

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
AUGUST 8, 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
W. Bryan Dempsey, Borough Administrator & Deputy Borough Clerk
Dina M. Zahorsky, Borough Clerk

Executive Session:

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

R-23-126 - RESOLUTION – PURSUANT TO N.J.S.A. 10:4-13 – EXECUTIVE SESSION

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that pursuant to N.J.S.A. 10:4-13, the Mayor and Council shall adjourn to Executive Session for the purpose of discussing: Potential Litigation Ocean Avenue.

BE IT FURTHER RESOLVED that upon conclusion of said matter(s) this discussion will be disclosed by the Borough Clerk via Executive Session Minutes upon written authorization from the Borough Attorney.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

TIME OF ADJOURNMENT TO EXECUTIVE SESSION: 6:00 pm

MEETING IS RECONVENED AT: 7:00 pm

Public Comments: None

Proclamations, Presentations, & Special Guests:

a. Proclamation – Christopher Burlington

Mayor Naughton read the following proclamation into record.

**Proclamation
CHRISTOPHER BURLINGTON
EAGLE SCOUT RECOGNITION**

WHEREAS, the Mayor and Council would like to recognize Christopher Burlington of Boy Scout Troop 31 for achieving the rank of Eagle Scout, the highest rank possible in the Boy Scouts’ organization; and,

WHEREAS, Christopher’s project focused on the refurbishment of graves of veterans buried at the United Methodist Church cemetery. The goal of the project was to bring honor and respect to these long neglected grave sites; and,

WHEREAS, Christopher, along with Scoutmasters, John Sisti and Jason Martin, and local volunteers, spent many hours refurbishing and realigning approximately 106 grave plots, 33 of which were footstones. Many of the footstones were sunk so deeply into the earth that the names and dates were not visible,

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WHEREAS, During the work, Christopher and the team found that some of the graves go back as early as the 19th century and that visitors could not identify individual graves as so much dirt had accumulated over their footstones; and,

WHEREAS, Christopher and the volunteer team followed the best practices outlined by the National Cemetery Restoration Association to realign the footstones properly; and,

WHEREAS, the project also including landscaping, and the replacement of the flags that flanked the gravestones. Christopher created the new flag poles by hand by cutting 100 sections of PVP pipe and new flags were attached. The completed project resulted in a beautifully restored section of a cemetery where departed veteran's names and lifespans were respectfully displayed, and,

NOW, THEREFORE, BE IT PROCLAIMED the Mayor and Council congratulate Christopher Burlington on this remarkable project and achievement and, be it further proclaimed that August 8, 2023 is Christopher Burlington Day in Spring Lake.

Workshop Discussions: None

Approval of Minutes:

Mr. Judge offered a motion to approve the minutes of June 13, 2023, 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

Mr. Hale offered a motion to approve the minutes of June 27, 2023, seconded by Mr. Erbe.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: Mr. Judge

Mr. Judge offered a motion to approve the minutes of July 11, 2023, seconded by Miss McDonough.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: Mr. Erbe

Council Comments & Staff Reports:

Mayor Naughton thanked the Spring Lake Police Department for their Touch a Truck event this past weekend. It was a terrific community event.

Mayor Naughton reported that the restaurant committee met with a skilled restaurant consultant that can provide assistance and guidance.

Mayor Naughton reported that the summer programs such as recreation, swim team and junior guards are all sold out and filled with children, it has been such a successful summer.

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Mr. Hale reported that things are moving along with the Wells Fargo building. The HVAC system has been removed from the roof so that the contractor can start work on the roof. A consultant is working on plans for the units upstairs.

Mr. Hale reported that the Fire Departments are now merged and have been consolidated to one location which has been working out great.

Ms. Whalley reported that this weekend is the sidewalk sale. This year the Business Improvement District has added a pet adoption on Sunday from 10 am to 1 pm.

Ms. Whalley reported that the Spring Lake Community Theater is starting the Peter Pan show.

Ms. Whalley reported that the First Aid Squad was very appreciative of putting the recruitment flyer into the tax bills.

Borough Engineer's Report:

Mr. Avakian reported that the bids will be received Thursday for the Third Avenue roadway improvements project.

Borough Attorney's Report: None

Borough Administrator's Report:

Mr. Dempsey reported that the Woman's Club reached out to him in regards to doing something on Veteran's Day for the Veterans, possibly having a breakfast or lunch. There are eighty-eight veterans in town. Mr. Dempsey talked to Robbin Kirk, CFO, and she indicated that the Borough would be able to help out.

Mr. Dempsey reported that the Borough bonded \$2 million dollars for the Marucci Park building, the bids came in higher than that. An ordinance has to be increased then the contract can be awarded.

Business Items Under Consideration:

a. Event Application – St. Rose Hight School Walkathon – October 6, 2023 – Mr. Judge offered a motion to approve the request, seconded by Mr. Hale. All in favor. None opposed.

Ordinances for Introduction:

Borough Attorney Colao read Ordinance No. 2023-007 "BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$500,000 FOR THE CONSTRUCTION OF THE MARUCCI PARK RECREATION BUILDING IN AND BY THE BOROUGH OF SPRING LAKE, IN THE COUNTY OF MONMOUTH, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS AND NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF."

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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Borough Attorney Colao read Ordinance No. 2023-008 "AN ORDINANCE OF THE BOROUGH OF SPRING LAKE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY AMENDING THE CODE OF THE BOROUGH OF SPRING LAKE BY REMOVING CHAPTER 330, ARTICLE VII "SMALL WIRELESS FACILITIES IN THE RIGHT-OF-WAY"

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

NAYS: None

ABSENT: None

ABSTAIN: None

Ordinances for Adoption: None

Consent Agenda:

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

R-23-127 - RESOLUTION – APPOINTING SEASONAL 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 seasonal personnel for the 2023 Season.

Recreation

Alison Fordyce Pickleball Instructor \$60.00 per hr

Lifeguards

Lucas Melon Pool Guard \$15.00 per hr
Jan Gaszynski Lieutenant \$5,857.45 salary remainder of season

Police

Maeve Cosgrove Class I Special \$15.50

Beach Crew

Jack Deacon Beach Crew I \$12.93
Sal Gargiulo Crew Chief \$14.00
Stephen Defelice Beach Crew II \$13.25

Beach Operation

Kiera Ronan Gate Checker \$12.93
Stephanie Carson Office Staff \$13.25
Maryann Crimmins Office Staff \$13.25
Alessandrea Iarriccio Badge Checker \$12.93
Kiele Trainor Office Staff \$13.25
Maeve Spang Office Staff \$13.25
Eve Maulshagen Gate Checker \$12.93
Mason Tremontana Gate Checker \$12.93
Blake Daniel Gate Checker \$12.93
Cameron Chiodo Gate Checker \$12.93
Emma Hughes Pool Checker \$13.25
Aaron Itwaru Gate Checker \$12.93
Maria McGorry Gate Checker \$12.93
Brian Gillet Gate Checker \$12.93

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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-23-128 - RESOLUTION AUTHORIZING THE TAX COLLECTOR TO EXTEND THE GRACE PERIOD
FOR THIRD QUARTER PROPERTY TAXES**

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

WHEREAS, due to a delay in the printing and mailing of the tax bills; and

WHEREAS, the Mayor and Council have granted an extension of the grace period to August 30, 2023 and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Spring Lake that the Tax Collector be authorized to grant this extension until August 30, 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-23-129 - RESOLUTION – AUTHORIZING AGREEMENT FOR COMMODITY RESALE WITH
MONMOUTH COUNTY**

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the Mayor and Borough Clerk be and hereby are authorized to execute an Agreement for Commodity Resale with Monmouth County through September 30, 2028.

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-23-130 - RESOLUTION AUTHORIZING CONTRACT PURCHASE
OF A 2023 CLUB CAR URBAN LSV LITHIUM-ION UTILITY TRUCK**

WHEREAS, the Mayor and Council of the Borough of Spring Lake wish to purchase of a 2023 Club Car Urban LSV Lithium-Ion Utility Truck under Sourcewell Cooperative Contract #122220-CCR; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Contracts Law, 40A:11-12; and

WHEREAS, the DPW Superintendent recommends the utilization of this contract on the grounds that they can provide the quality of product at the most reasonable price; and

WHEREAS, the cost for the purchase of a 2023 Club Car Urban LSV Lithium-Ion Utility Truck not to

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exceed \$38,574.31; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council that the purchase of a Kohler Power Systems Generator be and is hereby ratified.

CERTIFICATION AS TO AVAILABILITY OF FUNDS

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from Appropriated Grants: Recycling Tonnage Grant G-02-41-701-302 with available balance of \$51,864.78 and Clean Communities G-02-41-701-305 with available balance of \$37,178.87.

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 Mr. Hale.

R-23-131 - RESOLUTION – APPROVAL OF BILLS – AUGUST 8, 2023

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending August 8, 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)	150,754.75
GRANT FUND (2)	11,500.00
GENERAL CAPITAL FUND (4)	23,449.38
WATER/SEWER FUND OPERATING (9)	25,318.83
DOG TRUST (13)	1,009.00
ESCROW TRUST (15)	2,810.00
RECREATION TRUST (25)	13,245.13
VOID (25)	-457.50
JUNIOR GUARD TRUST (26)	6,074.50
BEACH OPERATING (81)	64,564.01
POOL OPERATING (91)	23,970.72
TOTAL	\$322,238.82

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 Mr. Hale.

R-23-132 - RESOLUTION - AUTHORIZING AMENDMENT TO THE 2023 CAPITAL BUDGET

WHEREAS, the Borough of Spring Lake adopted the 2023 Capital Budget and wishes to amend the Borough of Spring Lake 2023 Capital Budget by amending various capital projects,

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NOW, THEREFORE, BE IT RESOLVED the Governing Body of the Borough of Spring Lake as follows:
Section 1. The 2023 Capital Budget of the Borough of Spring Lake is hereby amended by amending thereto the schedule to read as follows:

Capital Budget of the Borough of Spring Lake				
County of Monmouth, New Jersey				
Project Scheduled for 2023				
Project	Estimated	Capital	Other	Debt
	Cost	Improvement	Funds	Authorized
Construction of Marucci Park Recreation Building	\$2,500,000	\$125,000		\$2,375,000

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services within three days after the adoption of Resolution.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Public Comments: None

Executive Session: None

Adjournment:

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

ROLL CALL:

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

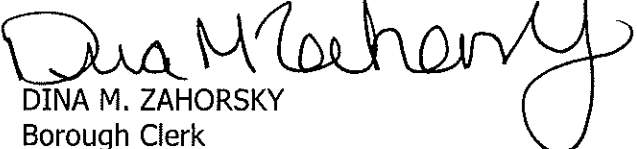
NAYS: None

ABSENT: None

ABSTAIN: None

Time of Adjournment: 7:25 pm

Respectfully submitted,


DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held on: August 22, 2023