

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
DECEMBER 19, 2023**

Council President Judge called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:00 P.M. with a moment of silent prayer. He then proceeded with the Pledge of Allegiance to the Flag. Council President Judge 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

ABSENT: Mayor Naughton

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

Public Comments: None

Proclamations, Presentations, & Special Guests:

a. Proclamation – Congratulating Ellen Manger on Retirement

Ms. Whalley and Miss McDonough read the follow proclamation into record.

PROCLAMATION CONGRATULATING ELLEN MANGER ON RETIREMENT

WHEREAS, as Executive Director of the Greater Spring Lake Chamber of Commerce, Ellen Manger has faithfully served the Business Community and the residents of the Spring Lake area for the past twenty years; and

WHEREAS, under her leadership, The Greater Spring Lake Chamber of Commerce has raised over \$1,000,000 and invested it for the betterment of the Spring Lake and the community at large; and

WHEREAS, Ellen used her creativity and organizing skills to grow the Chamber's reach from a single annual sidewalk sale to a robust calendar of annual events that includes multiple sidewalk sales, annual festivals, holiday celebrations and art exhibits; and

WHEREAS, under Ellen's leadership, the Chamber continues to give generously to many deserving local charities; and

WHEREAS, Ellen has overseen the creation and growth of the popular GSLCC website, and the development of a world class social media presence reminding residents and visitors alike why Spring Lake offers something for everyone; and

NOW, THEREFORE, BE IT PROCLAIMED that the Mayor and Borough Council would like to recognize the wonderful contributions of Ellen's work on behalf of the GSLCC and congratulate her on a well-deserved retirement, and the Mayor and Borough Council further proclaim that December 19, 2023 is Ellen Manger day in the Borough of Spring Lake.

George D'Amico explained that Ms. Manger has been with the Chamber of Commerce for twenty years. In the very beginning there was only one sidewalk sale a year. The Chamber of Commerce has evolved because of Ms. Manger. He also thanked the council and Mr. Dempsey as well for all of there help. He also thanked the Business Improvement District, Rich Clayton, and Dawn McDonough.

Ms. Manger added that the success of the Chamber of Commerce is a community event, it takes a village. She stated that Mr. D'Amico was there to help her along the way. She added that he was the fifth president that she worked with but was the most active and takes great pride in all of it. She thanked the council for their support.

Workshop Discussions: None

Approval of Minutes:

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Miss McDonough offered a motion to approve the minutes of December 5, 2023 as amended, seconded by Mr. Erbe.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Council Comments & Staff Reports:

Mr. Erbe wished everyone Happy Holidays and thanked all of the employees for another great year.

Mr. Hale reflected on the year; the council was able to get a lot of things done. He added that the recreation center has broken ground, working on the Morris Avenue building, and paved a lot of roads. Mr. Hale stated that if you drop presents off for children at the police station, they will be delivered by the fire department on Saturday night.

Mr. Sagui stated that the council should consider looking at a storm water management plan for the whole town and see what needs to be upgraded.

Ms. Whalley thanked the Garden Club, American Legion Post #432, and Spring Lake Fire Department for the Wreaths Across America ceremony this past Saturday. Across the country there were three million wreaths laid at forty-two thousand locations. Ms. Whalley added Happy New Year and Merry Christmas to everyone.

Borough Engineer's Report:

Mr. Avakian reported that the boardwalk shifted a bit due to the last storm. Mr. Dempsey explained that the Department of Public Works fixed it already.

Mr. Avakian reported on Pitney Avenue Watermain Phase II, they should be done within the next few weeks. Once that work is done then it will be paved in the spring.

Borough Attorney's Report: None

Borough Administrator's Report:

Mr. Dempsey reported that the recreation building is framed up and the roof is going on in the next two weeks.

Mr. Dempsey reported that the Menorah Lighting went very well and was very well attended.

Business Items Under Consideration:

a. Event Request – A Walk on Water – June 7 & 8, 2024: Miss McDonough offered a motion to approve the request, seconded by Mr. Sagui. All in favor. None opposed.

b. Event Application – Lake Como 5K – April 27, 2024: Miss McDonough offered a motion to approve the request, seconded by Mr. Hale. All in favor. None opposed.

c. Event Application – Belmar Five Mile – August 31, 2024: Mr. Hale offered a motion to approve the request, seconded by Mr. Erbe. All in favor. None opposed.

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Ordinances for Introduction: None

Ordinances for Adoption:

Mr. Hale offered a motion to open the public hearing for Ordinance No. 2023-011, 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

PUBLIC HEARING NOW OPEN

Mr. Dempsey explained that this ordinance will allow the Borough to restructure the Department of Public Works, the assistant foreman will be retiring shortly. The position is no longer needed, as there is currently a Director, Foreman, and two acting Foreman.

Mr. Hale offered a motion to close the public hearing for Ordinance No. 2023-011, 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. Erbe offered a motion to close the public hearing for Ordinance No. 2023-011, seconded by Mr. Hale.

**AN ORDINANCE AMENDING CHAPTER 58, "OFFICERS AND EMPLOYEES" SECTION 18
"ASSISTANT BOROUGH FOREMAN" OF THE BOROUGH CODE**

WHEREAS, Chapter 58 of the Borough Code governs, Officers and Employees; and

WHEREAS, Chapter 58 Section 18 is amended with deletions reflected in ~~strikethrough~~ and additions reflected in underline; and

NOW, THEREFORE, BE IT ORDAINED, by the Borough Council of the Borough of Spring Lake in the County of Monmouth and State of New Jersey that Chapter 58 Section 18 will be removed as follows:

~~§ 58-18. Assistant Borough Foreman.~~

~~A.—Office Created. The office of Assistant Borough Foreman is hereby created in the Borough pursuant to statute.~~

~~B.—Appointment and confirmation. The Borough Foreman shall be appointed by the Mayor and confirmed by the Council in accordance with the laws relating to appointive officers.~~

~~C.—Term of office. The term of office of the Assistant Borough Foreman shall be for one year and shall continue until the successor to the office shall have been appointed and confirmed or until the office shall have been abolished.~~

~~D.—Duties. The Assistant Borough Foreman shall assist the Borough Foreman in carrying out the various and sundry municipal projects, works and duties, and in the absence of the Borough Foreman, shall be the officer in charge of the applicable projects, works and duties and of the persons engaged therein. Further, the Assistant Borough Foreman shall perform such other duties as the Mayor and Council may direct and specify.~~

~~E.—Compensation. The compensation of the Assistant Borough Foreman shall be as stated in the current Salary Ordinance of the Borough of Spring Lake.~~

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

ROLL CALL:

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AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley
NAYS: None
ABSENT: None
ABSTAIN: None

Consent Agenda:

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

R-23-186 - RESOLUTION –APPROVING VOLUNTEER FIRST AID MEMBERS

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following is hereby approved as the necessary background investigations have been completed and found to be favorable.

Paige D. Fischer
Brendan Dwyer

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Miss McDonough, Mr. Sagui, Ms. Whalley
NAYS: None
ABSENT: None
ABSTAIN: None

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

**R-23-187 - RESOLUTION – RELEASING STREET OPENING BOND
218 SALEM AVENUE – BLOCK 29, LOT 11**

WHEREAS a street opening application and appropriate fees was received by the Borough of Spring Lake from By Design Landscape, Inc. for property located at 218 Salem Avenue, Block 29, Lot 11 and

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

WHEREAS, the Zoning Officer 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

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

**R-23-188 - RESOLUTION – RELEASING STREET OPENING BOND
1603 OCEAN AVENUE – BLOCK 95, LOT 1**

WHEREAS a street opening application and appropriate fees was received by the Borough of Spring Lake from Blue Sunsets, LLC for property located at 1603 Ocean Avenue, Block 95, 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 Zoning Officer 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:

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AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Mr. Sagui, Miss McDonough, Ms. Whalley
 NAYS: None
 ABSENT: None
 ABSTAIN: None

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

R-23-189 - RESOLUTION – APPOINTMENT OF A POLICE DISPATCHER

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake, that the following is hereby appointed as a Police Dispatcher at the following hourly rate.

Shane Killeen \$16.00

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Mr. Sagui, Miss McDonough, Ms. Whalley
 NAYS: None
 ABSENT: None
 ABSTAIN: None

Resolutions:

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

R-23-190 - RESOLUTION – APPROVAL OF BILLS – DECEMBER 19, 2023

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending December 19, 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)	658,549.89
GRANT FUND (2)	46,564.31
GENERAL CAPITAL (4)	28,086.00
WATER/SEWER FUND OPERATING (9)	32,469.89
DOG TRUST (13)	1,000.00
ESCROW (15)	4,023.50
RECREATION TRUST (25)	14,686.76
BEACH OPERATING (81)	10,250.57
POOL OPERATING (91)	407.80
TOTAL	796,038.72

ROLL CALL:

AYES: Mr. Erbe, Mr. Hale, Mr. Judge, Mr. Sagui, Miss McDonough, Ms. Whalley
 NAYS: None
 ABSENT: None
 ABSTAIN: None
 ABSTAIN: Mr. Erbe

Public Comments:

Dolores Cacace, 104 York Avenue suggested if on First Avenue new lines are painted, could the line be moved over seven feet to the left. She added that it is currently dangerous since there is only parking on the east side and cars have to go over the line if there are bikers or people opening their car doors. Mr. Avakian will take a look at the road and report back.

25897

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Executive Session: None

Adjournment:

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

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Time of Adjournment: 7:22 pm

Respectfully submitted,



DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held on: January 16, 2024