

MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009

Mayor Naughton called the Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:01 P.M. with a moment of silent prayer and proceeded with the Pledge of Allegiance to the Flag. The Mayor announced that the meeting is being held in accordance with the Open Public Meetings Act and that adequate notice of the meeting has been published and posted per Chapter 231, P.L. 1975.

PRESENT: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald, Mayor Naughton

ABSENT: Mr. Rich

ALSO PRESENT: Jane L. Gillespie, Borough Clerk  
Barry Lewis, Borough Administrator  
Joseph Colao, Esq., Borough Attorney  
Peter Avakian, Borough Engineer

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**Approval of Minutes**

Mrs. Reilly offered a motion to approve the minutes of March 9, 2009, seconded by Mr. Erbe.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mrs. Reilly offered a motion to approve the minutes of March 23, 2009, seconded by Mr. Erbe.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the minutes of March 30, 2009, seconded by Mrs. Venables.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the minutes of April 20, 2009, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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**Council Comments & Staff Reports**

Mayor Naughton reported on the following items:

- She held an informal breakfast on April 25<sup>th</sup> and there a couple of good issues raised.

1. There were complaints of incessant leaf blowers and she asked the Council if they would consider limiting the use perhaps partially on Saturday and/or Sundays or perhaps seasonal. Discussion on banning from noon on Saturday and all day Sunday. This would include commercial landscapers and residents. Mr. Colao advised homeowners currently

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23639**

are restricted to the hours of 11-2 on Sundays and reviewed our existing Ordinance. After a lengthy discussion, it was felt that our existing Ordinance is reasonable. An article is to be placed in The Bridge letting people know of the Ordinance and also on the website so homeowners know that there are limitations on Sundays.

2. The residents also noted that a lot of our signs are in bad shape. Some need replacement and some are no longer needed.
- Debris flier was put together will be given to the Police Department for distribution as an awareness campaign for the next month. Warnings will then be issued with a summons being issued after that.

Mrs. Reilly reported that the installation of the rain gardens has been delayed because of the rain until early to mid June weather permitting. It has been discussed with the Garden Club and if we are unable to plant by the end of June it will wait until September because it will be too hot.

As to Recreation, Mrs. Reilly reported that there will be movies and concerts every Wednesday in July at the North End Pavilion. Movies will start at 8:30 p.m. The kids concert on July 22<sup>nd</sup> will begin earlier at 7:00 p.m.. She asked about closing the boardwalk in the area of the concert, probably from Ludlow to Tuttle Avenues on the night of the kids' concert. She asked for the one night that it be blocked from 6:45 – 8:00 p.m. Mr. Quinn asked that there be signage put up advising of the closing. Notice to be put up a week ahead of time advising of the closing.

Recreation is requesting volleyball nets be purchased for both the north and south ends to give the children something to do at night. The posts are already there.

Mrs. Venables complimented Public Works on the fantastic job they are doing at Potter Park. She walked through the area and it is looking great. She encouraged others to walk through.

As to the Library, Mrs. Venables encouraged everyone to attend library functions. They have wonderful performers and authors. The performer last night did a reenactment of Eleanor Roosevelt.

Mrs. Venables reminded everyone of the Annual Memorial Day Parade hosted by the American Legion on Monday, May 25<sup>th</sup> at 10 a.m. The Parade begins at the Mountz School.

Mr. Quinn reported on the meeting with Mr. Ted Wallover as a follow-up on May 1<sup>st</sup>. The committee would like to recommend the engagement of Mr. Wallover's firm for the North End Pavilion project for architect and consultant. He has presented us with a form of Agreement which is under review. He advised that Mr. Avakian has circulated a letter which discussed the scope of work and provided a schedule for compensation of Mr. Wallover's firm. The firm has experience with preservation of structures similar to that of the pavilion.

Mr. Erbe felt that he accepted our notion on simpler and more economical. He was impressed with him when he was here.

Mrs. Reilly agreed. She was impressed with his honesty. He was very concise and complete.

Mr. Fitzgerald felt that he was the most experienced in the field and demonstrated that he could take the building and keep the structure in place. He will be a real breath of fresh air. He felt that we should continue to move along.

Mayor Naughton asked for an agreement in principal from the Council while Mr. Colao reviews the contract. Mr. Colao stated that he is reviewing it and has one concern as to a calculation for payment.

Mr. Avakian felt comfortable with his expertise in all of the areas of this project.

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

Mr. Quinn reviewed the phasing of Mr. Wallover's contract. He stated that design and development state would be done by the end of this summer. The bid phase would be in the Spring of 2010 with the anticipation that construction would commence after the summer season in 2010 and want it open by the summer of 2011. He stated that there can be delays.

Mayor Naughton stated that he is aware of our seasonal window.

Phasing the project was discussed with two phases, but Mr. Wallover sensibly pointed out that doing that would not be viable cost wise.

Mr. Quinn offered a motion that the Council agree in principal to the engagement of Mr. Wallover's firm suitable to contractual arrangements as approved by our attorney, seconded by Mr. Fitzgerald.

Because of Ms. Twomey's objection to the motion being made before the public had input, Mr. Quinn withdrew his motion until later in the meeting.

Mr. Fitzgerald reported that bike racks have been placed around town. He also asked about having the flags fixed rather than immediately replacing them. He asked if we could look into in an effort to save money.

Mr. Erbe reminded everyone that the Little League Parade is Saturday. He also encourage everyone to see the Play at Community House, it is the Producers and it is a great play.

**ENGINEER'S REPORT**

Mr. Avakian reported on the following:

- Jersey Avenue – The Contractor will be back tomorrow and will be starting at Third Avenue. All the utility work is done. Some of the curbing has been completed. The paving will be from Ocean to Fourth Avenue on Jersey Avenue.
- Ocean Avenue – The wall is no longer there. The steel sheet piling has been installed. The footing is being poured now. He will be forming for the wall tomorrow. When the footing is cured enough, they will pour the wall. They have been careful in that area because there are underground pipes. They are a little behind schedule but the wall should still be constructed before May 23<sup>rd</sup> and they will put a construction fence around the area for the day of the race.
- Arch related items – The County has approved the costs for the reimbursement for the first phase. The second phase is the wall and other improvements which will be undertaken. It totals about \$405,000 from the County when completed.
- Light Stanchion/Accident - They (Barry Lewis & Peter Avakian) met with the County Engineer and members from his office about the access of the site from the south and the accident that occurred knocking the southerly most street light down and what can be done to prevent it. They do not care for the installation of the bollards; they call it an "attractive nuisance". They feel if the car veers off the travel way they will hit it. He has recommended pavement reflectors. They have asked us to move the light a little more to the east. One of the problems it is in the area of the depressed curb not a full curb.

Mr. Erbe expressed his concern that if the light is moved further east, it could become an optical illusion. Mr. Avakian advised that a reflective strip will be added to the north bound lane.

- Railroad Station Improvements – The roof and the restoration of the roof structure and the painting has been separated into two phases. He would like permission at the next meeting to go out for RFP's and is hoping that the costs allow for competitive proposals and not require bids. The columns will be part of the second phase of the project. Once the roof is completed the weather vane will be installed.

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23641**

**ADMINISTRATOR'S REPORT**

Mr. Lewis reported on the following items:

- COAH – We filed our application for Third Round Substantive approval and on day forty-five an objection received from Fair Share Housing Center. It is an alleged housing advocacy group. They have filed objections to every third round plan. It has been forwarded to the appropriate parties for a response. A COAH committee meeting will be scheduled in the near future where this and the RFP will be discussed for Warren Avenue.
- Energy Audit – Our RFP was submitted to the State with the Grant. They have to approve it before we can do anything. He asked for a motion to move forward once the RFP is approved so that he does not have to wait to the May 26<sup>th</sup> meeting.

Mrs. Reilly asked if anyone had an objection to Barry putting out the RFP once approved by the State and explained that a company would come in and evaluated as to energy saving recommendations and we can decide to any or all of it. Mr. Lewis advised that a Resolution would award the award.

Mrs. Reilly offered a motion to approve moving forward with RFP's once approved by the State, seconded by Mrs. Venables

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

- Community Development Block Grant – Mr. Lewis explained it was for First Aid Building. We were first on the list of not funded projects. We are scheduled for reprogramming dollars if they become available but we are able, since we were not awarded, to make another application this year. The every other year rule is only for awards made. This application is enhanced a little because now the State money is real. The public hearing will be scheduled for the next meeting.
- LOSAP – He explained the LOSAP program and that it provided for cost of living adjustments. It was implemented 5 or 6 years ago and there has been no increase since then. They currently receive \$1,000.00. He was candid with the volunteers and stated that he would not be able to make an adjustment for the entire time but would suggest that the Council could possibly do it for three years. He would like a consensus if Council is in favor of 3 year adjustment. Council was agreement.

Mr. Quinn asked that prior to the meeting if there is any kind of present value cost and what our funding obligation will increase.

- Community House – Mr. Lewis was contacted by Pat Barry about our rent. We currently rent space from them for the library. The rent is currently \$1,000 a month and he has not been able to locate a lease. They have questioned if this could be adjusted as they also cover the utilities and he would like to actually have a lease. He was going to suggest increasing it to \$2,000 for a certain period of time before any increase. Perhaps 10 years. It is in the budget. Council in favor of same.
- Monmouth County Open Space Grant – The application package has been received. He would like to give thought to some other enhancements to the area. We cannot add the shack in again because Little League has undertaken that construction. The application is due in September. Anyone with ideas should get them to him.

23642

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

- Ordinances on for Adoption – As to 2009-010, the Planning Board did not review it yet and it is on their Agenda for tomorrow night. It was somehow missed on their last Agenda. As to 2009-005, we just late this afternoon received a letter received a letter from the Planning Board Attorney outlining their concerns and additional time is needed to review their comments. So these items will need to be carried following the Public Hearings this evening.

Mr. Colao advised that he has two items for Executive Session this evening.

**Public Comments**

Eleanor Twomey, Vroom Avenue stated that she supports the improvements to the North End Pavilion. She then complained about motions being made during Council comments as she is not able to comment on it before it is vote upon. She questioned the cost. Mr. Quinn responded \$5,000,000. He stated payment to the Architect will be made in phases. Mr. Wallover's cost would be 8% of the project cost which is on the low end of a project like this.

Gil Robinson, Sussex Avenue reminded everyone that May 16<sup>th</sup> is the Senior Health Fair in Spring Lake Heights School Cafeteria.

Jan Zimmerman of Zimmerman Horse Drawn Carriages & Wagons stated that he did a job on April 24<sup>th</sup> and was shut down by the Police Department and questioned what was allowed. He noted the Ordinance that his summons was written on. He felt that his rights were being violated. He noted that he has diapers on the horses so that there are no droppings on the ground. Mr. Colao felt that the Ordinance was clear that this was prohibited. Mr. Zimmerman disagreed and felt that it referred to being housed. Mr. Zimmerman stated that in this State you cannot stop a horse drawn carriage from going down the road.

Jim Thompson, Jersey Avenue felt the Community House lease would be too restrictive. He felt that it was unreasonable to restrict the term. Secondly he asked for a construction completion for the Jersey Avenue improvements and was advised the second week of June weather permitting. Mrs. Reilly noted that she has given Pat Barry information on the energy audits because there is funding out there.

Mr. Thompson then questioned the E&S Liquor License and if so, are they using it. Mayor Naughton explained that right now the E&S has a consumption license but use it like a Club License. They have been asked for a club license. Mr. Colao advised that the Club License is pending or stayed while the E&S is determining what they want to do. Once the Club License is issued, the "C" license would be surrendered. If surrendered it is not available. Mr. Thompson asked if it could be sold. He was advised no according to the agreement. Mr. Colao explained that, that portion of the Agreement could be changed if that is what both the E&S and the Borough want. He would anticipate that this issue would be discussed at the time of the renewal in June.

In order to leave the Mayor & Council's options open, Mr. Colao advised that the "C" license would have to be renewed. He stated that there is an option to amend that portion of the agreement wherein it requires the surrender of that license.

Mr. Thompson stated his purpose is to gather information on behalf of the BID. The reason is whether or not there was a license available that could be used downtown for a restaurant.

Mr. Quinn stated that when the Bid was being discussed, he was assured by the organizers that there would not be any license downtown and that is why he then supported the BID. He said he sat in Mr. Clayton's office and assurances were given.

Mark Munro, First Avenue, said he does not recall ever making any such assurance. They are here tonight looking for options. As a landowner on Third Avenue he wanted to see the BID pass. No

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23643**

one is taking a stand, just merely asking questions. He would like to see the town keep their options open on this issue. He is not a member of the BID.

Mr. Quinn stated that he represents a number of people in town when he states that he is opposed to a liquor license being downtown. He felt that it will change the character of the downtown and does not want to see it. He would like to see the matter closed. He stated that originally he opposed the BID but changed his position when he was given those assurances.

Eleanor Twomey, Vroom Avenue questioned how difficult is it to allow "B.Y.O.B". She stated that she knew it could not be advertised. Mr. Lewis advised that there are guidelines but there is no approval and is limited to wine and beer.

Mrs. Venables stated that she has been approached from people who have an interest who want a nice local restaurant where they can have a drink, see their neighbors. What would be wrong with have a tasteful place to go. The Council would be able to make conditions to control it. She would be in favor of saving the option in order to fully deliberate the issue. She can see benefits coming from it on Third Avenue. We need to think creatively and be proactive to draw shoppers into town. She would like the option preserved. She felt it is worthy of a full debate.

Mr. Colao advised that our Ordinance would have to be amended.

Discussion on the benefits of having a liquor license in a business area versus a residential zone.

Mr. Quinn expressed his concerns for doing this and why he would not see the town change. He felt the Council should know its limits as to controlling such a premise if this was done. He asked that the Attorney provide such information before this is discussed.

Mr. Erbe felt that we may have gone too far in trying to clean things up. He is still up in the air about this but would like to consider it. He feels that it may improve our business district.

Mr. Quinn felt that the peace and quiet should be preserved and keep Spring Lake different from the other shore towns. He also mentioned other factors that should be considered.

Mayor Naughton stated that there are also many people who miss places like the Beach House or some of the places that are gone where they could go, get something to eat and have something to drink. She is hoping that our Attorney will show us that we do have a lot of control. She is not interested in a bar, she would like a restaurant. If it can be preserved she would like to see it done.

Mrs. Reilly concurred with Mayor Naughton and stated that this was a frequent question asked when she was going door to door. She would like to keep the option open.

Mr. Erbe discussed restrictions that were put on the Warren Hotel.

Mr. Fitzgerald stated that in all of the downtown programs you hear about there is at least an anchor restaurant. The restaurants that we have do attract people. He stated that if people stay around they will spend more money. He stated personally he would like to let his wife shop and have a place to go have a couple of drinks maybe watch a game.

John Teasley, Mercer Avenue stated that you cannot control the cabs that fly down First Avenue from Sea Girt or Bar A. No one will enforce the restrictions.

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**Ordinances for Introduction** - None

**Ordinances for Adoption**

Borough Attorney read Ordinance No. 2009-005 entitled: "AN ORDINANCE AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF CHAPTER 224, LAND DEVELOPMENT, OF THE BOROUGH CODE" by title.

23644

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

Mr. Erbe offered a motion to open the Public Hearing on Ordinance No. 2009-005, seconded by Mrs. Reilly.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

There being no comments from the public, Mrs. Reilly offered a motion to close the Public Hearing on Ordinance No. 2009-005, seconded by Mr. Erbe.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mr. Erbe offered a motion to carry the adoption of Ordinance No. 2009-005 to the May 26, 2009 meeting, seconded by Mrs. Venables.

ROLL CALL:  
AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

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Borough Attorney read Ordinance No. 2009-010 entitled: "AN ORDINANCE AMENDING THE BOROUGH CODE TO REGULATE LAND DISTURBANCE AND PROVIDE FOR SOIL STABILIZATION IN THE BOROUGH OF SPRING LAKE" by title.

Mr. Erbe offered a motion to open the Public Hearing on Ordinance No. 2009-010, seconded by Mr. Fitzgerald.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

There being no comments from the public, Mrs. Venables offered a motion to close the Public Hearing on Ordinance No. 2009-010, seconded by Mr. Erbe.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Venables offered a motion to carry the adoption of Ordinance No. 2009-010 to the May 26, 2009 meeting, seconded by Mr. Fitzgerald.

ROLL CALL:  
AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23645**

NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

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Borough Attorney read Ordinance No. 2009-011 entitled: "AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF SPRING LAKE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY APPROPRIATING THE SUM OF TWO HUNDRED TWENTY-FIVE THOUSAND DOLLARS (\$225,000.00) FROM THE CAPITAL IMPROVEMENT FUND FOR THE ACQUISITION OF EQUIPMENT AND IMPROVEMENTS " by title.

Mrs. Venables offered a motion to open the Public Hearing on Ordinance No. 2009-011, seconded by Mr. Erbe.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW OPEN

Mr. Erbe read the improvements included in the Ordinance for the benefit of the public.

Mayor Naughton noted that this is being paid out of the current fund and not being bonded.

Jim Thompson, Jersey Avenue questioned if the water tower removal money included the tower downtown. Mayor Naughton advised that the Council is not sure what will happen to the tower.

Eleanor Twomey, Vroom Avenue, thought it was fabulous that this was not being bonded.

There being no further comments from the public, Mrs. Reilly offered a motion to close the Public Hearing on Ordinance No. 2009-011, seconded by Mr. Erbe.

ROLL CALL:  
AYES: ALL IN FAVOR  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

PUBLIC HEARING NOW CLOSED

Mrs. Reilly offered a Resolution to adopt Ordinance No. 2009-011, seconded by Mr. Erbe.

ROLL CALL:  
AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.  
NAYS: NONE  
ABSENT: Mr. Rich  
ABSTAIN: NONE

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**Consent Agenda**

Because of conflicts, R-09-098 and R-09-098 were removed from the Consent Agenda.

Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
MAY 12, 2009

R-09-093 RESOLUTION – AWARDING SEASON BEACH/POOL BADGES
TO THE VOLUNTEER MEMBERS OF THE SPRING LAKE FIRST AID, SPRING
LAKE FIRE COMPANY #1 AND GOODWILL FIRE COMPANY NO. 2

WHEREAS, members of the First Aid Squad and Fire Departments of the Borough of Spring Lake proved an invaluable service to the community and volunteer many hours of personal services to protect and preserve the health, property and welfare of the residents and visitors to Spring Lake; and

WHEREAS, the Borough Council is desirous of establishing an incentive program to recognize the tireless efforts and dedication of personal time by these citizens.

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

- 1. Members of the volunteer Spring Lake First Aid Squad and members of the two volunteer fire companies, Fire Company No. 1 and Goodwill Fire Company No. 2, who respond to 25% or more of the calls of their respective units shall be awarded two (2) Season Pool/Beach Badges in recognition of their efforts to promote the health, safety and welfare of the community as submitted and set forth on Schedule "A" annexed hereto and made a part hereof. No person shall receive more than two (2) badges and said badges cannot be combined and used to obtain a locker.
2. Badges shall be picked up during the following times which have been designated for the volunteers: May 17, 2009 8:00 A.M. – 9:00 A.M. or May 19, 2009 10:00 A.M. – 12 Noon.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

R-09-094 RESOLUTION – APPROVING OFF-DUTY PAY AND RETAINING ADMINISTRATIVE FEES

WHEREAS the Borough of Spring Lake has received the monies as set forth below in connection with the employment of off-duty Police employees, and

WHEREAS this money has been deposited by the Borough of Spring Lake in an account designated 'RESERVE FOR OFF-DUTY EMPLOYMENT";

NOW THEREFORE BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that payment be made to the employees as shown on the payroll voucher as follows:

4/02/2009 JF Kiely Construction \$160.00 Admin. Fee \$24.00 Total Received: \$184.00

BE IT FURTHER RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that the administrative fee(s) are to be retained by the Borough of Spring Lake as unanticipated revenue.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

R-09-095 RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION
RA #07-2009 - UNITED METHODIST WOMEN/ ST. ANDREWS METHODIST CHURCH
ON PREMISE RAFFLE

WHEREAS, the United Methodist Women/ St. Andrews Methodist Church has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA #07-2009, and

WHEREAS, said license has been forwarded to the Spring Lake Police Department for their review and no objection was received, and

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23647**

WHEREAS, the appropriate fees and have been received and filed by the Borough Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Raffle License No. RA #07-2009 be and the same is hereby approved as follows:

NAME: United Methodist Women/ St. Andrews Methodist Church  
Identification No.: 475-3-31760  
LOCATION: St. Andrews Church - Wesley Hall  
Mercer Avenue, Spring Lake  
DATE: June 27, 2009 9:30 a.m. - 2:00 p.m.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

**R-09-096 RESOLUTION – 2008 AUDIT REPORT**

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

WHEREAS, the Annual Report of Audit for the year 2008 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body, and

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

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

GENERAL COMMENTS  
RECOMMENDATIONS and,

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

GENERAL COMMENTS  
RECOMMENDATIONS

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

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

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

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

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

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of Spring Lake, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
MAY 12, 2009

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

R-09-097 RESOLUTION – APPOINTING BARRY R. LEWIS, JR. AS MUNICIPAL HOUSING LIAISON

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that Barry R. Lewis, Jr., Borough Administrator be and hereby is appointed Municipal Housing Liaison for the Borough of Spring Lake.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Erbe offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Venables.

R-09-100 RESOLUTION – APPOINTING SEASONAL PUBLIC WORKS EMPLOYEES FOR 2009

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following are hereby appointed with their rate of pay as seasonal Public Works employees for the Borough of Spring Lake for the 2009 Season as per the annexed list.

Maintenance

- Kevin Beacham-----7.15/hr
Brett Brahn-----8.00/hr
Matt D`Elia-----11.50/hr--leader
Anthony Ferraro-----7.15/hr
Casey Fury-----7.50/hr
Matt Glassford-----11.50/hr--leader
Brian Holod-----8.30/hr
Eric Jackson-----7.15/hr
Dennis Kahn-----11.50/hr--leader
Gregg Keniston-----7.50/hr
John Lane-----7.15/hr
Daniel Maher-----7.15/hr
Anthony Mennie-----15.00/hr--supervisor
Tom Montone-----8.30/hr
Conor Reidy-----11.50/hr--leader
Mark Rosendin-----11.50/hr--leader
James Smith-----7.15/hr
Matt Wall-----7.15/hr
Chris White-----7.15/hr

Restrooms

- Melinda Ploskonka-----12.50/hr
Meredith Ploskonka-----12.50/hr

Pool Cleaning/Night Watch

- Joseph Drew-----120/night, 16.50/hr--supervisor
Brett Edmonds-----120/night, 15.00/hr
William Heaney-----120/night, 15.00/hr
Andrew Sigrist-----120/night, 15.00/hr

Beach Rake Operator

- Nicholas Christathakis--15.00/hr
Christopher Pappas-----15.00/hr
Robert Phillips-----15.00/hr

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23649**

Mr. Quinn offered a motion to approve the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-09-098 RESOLUTION – APPOINTING LIFEGUARDS FOR THE 2009 SEASON**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following are hereby appointed as lifeguards for the Borough of Spring Lake for the 2009 Season with their rate of pay being set in accordance with their contract as per the annexed list.

**2009 Lifeguards - Attachment to R-09-098**

Carly	Agresti	Nora	Fittin	Jason	Leanord	Rory	Rosenwald
Michael	Baily	Kelly	Gepp	Kevin	Lenk	William	Ruckert
Thomas	Bateman	Lauren	Gilbert	Ben	Lowy	Shannon	Samluk
Dave	Brosonski	Andy	Goetz	Kate	Maldjian	Kelsey	Scribner
Connor	Burrus	Andrew	Gough	Maggie	Maldjian	John	Seniszyn
Michael	Cappiello	Dan	Grothues	John	Mauriello	Jennifer	Seniszyn
Corinne	Caputo	Meghan	Grothues	Paul	McLaughlin	Dan	Sherman
Jessica	Carbin	Mark	Hamilton	James	McLaughlin	Michael	Sinck
Janet	Carbin	Nancy	Harkins	Joseph	McMullen	Michael	Sinisi
Kelly	Carmody	Anthony	Hipsley	Charles	Mencel	Diana	Strizki
Sean	Cavanagh	Robert	Hoffman	Molly	Mihalcik	Kevin	Tuohy
Brittany	Collaro	Chris	Hoffman	Peter	Mihalcik	Noelle	Van Nostrand
Jillian	Collaro	Kevin	Hogan	Isabel	Miksic	Sean	Vella
Alan	Cook	Martin	Holleran	Robert	Monteleone	Jeffrey	Vella
Cassie	Daugherty	Eric	Hostnik	Sean	Moody	Tucker	Waldron
Chelsea	Davis	Jake	Hostnik	Sean	Nelson	Amanda	Waldron
Eric	Davis	Kendall	Hostnik	Ashley	Noble	Jonathan	Werkmeister
Nicole	Delnero	Jacquelyn	Iacouzzi	Liam	O'Donnell	Rebecca	White
Alexandra	DeMuro	Sheila	Irving	Dan	O'Heney	Alexandra	Wladich
Kyle	Dexheimer	Richard	Kappy Jr.	Robert	O'Heney	James	Wladich
Kristen	DiTommaso	Chris	Kavanaugh	Colin	Parsons	Nikki	Yaeger
Laura	Doege	John	Kelly	Patrick	Pegler	Robert	Zupko
Andrew	Dolan	Kate	Konrad	Danielle	Ponteccaruo		
Dave	Dombroski	Mike	Kossey	Danielle	Quetel		
Mary kate	Duggan	Caroline	Kropke	Blaine	Regan		
Eileen	Farrell	Allison	Krug	Ed	Reilley		
Alex	Ferencz	Lauren	Krug	Megan	Reis		
John	Ferraro	Andrew	Krupa	Dana	Reis		
Claire	Ferraro	Kyle	Latham	Joe	Rooney		

ROLL CALL:

AYES: Mrs. Reilly, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Erbe

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Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mrs. Venables.

**R-09-099 RESOLUTION – APPOINTING BEACH EMPLOYEES FOR THE 2009 SEASON**

BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that the following are hereby appointed with their rate of pay as beach employees for the Borough of Spring Lake for the 2009 Season as per the annexed list.

23650

MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
MAY 12, 2009

Table with 3 columns: Name, Rate, Position. Lists names and rates for various gate attendants and one chief gate attendant.

Table with 3 columns: Name, Rate, Position. Lists names and rates for various gate attendants and one office clerk.

ROLL CALL:

AYES: Mrs. Reilly, Mrs. Venables, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: Mr. Erbe, Mr. Quinn

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**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23651**

**Resolutions**

Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mrs. Venables.

**R-09-101 RESOLUTION – AWARD OF CONTRACT #02-2009  
BOARDWALK RAILING WITH STANCHIONS**

WHEREAS, on May 8, 2009 bids were received for the furnishing and delivery of approximately 2,000 feet of custom aluminum boardwalk railing with stanchions for the Borough of Spring Lake with Mayor Jennifer Naughton, Barry R. Lewis, Jr., Borough Administrator and Jane L. Gillespie, Borough Clerk present, and

WHEREAS, one (1) bid was received, and

WHEREAS, Custom Fabrication, Inc., 2903 NY Route 7, Harpursville, NY 13787 was the sole bidder in the total amount of \$99,900.00 (\$49.95 per foot) and found to be satisfactory.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that Contract #02-2009 be and the same is hereby awarded to Custom Fabrication, Inc., 2903 NY Route 7, Harpursville, NY 13787 in the amount of \$99,900.00.

I, Susan Schreck, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Ordinance 23-1999 \$40,375.83 and Ordinance 20-2004 \$59,524.17. /s/ Susan Schreck, Chief Financial Officer

Mayor Naughton noted that this was money that was appropriated last year. It replaces the railing from where the new railing ends to the North End Pavilion.

Mr. Quinn noted that this is the same contractor that provided the benches.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mrs. Reilly offered the following Resolution and moved its adoption, seconded by Mrs. Venables.

**R-09-102 Chapter 159 – Rain Garden Grant RESOLUTION AUTHORIZING THE  
INSERTION OF SPECIAL ITEM OF REVENUE INTO THE 2009 MUNICIPAL BUDGET  
PURSUANT TO N.J.S.A. 40A:4-87, WITH THE REVENUES RECEIVED FROM MONMOUTH  
COUNTY AND VERIZON COMMUNICATIONS IN THE TOTAL AMOUNT OF \$7,000.00  
WITH OFFSETTING APPROPRIATION FOR THE CONSTRUCTION OF RAIN GARDENS**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Borough of Spring Lake has received notice of an award of \$6,000.00 from the County of Monmouth Rain Garden Grant and an award amount of \$1,000.00 from the Verizon Communications "Rain Garden Environmental Grant 2008" and wishes to amend its 2009 Budget to include these amounts as revenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Spring Lake, in the County of Monmouth, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of SEVEN THOUSAND AND 00/100 DOLLARS (\$7,000.00)

Which is now available as revenue from: Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of the Division of Local Government Services: State and Federal Revenues Off-set with Appropriations:

County of Monmouth Rain Garden Grant:	\$6,000.00
Verizon Communications "Rain Garden Environmental Grant 2008"	\$1,000.00

BE IT FURTHER RESOLVED that the like sum of SEVEN THOUSAND AND 00/100 DOLLARS (\$7,000.00) be and the same is hereby appropriated under the caption of:

MAYOR & BOROUGH COUNCIL
BOROUGH OF SPRING LAKE
MAY 12, 2009

General Appropriations:

(a) Operations Excluded from CAPS State and Federal Programs Off-Set by Revenues:

Rain Garden Construction Project: Other Expenses

BE IT FURTHER RESOLVED, that the Borough Clerk is directed forward two certified copies of this resolution to the Director of Local Government Services for approval.

Mrs. Reilly explained that this was not included as revenue when we prepared the 2009 Budget and therefore we have to have permission to include it.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mayor Naughton advised that Resolution R-09-103 Approving Professional Services Contract – Wallover would be carried until the next meeting while the Borough Attorney is reviewing the documents.

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Mr. Quinn offered the following Resolution and moved its adoption, seconded by Mr. Fitzgerald.

R-09-104 RESOLUTION – APPROVAL OF BILLS – MAY 12, 2009

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending MAY 12, 2009, 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.

Table with 2 columns: CURRENT FUND and SUMMARY. Rows include GENERAL CAPITAL, WATER/SEWER CAPITAL, WATER/SEWER OPERATING, DOG TRUST, SPRING LAKE TRUST, MOUNT LAUREL TRUST, PLANNING BOARD ESCROW I, RECREATION, BEACH OPERATING, POOL OPERATING, POOL CAPITAL, and TOTAL.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Quinn offered the following Resolution and moved its adoption, seconded by Mrs. Venables.

R-09-105 RESOLUTION – APPROVAL OF BILLS – MAY 12, 2009

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending MAY 12, 2009, and

WHEREAS, the Borough Finance Committee has reviewed said claims.

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23653**

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

<u>SUMMARY</u>	
CURRENT FUND	3,079,605.70
GENERAL CAPITAL	126,803.54
WATER/SEWER CAPITAL	415.00
WATER/SEWER OPERATING	70,358.71
DOG TRUST	36.60
SPRING LAKE TRUST	3,228.88
MOUNT LAUREL TRUST	11,627.57
PLANNING BOARD ESCROW I	187.50
RECREATION	1,020.23
BEACH OPERATING	140,287.02
POOL OPERATING	41,442.47
POOL CAPITAL	2,463.15
TOTAL	\$3,477,476.37

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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**Business Items Under Consideration**

Catamaran Beach Storage Request – Jim McConnell, 1826 Campbell Road, Wall and business owner in Spring Lake, co-owner of Damico McConnell. He stated that he is a member of Sea Girt Catamaran Club which consists of approximately 12 members. They carry liability insurance through the club and were required by the Sea Girt Ordinance to have it at their own request. Sea Girt then required a fee of \$150.00 per boat. This year they have raised that fee by 166% so they are asking that Spring Lake allow them to have their boats on the beach. They do not require any services from the Borough. They sail from an unguarded beach and in the last 35 years have not needed the services of the emergency services. They are all accomplished sailors. They are looking to change towns because of the unfair increase. One of the problems was that when the piping plover was killed last year, they were required to move their boats further down and he thinks that is the reason for the increase.

Mr. Erbe questioned who is responsible for damage? Will the Borough be responsible? Mr. McConnell advised no, and they have never had any problem like that in the past.

Discussion on securing the boats. Mr. McConnell stated that they dig a hole 5-6 ft. deep and put in a brick or they are staked in and if a storm is coming they remove them from the beach.

Mr. McConnell stated that the ideal location would be in the south end but if that is not acceptable then the extreme north end would be a great location.

Mayor Naughton questioned Mr. Avakian's concerns. Mr. Avakian advised that with the violations we have received from the DEP, he would be concerned with the digging. He does not feel that it is regulated and would not want to jeopardize our current application. Mayor Naughton stated that we do not want to do anything to endanger our current application.

Belmar allows it but down on the 2<sup>nd</sup> Avenue Beach down by the Fishing Club but Mr. McConnell stated that will all of the events Belmar holds there are a lot of people on that beach.

Mr. McConnell stated that there is revenue involved. He stated that they purchase a minimum of four (4) badges per boat. He explained that they sometimes just spend the day on the beach if they are unable to sail because they rely on prevailing winds.

Eleanor Twomey questioned if Sea Girt had the same regulations with respect to the sand? Mr. Quinn advised they have the same regulations.

MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009

Mrs. Venables stated that she would be willing to try it for a year but is concerned that we do not jeopardize our CAFRA application. Mr. McConnell stated that they would just use the cork screw mechanism.

Mr. Quinn questioned how soon they need an answer? Mr. McConnell stated as soon as possible as May and October are the best times to sail. He stated that if it will not work here in Spring Lake then they will have to go to Belmar.

Mr. Erbe asked that we look at the access issue. Mr. Avakian noted that access may be through Belmar.

Mr. McConnell stated that they are attractive to look at.

Council felt that it would be worth trying for a year and that we do have a stretch of beach to the north that is not used and could be attractive.

Mr. Fitzgerald offered a motion to approve allowing the catamaran's to park on the north end beach provided any access issues can be worked out on a one year trial basis at a fee of \$150.00 per boat and that beach badges would be required, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Request for "Fallen Hero's 5k Race – September 12, 2009 – Mr. Erbe read the request for the race. The race begins in Lake Como and around the lake.

Mr. Quinn asked that a calendar be prepared so that the Council is aware of what is prepared. He stated that his concern is more with the residents being inconvenienced then it is with our costs. Mr. Avakian added his concern with respect to the new roadway being painted by one group.

Mayor Naughton suggested having a limit and have a review of what has been approved. Council discussed their disapproval with paint being used and that in the future anyone using paint will not be approved in the future.

Mayor Naughton advised that this would be carried for two weeks and Mr. Lewis will speak with the Chief of Police and the Clerk's Office will prepare a list of what has been approved to date.

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Correspondence from Spring Lake/Sea Girt Little League – This a letter received with respect to a shortage of funds to complete the shack kitchen so that it could be opened this year. Mr. Lewis clarified that this is not a donation to the league but rather funding to complete the improvements to our building which were primarily paid for by the league. It is our building and we own it. The \$45,000 worth of improvements was their donation. He stated that there is money that was in the budget and there is no additional appropriation required. He stated the equipment and payment to the vendors will be made by voucher and approved by the Council via the bill list.

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

**23655**

Mr. Quinn offered a motion to approve the expenditure of \$7,500.00 for purposes of completing the job that the Little League has undertaken at Marucci Park, seconded by Mr. Fitzgerald.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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Mr. Quinn offered a motion that the Council express its sense that it should enter into an engagement with the Wallover Firm to act as our Architect and Consultant on the North End Pool Project subject to finalization of the arrangement through contract between the parties, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

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**Public Discussion** – NONE

**Executive Session**

Mr. Erbe offered the following Resolution and moved its adoption, seconded by Mrs. Reilly.

**R-09-106 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 the Grand Victorian Liquor License, Cory v. Breakers Litigation, Lifeguard Contract Negotiations and Interlocals.

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: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

TIME OF ADJOURNMENT TO EXECUTIVE SESSION: 9:36 p.m.

MEETING IS RECONVENED AT: 10:15 p.m.

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23656

**MAYOR & BOROUGH COUNCIL  
BOROUGH OF SPRING LAKE  
MAY 12, 2009**

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

ROLL CALL:

AYES: Mrs. Reilly, Mr. Erbe, Mrs. Venables, Mr. Quinn, Mr. Fitzgerald.

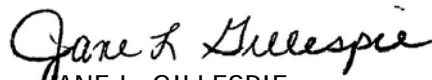
NAYS: NONE

ABSENT: Mr. Rich

ABSTAIN: NONE

TIME OF ADJOURNMENT: 10:15 P.M.

Respectfully submitted,



JANE L. GILLESPIE

Borough Clerk

Approved at a meeting held on: July 14, 2009