certain level and based off of that the residents can receive a discount on their flood insurance. This year is the five-year cycle, the Borough was at a level six and then changed to a level seven. He added that Christine Bell is the certified flood plain manager.

Borough Attorney’s Report: None

Borough Administrator’s Report:

Mr. Dempsey reported that after the Spring Lake 5 there will be a beer garden at Jersey Avenue and Third Avenue, the Business Improvement District hosts it and all the proceeds go toward their budget.

Mr. Dempsey reported that he met with the organization that has concerns about the Marucci Park building and a compromise has been made. The bids should be accepted on July 25, 2023.

Mr. Dempsey reported that all of the lockers and beach boxes are sold out for the season.

Mr. Dempsey reported that there is a cell tower on top of the South End which is not permanent, it is only for the race.

Mayor Naughton reported that the County Commissioners every year choose a town and they do a press conference; they were in Spring Lake today at the North End Pavilion. She thanked them for attending and praised the community.

Business Items Under Consideration:

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a. Request – Maui Ola Foundation – Surf Event – July 9, 2023 – Mr. Judge offered a motion to approve the request, seconded by Miss McDonough. All in favor. None opposed.

b. Request – St. Catharine School – Physical Education Classes – June 7, 2023 – Mr. Judge offered a motion to approve the request, seconded by Miss McDonough. All in favor. None opposed.

Ordinances for Introduction:

Borough Attorney Colao read Ordinance No. 2023-004, entitled, "ESTABLISH CAP BANK"
Mr. Judge offered a motion to introduce Ordinance No. 2023-004, seconded by Mr. Miss McDonough.
Public hearing will be set for June 13, 2023.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

Ordinances for Adoption:

Mr. Judge offered a motion to open the public hearing for Ordinance No. 2023-003, seconded by Miss McDonough.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

PUBLIC HEARING NOW OPEN

Mr. Hale explained that he is also the Fire Chief in town, and that the two fire companies will be consolidating into one. All of the Fire Department gear will be held at the Fifth Avenue fire house and will no longer respond from the Washington Avenue fire house. This ordinance will be changing the existing fire department ordinance to reflect those changes. These changes will be helpful with the integrated response and better safety for the town.

Mr. Judge offered a motion to close the public hearing for Ordinance No. 2023-003, seconded by Mr. Erbe.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

PUBIC HEARING NOW CLOSED

Mr. Judge offered a motion to adopt Ordinance No. 2023-003, seconded by Miss McDonough.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 43 "FIRE DEPARTMENT" OF THE SPRING LAKE BOROUGH CODE

WHEREAS, Chapter 43 of the Borough Code governs to establishment of the Fire Department in the Borough of Spring Lake; and

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WHEREAS, the Mayor and Borough Council have recommended that the following sections of Chapter 43 is amended and supplemented as it is in the best interest of the Borough; and

WHEREAS, Chapter 43 is amended and supplemented with deletions reflected in ~~strikethrough~~ and additions reflected in underline; and

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Borough Council of the Borough of Spring Lake in the County of Monmouth and State of New Jersey as follows:

CHAPTER 43. FIRE DEPARTMENT

ARTICLE 1. COMPOSITION

§ 43-1. Composition.

The Fire Department of the Borough of Spring Lake ~~Volunteer Fire Department~~, ("Volunteer Department") shall be the exclusive volunteer fire organization within the Borough, consists of two volunteer companies; Spring Lake Fire Department No. 1 and Goodwill Fire Company No. 2.

§ 43-2. Fire-fighting apparatus.

~~The Volunteer~~ Each company or unit of the Fire Department shall have charge of such fire-fighting apparatus, belonging to the Borough of Spring Lake, as may be placed in ~~its~~ their keeping by the Borough Council, and may provide itself with such additional equipment as desired.

§ 43-3. Compensation.

Each active member of the Volunteer Fire Department who shall have complied with the requirements of the Borough ordinances and the laws of the State of New Jersey shall receive an annual compensation of the sum of \$12; such compensation to be paid in such manner and at such time as the Borough Council shall determine. Eligibility for compensation as active members shall be determined by the record of each of attendance and service at fires and instruction drills.

~~§ 43-4 Composition of volunteer companies.~~

~~The volunteer company shall consist of such volunteer fire organizations as may now or hereafter exist in the Borough of Spring Lake.~~

§ 43-5. Officers.

There shall be two three officers of the Fire Department of the Borough of Spring Lake ("Fire Department"), one of whom shall be the Chief of the Department which includes both fire companies as set forth in § 43-1. The other ~~two~~ officers shall be the Deputy Chiefs, one from each company, Spring Lake Fire Company No. 1 and Goodwill Fire Company No. 2. One of the two Deputy Chiefs is deemed Senior Deputy Chief. The Senior Deputy Chief shall be Deputy Chief from the company that the Chief is not elected from.

§ 43-6. Election of Fire Chief.

- A. The Chief of the Fire Department shall be elected annually by the members of the Volunteer Department fire companies on the ~~third~~ first Tuesday in November. Not more than ~~70~~ 35 Borough Council appointed members of the Volunteer Department each fire company may vote in the election for Chief. ~~The Secretary of the Volunteer Department~~ Each fire company annually shall provide a listing of the ~~70~~ 35 eligible voters to the Borough Clerk not later than 10 days before the date of election.
- B. Nominations for the position of Fire Chief shall be made by the membership of the Volunteer Department each fire company at their regular meeting in October November of each year, and the names of the nominees shall be forwarded to the Borough Clerk on the day following that meeting by the Secretary of each company. ~~The Borough Clerk shall notify both companies of the names of the nominees, in writing, not later than the second Tuesday in November.~~
- C. The candidate for Chief and Deputy Chief who receives the highest number of votes shall be deemed elected to those offices.

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- D. The balloting for the office of Fire Chief shall be by written ballot. The place of election shall be the Spring Lake Municipal Building. The polls shall be open from 7:30 p.m. to 8:30 p.m.; however, written ballots may be submitted to the Borough Clerk from 8:00 a.m. on the morning of election by those eligible voters who are not able to appear at the polls because of employment assignments or medical difficulties. Those ballots shall be delivered to the tellers of election when the polls open, and the tellers shall determine if the ballots were received from eligible voters; ballots received from eligible voters shall be counted at the close of polls.
- E. The Borough Clerk shall serve as judge and the tellers shall be the President and Vice President of the Volunteer Department ~~each fire company~~. A Volunteer Department ~~fire company~~ trustee may replace an unavailable President or Vice President. The results of the election shall be announced immediately following the tally of the votes after the polls close.
- (1) Qualifications for Fire Chief:
 - (a) Completed training in Basic Fire Fighter One and Two at the Monmouth County Fire Academy or equivalent certificate holder.
 - (b) Complete current incident management level 3 as required by the New Jersey Division of Fire Safety.
 - (c) Membership in the Spring Lake Fire Department for a period of at least five years.
 - (d) Previously served as Chief or Deputy Chief for at least one year.
 - (e) Must reside within two miles of the Spring Lake Boundary.
 - (f) Completed a New Jersey Level 1 Course meeting the requirements of NFPA 1021.
 - (2) Qualifications for Deputy Fire Chief:
 - (a) Completed training in Basic Fire Fighter One and Two at the Monmouth County Fire Academy or equivalent certificate holder.
 - (b) Complete current incident management level 2 as required by the New Jersey Division of Fire Safety.
 - (c) Membership in the Spring Lake Fire Department for a period of at least four years.
 - (d) Previously served as Captain, Lieutenant, Foreman, or Assistant Foreman for a period of at least two years total.
 - (e) Must reside within two miles of the Spring Lake Boundary.
- F. The Deputy Chiefs ~~of each company~~ shall be elected by ~~each company~~ the Volunteer Department not later than their regular December meeting. The election of such officers shall be confirmed by the Borough Council, and such officers shall hold their respective offices at the pleasure of the Council.
- G. A vacancy in the office of Chief shall be filled by the Senior Deputy Chief until a Department election may be held, which election shall be held on the third Tuesday of the month following the vacancy occurring. Nominations for the office and the election shall be the same as for the annual election, except that there shall not be a one-month nomination period.
- H. A vacancy in the office of Deputy Chief shall be filled by the membership of the Volunteer Department ~~fire company~~ at the next regular meeting after the vacancy occurring.

§ 43-7. Assigning fire fighters.

The fire fighters of the Borough ~~companies~~ shall be assigned from time to time by the Chief of the Department to duty or service on the fire engine, ~~tender, hook and~~ ladder truck, chemical engine or other apparatus of

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the Borough.

§ 43-8. Number of members.

- A. The number of active members of each ~~fire company of the Fire~~ Volunteer Department shall be limited to ~~70~~ 35, and so proportioned that the number of members in the Department not holding certificates as exempt fire fighters shall not exceed 45. ~~There shall be no limit on Life or associate Members.~~ All active members of the Volunteer Fire Department shall be appointed to the Fire Department by the Borough Council, such appointment to be made only after the candidate is duly elected by the Volunteer Department company to which he is to be appointed and he has been recommended to the Council by the officers of the Volunteer Department such company as a person suitable and qualified, requirements of the State of New Jersey included, to become an active fire fighter.
- B. The date of becoming an active fire fighter shall be the date upon which such fire fighter was appointed by the Borough Council.

§ 43-9. Qualifications.

No person shall become a member of the Volunteer Department Borough Companies unless he shall promise and engage to perform the duties of a fire fighter as prescribed in this chapter, nor shall any person become a member of the company unless he is at least 18 years of age.

§ 43-10. Election of Borough company members.

All members of the Borough Company shall be elected such by the Borough Council.

§ 43-11. Fire Department ~~company~~ budget representative.

- A. ~~Established. The Chief re shall be established the position of budget representative in the Volunteer Department each of the two volunteer companies, Spring Lake Fire Company No. 1 and Goodwill Fire Company No. 2.~~
- B. Purpose. The purpose of this position shall be to provide continuity in the budget process and to establish a ~~joint comprehensive fire budget for the two Volunteer Department companies which would be presented to the Borough Finance Committee, Borough Business Administrator and Borough Chief financial officer.~~
- C. Term. The budget representative shall be the Fire Chief and, in his absence, the Senior Deputy Chief. ~~Said appointment shall run concurrent with their elected position. be for a term of one year and shall commence as of January 1.~~
- D. Duties.
- (1) The budget representative duties shall include:
- (a) Ascertain the needs of the Volunteer Department respective company.
 - (b) Coordinate with the Officers of the Volunteer Department ~~budget representative from the other company~~ and develop a joint proposed fire budget, which would be presented to the Borough Finance Committee.
 - (c) Meet with the Borough Finance Committee in order to review the proposed budget so that the Finance Committee can make recommendations to the governing body concerning the

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municipal budget.

- (2) Vouchers submitted to the governing body on behalf of the Volunteer Department respective fire companies must be signed by the Chief of the Department. ~~both budget representatives on behalf of the fire companies.~~
- (3) The Chief ~~budget representatives~~ shall submit a joint report of its budget activities to the Mayor and Borough Council not less than annually.

§ 43-12. Duties of Chief.

The Chief of the Fire Department shall devote his time and attention to the faithful discharge of the duties of his office. He shall examine at least once in each month, and oftener, if necessary, the engine Fire house, fire engines, chemical engine ladder truck, hose, and other fire apparatus, and ~~the public hydrants and water supply~~ and shall keep in his office a record of the date of such examinations and of the condition in which the engine Fire house, fire engine, ~~chemical engine~~, hose, and other apparatus were found by him. He shall, under the direction of the Rre Borough Safety Committee, superintend in person and direct all ordinary and necessary repairs to the engine Fire house, fire engine, hose and other fire apparatus and the construction and erection of new engine houses and fire apparatus which may be ordered to be built or repaired, and he shall examine and certify all accounts for such work. He shall keep an accurate record of the names of the officers and members of the Fire Department and of all appointments, resignations, and removals of the fire fighters as the same shall take place.

§ 43-13. Fires; chain of command; reports.

The Chief of the Fire Department shall, in all cases of fire threatening damage or destruction of property within the Borough, take prompt and efficient measures and use the means of the Department to extinguish the same and shall, at such times and on occasions of alarms of fire, have sole and absolute control of the Fire Department and persons aiding and assisting the Department in cases of actual fire. In the absence of the Chief, the Senior Deputy Chief shall assume command.

§ 43-14. Deputy Chiefs.

The Deputy Chiefs of the Department, when attending fires, shall obey the directions of the Chief. They shall take proper measures to arrange the fire apparatus in the most advantageous manner and to cause it to be worked for the effectual extinguishment of fires. It shall also be the duty of the Chief and the Deputy Chiefs to cause order to be observed by the members of the Department in going to, working at, and returning from fires and at all other times when on duty.

§ 43-15. Investigations and reports.

The Chief of the Department shall inquire into all violations of the provisions of this chapter or of any law of the state or ordinance of the Borough relating to the prevention or extinguishment of fires and shall cause such legal proceedings to be had as shall prevent the continuance of the same. He shall investigate the cause of all fires which may take place within the Borough, and if the result of such inquiry shall satisfy him that the fire was of incendiary origin, he shall report to the Mayor, the Monmouth County Prosecutor's office and the

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Monmouth County Fire Marshal that there are good and sufficient grounds of presumption that the fire so occurring was caused by design, and it shall therefore be lawful for the Mayor to offer such reward as he may deem advisable or as the Council shall recommend for the discovery and apprehension of the incendiary, to be paid on conviction of the person or persons so offending. He shall keep a record of all alarms of fires and of all fires which may happen within the Borough with the cause thereof, whenever the same can be ascertained, and the description of the building or buildings injured or destroyed, the names of the owners or occupants, the amount of loss in such cases, and also the amount of insurance as near as the same can be ascertained on careful and diligent inquiry and report to Council at year end.

§ 43-16. Duty of fire fighters.

Whenever the fire alarm sounds, it shall be the duty of the fire fighters ~~of both the Borough and volunteer companies~~ to report immediately to their respective fire apparatus and proceed where such fire shall happen, unless otherwise directed by the Chief or the Deputy Chief, and there, under the direction of the Chief or Deputy Chief, to manage the fire apparatus as trained, and when the fire is extinguished, they shall return the fire apparatus to the engine house as directed by the Chief.

§ 43-17. Entering houses; handling equipment.

It shall be the duty, subject to the direction of the Chief, of all members of the Fire Department to prevent all persons not belonging to the Department from entering any house or handling any apparatus belonging to the Department, except as hereinafter provided. Every person not a fire fighter who shall be present at a fire shall be subject and obedient to the orders of the Incident Commander. ~~Chief or the Deputy Chief or of the Mayor or the Marshal or any member of the Fire Department acting under their direction,~~ in extinguishing the fire, preserving order and the removal of property.

§ 43-18. Bylaws and regulations.

The Fire Department may adopt such bylaws and regulations for their government subordinate to the ordinances of the Borough and not inconsistent therewith as they may deem useful and proper in the discharge of their duties.

§ 43-19. Dismissal.

Any fire fighter who shall be guilty of misconduct or negligent of his duties as a fire fighter shall be reported by the Chief to the Council and may be dismissed for such misconduct or neglect of duty. Complaints made by any person to the Chief, Mayor, or any member of the Council against fire fighters for misconduct in the performance of their duties or neglect of the performance of such duties shall forthwith be reported to the Council for action. Whenever any report shall be made against any fire fighter, a full opportunity shall be given by the Council to the party complained of to be heard in his defense but any fire fighter so complained of may be suspended by the Council until the final action on such complaint.

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§ 43-20. Rights-of-way.

The engine, ~~hose cart, hook and ladder truck~~ and other machines and apparatus of the Fire Department of this Borough, when driven on any street in attending any fire or alarm, shall have the right-of-way thereon, and all person driving vehicles on such streets shall ~~turn out~~ yield for the engine, ~~hose cart,~~ truck and other machines or apparatus.

§ 43-21. Fire Safety Committee.

The Fire Safety Committee of the Council shall ~~at all times~~ always have the power to make such rules and regulations as they shall deem best for the good order and proper discipline of said Department.

§ 43-22. Drills and instructions.

A.) Bureau of Instruction. A Bureau of Instruction in the Borough Fire Department is hereby established which shall manage, perform, coordinate all required training for the Fire Department. ~~be operated under the supervision of the Chairman of the Fire Committee of the Borough Council.~~

(1) The Chief and the Deputy Chief of the Fire Department of the Borough shall be the Chief and Deputy Chief, respectively, of the Bureau of Instruction. The captain, foreman lieutenant and chief engineers of each the Borough fire company shall be the Instructors of the Bureau of Instruction.

(2) The Chief, Deputy Chief and Instructors of the Bureau shall receive no compensation for their services as such.

B. Drills. The Chief of the Bureau shall cause to be held drills for all members of the Fire Department at least once in each month and more often when he deems necessary for the purpose of instructing firemen in the use and handling of fire-fighting equipment and the prevention and extinguishment of fires.

C. Deputy Chief and Instructors. The Deputy Chief and Instructors of the Bureau shall assist the Chief and act under his direction in the instruction of fire fighters. In the absence of the Chief, the Deputy Chief of the Bureau shall assume all the duties of the Chief.

D. Attendance. All members of the Fire Department shall attend to the best of their ability and when in attendance shall be obedient to the Chief and the Instructors and exert their best effort in becoming familiar with their duties as fire fighters.

E. Notification. The Chief of the Bureau shall notify each member, ~~in writing, the proper officer of each company of the Fire Department, at least five days in advance,~~ of the time and place of each drill. ~~The officer receiving such notice shall transmit such notice to all members of his company allowing ample time for each member to arrange to be present at the drill. All such notices may be made by mail.~~

F. Records. The Chief of the Bureau shall keep an accurate record of all drills and enter the same in the record of the Fire Department. He shall also keep a detailed record of attendance of members at drills and enter such upon his annual report on members.

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G. Reports. The Chief of the Bureau shall report in writing, for action, ~~to the proper officer of their respective company;~~ any insubordination or any physical condition of members which may render them unfitted for service as fire fighters.

H. Instruction. Instruction of members of the Fire Department shall include all such subjects as will render them an increased familiarity with the purpose and use of fire-fighting apparatus and appliances, enable them to handle and lay hose in a rapid and efficient manner, the quick raising and moving of hose, handling of streams of water, ~~the use of and proper handling of Siamese connections,~~ and the handling and use of ladders.

(1) Instruction shall include the ~~changing~~ charging of hose 2-1/2 inches on the trucks as often as possible, ~~once in each month and the running of water through all hose at least once in every two months.~~

(2) All other subjects shall be included as the Chief of the Bureau deems advisable to keep members familiar with modern fire-fighting methods.

§ 43-23. Junior Firemen's Auxiliary.

A. Established. An auxiliary in accordance with N.J.S.A. 40A:14-95 ~~to Spring Lake Fire Company No. 1, Fifth Avenue, Spring Lake, New Jersey 07762~~ is hereby established which is to be known as the "Junior Fire Fighters' Auxiliary to the Spring Lake Fire Company No. 1."

B. Authorization to establish. Authorization is hereby given to ~~Spring Lake Fire Co. No. 1, Fifth Avenue, Spring Lake, New Jersey 07762~~ to establish a Junior Fire Fighters Program Auxiliary in accordance with the statute, if the membership of the company so desires.

C. Age; eligibility. All persons not less than 14 years of age and not more than 21 years of age shall be eligible for membership in the Junior Fire Fighters Program Auxiliary ~~to Goodwill Fire Co. No. 2 and in the Junior Fire Fighters' Auxiliary to the Spring Lake Fire Company No. 1.~~

(1) A prospective junior member shall be required to obtain permission to join the auxiliary from their parents or guardian.

(2) Such Permission shall be in writing and acknowledge ~~or proved in the manner required by law for deeds to real estate to be recorded.~~

D. Rules and regulations adopted; on file in Clerk's office. In accordance with N.J.S.A. 40A: 14-98, certain rules and regulations governing the activities of the auxiliary or auxiliaries are hereby adopted. The rules and regulations are in writing and the same have been filed in the office of the Borough Clerk, Fifth and Warren Avenues, Spring Lake, New Jersey 07762 where they are available for public inspection during normal business hours. Further, the rules and regulations may be amended, supplemented, and deleted by subsequent resolutions of the Borough Council.

§ 43-24. Disclosure of information regarding applicants for membership in volunteer fire department and first aid squad.

A. Purpose. This subsection is enacted pursuant to N.J.S.A. 40:42-1 et seq., the Home Rule Act, which directs municipalities to act for the health, welfare, and safety of its citizens and to implement

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N.J.S.A. 15:8-1.1.

B. Membership defined. Membership in the Spring Lake Fire Department ~~Company No. 1 and Goodwill Fire Company No. 2~~ or the Spring Lake First Aid Squad means membership in a volunteer fire company or first aid squad organized pursuant to Title 15 of the Revised Statutes or Title 15A of the New Jersey statutes, membership in a volunteer fire company or first aid squad or similar organization constituted in a fire district pursuant to N.J.S.A. 40A:14-70.1, membership in a junior firefighters' auxiliary established pursuant to N.J.S.A. 40A: 14-95, or nonpaid membership in a part-paid Fire Department or force established pursuant to Chapter 14 of Title 40A of the New Jersey statutes.

C. Application. Any person desiring membership in the Spring Lake Fire Department ~~Company No. 1 or Goodwill Fire Company No. 2~~ or the Spring Lake First Aid Squad shall ~~complete in duplicate, filing the same with Spring Lake Fire Company No. 1 or Goodwill Fire Company No. 2, or the Spring Lake First Aid Squad~~ an application the form of which may be prescribed by Spring Lake Fire Department ~~Company No. 1 or Goodwill Fire Company No. 2~~, or the Spring Lake First Aid Squad, but which shall contain the following information about the applicant:

- (1) Name.
- (2) Home address.
- (3) Birth date.
- (4) Social security number.
- (5) Driver's license number.
- (6) Any conviction of violation of N.J.S.A. 2C:17-1:
 - (a) Aggravated arson; or
 - (b) Arson; or
 - (c) Failure to control or report dangerous fire; or
 - (d) Directly or indirectly pays or accepts any form of consideration for the purpose of starting a fire or explosion.
- (7) Any conviction of violation of N.J.S.A. 2C:33-3, False Public Alarms.
- (8) Any conviction of a crime or disorderly persons violation.
- (9) Such other information as the Spring Lake Fire Department ~~Company No. 1 or the Goodwill Fire Company No. 2~~ or the Spring Lake First Aid Squad deems relevant to the application, provided that none of such information is prohibited by law.

D. Investigation by Chief of Police. Following the filing of such application the Spring Lake Fire Department ~~Company No. 1, the Goodwill Fire Company No. 2~~ or the Spring Lake First Aid Squad shall transmit one of the applications to the Chief of Police of the Borough of Spring Lake who shall conduct an

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investigation to ascertain the truth of the statements made by the applicant upon his/her application and any such other investigation of the applicant's background as he deems necessary for the protection of the public good. If as the result of such investigation the applicant is found to have been convicted of violation of N.J.S.A. 2C:17-1a, b, c, and/or d or N.J.S.A. 2C:33-3 or any other crime or disorderly persons violation or any other information that would indicate the applicant may be a threat to the health, safety or welfare of the community, the Chief of Police shall report such information and the particulars thereof to the Spring Lake Fire Chief ~~Company No. 1~~ and/or the Goodwill Fire ~~Company No. 2~~ and/or the Spring Lake First Aid Squad Captain.

E. Fingerprinting. In connection with said investigation, the applicant shall submit to fingerprinting, and the Chief of Police is authorized to submit applicant's fingerprint card and receive state criminal history record information from the Division of State Police/State Bureau of Identification for use in considering the suitability of all applicants covered under this section.

F. Companies to become authorized agencies. This subsection is intended to make Spring Lake Fire Department ~~Company No. 1~~ and ~~Goodwill Fire Company No. 2~~ and the Spring Lake First Aid Squad authorized agencies as defined by N.J.A.C. 13:59-1.1.

G. Time limit for investigation. The above investigation by the Chief of Police shall be completed within 30 days of receipt of the application and the fingerprinting of applicant.

This Ordinance shall take effect upon passage and publication in accordance with the applicable law.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

Consent Agenda:

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

R-23-082 - RESOLUTION – APPOINTING ADDITIONAL SEASONAL PERSONNEL

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed for the 2023 Season:

Recreation

Swanwick, John \$60.00 Pickleball Asst. Coach

Police

Regan, Timothy \$15.00 Class I Special

Beach Crew

Canzonei, Anthony \$14.00 Crew Chief

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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

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R-23-083 - RESOLUTION – APPOINTING BEACH PERSONNEL FOR THE 2023 SEASON

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following attached list of individuals be appointed as Beach and Pool Employees for the 2023 Season.

<u>Name</u>	<u>Position</u>	<u>Pay Rate</u>	<u>Secondary Position</u>	<u>Secondary Rate</u>
Mia Aiello	Gate Checker	\$12.93		
Denise Banks	Gate Checker	\$12.93		
Alexandra Birdsall	Gate Checker	\$12.93		
Suzanne Birmingham	Gate Checker	\$12.93		
Mary Breen	Gate Checker	\$12.93		
Kaitlin Brice	Gate Checker	\$12.93		
Doreen Brown	Gate Checker	\$12.93		
Lucy Callahan	Gate Checker	\$12.93		
Rich Carragher	Gate Checker	\$12.93		
Valisa Chisolo	Gate Checker	\$12.93		
Maryann Crimmins	Gate Checker	\$12.93		
Madelyn Daino	Gate Checker	\$12.93	Badge Distributor	\$14.00
Karin Davis	Gate Checker	\$12.93		
Joseph DeOlivera	Gate Checker	\$12.93		
John Desimini	Gate Checker	\$12.93	Pool Checker	\$13.25
Alex Van Driesen	Gate Checker	\$12.93		
Ireland Dwyer	Gate Checker	\$12.93		
Toni Easley	Gate Checker	\$12.93		
Odette Farrell	Gate Checker	\$12.93	Badge Distributor	\$14.00
Colin Fell	Gate Checker	\$12.93		
Emma Ferrarese	Gate Checker	\$12.93		
Ava Ferrarese	Gate Checker	\$12.93		
Sue Fischer	Gate Checker	\$12.93		
Shayne Flathery	Gate Checker	\$12.93		
Vivian Gaskin	Gate Checker	\$12.93		
Kristen Ghidella	Gate Checker	\$12.93	Pool Checker	\$13.25
Laz Goncalaves	Gate Checker	\$12.93		
Liam Gott	Gate Checker	\$12.93	Badge Distributor	\$14.00
Cathy Graham	Gate Checker	\$12.93		
Ethan Hickman	Gate Checker	\$12.93	Pool Checker	\$13.25
Sienna Hook	Gate Checker	\$12.93		
Gerald Horn	Gate Checker	\$12.93	Pool Checker	\$13.25
Preston Itri	Gate Checker	\$12.93		
Tim Jennings	Gate Checker	\$12.93		
Jason Jennings	Gate Checker	\$12.93		
Allison Johnson	Gate Checker	\$12.93		

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Marie Juliano	Gate Checker	\$12.93		
Thomas Ketcham	Gate Checker	\$12.93	Pool Checker	\$13.25
Robert Kwiatowski	Gate Checker	\$12.93	Badge Distributor	\$14.00
Alex Lightbody	Gate Checker	\$12.93		
Marycait Mackie	Gate Checker	\$12.93		
Isabelle Makutura	Gate Checker	\$12.93		
Leah Marra	Gate Checker	\$12.93		
Paige McCormick	Gate Checker	\$12.93		
Eve Meehan	Gate Checker	\$12.93		
Lucas Mellon	Gate Checker	\$12.93	Badge Distributor	\$14.00
Barabara Millwood	Gate Checker	\$12.93		
Aidan Murray	Gate Checker	\$12.93		
Sophia Nelson	Gate Checker	\$12.93		
Niko O'Donnell	Gate Checker	\$12.93		
Annie O'Hearn	Gate Checker	\$12.93	Badge Distributor	\$14.00
John O'Hearn	Gate Checker	\$12.93	Pool Checker	\$13.25
Lisa Petrillo	Gate Checker	\$12.93		
Toni Polihrom	Gate Checker	\$12.93		
Grace Rady	Gate Checker	\$12.93		
Tori Randazzo	Gate Checker	\$12.93		
Nora Reardon	Gate Checker	\$12.93		
Sean Reed	Gate Checker	\$12.93		
Patrick Reilly	Gate Checker	\$12.93		
Cathy Rossano	Gate Checker	\$12.93		
Barbara Schmalzel	Gate Checker	\$12.93		
Angela Scordato	Gate Checker	\$12.93		
Lara Shannon	Gate Checker	\$12.93	Badge Distributor	\$14.00
Beth Shumer	Gate Checker	\$12.93		
Brad Shumer	Gate Checker	\$12.93		
Cameron Solomon	Gate Checker	\$12.93		
Heather Stevens	Gate Checker	\$12.93		
Logan Sy	Gate Checker	\$12.93		
Oliva Teta	Gate Checker	\$12.93		
Ava Teta	Gate Checker	\$12.93		
Ella Tinaci	Gate Checker	\$12.93		
Aidan Tonero	Gate Checker	\$12.93		
Wendy Vallery	Gate Checker	\$12.93		
Ava Valori	Gate Checker	\$12.93		
Luke VanBenthuyesen	Gate Checker	\$12.93		
Patrick Watson	Gate Checker	\$12.93		
Elizabeth White	Gate Checker	\$12.93		
Andrew Wrightington	Gate Checker	\$12.93		

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Santino Zani	Gate Checker	\$12.93		
Samantha Casey	Pool Checker/Office	\$13.25		
Howie Dombrowski	Pool Checker	\$13.25		
Brett Drew	Pool Checker/Office	\$13.25	Badge Distributor	\$14.00
Anne Galvin	Pool Checker/Office	\$13.25		
Nannette Gargiulo	Pool Checker/Office	\$13.25		
Nick Giambattista	Pool Checker	\$13.25		
Allison Irving	Office Clerk	\$13.25		
Betty Karl	Pool Checker	\$13.25		
Pat LaCoste	Pool Checker	\$13.25		
Christine Mayer	Pool Checker/Office	\$13.25		
Marianne McGowen	Pool Checker	\$13.25		
Jean McManus	Pool Checker/Office	\$13.25		
Tina Nucciarone	Pool Checker/Office	\$13.25	Gate Checker	\$12.70
Annette Quetel	Pool Checker	\$13.25		
Rachel Smith	Pool Checker/Office	\$13.25		
Beth Whitaker	Pool Checker	\$13.25		
Casey Allegre	Badge Distributor	\$14.00		
Kyle Bauter	Badge Distributor	\$14.00		
Megan Bauter	Badge Distributor	\$14.00		
Max Beer	Badge Distributor	\$14.00		
Lisa Dunn	Badge Distributor	\$14.00		
Michelle Gargiulo	Badge Distributor	\$14.00	Office Clerk	\$13.25
Julia Gmahle	Badge Distributor	\$14.00	Office Clerk	\$13.25
Jo Anatasia Harkins	Badge Distributor	\$14.00		
Samantha Jordan	Badge Distributor	\$14.00		
Jessica Lieberman	Badge Distributor	\$14.00		
Shreeya Nalla	Badge Distributor	\$14.00	Office Clerk	\$13.25
Lauren Staub	Badge Distributor	\$14.00	Office Clerk	\$13.25
Cara Tinaci	Badge Distributor	\$14.00		
Kiele Trainor	Badge Distributor	\$14.00	Office Clerk	\$13.25
Michael Liddy	Daily Badge Supervisor	\$16.00		
Emma Spang	Daily Badge Supervisor	\$16.00		

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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

R-23-084 - RESOLUTION – APPOINTING LIFEGUARD PERSONNEL FOR THE 2023 SEASON

BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the following individuals be appointed as Lifeguard Employees for the 2023 Season to be paid in accordance with the Guards of Spring Lake Contract by Year of Service:

Name	Position	Step	Pay Rate
Hipsley, Anthony	Beach	Chief	25,500.00
Giachetti, Matt	Beach	Cert Officer	4,700.00
Grothues, Daniel	Beach	Lt	15,505.00
Kappy, Richard	Beach	Lt	15,505.00
Testa, Richard	Beach	Lt	15,505.00
Strizki, Diana	Pool	Lt	15,505.00
Adams, Emily	Beach	LG3	15.50
Adams, Olivia	Beach	LG3	15.50
Aiello, Matthew	Beach	LG6	16.50
Akins, Jack	Beach	LG1	15.00
Bateman, Tom	Beach	LG7+	17.75
Beattie, John	Beach	LG2	15.25
Boker, Ricky	Beach	LG3	15.50
Bonanno, Alexandra	Beach	LG7+	17.75
Bongiovanni, Eve	Beach	LG2	15.25
Bongiovanni, Francesca	Beach	LG7+	17.75
Boucher, Sally	Beach	LG2	15.25
Bradley, Allison	Beach	LG2	15.25
Brady, George	Beach	LG1	15.00
Brandt, Ethan	Beach	LG1	15.00
Callahan, Michael	Beach	LG1	15.00
Carbonetti, Charlotte	Beach	LG4	15.75
Carhart, Christopher	Beach	LG1	15.00
Carhart, Lillian	Beach	LG2	15.25
Carter, Christian	Beach	LG2	15.25
Caulfield, Ryan	Beach	LG3	15.50
Cavanagh, Sean	Beach	LG7+	17.75
Clark, Anna	Beach	LG2	15.25
Clark, Gerald	Beach	LG7+	17.75
Clark, Hunter	Beach	LG6	16.50
Colucci, Vincent	Beach	SGT	20.22
Condon, Maddie	Beach	SGT	20.22
Conlin, Grace	Beach	LG1	15.00
Costalos, Drew	Beach	LG1	15.00
Crotty, Michael	Beach	LG3	15.50

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Cushman, Courtney	Beach	LG5	16.00
DeVincens, Bennett	Beach	LG3	15.50
Distefano, Katherine	Beach	LG1	15.00
Distefano, Nicholas	Beach	SGT	20.22
Dolan, Patrick	Beach	LG5	16.00
Donahue , Michael	Beach	LG6	16.50
Donahue, Jack	Beach	LG4	15.75
Dora, Michael	Beach	LG7+	17.75
Duggan, Mary Kate	Beach	LG7+	17.75
Dwyer, PJ	Beach	LG4	15.75
Englert , John	Beach	LG6	16.50
Ennis, Michael	Beach	SGT	20.22
Fahy, Gavin	Beach	LG2	15.25
Fahy, Gwyneth	Beach	LG3	15.50
Fallon, Alex	Beach	LG1	15.00
Fiore, Derek	Beach	LG1	15.00
Fiumefreddo, Michael	Beach	LG6	16.50
Foley, Kathryn	Beach	LG7+	17.75
Gammond, Abigeal	Beach	LG5	16.00
Gaszynski, Jan	Beach	SGT	20.22
Gramlich, Jonathan	Beach	LG7+	17.75
Harkins Geelan, Nancy	Beach	LG7+	17.75
Harold, Brenna	Beach	SGT	20.22
Harold, John	Beach	LG4	15.75
Hickey, Emily	Beach	LG1	15.00
Huffman, Emily	Beach	LG2	15.25
Idank, Patrick	Beach	LG6	16.50
Johnson, Myles	Beach	LG2	15.25
Kane, Lauren	Beach	LG1	15.00
Kappy, Meegan	Beach	LG2	15.25
Kearney, Peter	Beach	LG2	15.25
LaForge, Christian	Beach	LG2	15.25
Lahr, Greg	Beach	LG3	15.50
Lattimer, Sean	Beach	LG4	15.75
Lemke, Joe	Beach	SGT	20.22
Lenk, Kevin	Beach	LG7+	17.75
Little, Catharine	Beach	LG1	15.00
Loughlin, Liam	Beach	LG3	15.50
Malakhov, Mitchell	Beach	LG6	16.50
Malone, Tom	Beach	LG1	15.00
Manno, Sasha	Beach	LG1	15.00
Mazza, Andrew	Beach	LG4	15.75

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Meissner, Angela	Beach	LG3	15.50
Miller, Reese	Beach	LG1	15.00
Mohr, Dennis	Beach	LG4	15.75
Mooney, Bridget	Beach	LG3	15.50
Morea, Mark	Beach	LG1	15.00
Mulcahy , Molly	Beach	LG2	15.25
Mulcahy, Griffin	Beach	LG6	16.50
Nutt, John	Beach	LG6	16.50
O'Brien, Kailyn	Beach	LG1	15.00
O'Heney, Daniel	Beach	SGT	20.22
O'Mara, Kristen	Beach	LG3	15.50
O'Neill, Declan	Beach	LG4	15.75
Parikh, Param	Beach	LG2	15.25
Pasola, Matt	Beach	LG4	15.75
Platt, John	Beach	LG6	16.50
Policari , Leah	Beach	LG6	16.50
Policari, Jordan	Beach	SGT	20.22
Prindiville, Connor	Beach	LG7+	17.75
Ramsey , Colbey	Beach	LG5	16.00
Reilly, Edward	Beach	LG7+	17.75
Riozzi-Bodine, Alayna	Beach	LG5	16.00
Riozzi-Bodine, Ethan	Beach	SGT	20.22
Sakoutis, Arianna	Beach	LG4	15.75
Salcedo, Jane	Beach	LG4	15.75
Sarzen, Sam	Beach	LG1	15.00
Scanlan, Colman	Beach	LG1	15.00
Schafer, Marian	Beach	LG3	15.50
Shaughnessy, Emma	Beach	LG5	16.00
Sherman, Dan	Beach	SGT	20.22
Smith, Kat	Beach	LG7+	17.75
Spitzer, Jordan	Beach	LG1	15.00
Tannenhaus, Kaitlyn	Beach	LG1	15.00
Tanzola, Michael	Beach	LG3	15.50
Truscio, Kevin	Beach	LG5	16.00
Valgenti, John	Beach	LG7+	17.75
Vella, Sean	Beach	LG7+	17.75
Vilacoba, Eric	Beach	LG1	15.00
Vitale, James	Beach	LG1	15.00
Vitale, Jeffrey	Beach	LG4	15.75
Voorhees, Julian	Beach	LG1	15.00
Vota, Catherine	Beach	LG2	15.25
Walsh, Sean	Beach	SGT	20.22

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Wean, Drexel	Beach	LG4	15.75
Wean, Joseph	Beach	LG5	16.00
Zarrelli, Michael	Beach	LG4	15.75
Buob, Quin	EMT	EMT5	18.70
Harold, Richard	EMT	EMT5	18.70
Petrone, Kathryn	EMT	EMT5	18.70
Winther, Juliet	EMT	EMT5	18.70
Abuashvili, Georgi	Pool	LG2	15.25
Adams, John	Pool	LG6	16.50
Aiello, Michael	Pool	LG1	15.00
Ambio, Christian	Pool	LG2	15.25
Bruno, JackMichael	Pool	LG2	15.25
Carson, Abbey	Pool	HL	18.70
Carter, Brennan	Pool	LG1	15.00
Chamas, Anna	Pool	LG1	15.00
Chiodo, Nate	Pool	LG3	15.50
Clayton, Caitlin	Pool	HL	18.70
DeCastro, Molly	Pool	HL	18.70
Decina, Gianna	Pool	LG1	15.00
Dempsey, Jake	Pool	HL	18.70
Dempsey, Nate	Pool	HL	18.70
Dwyer, Erin	Pool	LG1	15.00
Fitzgerald, Kendall	Pool	LG1	15.00
Flesta, Alex	Pool	LG2	15.25
Giblin, Owen	Pool	LG2	15.25
Hull, Caroline	Pool	LG6	16.50
Johnson, Baileigh	Pool	LG1	15.00
Jones, Van	Pool	LG1	15.00
Kappy, Emmy	Pool	HL	18.70
Kelly, Emily	Pool	HL	18.70
Kerr, Maggie	Pool	LG3	15.50
Krupa, Ryan	Pool	LG2	15.25
Lattimer, Jack	Pool	LG2	15.25
Lemanowicz, Mia	Pool	LG2	15.25
Loftus, James	Pool	LG2	15.25
Loftus, Lily	Pool	LG1	15.00
Lurie, Isabella	Pool	LG2	15.25
Mackie, Morgan	Pool	LG2	15.25
Masonious, Ambrose	Pool	LG1	15.00
McCormick, Mackenzie	Pool	LG2	15.25
McClellan, Henry	Pool	LG2	15.25
McHugh, Alex	Pool	LG1	15.00

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Miller, Liam	Pool	LG2	15.25
Miller, Luke	Pool	LG3	15.50
O'Neill, Tristan	Pool	LG3	15.50
O'Shea, Erin	Pool	LG2	15.25
Ostrie, Sophie	Pool	LG2	15.25
Pace, Lexie	Pool	LG1	15.00
Policari , Gianna	Pool	HL	18.70
Pollock, Liam	Pool	LG1	15.00
Reardon, Nora	Pool	LG1	15.00
Rigney, Bridget	Pool	LG1	15.00
Rigney, Owen	Pool	LG4	15.75
Rizzo, Madeleine	Pool	LG2	15.25
Rizzo, Marin	Pool	LG1	15.00
Rizzo, Noelle	Pool	LG1	15.00
Ronan, Megan	Pool	LG2	15.25
Rulli, Cienna	Pool	LG3	15.50
Rulli, Luca	Pool	LG1	15.00
Schneider, Matt	Pool	LG1	15.00
Sheehan, Morgan	Pool	LG1	15.00
Smith, Juliet	Pool	LG1	15.00
Sy, Logan	Pool	LG1	15.00
Ventura, Julia	Pool	HL	18.70
Vicidomini, Antonio	Pool	LG2	15.25
Watson, Genevieve	Pool	LG1	15.00
Watson, Thomas	Pool	LG3	15.50
Wilton, Hannah	Pool	LG1	15.00
Wilton, Hope	Pool	LG1	15.00
Zakutney, Emma	Pool	LG2	15.25

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-23-085 - RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK TO EXECUTE
THE ADDENDUM TO THE AGREEMENT WITH SOUTH MONMOUTH REGIONAL SEWAGE
AUTHORITY**

WHEREAS, the Mayor and Borough Council authorize the Mayor and Municipal Clerk to execute the addendum to the agreement with South Monmouth Regional Sewage Authority

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

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ABSENT: None
ABSTAIN: None

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

**R-23-086 - RESOLUTION – RELEASING STREET OPENING BOND
103 MERER AVENUE, BLOCK 59, LOT 1**

WHEREAS, a street opening application and appropriate fees was received by the Borough of Spring Lake from Pennell Construction for the property located at 103 Mercer Avenue, Block 159, Lot 1, and

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

WHEREAS, the 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. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

Resolutions:

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

**R-23-087 - RESOLUTION – AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT
WITH ST. CATHARINE SCHOOL FOR SPECIAL POLICE OFFICER**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the Mayor be and hereby is authorized to execute a Shared Service Agreement with St. Catharine School for Special Police Officer.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-23-088 - RESOLUTION – AUTHORIZING EXECUTION OF A SHARED SERVICE AGREEMENT
WITH HW MOUNTZ SCHOOL FOR SPECIAL POLICE OFFICER**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the Mayor be and hereby is authorized to execute a Shared Service Agreement with HW Mountz School for Special Police Officer.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
MAY 23, 2023**

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

R-23-089 - RESOLUTION – APPROVAL OF BILLS – MAY 23, 2023

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending May 23, 2023 and

WHEREAS, the Borough Finance Committee has reviewed said claims.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake, County of Monmouth, that the following claims be certified by the Chief Financial Officer for approval and payment.

SUMMARY

CURRENT FUND (1)	800,065.48
GRANT FUND (2)	21,540.00
GENERAL CAPITAL FUND (4)	20,949.53
WATER/SEWER FUND OPERATING (9)	27,567.21
DOG TRUST (13)	1,000.00
ESRCOW FUND (15)	5,655.00
COAH TRUST (16)	35.00
RECREATION TRUST (25)	15,782.94
BEACH OPERATING (81)	89,807.75
POOL OPERATING (91)	24,748.77
TOTAL	\$1,007,151.68

ROLL CALL:

AYES: Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: Mr. Erbe

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

**R-23-090 - RESOLUTION IN SUPPORT OF THE PURCHASE OF
1007 FIFTH AVENUE, BLOCK 62 LOT 1**

WHEREAS, the Borough of Spring Lake and The Spring Lake Fire Company No.1 have collaboratively entered into an agreement to purchase the property located at 1007 Fifth Avenue, Spring Lake, County of Monmouth, New Jersey, and

WHEREAS, a Purchase and Sale Agreement was entered in between the parties on April 2023, and

WHEREAS, the above referenced property is located within Block 62, Lot 1 of the Borough of Spring Lake; and

WHEREAS, the Purchase and Sale Agreement as drafted by the parties has been found acceptable in form and content for submission; and

WHEREAS, the draft form of Deed for Transfer from The Spring Lake Fire Company No. 1 to the Borough of Spring Lake labeled EXHIBIT 1 for the purchase has been reviewed and prepared for submission to the County Clerk for recording.

NOW THEREFORE BE IT RESOLVED, by the Borough of Spring Lake and Council that it hereby directs

BE IT FURTHER RESOLVED, the Mayor and Council hereby approve the above listed documents and authorize same for the purchase of the property located at 1007 Fifth Avenue, Spring Lake, New Jersey.

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
MAY 23, 2023**

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

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

**R-23-091 Resolution – Improvements to Lake Como Municipal Open Space Grant No. 20-21
Project Completion – Closing Statement**

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

WHEREAS, the Borough of Spring Lake entered into a Municipal Open Space Program Grant Agreement with the County of Monmouth on May 20, 2021 that provided \$200,000.00 for Improvements to Lake Como under Application No. 20-21 that required certain conditions be met by the Borough of Spring Lake prior to receipt of the aforesaid funds; and

WHEREAS, the Monmouth County Park System requires a certified copy of a resolution of the governing body determining that the project aforesaid was finally complete and a closing statement of "Final Change Order" adopted by the governing body.

NOW, THEREFORE, BE IT RESOLVED by the governing body of Borough of Spring Lake that all conditions of the on May 20, 2021 Grant Agreement have been satisfied by the Borough of Spring Lake and that the project has been completed; and **BE IT FURTHER RESOLVED** that the Borough of Spring Lake made final payment to the contractor Precise Construction, Inc. was made per voucher on June 22, 2022 under check no. 14214 which are hereby attached and also on file in the Municipal Clerk's Office.

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

Public Comments:

Suzanne Palumbo, 313 South Blvd asked what the use of the new Marucci Building will be, it is a much larger building now with heating and a kitchen. Mr. Erbe explained that the paddle room will be slightly bigger but will not be an area hosting parties; it will be a location for people to wait while waiting to play their game. Mr. Erbe added that it is mainly for recreation use, there is only a certain number of parking spots, and he does not feel there will be a lot events taking place there. Mr. Dempsey added that there will be scheduled recreation events.

Judy Brophy, 315 South Blvd stated that she has seen the park aspect diminish with new buildings. She feels this new building is much larger. Mr. Dempsey explained that the current building is half closed and half open, the new building will be mostly closed with a patio and the width of the building will stay pretty much the same. The height may be a little bit higher but the trees will hide that.

25774

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
MAY 23, 2023**

Executive Session: None

Adjournment:

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

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley

NAYS: None

ABSENT: None

ABSTAIN: None

Time of Adjournment: 8:01 pm

Respectfully submitted,



DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held on: June 27, 2023