

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
FEBRUARY 26, 2013**

Mayor Naughton called the Regular Meeting of the Mayor and Council of the Borough of Spring Lake to order at 7:03 P.M. with a moment of silent prayer. She then 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.

PRESENT: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly, Mayor Naughton
ABSENT: NONE

ALSO PRESENT: Jane Gillespie, Borough Clerk
Joseph Colao, Esq, Borough Attorney
Peter Avakian, Borough Engineer

Workshop Discussion

Beach & Pool Discussion - Mayor Naughton introduced the Beach and Pool Committee members Councilman Jordan, Councilman Judge and Councilwoman Reilly and publicly thanked them for the work that has been done so far in connection with the beach operations. In particular, the Mayor highlighted the successful selection and implementation of the software program being used for locker and badge sales and the inclusion of a feature allowing the public to make donations to the Sandy Relief Fund. Mr. Jordan detailed the website operations and the sales that are currently underway. Mr. Jordan expressed his thanks to CFO Robbin Kirk, Municipal Clerk Jane Gillespie and her staff for their assistance with the effort. Mr. Judge introduced the topic of beach access points noting that with the loss of the boardwalk it was an opportunity to review the access points and look for potential financial savings and operational improvements. Mr. Judge noted that the Committee reviewed the badge checking and badge sales operations noting that historically, each access point housed both a Badge Checker and Seller resulting in a bit of congestion at the access points. As a result, Mr. Judge continued, the Committee is proposing having a Badge Checker positioned half-way between each Badge Seller thus eliminating the sale of badges from the access points. Also, the Beach Committee is discussing, not yet recommending, the elimination of the six (6) access points. Mr. Judge distributed a map to the council members which shows where the proposed access points would be. Access points, meaning steps from the boardwalk to the sand, that may be eliminated would be at York, Pennsylvania, Monmouth, Sussex, Monroe and Pitney, stated Mr. Judge. Mr. Judge also stated that they are not recommending the elimination of any access points from the street to the boardwalk and that the proposals are specific to access from the boardwalk to the beach. Mr. Judge went through additional proposed locations along the beach for access sales, and badge checking. Mrs. Reilly detailed the potential cost savings which would result in an overall savings of approximately 20% and spoke to the additional considerations of restrooms and an office trailer for the North End. Mrs. Reilly also noted the need for bicycle racks as well as portable restrooms at Pier Beach. Mrs. Reilly encouraged all residents to be patient and cooperative. Mr. Judge spoke to the topic of concessions stating that Bryan Dempsey is working with the North End concessionaire to see what may be done at the North End and Pier Beach for the 2013 season. The Mayor asked about next steps. Mr. Judge noted that the Department of Public Works is moving forward with building stairs in the shop while putting down stringers and boards at the beach. Mrs. Reilly stated that Mr. Phillips (Superintendent of Public Works) reported that there were six or seven sales booths available and that the crew will be building bump outs for both showers and sales booths. Mr. Judge stated that the Beach Committee would like to return at the next meeting with a firm recommendation. Mr. Judge also spoke to the need for handicap access points.

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Eleanor Twomey, 108 Vroom Avenue, asked if the storage boxes on the beach would be removed when the North End Pavilion is complete or will we always have boxes on the beach. Mr. Jordan noted that they would evaluate this after the summer season. Mr. Judge stated that once lockers are made available at the North End, we may be able to spread the boxes out along the beach for people who don't use the beach immediately in front of the pavilions. Mrs. Reilly added that only 75 boxes were purchased not knowing what kind of demand there would be.

Ann Butler, 411 Ludlow Avenue, stated that she understands the scope of problems the Borough is dealing with and acknowledged that her issue may not be high in importance however Ms. Butler voiced concern that there has been a lack of communication in connection with North End concerns. The focus, Ms. Butler stated, has been more about nonresidents and the South End. Mr. Judge thanked Ms. Butler for her comments and shared that residents that had a locker in 2012 will have the opportunity to purchase a locker at the new pavilion in 2014.

Mike Grzelak, 409 Monmouth Avenue, asked if any thought had been given to relaxing the prohibition of food and drinks on the beach. Mr. Judge stated that it has been discussed yet no consensus has been reached. Mr. Jordan added that they want to wait and see what the concessionaire has to offer in terms of concessions for the season at both Pier Beach and the North End. Mayor Naughton stated that the goal is to have temporary concessions in place where the Borough historically had permanent concessions. The Mayor added that it would be a very big change for the Borough to allow food and drink on the beach and voiced concern over the challenge in allowing it this year only and taking it away next year. The Mayor stated that she personally would prefer to see temporary facilities put in place rather than change the rule allowing food and beverages on the beach.

Mike Burke, 309 Jersey Avenue, asked if there would be tables available at the North End. Mayor Naughton stated that they are not sure at this point and reminded everyone that this is a transition year for the Borough.

Elsie Dubac, 415 St. Clair Avenue, asked about the benches as a possible place for people to eat. Mayor Naughton reported that almost all of the benches were destroyed by Superstorm Sandy and a plan for potential replacement is still not developed. Mayor Naughton cautioned that they may not be replaced for use this summer.

Eleanor Twomey, 108 Vroom Avenue, asked for confirmation that there would be nothing allowed in and around the construction site. Mayor Naughton confirmed.

A resident raised a question about the location of the last badge checker on the North End and whether they would be comfortable being so far away. Mayor Naughton acknowledged that the concern was valid and offered that a more seasoned employee would potentially be placed at that location. Mrs. Reilly shared that in the past the beach stationed more senior employees in the more isolated locations.

Helen Motzenbecker, 4 Glenwood Avenue, complimented the Mayor and Council on how well they have handled everything and expressed her gratitude for their efforts.

Mr. Judge stated that there was an additional item to report in connection with the closure of Ocean Avenue noting that they are working closely with Joe Griffin to get Ocean Avenue as soon as possible. Mr. Judge stated that they will not need to keep it closed for construction at the North End and are awaiting the requisite barriers to be put in place. Once in place, Mr. Judge continued, Ocean Avenue will be open.

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Mrs. Reilly reminded everyone that the residents have until March 24, 2013 to purchase South End lockers at which time lockers will be sold to nonresidents as well.

Request for Ordinance Amendment - Outdoor Dining - Mayor Naughton introduced the topic stating that the Business Improvement District and Chamber of Commerce requested a change to the outdoor dining ordinance and invited Mrs. Venables to talk about this. Mrs. Venables shared that the restaurant owners in town have asked the Council to allow outdoor dining year round. Mrs. Venables detailed the considerations and noted that the BID is supportive of the request with the caveat that there is something in the ordinance that requires restaurant owners to remove the tables and chairs when there is a snow event so that sidewalks can be cleared as soon as possible.

Joe Desiderio, 25 Tuttle Avenue, speaking on behalf of the BID, suggested that there be some type of penalty if the property owner does not clear the sidewalk in the event of snow. Mrs. Venables sought comment from Borough Attorney Colao on the inclusion of a penalty in the ordinance. Mr. Colao stated that the general penalty clause in connection with any zoning violation would apply. Mr. Judge stated that he would fully support the ordinance.

Mr. Jordan inquired as to whether the Council had the authority to set rules in connection with the type of table and chairs are used. The Mayor responded noting that the existing ordinance already addresses this issue. Mr. Colao noted that there is a design standard section in the ordinance. Mayor Naughton asked if there was any Council Member who wished to voice concern with the proposal.

Mr. Desiderio asked if the ordinance would pertain to private property owners as well as those utilizing the public sidewalks. The Mayor commented that it would likely apply to all dining establishments.

Eleanor Twomey, 108 Vroom Avenue, stated that the introduction and adoption of the amended ordinance could take place as late as the Fall since it won't take affect until January, 2014. Mayor Naughton acknowledged this fact yet expressed a desire to move it along as quickly as possible since it was relatively simple.

Approval of Minutes

Mrs. Venables offered a motion to approve the minutes of November 12, 2012, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Public Comments

Lyle Marlowe, 110 Pennsylvania Avenue, suggested that the website be used for sharing more information.

Mr. Neal ??, ??, asked about the lighting on the Boardwalk. Mayor Naughton invited Council Member Jordan to speak to the topic. Mr. Jordan reported that the lights, unlike in Belmar, are not owned by the Borough but rather by JCP&L. Mr. Jordan further reported that JCP&L intends to put back the lights that were used before which is a yellow light. JCP&L has presented a verbal offer to the Borough, Mr. Jordan continued, giving the Borough the opportunity to take over the lighting. Mr. Jordan stated that this would be an expensive approach for the Borough which would need to be more thoroughly explored. Mr. Neal [REDACTED], suggested that the Borough consider an Adopt-a-Light type program similar to

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what was done with the benches. The Mayor added that the Council was initially very motivated to replace the lights with something nicer yet the sticker shock for what it would cost to run the wire, hire an electrical engineer, purchase the posts and lights and other costs caused the Council to consider other, less costly options. The Mayor noted that the cost would be roughly \$750,000 to \$1,000,000. In light of all the other projects, the Mayor continued, as well as the fact that this expense would not be eligible for FEMA reimbursement caused the Council to step back and reconsider. Mr. Jordan also shared that they are in conversation with Sea Girt Borough since they are in a similar situation in hopes of finding a win-win solution.

Jerry Lally, 304 Ocean Road, asked whether a homeowner needed to sign up in order to be eligible for the Hazard Mitigation Grant. Mayor Naughton responded informing Mr. Lally that that was not necessary. Mayor Naughton reminded the public that it is a very competitive grant and that it is unlikely that the Borough will be successful obtaining the grant. Mayor Naughton also reminded the public to be sure to make application for the SBA Loan even if they never use. This will assure a spot in line for the Community Block Grant opportunity, stated the Mayor.

Eleanor Twomey, 108 Vroom Avenue, asked for clarification of the SBA's involvement in residential lending.

Frank Suozzi, 112 Brown Avenue, asked how much a resident should apply for not knowing how much it will cost to raise a home. Mayor Naughton suggested Mr. Suozzi consult the SBA.

Council Comments & Staff Reports

Mayor Naughton asked Borough Clerk Jane Gillespie to place into the record the Borough's Proclamation supporting Read Across America. Mayor Naughton stated that there are two (2) ordinances being introduced. One is a recommendation from the Borough's professionals to amend the Borough's code in connection with building heights. Mayor Naughton introduced Mr. Peter Avakian, Borough Engineer and Matt Zahorsky, Zoning Officer and invited them to speak to their respective analysis and conclusions. Mr. Avakian began by detailing the base flood mapping process. Mr. Avakian spoke to the history of the advisory flood map development, introduction and eventual endorsement for adoption by Governor Christie. Mr. Avakian voiced support for moving forward with adopting the maps in the Borough's current ordinance. Mr. Avakian detailed the various zones represented in Spring Lake, particularly along the ocean front, Wreck Pond and Lake Como, including the rise in the elevation along these areas. Mr. Avakian offered to make the maps available for viewing as well as to host a workshop and suggested residents contact Sandy Ratz or him with any questions.

Frank Suozzi, 112 Brown Avenue, asked Mr. Avakian when the new insurance rates would become effective. Mr. Avakian stated that he believes that the current flood insurance rate maps are in place. Mrs. Reilly added that they were told that the old rates will continue to apply for at least another year to year and one-half. FEMA continues to report that they don't know what the rates will be until the maps are formally adopted. Mayor Naughton added that it's clear that any increase will be a phased in increase. The Mayor explained that the Biggert Waters Act phases out the national flood insurance premium subsidy. The Mayor and Zoning Officer Matt Zahorsky shared that the best insurance rates will be for those at a Base Flood Elevation +2. Mr. Zahorsky further explained that the adoption of the new building regulation will result in homeowners achieving the best insurance rate. Going below this, Mr. Zahorsky continued, will potentially increase a homeowner's insurance rate significantly.

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Jim Curry, 212 Remsen Avenue, asked about how a crawl space will be address in the new building regulations. Mayor Naughton stated that topic will be address with the proposed ordinance.

Jessica Ressa, 400 Shore Road, stated that her understanding is that insurance rates will be increasing for those residents whose homes in Spring Lake are second homes. Mr. Avakian shared that for the purpose of discussions this evening, the important thing for people to know is that the base flood elevation ordinance being proposed, the standards will not change the current zones and therefore will not change the flood insurance rate maps at this time. Mr. Avakian further shared that they've been told that possibly late summer to fall this year the numbers will be finalized and we may receive flood insurance rate maps.

Mr. Zahorsky began his statements by reflecting back to 2011 when the initial requests from homeowners began to potentially raise their homes. When FEMA came out with their recommendations, Mr. Zahorsky continued, they basically negated the Borough's ordinance allowing for a three foot elevation. As a result, Mr. Ratz, Mr. Avakian and Mr. Zahorsky reviewed the ordinance in an effort to afford Spring Lake residents the opportunity to get the best possible insurance rates. The proposal on the table will allow residents to go two (2) feet above the ABFE (Advisory Base Flood Elevation) map that is currently recommended. As a result an existing home may be raised to maximum height of forty-two (42) feet, stated Mr. Zahorsky, while new homes being built in the flood zone will need to adhere to a maximum height of 32 feet above the finished floor elevation. Mayor Naughton asked Mr. Zahorsky to address Mr. Curry's earlier question in connection with the finished floor elevation. Mr. Zahorsky explained that finished floor is defined as the first finished floor living space meaning a homeowner's furnace, duct work and like utilities would need to be up and out of the flood elevation. Mr. Avakian added that outdoor appliances like an air conditioning unit, pool filtration equipment, etc. would need to be raised above the base flood elevation. Mayor Naughton asked for confirmation that no living space or utilities can be below the base flood level. Mr. Zahorsky confirmed this reiterating that while a storage basement may be there, no livable space with utilities would be allowed. Mr. Lyle Marlowe, 110 Pennsylvania Avenue, stated that the FEMA representative he spoke to stated that his crawl space, that does not house utilities, would be considered his first. Mayor Naughton asked who residents could contact to get clarification and ask additional questions. Mr. Zahorsky suggested that they should be in contact with Mr. Sandy Ratz, the Borough's Construction Official. To summarize, Mayor Naughton stated that what's being recommended is ABFE (Advisory Base Flood Elevation) plus 2 feet up to 42 feet and they must be located in the ABFE zone. Mr. Judge asked about the impact of having older homes at 42 feet and newer homes at 32 feet. Mr. Zahorsky stated that it is highly unlikely that there would ever be a 10 foot difference between a new and existing home once the ABFE is taken into consideration at curb level. Mayor Naughton asked Mr. Zahorsky to speak to the issue of stairs. Mr. Zahorsky stated that the ordinance allows Mr. Ratz and him to review staircase design and make sure it's reasonable in terms of aesthetics and practicality. Mayor Naughton stated that the main reason the Borough is addressing this while the Base Flood Elevations are still advisory is because we have homeowners in town who want to move forward with rebuilding and renovating and they need to understand the standards they need to build to.

Mr. Neal ??? 1:21:58 asked Mr. Zahorsky for clarification of the building height rules. Mr. Zahorsky explained that when evaluating the potential height of a home, one must take into consideration the curb height, noting that elevation zero is equivalent to mean sea level.

Lyle Marlowe, 110 Pennsylvania Avenue, voiced concern that there would be more tall and thin homes as a result of the new rules and wondered if the overall aesthetics had been taken into consideration. Mayor Naughton responded stating that it's a delicate balance and they hope to adopt something that

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makes sense for the Borough and the homeowners and do all that's possible to minimize the potential negative consequences. Tonight's effort, the Mayor continued, is to put in place the nuts and bolts associated with potential building standards.

Jessica Ressa, 400 Shore Road, responding to the concern about aesthetics stated that homeowners wanting to raise their home will still need to submit drawings and plans that are subject to review by the Borough. Ms. Ressa further stated that homeowners are not attempting to make unnecessary changes or changes that are not in compliance.

Mayor Naughton reminded the public that there are still several components in the Borough's ordinances that regulate residential building such as a restriction to two and one-half stories, restrictions against flat roofs, lot coverage, etc.

Frank Suozzi, 112 Brown Avenue, shared details of a conversation he recently had with a FEMA representative noting that to the extent that a municipality takes steps to reduce the risk of flooding for homeowners the insurance companies must reflect the reduced risk in the premiums they charge. Mrs. Venables stated that this is the intent of the ordinance on the agenda for introduction which will give homeowners the opportunity to raise their homes. Mr. Suozzi stated that he was specifically speaking to steps the Borough could take to reduce flood risk in the town, not the homeowners, such as higher dunes, dredging, etc. Mr. Avakian commented that this is a good example of when FEMA makes representations that have no basis in fact. The way an evaluation is done, Mr. Avakian continued, is an analysis that does not take into consideration obstructions or physical features but simply a wave study analysis thrown into a computer modeling program. The evaluation, Mr. Avakian stated, does not consider whether the inlet to Wreck Pond is open or closed, whether there's a berm in place or whether there's a house in the way, what matters is the size of the watershed and the volume of water coming in. Mr. Suozzi agreed with Mr. Avakian's assessment but further commented that he believes homeowners would like to see the Borough do more to reduce future flooding noting that an open inlet is creating more risk of flooding than when it was closed. Mr. Suozzi further stated that other aspects of a plan should be considered such as dredging, piping, higher dunes, etc. and put the plan on the table to discuss with FEMA. Mr. Avakian shared that there is a flood hazard mitigation grant that the Borough is working with FEMA to obtain. Mr. Suozzi shared that with each rain, residents have an anxiety attack on Brown Avenue. Mayor Naughton responded that the Council is very interested in a plan to do whatever it can to mitigate any potential flooding and reminded Mr. Suozzi of how difficult it is to get regulatory approval for taking action. Mayor Naughton further expressed that the County has been the only entity that has even tried to help with dredging noting that although this effort appears to be improving the water quality, there is yet to be evidence that dredging will prevent flooding. Further, Mayor Naughton stated, the volume of water that drains from the inlet is significantly greater than the volume of water that would be allowed with pumps. With the restrictions on pumping and the DEP regulations in connection with endangered species there are a myriad of roadblocks that the Borough has faced, continued the Mayor. Mr. Suozzi stated that he understands but hopes the Borough will continue to think outside the box and look for ways to address the problem. Ms. Ressa stated that the adoption of the ordinance on the agenda, is a way to demonstrate to regulatory officials that homeowners are also sharing in the mitigation efforts. Mr. Drasheff shared with Mr. Suozzi that at the last Wreck Pond Committee Meeting a point was made reminding everyone that Hovnanian Homes is proposing a huge residential development at Rt. 34 and Allaire Road which rests in the middle of the Wreck Pond watershed and it is unknown as to what remediation or other action will be taken or what the impact of future storm events would be. Mr. Drasheff emphasized the need for a regional approach and the need for all parties to be on the same page. Mr. Drasheff also spoke to a program by the Army

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Corps of Engineers for sand replenishment which may result in sand interfering with the inlet. Mayor Naughton noted that the Army Corps is aware of this concern and as important as the sand replenishment is, it's important that this is taken into consideration. Mr. Drasheff acknowledged Mr. Avakian's and Mr. Zahorsky's efforts on behalf of the Borough in connection with all the various projects.

Jim Curry, 212 Remsen Avenue, asked for clarification of the definition of finished floors in connection with the proposed ordinance. Mr. Zahorsky addressed noting that for insurance and construction purposes, utilities must be raised above the base flood elevation for those homeowners in a flood zone.

Mike Burke, Planning Board Member, asked for clarification on the setbacks in connection with homes that will be raised specifically when an alteration to the stair design takes place. Mr. Zahorsky noted that if it's an existing home that is being raised, Mr. Ratz and Mr. Zahorsky may allow for setback encroachment, within reason, in order to allow for the stair redesign. Mr. Judge read the detail from the proposed ordinance noting the discretion afforded to the Construction Official and Zoning Officer in connection with existing structures. Mr. Avakian offered clarification by reading wording from the current ordinance and proposed ordinance. Mr. Avakian further added that there may be some properties that are added into the 100 year floodplain near Wreck Pond.

Mayor Naughton looked to Mr. Avakian to speak to the second ordinance to address changes being proposed and the reason behind the changes. Mr. Avakian stated that the changes incorporate the Advisory Base Flood Elevation (ABFE) by definition, by map and by area. Mr. Avakian also noted that it will be his recommendation to use the ABFE plus one (1) foot.

Frank Suozzi, 112 Brown Avenue, asked if to apply for a FEMA Grant to raise one's house, one must have suffered damage equivalent to 50% of the Fair Market Value of the home. Mr. Avakian confirmed this stating that the number is to be calculated by the Floodplain Administrator which in the Borough's case is our Construction Official. Mayor Naughton offered additional clarification by quoting from the proposed Ordinance 2013-002.

Lyle Marlowe, 110 Pennsylvania Avenue, asked for clarification of the proposed ordinance in connection with those homeowners interested in raising their homes. Mayor Naughton noted that it's a floodplain ordinance needed to bring the Borough's language into recommended compliance. Mr. Avakian added that it will prove and/or substantiate that one's property, although in a flood hazard area, is elevated significantly higher than the Advisory Base Flood Elevation.

Mr. Suozzi asked if the ordinance address the lowest part of the living space. Mr. Avakian responded noting that it addresses new construction for residential and nonresidential properties including the lowest floor and basements with utilities.

Business Items Under Consideration

Goodwill Fire Company - Annual Easter Egg Hunt - March 30, 2013

Mrs. Venables offered a motion to approve the Annual Easter Egg Hunt, seconded by Mrs. Reilly. All in favor. None opposed.

Spring Lake Sea Girt Little League - Annual Parade - April 27, 2013

Mrs. Venables offered a motion to approve the Little League Annual Parade, seconded by Mrs. Reilly. All in favor. None opposed.

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Bare Wires Surf & Skate - Surf Contest - June 8, 2013

Mrs. Venables offered a motion to approve the Surf Contest, seconded by Mrs. Reilly. Councilman Judge recused as he is the Chair of the Samaritan Center, the recipient of the proceeds. All other council members in favor.

American Legion - Fishing Contest –April 6, 2013

Mrs. Venables offered a motion to approve the Fishing Contest, seconded by Mrs. Reilly. All in favor. None opposed.

Ordinances for Introduction

Borough Attorney Colao read Ordinance No. 2013-002 entitled: "AN ORDINANCE SUPPLEMENTING CHAPTER 186, FLOOD DAMAGE PREVENTION, OF THE BOROUGH CODE", by Title.

Mrs. Venables offered a motion to introduce Ordinance No. 2013-002, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Ordinance No. 2013-002 in full/Ordinance Book No. 1

Borough Attorney Colao read Ordinance No. 2013-003 entitled: "AN ORDINANCE AMENDING AND SUPPLEMENTING VARIOUS SECTIONS OF CHAPTER 225, LAND DEVELOPMENT OF THE BOROUGH CODE (Building Heights)", by Title.

Mrs. Venables offered a motion to introduce Ordinance No. 2013-003, seconded by Mrs. Reilly.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Ordinance No. 2013-002 in full/Ordinance Book No. 1

Ordinance for Adoption

Borough Attorney Colao read Ordinance No. 2013-001 entitled: "AN ORDINANCE AMENDING AND SUPPLEMENTING SECTIONS OF CHAPTER 225, LAND DEVELOPMENT OF THE BOROUGH CODE", by Title.

Mrs. Venables offered a motion to open the Public Hearing on Ordinance No. 2013-001, seconded by Mr. Judge.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge

NAYS: NONE

ABSENT: NONE

ABSTAIN: Mrs. Reilly

PUBLIC HEARING NOW OPEN

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Borough Attorney Colao began by stating that the ordinance, since its original introduction, has since been amended. Mr. Colao stated that the reason for the amendment is to clarify some of the language in regards to conformity. As a result of the amendment, the ordinance must be reintroduced and heard again publicly. Mayor Naughton asked Mr. Colao to summarize the proposed changes for the benefit of the members of the public who may not have been present when the ordinance was first introduced. Mr. Colao stated that the ordinance is governing corner lots in R-2 Zones and the primary change is to require a minimum of 65 feet for a lot frontage. This, Mr. Colao continued, is an increase from 50 feet which will result in larger lots and will address some of the unique aspects of corner lots. Mr. Fay asked if the passing of this ordinance could result in a resident's property value being decreased since they would not be able to subdivide their property into two (2) 50 foot lots, for example, and if so would they have a time period to address this prior to the ordinance going into effect. Mayor Naughton outlined the timeline for the ordinance in terms of the public hearing and adoption. Mayor Naughton also stated that the Planning Board is not interested in blocking subdivisions but are interested in having some level of control to avoid the narrow lots that have been created by a subdivision process that is basically automatic. Mayor Naughton further stated that this has been an ongoing challenge for the Planning Board, particularly with corner lots. Mr. Fay asked if there was any concern over potential litigation. Mr. Colao stated that there is always the possibility of lawsuits yet expressed confidence that the ordinance is enforceable. Mr. Judge commented that he fully understands the reasoning behind the change, particularly after having spent time serving on the Planning Board.

Helen Motzenbecker, 4 Glenwood Place, asked how many lots would possibly be impacted by the ordinance. Mayor Naughton responded that it was roughly between 10 and 12. Ms. Motzenbecker expressed concern that these residents would not be able to subdivide. Mayor Naughton explained that they may be able to but that they would first need to go before the Planning Board. Mrs. Venables offered that although she was original against the ordinance she subsequently recognized the value of giving the Planning Board some flexibility to more effectively handle a subdivide such as this. Ms. Motzenbecker stated that she agrees and understands but is empathetic to the potential 10 or 12 residents that may be impacted. Mr. Drasheff stated that although there may be 10 to 12 residents impacted, he has spoken to many neighbors of the corner subdivisions who are very upset about the subdivisions and have been asking to have something done.

Patrick Keith, 400 Atlantic Avenue, stated that he is on the corner of Fourth and Atlantic Avenues and asked if the Mayor and Council received his recent letter in connection with tonight's topic. Mr. Keith stated that while he and his wife care very deeply about the integrity of the character of Spring Lake, they are struggling to understand how the amendment makes sense. Mr. Keith stated that the property has been in his family since 1940 and they have always considered it a double lot with the opportunity to subdivide. Mr. Keith continued stating that it will be a huge financial impact to his family if they are unable to subdivide the lot. Mr. Keith further stated that he feels that a right they've had for a long time is being taken away. Mr. Keith formally requested that the Council not approve the amendment being proposed and delay the adoption of any such amendment for a period of at least a year in order to provide reasonable notice to the other residents who will be impacted by the change. Mr. Keith spoke to his lot specifically and how it would potentially be subdivided and built upon and expressed concern about the costs associated with having to go through the planning board process as outlined with the new process.

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Mike Burke, 309 Jersey Avenue, shared concerns about whether this would be a spot zoning issue, corner lot owner's rights vs. non-corner lot owner's rights and the potential unjust taking of development rights. Mr. Burke stated that he believes there is a lot of case law in connection with this issue and fears the negative for the Borough is that property owner's may take legal action.

Elsie Dubac, 415 St. Clair Avenue, asked if the main concern is to prevent the building of a "hotdog house" why wouldn't the Borough simply outlaw the building of such a house. Mayor Naughton stated that unfortunately it's a little more involved and when various factors such as the size of the property, the set backs, impervious surface, height, etc. are considered, the "hotdog house" is the potential end result. Mr. Jordan added that the ordinance forces the conversation about both lots and not just one.

Helen Motzenbecker, 4 Glenwood Place, stated that the corner property on Worthington and Third Avenues was subdivided into two (2) 150 x 50 lots and the houses look very nice and don't seem to be detrimental to the town at all. Mr. Zahorsky commented that the Planning Board must consider the encroachment or front yard setback is in character with the neighborhood. With the ordinance, Mr. Zahorsky continued, an applicant is prevented from automatically obtaining a subdivision and forces a conversation regarding lot depth variances and other considerations that result in preserving the character of the neighborhood.

There being no comments from the public, Mrs. Venables offered a motion to close the Public Hearing on Ordinance No. 2013-001, seconded by Mr. Drasheff.

ROLL CALL:

AYES: Mr. Drasheff, Mrs. Venables, Mr. Jordan, Mr. Judge

NAYS: Mr. Fay

ABSENT: NONE

ABSTAIN: Mrs. Reilly

Mrs. Venables offered a Resolution to adopt Ordinance No. 2013-001, seconded by Mr. Judge.

ROLL CALL:

AYES: Mr. Drasheff, Mrs. Venables, Mr. Jordan, Mr. Judge

NAYS: Mr. Fay

ABSENT: NONE

ABSTAIN: Mrs. Reilly

RESOLUTIONS

Consent Agenda

Mrs. Reilly requested that R-13-043 be considered independently from the Consent Agenda. Mr. Judge, in connection with R-13-040, asked for a brief explanation. Mr. Avakian stated that there are two (2) state mandated reports required for filing for compliance with the water treatment and distribution permits. Mr. Judge also asked in connection with R-13-041, if anyone knew how the fees changed. Mayor Naughton referred the question to Municipal Clerk Jane Gillespie who stated that there was only one correction and it was in connection with wording not the actual fees being charged.

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

**R-13-037 - RESOLUTION - APPROVING RAFFLE LICENSE APPLICATION - ST. CATHARINE CHURCH -
OFF PREMISE CALENDAR**

WHEREAS, St. Catharine Church has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#5-2013, and

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

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#5-2013 be and the same is hereby approved as follows:

NAME:	St. Catharine Church 215 Essex Avenue, Spring Lake, NJ 07762 Identification No.: 475-01-372
LOCATION:	St. Catharine Church 215 Essex Avenue, Spring Lake, NJ
DATE:	Last Monday of Each Month from May 2013 to October 2013 10:30 A.M.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

**R-13-038 - RESOLUTION - APPROVING RAFFLE LICENSE RA# 06-2013 - MANASQUAN HIGH SCHOOL
PTO - ON PREMISE RAFFLE**

WHEREAS, Manasquan High School PTO has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#6-2013, and

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

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#6-2013 be and the same is hereby approved as follows:

NAME:	Manasquan High School PTO 167 Broad Street, Manasquan, NJ 08736 Identification No.: 279-5-4223
LOCATION:	The Normandy Inn 21 Tuttle Avenue, Spring Lake, NJ
DATE:	May 5, 2013 2:00 PM - 5:00 PM

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

24552

**BOROUGH OF SPRING LAKE
MAYOR AND BOROUGH COUNCIL
REGULAR MEETING
FEBRUARY 26, 2013**

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

**R-13-039 - RESOLUTION - APPROVING RAFFLE LICENSE RA# 07-2013 - MANASQUAN HIGH SCHOOL
PTO - OFF PREMISE 50/50**

WHEREAS, Manasquan High School PTO has filed an application, which has been found to be complete, for a Raffle License which has been assigned number RA#7-2013, and

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

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#7-2013 be and the same is hereby approved as follows:

NAME: Manasquan High School PTO
167 Broad Street, Manasquan, NJ 08736
Identification No.: 279-5-4223
LOCATION: The Normandy Inn
21 Tuttle Avenue, Spring Lake, NJ
DATE: May 5, 2013 4:30 PM

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

**R-13-040 - RESOLUTION - PROFESSIONAL SERVICES AGREEMENT - LEON S. AVAKIAN, INC.
WATER REPORTS**

WHEREAS, there exists a need for professional services to be provided to the Borough of Spring Lake, County of Monmouth, New Jersey (the "Borough") and the Borough Council desires to authorize the execution of a professional services contract between following listed persons/firms and the Borough for the provision of said services; and

	Engineering Services	Peter Avakian	Leon S. Avakian, Inc.	788 Wayside Road Neptune, NJ 07753
PS#08-2013	Water Conservation & Drought or Water Supply Emergency Management Plan Report for Public Water Supply Systems	\$2,000.00		
PS#09-2013	Water Allocation Permit	\$2,500.00		

WHEREAS, the services to be provided are considered to be "Professional Services" pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, the Local Public Contracts Law authorizes the awarding of a contract for "Professional Services" without public advertising for bids and bidding therefore, provided that the Resolution authorizing the contract and the contract itself be available for public inspection in the office of the Municipal Clerk and that notice of the awarding of the contract be published in a newspaper of general circulation in the municipality; and

WHEREAS, they are required to complete and submit a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political candidate or candidate committee in the Borough of Spring Lake in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

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WHEREAS, sufficient funds are available for the services and will be certified on each voucher submitted for payment in accordance with their fee schedule, a copy of which is attached to their contract.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute a contract between the above named persons/firms and the Borough to provide professional services to the Borough of Spring Lake; and

BE IT FURTHER RESOLVED, that a copy of this Resolution, the Business Entity Disclosure Certification and the Contract shall be placed on file with the Clerk of the Borough; and

BE IT FURTHER RESOLVED, that a notice in accordance with the Local Public Contracts Law of New Jersey in the form attached hereto shall be published in accordance with law; and

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-041 - RESOLUTION - SETTING LAND USE FEES FOR 2013

Whereas, the Mayor and Council of the Borough of Spring Lake is required to establish various Land Use Fees pursuant to Ordinance 2007-005;

Now, Therefore, Be It Resolved, by the Mayor and Council of the Borough of Spring Lake, County of Monmouth, State of New Jersey, that the following Land use Fees are hereby established:

A.	Schedule A Application Fees	Schedule B Escrow Fees
Classification		
(1 Subdivisions:		
(a Minor subdivision	\$1,000 plus \$300 per lot	\$2,200 plus \$100 per lot
(b Major, preliminary	\$2,500 plus \$400 per lot	\$2,200 plus \$100 per lot
(c Major, final	\$750 plus \$300 per lot	\$2,200 plus \$50 per lot
(2 Site plans:		
(a Minor site plan	\$1,000	\$2,200
(b Major site plan, preliminary	\$2,000	\$2,200
(c Major site plan, final	\$750	\$2,200
(3 Application for extension of:		
(a Subdivision or site plan approval	\$1,000	
(4 Variances:		
(a Appeals (N.J.S.A. 40:55D-70a)	\$750	\$2,200
(b Special meetings, questions or interpretations (N.J.S.A. 40:55D-70b)	\$1,000	\$1,000
(c Hardship (N.J.S.A. 40:55D-70c)		
Residential	\$1000	\$2,200
For each of the variances requested beyond the first:	\$500	
Commercial	\$1,500	\$2,750
For each of the variances requested beyond the first:	\$500	

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Table with 3 columns: Description, Amount 1, Amount 2. Rows include: (d) Use of structure (N.J.S.A. 40:55D-70d), (e) Construction permit in bed of mapped street or drainage right-of-way or lacking street frontage (N.J.S.A. 40:55D-34 and 35), (f) Conditional use, (5) Appeals to Borough Council (See § 225-39.), (6) Certified list of property owners [See § 225-37D(3).], (7) Subdivision approval certificates (See § 225-59.)

B. Fee for Tax Map revision for subdivisions: \$250.00 per lot.

Be It Further Resolved, this Resolution shall take effect immediately upon adoption by the Mayor and Council of the Borough of Spring Lake, New Jersey.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-042 - RESOLUTION - RELEASING PERFORMANCE GUARANTEES - BLOCK 147, LOTS 12 & 15

WHEREAS the Borough of Spring Lake has received performance guarantee monies as the result of a subdivision application approved by the Spring Lake Planning Board for Block 147, Lots 12 & 15, and

WHEREAS, said funds were deposited by the Borough of Spring Lake in accordance with law, and

WHEREAS, the Spring Lake Zoning Review Agent has recommended the release of a portion of the guarantee as some of the required improvements have been completed and are acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that a portion of the performance guarantees posted for Block 147, Lot 12 & 15 be and hereby are released in accordance with the Spring Lake Zoning Review Agent's recommendation.

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-043 - RESOLUTION - SETTING DATES FOR 2013 BEACH SEASON

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Spring Lake that pursuant to Chapter 114-18 of the Code of the Borough of Spring Lake, the following are the dates for the 2013 Beach Season:

Main Beaches May 25-27, May 31; June 1, June 7-8 & 15-16 (Weekends Only)

ALL BEACHES June 21 – September 2, 2013 Daily

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

**R-13-044 - RESOLUTION - APPROVING OVERTIME PAYMENT TO SALARIED DPW FOREMAN IN
CONJUNCTION WITH SUPERSTORM SANDY RESTORATION**

Mr. Jordan asked for more detail in connection with the proposed Resolution. Mayor Naughton stated that this was in connection with two (2) salaried borough professionals who, as a result of Superstorm Sandy, have been working initially 13 hours daily and now 11 hour days as well as Saturdays. The Mayor further stated that the Borough expects to be reimbursed by FEMA for 75% of the overtime costs. Mr. Judge asked for an estimate in time as to how long the extensive overtime would continue. Mayor Naughton stated that the Superintendent of Public Works anticipated the overtime hours to continue through the month of May. Mr. Judge asked what the potential impact might be on other salaried employees who are also working more hours as a result of the storm. Mayor Naughton stated that this was discussed and it was determined that there would not be an impact and if there was, those individuals impacted are aware of the possible impact. Mr. Judge asked for details regarding the rate of pay. Ms. Gillespie referred Mr. Judge to the Resolution which details the rates. Mr. Judge asked how this would impact their pension eligibility. Ms. Gillespie informed Mr. Judge that overtime pay is not included when calculating pension. Mr. Judge asked for a more specific breakdown on the dollar amount being considered. Ms. Gillespie detailed an example for a bi-weekly pay period. There was a brief discussion regarding terminology and it was agreed to consult with legal counsel and carry the Resolution.

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

**R-13-045 - RESOLUTION - AMENDING PROFESSIONAL SERVICES AGREEMENT - SPG3 -
RESTORATION AND ADDITION TO THE FIRST AID BUILDING**

Mr. Judge asked if the step up was provided in the contract in 2009. Mr. Drasheff stated that he believes this was part of the negotiations. Mr. Judge stated he would like to know what went into the analysis. The Mayor suggested that given Mr. Dempsey's absence it may be best to carry the Resolution.

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

R-13-046 - RESOLUTION - AWARD OF CONTRACT #02-2013 - BOARDWALK STANCIONS - AMERICAN ALUMINUM CASTING COMPANY

WHEREAS, on February 7, 2013 bids were received for the Boardwalk Stanchions.

WHEREAS, one (1) package was picked up and one (1) bid was received, and

WHEREAS, American Aluminum Casting Company, 324 Coit Street, Irvington, NJ 07111 is the lowest responsible bidder for the furnishing & delivery as follows:

ITEM	QUANTITY	UNIT PRICE	AMOUNT
CENTER (319f AS CAST) Aluminum, Sand Cast Stanchion	850	\$92.60	\$78,710.00
RIGHT (319f AS CAST) Aluminum, Sand Cast Stanchion	850	\$89.60	\$76,160.00
LEFT (319f AS CAST) Aluminum, Sand Cast Stanchion	850	\$89.60	\$76,160.00
		Total Bid	\$231,030.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Contract #02 -2013 is hereby awarded for furnishing & delivery of 850 of each stanchion pieces listed above to American Aluminum Casting Company for an amount not to exceed \$231,030.00 and

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Beach Utility CAP Emergency Appropriations for an amount not to exceed \$1,814,000.00
/s/ Robbin Kirk, Chief Financial Officer

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-047 - RESOLUTION - AWARD OF CONTRACT #03-2013 - BOARDWALK RAILINGS – FLAG POLES, INC.

WHEREAS, on February 21, 2013 bids were received for the Boardwalk Railing.

WHEREAS, six (6) packages were picked up and three (3) bids were received, and

WHEREAS, Flag Poles, Inc. 95 Gnarled Hollow Road, E. Setauket, NY 11733 submitted the lowest responsible bidder for the furnishing & delivery of the Boardwalk Railings at a cost of \$25.89 per piece for a total bid of \$64,725.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Contract #03-2013 is hereby awarded for furnishing & delivery of Boardwalk Railing to Flag Poles, Inc. at a cost not to exceed \$64,725.00.

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Beach Utility CAP Emergency Appropriations for an amount not to exceed \$1,814,000.00.
/s/ Robbin Kirk, Chief Financial Officer

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-048 - RESOLUTION - AWARD OF CONTRACT #04-2013 - BOARDWALK STANCHIONS - AMERICAN ALUMINUM CASTING COMPANY (TO BE SUPPLIED)

WHEREAS, on February 26, 2013 bids were received for the Boardwalk Stanchions.

WHEREAS, two (2) packages were picked up and two (2) bids were received, and

WHEREAS, American Aluminum Casting Company, 324 Coit Street, Irvington, NJ 07111 is the lowest responsible bidder for the furnishing & delivery as follows:

ITEM	QUANTITY	UNIT PRICE	AMOUNT
CENTER (319f AS CAST) Aluminum, Sand Cast Stanchion	500	\$92.60	\$46,300.00
RIGHT (319f AS CAST) Aluminum, Sand Cast Stanchion	500	\$89.60	\$44,800.00
CENTER (319f AS CAST) Aluminum, Sand Cast Stanchion	500	\$89.60	\$44,800.00
		Total Bid	\$135,900.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Spring Lake that Contract #04 -2013 is hereby awarded for furnishing & delivery of 500 of each stanchion pieces listed above to American Aluminum Casting Company for an amount not to exceed \$135,900.00 and

I, Robbin Kirk, Chief Financial Officer of the Borough of Spring Lake hereby certify that funds are available from: Beach Utility CAP Emergency Appropriations for an amount not to exceed \$1,814,000.00.

/s/ Robbin Kirk, Chief Financial Officer

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

Mr. Judge stated that he was one of the council members who urged the council to go out to bid on this in an effort to get the best price and to ensure the Borough's DPW resources were being effectively utilized. The bid, Mr. Judge stated, resulted in a low bid of approximately \$550,000. The Borough's Superintendent of Public Works, Frank Phillips, prepared an estimate of what it would cost for the Department of Public Works (DPW) to do the exact work, continued Mr. Judge, which was ultimately confirmed by the Chief Financial Officer, Robbin Kirk. The estimate, Mr. Judge stated, is \$369,000 resulting in a significant savings. Mr. Judge also spoke to the unquestionable quality of the DPW's work and expressed his support to reject the proposed labor contract.

R-13-049 - RESOLUTION - REJECTING BIDS - BOARDWALK LABOR CONTRACT

WHEREAS, a recommendation was made by the Mayor and Borough Council of the Borough of Spring Lake ("Borough") to seek a contract for the construction of the Spring Lake Boardwalk as a result of damages incurred during Superstorm Sandy (hereinafter "Project"); and

WHEREAS, the Project was properly advertised to prospective bidders in accordance with N.J.S.A. 40A:11-4 and;

WHEREAS, bids were received on January 3, 2013.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Spring Lake that it hereby rejects bids received on January 3, 2013 for the construction of the Spring Lake Boardwalk.

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ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

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

R-13-050 - RESOLUTION – APPROVAL OF BILLS – FEBRUARY 26, 2013

WHEREAS, the Borough of Spring Lake received certain claims against it by way of vouchers received during the period ending February 26, 2013, 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.

	<u>SUMMARY</u>
CURRENT FUND (1)	328,329.08
GENERAL CAPITAL (4)	9,619.00
WATER/SEWER OPERATING (9)	6,326.65
DOG TRUST (13)	132.60
SPRING LAKE TRUST (15)	363.75
RECREATION (25)	3,379.90
BEACH OPERATING (81)	127,332.09
POOL OPERATING (91)	1,265.04
TOTAL	\$476,748.11

ROLL CALL:

AYES: Mr. Drasheff, Mr. Fay, Mrs. Venables, Mr. Jordan, Mr. Judge, Mrs. Reilly

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

Public Comments

Eleanor Twomey, 108 Vroom Avenue, asked for an update on Mr. Dempsey. Mayor Naughton reported that the news is positive and the Borough expects him to return on a part-time basis after March 1, 2013.

Harry Zarb asked if there was any new news in connection with the pipes in Lake Como. Mayor Naughton stated that they expect SMRSA to go out to bid soon for a proposal for the long-term solution and agreed to get an update for the next meeting. The Mayor further stated that until the pipes are repaired it's conceivable that there may be the need to have the pipes in place over Ocean Avenue.

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Adjournment

Mrs. Venables offered a motion to adjourn the meeting, seconded by Mrs. Reilly
All in favor. None opposed.

Time of Adjournment: 9:48 P.M.

Respectfully submitted,

JANE L. GILLESPIE
Borough Clerk

Approved at a meeting held on: