

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
APRIL 11, 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. 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, Mr. Sagui, Ms. Whalley

ABSENT: Mayor Naughton

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

Public Comments:

Proclamations, Presentations, & Special Guests: None

Workshop Discussions: None

Approval of Minutes:

Mr. Hale offered a motion to approve the minutes of March 14, 2023, seconded by Miss McDonough.

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: Mr. Sagui

Council Comments & Staff Reports:

Mr. Judge reported that the Borough was awarded the Open Space Grant from Monmouth County for the Marucci Park project. That will entail the addition of two pickleball courts, resurfacing of the courts, and the fence around the tennis courts. He thanked Mr. Avakian for his hard work. He added that there needs to be a path between the baseball and basketball courts. This is a matching grant, the Borough has to put in \$250,000, the money is already in the budget.

Mr. Hale reported that he attended the Monmouth County meeting with Mr. Dempsey, the grants are being raised to \$500,000. Mr. Dempsey added that one thing that was changed, now they are allowing towns to apply that money toward water projects such as dredging and cleaning. They are also allowing towns to join with other towns for projects.

Mr. Hale then reported that the Easter Egg Hunt was a big success and well attended. The lake raking went well they were able to clean out a lot of debris.

Miss McDonough complimented Galaxy Geese Removal and the dog, Galaxy with helping with the geese issues, they are doing a great job.

Mr. Sagui commented that the Ocean Avenue sidewalks look great.

Ms. Whalley asked how the grant is going to tie in time wise with the recreation building. Mr. Dempsey stated that the recreation building will come down sometime in August. The grant project will probably not start until January.

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Ms. Whalley reported that we are a part of the Urban Coast Institute and we can apply for Federal Grants, multimillion dollar grants to look at the coastal lakes between Wreck Pond to Deal Lake.

Ms. Whalley reported that Earth Day was started in 1970 and is always on April 22; it has now changed to Earth Month. There are a few events going on, April 22 the Environmental Commission is doing a two-hour program at the Community House, it will be on recycling and three different speakers on importance of native plants. On April 26 the Shade Tree Committee is bringing in the State Department of Agriculture spokesperson to discuss spotted lantern flies also at the Community House. On April 27 there is the Arbor Day Celebration with the fourth graders at HW Mountz at 10 am.

Ms. Whalley then reported from the Business Improvement District, with the banks going out there are now three ATM's downtown at Arugula, Driftwood, and Main Pharmacy.

Borough Engineer's Report:

Mr. Avakian reported that Pitney Avenue has been completed and they are prepping for paving and should be starting paving April 15.

Mr. Avakian reported the Mr. Dempsey and his office have been coordinating phase two of Pitney Avenue, first will be the watermain which the plans are almost complete and ready to go out to bid. That will be done in the fall and the paving will be in the spring. Ms. Whalley thanked Mr. Dempsey for helping Mr. Lonsdale getting new trees.

Borough Attorney's Report:

Mr. Colao reported has one matter for closed session.

Borough Administrator's Report:

Mr. Dempsey reported that the Ocean Avenue sidewalks look very nice. He is looking into how to finish the north end to Belmar.

Business Items Under Consideration: None

Ordinances for Introduction: None

Ordinances for Adoption: None

Consent Agenda:

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

R-23-059 - RESOLUTION - AUTHORIZING SALE OF PERSONAL PROPERTY

WHEREAS, the Borough of Spring Lake has previously determined that certain personal property as described below "Schedule A" is no longer needed for public purposes and

WHEREAS, the Borough of Spring Lake will have an online municipal auction to be held beginning Saturday, April 29, 2023 at 9:00 am and will end on Wednesday, May 3, 2023 at 7:00 pm; and

WHEREAS, USGovbid, will conduct the auction on their website located at www.usgovbid.com for a commission rate of 6.5% of the gross selling price; and a 2.5% internet fee

WHEREAS, Local Public Contracts Law NJSA 40A:11-36 requires authorization of a sale of said property via adoption of a Resolution; and

WHEREAS, the estimated fair market value of the property to be sold does not exceed the bid threshold; and

WHEREAS, no express or implied warranty is made for the property subject to sale. All property is being sold in as in condition and,

WHEREAS, all sales are final and,

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WHEREAS, the attached list of vehicles and other items for sale will be published in the Asbury Park Press no earlier than 14 days nor later than 7 days prior to said auction;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that the Borough be authorized to dispose of the following vehicles and other miscellaneous items through the process of an online auction to be held beginning starting **Saturday, April 29, 2023 at 9:00 am and will end on Wednesday, May 3, 2023 at 7:00 pm** on the website located at www.usgovbid.com

BE IT FURTHER RESOLVED that the Mayor and Council does hereby authorize the Mayor and Purchasing Agent to enter into an agreement with USGovBids to conduct an internet auction of surplus property identified in the Borough of Spring Lake.

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 Mr. Erbe.

R-23-060 - RESOLUTION – REFUNDING ZONING FEES

WHEREAS, ZONING FEES WERE SUBMITTED TO THE BOROUGH FOR THE BLOCK AND LOT SET FORTH BELOW, AND

WHEREAS, SAID FEES COLLECTED WERE MORE THAN THE ZONING APPLICATION AND MONIES MAY BE RETURNED TO THE APPLICANT.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF SPRING LAKE THAT THE FOLLOWING MONIES BE RETURNED:

BY DESIGN LANDSCAPES, LLC	BLOCK 141	LOT 4	2509 OCEAN AVENUE	\$50.00
PETER & JOAN RODGERS	BLOCK 39	LOT 13	318 MONMOUTH AVENUE	\$100.00

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 Mr. Erbe.

R-23-057 - RESOLUTION –APPROVING VOLUNTEER FIRST AID MEMBER

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.

Jack Leonard

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Resolutions:

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

R-23-061 - RESOLUTION – APPROVAL OF BILLS – APRIL 11, 2023

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending April 11, 2023 and

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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)	116,521.15
GENERAL CAPITAL FUND (4)	8,266.00
WATER/SEWER FUND OPERATING (9)	12,490.25
DOG TRUST FUND (13)	1009.00
RECREATION TRUST (25)	5,246.34
BEACH OPERATING (81)	7,843.21
POOL OPERATING (91)	5,176.41
TOTAL	\$156,552.36

ROLL CALL:

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

NAYS: None

ABSENT: Mr. Sagui

ABSTAIN: None

Public Comments: None

Executive Session:

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

R-23-062 - 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: Purchase of Public Property – 1007 Fifth 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: 7:12 pm

MEETING IS RECONVENED AT: 8:00 pm

Adjournment:

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

ROLL CALL:

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

NAYS: None

ABSENT: None

ABSTAIN: None

Time of Adjournment: 8:00 pm

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Respectfully submitted,



DINA M. ZAHORSKY
Borough Clerk

Approved at a meeting held on: May 9, 2023

